

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

H.B. 1198  
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40630-MKa-250

Short Title: Prohibit Confucius Institute/Higher Ed. (Public)

Sponsors: Representatives Saine, D. Hall, and Hastings (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROHIBIT A CONSTITUENT INSTITUTION FROM HOSTING A  
3 CONFUCIUS INSTITUTE, TO PROHIBIT A PRIVATE INSTITUTION OF HIGHER  
4 EDUCATION THAT HOSTS A CONFUCIUS INSTITUTE FROM RECEIVING OR  
5 BENEFITING FROM STATE FUNDS, AND TO APPROPRIATE FUNDS TO  
6 CONSTITUENT INSTITUTIONS TO TRANSITION CURRICULUM.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 116-11 is amended by adding a new subdivision to read:

9 "(4d) The Board of Governors shall adopt a policy prohibiting any constituent  
10 institution from hosting a Confucius Institute, as defined in the John S.  
11 McCain National Defense Authorization Act for Fiscal Year 2019, P.L.  
12 115-232, at the constituent institution as part of its course of study, cultural  
13 programming, or community outreach activities."

14 **SECTION 2.** G.S. 116-283 reads as rewritten:

15 **"§ 116-283. Administration; loss of eligibility for use of scholarships at an institution;**  
16 **unexpended scholarship funds do not revert.**

17 (a) The scholarships provided for in this Article shall be administered by the Authority  
18 under rules adopted by the Authority in accordance with the provisions of this Article.

19 (a1) The Authority shall adopt a rule that an otherwise eligible private postsecondary  
20 institution shall lose eligibility for students to use a scholarship awarded pursuant to this Article  
21 at the institution if the institution hosts a Confucius Institute, as defined in the John S. McCain  
22 National Defense Authorization Act for Fiscal Year 2019, P.L. 115-232, at the institution as part  
23 of its course of study, cultural programming, or community outreach activities. The Authority  
24 shall require that all eligible private postsecondary institutions report to the Authority on whether  
25 the institutions host a Confucius Institute prior to disbursing scholarship funds to the institutions  
26 on behalf of students receiving scholarships under this Article.

27 (b) The Authority may use up to one and one-half percent (1.5%) of the funds  
28 appropriated for scholarships under this Article for administrative purposes.

29 (c) Scholarship funds unexpended shall remain available for future scholarships to be  
30 awarded under this Article."

31 **SECTION 3.** Notwithstanding any provision of law, beginning with the 2020-2021  
32 fiscal year and subsequent fiscal years thereafter, no State agency responsible for the allocation  
33 of State funds to a private college or university shall allocate those State funds to a private college  
34 or university that hosts a Confucius Institute, as defined in the John S. McCain National Defense  
35 Authorization Act for Fiscal Year 2019, P.L. 115-232, at the college or university as part of its  
36 course of study, cultural programming, or community outreach activities.



1           **SECTION 4.** There is appropriated from the General Fund to the Board of Governors  
2 of The University of North Carolina the sum of one hundred fifty thousand dollars (\$150,000) in  
3 nonrecurring funds for the 2020-2021 fiscal year to be allocated to any constituent institution that  
4 is transitioning from hosting a Confucius Institute to developing an alternative curriculum  
5 program for Chinese language instruction in compliance with this act.

6           **SECTION 5.** This act becomes effective July 1, 2020, and applies beginning with  
7 the 2020-2021 academic year.