

119TH CONGRESS
1ST SESSION

S. 2555

To improve student and exchange visitor visa programs.

IN THE SENATE OF THE UNITED STATES

JULY 30, 2025

Mr. TUBERVILLE introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To improve student and exchange visitor visa programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Student Visa Integrity
5 Act of 2025”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) SEVIS.—The term “SEVIS” means the
9 Student and Exchange Visitor Information System
10 of the Department of Homeland Security.

1 (2) SEVP.—The term “SEVP” means the Stu-
 2 dent and Exchange Visitor Program of the Depart-
 3 ment of Homeland Security.

4 **SEC. 3. INCREASED CRIMINAL PENALTIES.**

5 Section 1546(a) of title 18, United States Code, is
 6 amended by striking “10 years” and inserting “15 years
 7 (if the offense was committed by an owner, official, em-
 8 ployee, or agent of an educational institution with respect
 9 to such institution’s participation in the Student and Ex-
 10 change Visitor Program), 10 years”.

11 **SEC. 4. ACCREDITATION OF ACADEMIC INSTITUTIONS.**

12 The Immigration and Nationality Act (8 U.S.C. 1101
 13 et seq.) is amended—

14 (1) in section 101(a) (8 U.S.C. 1101(a))—

15 (A) in paragraph (15)(F)(i)—

16 (i) by striking “section 214(l)” and
 17 inserting “section 214(m)”;

18 (ii) by inserting “language training
 19 program,” after “elementary school,”;

20 (iii) by striking “or in an accredited
 21 language training program”; and

22 (iv) by striking “Attorney General”
 23 each place such term appears and inserting
 24 “Secretary of Homeland Security”; and

25 (B) by striking paragraph (52); and

1 (2) in section 214(m) (8 U.S.C. 1184(m)), by
2 adding at the end the following:

3 “(3)(A) The Secretary of Homeland Security or Sec-
4 retary of State, as appropriate, shall require accreditation
5 of an academic institution (except for a public elementary
6 or secondary school), language training program, or any
7 program of study for which approval under subparagraph
8 (F) or (M) of section 101(a)(15), or designation under
9 section 101(a)(15)(J), is sought or has been granted.

10 “(B) In this paragraph, the term ‘accreditation’
11 means accreditation by an accrediting agency recognized
12 by the Secretary of Education.

13 “(4)(A) The Secretary of Homeland Security, in the
14 Secretary’s discretion, may waive the accreditation re-
15 quirement under paragraph (3) if—

16 “(i) the academic institution concerned is other-
17 wise in compliance with subparagraph (F), (J), or
18 (M) of section 101(a)(15), as applicable, and section
19 641 of the Illegal Immigration Reform and Immig-
20 rant Responsibility Act of 1996 (8 U.S.C. 1372);

21 “(ii) an appropriate accrediting agency recog-
22 nized by the Secretary of Education is able to pro-
23 vide such accreditation; and

24 “(iii) on the date of enactment of this para-
25 graph, the academic institution concerned has been

1 a candidate for accreditation for not less than 1 year
 2 and continues to make appropriate progress toward
 3 accreditation by an accrediting agency recognized by
 4 the Secretary of Education.

5 “(B) A waiver granted under this paragraph may not
 6 be valid for a period longer than 1 year. Such waiver may
 7 be extended in 1-year increments, provided the academic
 8 institution concerned continues to satisfy the requirements
 9 of subparagraph (A), up to the maximum length of time
 10 an academic institution may remain a candidate for ac-
 11 creditation with the recognized accrediting agency.

12 “(C) The Secretary of Homeland Security shall main-
 13 tain and publish a current list of all academic institutions
 14 that have been granted a waiver under this paragraph.”.

15 **SEC. 5. REPORTING PAYMENT OF TUITION.**

16 Section 641(c)(1) of the Illegal Immigration Reform
 17 and Immigrant Responsibility Act of 1996 (8 U.S.C.
 18 1372(c)(1)) is amended—

19 (1) in subparagraph (G), by striking “and” at
 20 the end;

21 (2) in subparagraph (H), by striking the period
 22 at the end and inserting a semicolon; and

23 (3) by adding at the end the following:

24 “(I) the date on which full tuition has been
 25 paid by the alien.”.

1 **SEC. 6. DISCLOSURE OF SCHOOL AFFILIATION WITH THE**
2 **GOVERNMENT OF THE PEOPLE'S REPUBLIC**
3 **OF CHINA.**

4 Section 641(d) of the Illegal Immigration Reform and
5 Immigrant Responsibility Act of 1996 (8 U.S.C. 1372(d))
6 is amended—

7 (1) by redesignating paragraph (2) as para-
8 graph (3); and

9 (2) by inserting after paragraph (1) the fol-
10 lowing:

11 “(2) SUPPORTING DOCUMENTS REQUIRED FOR
12 CERTIFICATION.—Institutions of higher education
13 and other approved educational institutions peti-
14 tioning for certification or recertification with the
15 Student and Exchange Visitor Program to authorize
16 the attendance of nonimmigrant students described
17 in subparagraph (F)(i) or (M)(i) of section
18 101(a)(15) of the Immigration and Nationality Act
19 (8 U.S.C. 1101(a)(15)) shall include with such peti-
20 tion—

21 “(A) final copies of any contracts, agree-
22 ments, or documentation of financial trans-
23 actions between the institution or its affiliated
24 student or faculty groups, foundations, or re-
25 lated entities and any educational, cultural, or
26 language entity that is directly or indirectly

1 funded by the Government of the People’s Re-
 2 public of China; and

3 “(B) a detailed description of any financial
 4 contributions from the Government of the Peo-
 5 ple’s Republic of China or its affiliates to any
 6 student or faculty groups affiliated with such
 7 institution.”.

8 **SEC. 7. PENALTIES FOR FAILURE TO COMPLY WITH SEVIS**
 9 **REPORTING REQUIREMENTS.**

10 Section 641 of the Illegal Immigration Reform and
 11 Immigrant Responsibility Act of 1996 (8 U.S.C. 1372),
 12 as amended by this Act, is further amended—

13 (1) in subsection (c)(1)—

14 (A) by striking “institution,,” each place
 15 such term appears and inserting “institution,”;
 16 and

17 (B) in subparagraph (D), by striking
 18 “and” at the end; and

19 (2) in subsection (d)—

20 (A) in paragraph (1)(A), by striking “insti-
 21 tution,,” and inserting “institution,”; and

22 (B) in paragraph (3), as redesignated by
 23 section 6, by striking “fails to provide the speci-
 24 fied information” and all that follows through
 25 the period at the end and inserting “does not

1 comply with all reporting requirements set forth
2 in this section, the Secretary of Homeland Se-
3 curity or Secretary of State, as applicable,
4 shall—

5 “(A) impose a monetary fine on such insti-
6 tution or program in an amount to be deter-
7 mined by the applicable Secretary that is not
8 less than \$1,000;

9 “(B)(i) suspend the authority of such insti-
10 tution or program to issue the documents de-
11 scribed in paragraph (1)(B), such as the Form
12 I-20 or DS-2019, until the date on which all
13 such reporting requirements are met; or

14 “(ii)(I) in the case of an approved institu-
15 tion of higher education, or other approved edu-
16 cational institution, terminate the approval of
17 such institution under subparagraph (F) or (M)
18 of section 101(a)(15) of the Immigration and
19 Nationality Act (8 U.S.C. 1101(a)(15)); and

20 “(II) in the case of a designated exchange
21 visitor program, terminate such designation;

22 “(C) if all such reporting requirements
23 have not been satisfied within the 180-day pe-
24 riod after the date on which the applicable re-
25 porting was required to have been made and

1 the penalty described in subparagraph (B)(ii)
 2 has not already been imposed, impose such pen-
 3 alty; and

4 “(D) if such noncompliance involves the in-
 5 formation or documentation described in para-
 6 graph (2), conduct an out-of-cycle review of the
 7 institution or program.”.

8 **SEC. 8. VISA FRAUD.**

9 (a) IMMEDIATE WITHDRAWAL OF SEVP CERTIFI-
 10 CATION.—Section 641(d) of the Illegal Immigration Re-
 11 form and Immigrant Responsibility Act of 1996 (8 U.S.C.
 12 1372(d)), as amended by this Act, is further amended by
 13 adding at the end the following:

14 “(4) EFFECT OF FRAUD INDICTMENT OR REA-
 15 SONABLE SUSPICION OF FRAUD.—If the Secretary of
 16 Homeland Security or the Secretary of State, as ap-
 17 propriate, knows or has reasonable grounds to be-
 18 lieve that a principal or a designated school official
 19 of an approved institution of higher education or
 20 other approved educational institution, or a prin-
 21 cipal, responsible officer, alternate responsible officer
 22 of a designated exchange visitor program, has com-
 23 mitted fraud or attempted to commit fraud relating
 24 to any aspect of the program described in subsection
 25 (a)(1), or if such principal, designated school offi-

1 cial, or responsible officer or alternate responsible
 2 officer, is indicted for such fraud, the relevant Sec-
 3 retary may immediately, in the Secretary’s discre-
 4 tion, impose any of the following sanctions:

5 “(A)(i) In the case of an approved institu-
 6 tion of higher education, or other approved edu-
 7 cational institution, suspension, without prior
 8 notice, of the approval of such institution under
 9 subparagraph (F) or (M) of section 101(a)(15)
 10 of the Immigration and Nationality Act (8
 11 U.S.C. 1101(a)(15)).

12 “(ii) In the case of a designated exchange
 13 visitor program, suspension, without prior no-
 14 tice, of such designation.

15 “(B) Suspension of such official’s, respon-
 16 sible officer’s, or alternate responsible officer’s
 17 access to databases or systems implementing
 18 the program described in subsection (a)(1).

19 “(C) Suspension of the authority of such
 20 institution or program to issue the documents
 21 described in paragraph (1)(B).”.

22 (b) EFFECT OF CONVICTION FOR STUDENT VISA
 23 FRAUD.—Section 641(d) of the Illegal Immigration Re-
 24 form and Immigrant Responsibility Act of 1996 (8 U.S.C.

1 1372(d)), as amended by this Act, is further amended by
2 adding at the end the following:

3 “(5) PERMANENT DISQUALIFICATION FOR CON-
4 VICTIONS.—A principal or a designated school offi-
5 cial at an approved institution of higher education or
6 other approved educational institution, or a principal
7 or a responsible officer or alternate responsible offi-
8 cer at a designated exchange visitor program, shall
9 be permanently disqualified from participation in the
10 program described in paragraph (1) and perma-
11 nently ineligible to submit a petition for approval of
12 such institution under subparagraph (F) or (M) of
13 section 101(a)(15) of the Immigration and Nation-
14 ality Act (8 U.S.C. 1101(a)(15)) if he or she is con-
15 victed of a violation, punishable by a term of impris-
16 onment of more than 1 year, of any of the following:

17 “(A) Section 274 of the Immigration and
18 Nationality Act (8 U.S.C. 1324) (relating to
19 unlawful bringing of aliens into the United
20 States).

21 “(B) Section 1546 of title 18, United
22 States Code (relating to fraud and misuse of
23 visas, permits, and other documents) relating to
24 an academic institution’s participation in the
25 Student and Exchange Visitor Program.

1 “(C) Chapter 37 of title 18, United States
2 Code (relating to espionage and censorship).

3 “(D) Chapter 77 of title 18, United States
4 Code (relating to peonage, slavery and traf-
5 ficking in persons).

6 “(E) Chapter 117 of title 18, United
7 States Code (relating to transportation for ille-
8 gal sexual activity and related crimes).”.

9 **SEC. 9. ELIGIBILITY REVIEWS AND PROGRAM INTEGRITY.**

10 (a) IN GENERAL.—Section 641(d) of the Illegal Im-
11 migration Reform and Immigrant Responsibility Act of
12 1996 (8 U.S.C. 1372(d)), as amended by this Act, is fur-
13 ther amended by adding at the end the following:

14 “(6) ELIGIBILITY REVIEW REQUIREMENT.—

15 “(A) IN GENERAL.—An individual may not
16 serve as a principal or designated school official
17 at an approved institution of higher education
18 or other approved educational institution, or as
19 a principal, responsible officer, or alternate re-
20 sponsible officer at a designated exchange vis-
21 itor program, or be granted access to any data-
22 base or system implementing the program de-
23 scribed in subsection (a)(1) unless the indi-
24 vidual is a citizen or national of the United
25 States or an alien lawfully admitted for perma-

1 nent residence and, except as provided in sub-
2 paragraph (D), during the immediately pre-
3 ceding 4-year period—

4 “(i) the Secretary of Homeland Secu-
5 rity has—

6 “(I) conducted a thorough eligi-
7 bility review of the individual, includ-
8 ing—

9 “(aa) a review of the indi-
10 vidual’s criminal and sex offender
11 history; and

12 “(bb) a verification of the
13 individual’s immigration status;
14 and

15 “(II) determined that—

16 “(aa) the individual has, to
17 the satisfaction of the Secretary
18 of Homeland Security, been de-
19 termined eligible after the review
20 required under subclause (I);

21 “(bb) the individual has not
22 been found to have violated the
23 immigration laws; and

24 “(cc) in the discretion of the
25 Secretary of Homeland Security,

1 the individual is not a risk to
2 public safety or the national se-
3 curity of the United States; and

4 “(ii) the individual has successfully
5 completed an on-line training course on the
6 program described in subsection (a)(1) and
7 any database or system implementing such
8 program, which has been developed by the
9 Secretary.

10 “(B) DESIGNATED SCHOOL OFFICIALS AND
11 RESPONSIBLE OFFICERS.—

12 “(i) IN GENERAL.—More than one in-
13 dividual shall serve as a designated school
14 official or responsible officer, as applicable.

15 “(ii) REVIEWS BY THE SECRETARY.—
16 If an individual serving as designated
17 school official or responsible officer under
18 clause (i) does not successfully complete
19 the background check required by subpara-
20 graph (A)(i)(I), the Secretary of Homeland
21 Security shall review a representative, sta-
22 tistically significant sample of the docu-
23 ments described in paragraph (1)(B)
24 issued by such designated school official or
25 responsible officer.

1 “(iii) TERMINATION.—Notwith-
2 standing the satisfaction of an eligibility
3 review under subparagraph (A) by a prin-
4 cipal, designated school official, responsible
5 officer, or alternate responsible officer, the
6 Secretary of Homeland Security may, in
7 the discretion of the Secretary, terminate
8 or suspend such principal’s, official’s, or
9 officer’s access to databases or systems im-
10 plementing the program described in sub-
11 section (a)(1), based on information relat-
12 ing to such principal’s, official’s, or offi-
13 cer’s eligibility reviewed by the Secretary
14 at any time other than the period for eligi-
15 bility review described in subparagraph
16 (A).

17 “(C) DIRECT AND THIRD-PARTY PRO-
18 MOTERS AND RECRUITERS.—

19 “(i) RULES AND STANDARDS.—Direct
20 and third-party promoters of an approved
21 institution of higher education or other ap-
22 proved educational institution shall comply
23 with the rules and standards prescribed by
24 the Secretary of Homeland Security to

1 oversee such promotion and recruitment,
2 including—

3 “(I) registration with U.S. Immi-
4 gration and Customs Enforcement,
5 which the Secretary shall make pub-
6 licly available;

7 “(II) minimum qualifications;

8 “(III) guidelines for representing
9 study opportunities in the United
10 States, generally, and with such ap-
11 proved institutions specifically, to for-
12 eign nationals; and

13 “(IV) permissible fee arrange-
14 ments.

15 “(ii) EFFECT OF VIOLATION.—If the
16 Secretary of Homeland Security deter-
17 mines, in the Secretary’s unreviewable dis-
18 cretion, that a direct or third-party pro-
19 moter or recruiter has violated any rule or
20 standard described in clause (i), the Sec-
21 retary shall suspend or permanently bar
22 such individual from association with an
23 approved institution.

24 “(iii) COMPLIANCE.—Each approved
25 institution shall maintain a written agree-

1 ment between the approved institution and
 2 each direct or third-party promoter or re-
 3 cruiter operating on behalf of such ap-
 4 proved institution that outlines the rules
 5 and standards prescribed under clause (i).

6 “(D) DEFINITIONS.—In this paragraph:

7 “(i) PRINCIPAL.—The term ‘principal’
 8 means an individual who is considered to
 9 be an owner or in a position of substantive
 10 authority to make policy, operational, or
 11 managerial decisions affecting academic
 12 programs or the entire institution or pro-
 13 gram at an approved institution of higher
 14 education, other approved educational in-
 15 stitution, or designated exchange visitor
 16 program.

17 “(ii) SUBSTANTIVE AUTHORITY.—
 18 With respect to the position of an indi-
 19 vidual, the term ‘substantive authority’
 20 mean the individual serves as an adminis-
 21 trator, officer, board member, manager,
 22 executive, general partner, fiduciary, or in
 23 a similar position.

24 “(E) REVIEW PERIOD.—A person already
 25 serving in a position described in subparagraph

1 (A) on the date of the enactment of this para-
2 graph shall undergo an eligibility review during
3 the 5-year period immediately following such
4 date of enactment of this Act and thereafter ac-
5 cording to the timetable described in such sub-
6 paragraph.

7 “(7) FEE.—The Secretary of Homeland Secu-
8 rity is authorized to collect a fee from an approved
9 institution of higher education or other approved
10 educational institution, or designated exchange vis-
11 itor program, for each eligibility review conducted
12 under paragraph (6)(A)(i). The amount of such fee
13 shall be equal to the average amount expended by
14 the Secretary to conduct such eligibility review.

15 “(8) FINANCIAL RESPONSIBILITY.—An ap-
16 proved institution of higher education or other ap-
17 proved educational institution may require tuition
18 payment before issuing a document described in
19 paragraph (1)(B).

20 “(9) TRANSFER STUDENTS.—An approved in-
21 stitution of higher education or other approved edu-
22 cational institution may not issue a document de-
23 scribed in paragraph (1)(B) to an alien student
24 seeking to transfer from one approved institution to
25 another.

1 “(10) COMMITMENT TO MAJOR OR PROGRAM.—

2 An alien student shall not have the ability to change
3 their program of study or intended major as re-
4 ported on their Form I-20.

5 “(11) AUDITS AND SITE VISITS.—Each fiscal
6 year the Secretary of Homeland Security or the Sec-
7 retary of State, as appropriate, shall perform a site
8 visit and audit of not less than 1 percent of the ap-
9 proved institutions of higher education or other ap-
10 proved educational institutions that maintain, in the
11 databases or systems implementing the program de-
12 scribed in subsection (a)(1), 1 or more students who
13 have graduated from a course of study at such insti-
14 tution.

15 “(12) EMPLOYER REQUIREMENTS.—

16 “(A) IN GENERAL.—The lawful employer
17 of an alien student described in subsection
18 (a)(1)(A) shall—

19 “(i) be registered and a participant in
20 good standing in the electronic employment
21 verification program initiated in section
22 403 of the Illegal Immigration Reform and
23 Immigrant Responsibility Act of 1996 (di-
24 vision C of Public Law 104-208; 8 U.S.C.
25 1324a note);

1 “(ii) report to the alien’s institution of
2 higher education or other approved edu-
3 cational institution—

4 “(I) the position that the alien is
5 filling;

6 “(II) the location of the alien’s
7 worksite;

8 “(III) the wage that the alien will
9 be paid; and

10 “(IV) within 48 hours—

11 “(aa) the termination of the
12 alien from the employment;

13 “(bb) the resignation of the
14 alien from employment; or

15 “(cc) the failure of the alien
16 to report for work for a period of
17 5 consecutive work days without
18 the consent of the employer; and

19 “(iii) as a condition precedent of such
20 employment, attest under penalty of per-
21 jury to the Secretary of Labor that—

22 “(I) the student will not replace
23 a full-time or part-time United States
24 worker (as defined in section
25 212(t)(4) of the Immigration and Na-

1 tionality Act (8 U.S.C. 1182(t)(4)));

2 and

3 “(II) the terms and conditions of
4 the employment, including duties,
5 hours, and compensation, are com-
6 mensurate with terms and conditions
7 applicable to the employer’s similarly
8 situated United States workers in the
9 area of employment.

10 “(B) LIMITATION ON EMPLOYMENT AU-
11 THORIZATION.—The Secretary of Homeland Se-
12 curity shall not grant employment authorization
13 to an alien student described in subsection
14 (a)(1)(A)—

15 “(i) during a period of at least 1 year
16 to work for, either directly or indirectly, an
17 employer that the Secretary of Labor has
18 found to have failed to meet the require-
19 ments under clause (i) or (ii) of subpara-
20 graph (A);

21 “(ii) during a period of at least 3
22 years to work for, either directly or indi-
23 rectly, an employer that the Secretary of
24 Labor has found to have failed to meet the

requirements under clause (iii) of subparagraph (A); and

“(iii) during a period of at least 10 years to work for, either directly or indirectly, an employer that the Secretary of Labor has found, after notice and opportunity for a hearing, to have willfully failed to meet the requirements under clause (iii) of subparagraph (A).”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date that is 1 year after the date of the enactment of this Act.

SEC. 10. REVOCATION OF AUTHORITY TO ISSUE A VISA ELIGIBILITY DOCUMENT TO NONIMMIGRANT STUDENTS OF UNCERTIFIED FLIGHT TRAINING PROVIDERS.

Immediately upon the enactment of this Act, the Secretary of Homeland Security shall prohibit any flight training provider from receiving SEVP certification and rescind the SEVP certification of any flight training provider if the flight training provider has not been certified to the satisfaction of the Secretary and by the Federal Aviation Administration pursuant to part 141 or part 142 of title 14, Code of Federal Regulations (or successor regulations).

1 **SEC. 11. REVOCATION OF ACCREDITATION.**

2 (a) NOTIFICATION.—An accrediting agency or asso-
3 ciation that is required to notify the Secretary of Edu-
4 cation and the appropriate State licensing or authorizing
5 agency of the final denial, withdrawal, suspension, or ter-
6 mination of accreditation of an institution pursuant to sec-
7 tion 496 of the Higher Education Act of 1965 (20 U.S.C.
8 1099b) shall also notify the Secretary of Homeland Secu-
9 rity and Secretary of State of such determination within
10 30 days of such withdrawal, suspension, or termination.

11 (b) TERMINATION OF APPROVAL.—Upon receipt of
12 the notification described in paragraph (1), the Secretary
13 of Homeland Security shall terminate the approval of such
14 institution under subparagraph (F) or (M) of section
15 101(a)(15) of the Immigration and Nationality Act (8
16 U.S.C. 1101(a)(15)).

17 **SEC. 12. TRACKING NONIMMIGRANT ALIENS ENGAGED IN**
18 **STUDY IN THE UNITED STATES.**

19 Subparagraph (A) of section 641(a)(1) of the Illegal
20 Immigration Reform and Immigrant Responsibility Act of
21 1996 (8 U.S.C. 1372(a)(1)) is amended to read as follows:

22 “(A)(i) have the status, or are applying for
23 the status—

24 “(I) of a nonimmigrant under sub-
25 paragraph (F), (J), or (M) of section

1 1101(a)(15) of the Immigration and Na-
 2 tionality Act (8 U.S.C. 1101(a)(15)); or

3 “(II) of a nonimmigrant under the
 4 immigration laws (as defined in section
 5 101(a) of the Immigration and Nationality
 6 Act (8 U.S.C. 1101(a))) and are pursuing
 7 or intend to pursue a full course of study
 8 at an institution or language training pro-
 9 gram described in subparagraph (F) or
 10 (M) of section 101(a)(15) of the Immigra-
 11 tion and Nationality Act (8 U.S.C.
 12 1101(a)(15)); and”.

13 **SEC. 13. LANGUAGE STUDY AND FLIGHT TRAINING IN STU-**
 14 **DENT STATUS.**

15 Section 214(m) of the Immigration and Nationality
 16 Act (8 U.S.C. 1184(m)), as amended by this Act, is fur-
 17 ther amended by adding at the end the following:

18 “(5) LANGUAGE STUDY AND FLIGHT TRAIN-
 19 ING.—

20 “(A) IN GENERAL.—

21 “(i) An alien seeking to participate in
 22 a language training program may do so
 23 only in the status of a nonimmigrant under
 24 subparagraph (F), (J), or (M) of section
 25 101(a)(15).

1 “(ii) An alien seeking to participate in
 2 a flight training program may do so only
 3 in the status of a nonimmigrant under
 4 subparagraph (F) or (M) of section
 5 101(a)(15).

6 “(B) EXCEPTION.—The requirement in
 7 subparagraph (A)(ii) shall not apply to occupa-
 8 tional training or a refresher or continuing edu-
 9 cation course or seminar, where such training,
 10 course, or seminar is short-duration and nec-
 11 essary to maintain a previously obtained certifi-
 12 cation or rating, or otherwise professionally re-
 13 quired.”.

14 **SEC. 14. PROHIBITION ON FLIGHT TRAINING AND NUCLEAR**
 15 **STUDIES FOR NATIONALS OF COUNTRIES OF**
 16 **CONCERN.**

17 (a) IN GENERAL.—The Secretary of State shall deny
 18 a visa to, and the Secretary of Homeland Security shall
 19 not admit, grant status to, or parole into the United
 20 States, any alien—

21 (1) who is a citizen of—

22 (A) Afghanistan, Iran, Iraq, Libya, or
 23 Syria; or

24 (B) any country designated by the Sec-
 25 retary of State under section 6(j) of the Export

1 Administration Act of 1979 (50 U.S.C. 2405)
2 (as continued in effect under the International
3 Emergency Economic Powers Act (50 U.S.C.
4 1701 et seq.)), section 40 of the Arms Export
5 Control Act (22 U.S.C. 2780), section 620A of
6 the Foreign Assistance Act of 1961 (22 U.S.C.
7 2371), or any other provision of law, as a coun-
8 try the government of which has repeatedly pro-
9 vided support of acts of international terrorism;
10 and

11 (2)(A) who is an applicant for a visa and who
12 the Secretary of State determines seeks to enter the
13 United States—

14 (i) to participate in coursework at an insti-
15 tution of higher education (as defined in section
16 101(a) of the Higher Education Act of 1965
17 (20 U.S.C. 1001(a))) to prepare the alien for a
18 career in—

19 (I) the energy sector of Iran; or

20 (II) nuclear science, nuclear engineer-
21 ing, or a related field; or

22 (ii) to participate in coursework or training
23 relating to or otherwise engage in flight train-
24 ing, aviation maintenance, or flight operations;

1 (B) who is applying for admission to the United
2 States and who the Secretary of Homeland Security
3 determines seeks to participate in coursework, train-
4 ing, or activities described in subparagraph (A);

5 (C) who is in the United States and who the
6 Secretary of Homeland Security determines is apply-
7 ing to change or extend status to participate in such
8 coursework, training, or activities; or

9 (D) who is in the United States and authorized
10 to study, and who the Secretary of Homeland Secu-
11 rity determines is participating in such coursework,
12 training, or activities or seeks to change his or her
13 field of study to participate in such coursework,
14 training, or activities.

15 (b) TERMINATION OF STATUS.—The Secretary of
16 Homeland Security shall terminate the nonimmigrant sta-
17 tus, or otherwise revoke the authorization to remain in the
18 United States, of any alien described in subsection (a) who
19 is physically present in the United States.

20 (c) COUNTRIES OF CONCERN.—

21 (1) IN GENERAL.—The Secretary of Homeland
22 Security may, in the discretion of the Secretary of
23 Homeland Security, and in consultation with the
24 Secretary of State and the Director of National In-
25 telligence, designate additional countries the nation-

1 als of which are subject to the restrictions described
2 in subsection (a).

3 (2) CONSIDERATIONS.—In making a designa-
4 tion under paragraph (1), the Secretary of Home-
5 land Security shall consider whether—

6 (A) the presence of an alien in the country
7 or area concerned increases the likelihood that
8 the alien is a credible threat to the national se-
9 curity of the United States;

10 (B) a foreign terrorist organization has a
11 significant presence in the country or area; and

12 (C) the country or area is a safe haven for
13 terrorists.

14 (3) REVIEW.—Not less frequently than annu-
15 ally, the Secretary of Homeland Security shall con-
16 duct a review of each designation made under para-
17 graph (1).

18 (d) REPEAL.—Section 501 of the Iran Threat Reduc-
19 tion and Syria Human Rights Act of 2012 (22 U.S.C.
20 8771) is repealed.

21 **SEC. 15. EXCLUSION OF CITIZENS OF ADVERSARIAL COUN-**
22 **TRIES FROM SEEKING EDUCATION IN THE**
23 **UNITED STATES.**

24 (a) IN GENERAL.—The Secretary of State shall deny
25 a visa to, and the Secretary of Homeland Security shall

1 exclude from the United States, any alien who is a citizen
 2 of a country that has been determined to be a foreign ad-
 3 versary that the Secretary of State determines seeks to
 4 enter the United States to participate in coursework at
 5 an institution of higher education (as defined in section
 6 101(a) of the Higher Education Act of 1965 (20 U.S.C.
 7 1001(a))).

8 (b) FOREIGN ADVERSARY COUNTRY LIST.—The fol-
 9 lowing countries are considered to be foreign adversaries,
 10 as determined by the Secretary of State:

11 (1) The People’s Republic of China, including
 12 the Hong Kong Special Administrative Region and
 13 the Macau Special Administrative Region (commonly
 14 known as “China”).

15 (2) The Republic of Cuba (commonly known as
 16 “Cuba”).

17 (3) The Islamic Republic of Iran (commonly
 18 known as “Iran”).

19 (4) The Democratic People’s Republic of Korea
 20 (commonly known as “North Korea”).

21 (5) The Russian Federation (commonly known
 22 as “Russia”).

23 (6) Venezuela under Venezuelan politician
 24 Nicolás Maduro (commonly known as the “Maduro
 25 Regime”).

1 (7) Any other country identified by the Sec-
2 retary of State that—

3 (A) may pose a threat to the United
4 States; or

5 (B) may be inclined to steal research in a
6 manner that could threaten United States na-
7 tional security.

8 (c) APPLICABILITY.—Subsection (a) applies with re-
9 spect to visa applications filed on or after the date of the
10 enactment of this Act.

11 **SEC. 16. REQUIREMENT THAT STUDENTS HAVE A DEFINITE**
12 **END-DATE FOR AUTHORIZED PERIOD OF**
13 **STAY.**

14 Section 235(a) of the Immigration and Nationality
15 Act (8 U.S.C. 1225(a)) is amended by adding at the end
16 the following:

17 “(6) PERIOD OF AUTHORIZED STAY.—

18 “(A) IN GENERAL.—Aliens admitted to the
19 United States under subparagraph (F), (J), or
20 (M) of section 101(a)(15) to pursue a course of
21 study shall be admitted by the Secretary of
22 Homeland Security for a definite period of au-
23 thorized stay not to exceed the shorter of the
24 length of their program or 4 years, plus the
25 post-study period under subparagraph (B), and

1 shall be issued documentation stating the end
2 date of the alien's period of stay in the United
3 States, subject to the following exceptions:

4 “(i) Aliens subject to the limitations
5 described in subparagraph (D) may be ad-
6 mitted only for the applicable period under
7 that subparagraph.

8 “(ii) Aliens whose course of study is
9 in a language training program are re-
10 stricted to an aggregate total of 2 years of
11 language study, including any school
12 breaks and annual vacations.

13 “(iii) Aliens who are granted status
14 under section 101(a)(15)(F)(iii) as border
15 commuter students may be admitted only
16 for the semester or term dates for the stu-
17 dent's current term of study.

18 “(iv) Aliens who are granted status
19 under subparagraph (F) or (J) of section
20 101(a)(15) to attend a public high school
21 are restricted to an aggregate of not more
22 than 1 year to complete their course of
23 study, including any school breaks and an-
24 nual vacations.

1 “(v) The authorized period of stay for
2 dependents admitted under subparagraph
3 (F), (J), or (M) of section 101(a)(15) may
4 not exceed the authorized period of stay of
5 the principal alien.

6 “(B) POST-STUDY PERIOD.—The period of
7 stay granted an alien admitted under subpara-
8 graph (F), (J), or (M) of section 101(a)(15)
9 shall include a 30-day period immediately after
10 the conclusion of the alien’s course of study to
11 prepare for departure from the United States,
12 or to otherwise maintain status, except that
13 border commuter students and, notwithstanding
14 the end date provided on the documentation de-
15 scribed in subparagraph (A), students who fail
16 to maintain a full course of study or otherwise
17 fail to maintain status are not eligible for the
18 additional 30-day period of stay. Such 30-day
19 period shall also be authorized for alien stu-
20 dents enrolled at academic institutions whose
21 approval under subparagraph (F) or (M) of sec-
22 tion 101(a)(15) has been terminated pursuant
23 to section 641(d) of the Illegal Immigration Re-
24 form and Immigrant Responsibility Act of 1996
25 (8 U.S.C. 1372(d)), except if the Secretary of

1 Homeland Security knows or has reasonable
2 ground to believe the alien was a knowing par-
3 ticipant in the conduct that led to the termi-
4 nation of such institution's approval.

5 “(C) EXTENSION OF STAY.—An alien ad-
6 mitted to the United States under subpara-
7 graph (F), (J), or (M) of section 101(a)(15)
8 may apply to extend his or her stay, subject to
9 the limitations described in subparagraphs (A)
10 and (D).

11 “(D) LIMITATIONS ON PERIOD OF ADMIS-
12 SION.—

13 “(i) IN GENERAL.—Subject to the dis-
14 cretion of the Secretary of Homeland Secu-
15 rity, aliens seeking admission under sub-
16 paragraph (F), (J), or (M) of section
17 101(a)(15) in the categories described in
18 clause (ii) may be admitted only for not
19 more than 2 years, or the program end
20 date, whichever is shorter, and may be eli-
21 gible for extensions of stay only for addi-
22 tional periods of up to 2 years each, or
23 until the program end date, whichever is
24 shorter.

1 “(ii) CATEGORIES DESCRIBED.—The
2 categories described in this clause are the
3 following:

4 “(I) ALIENS FROM CERTAIN
5 COUNTRIES OF CONCERN.—Aliens
6 who were born in or are citizens of
7 countries designated by the Secretary
8 of State under section 6(j) of the Ex-
9 port Administration Act of 1979 (50
10 U.S.C. 2405) (as continued in effect
11 under the International Emergency
12 Economic Powers Act (50 U.S.C.
13 1701 et seq.)), section 40 of the Arms
14 Export Control Act (22 U.S.C. 2780),
15 section 620A of the Foreign Assist-
16 ance Act of 1961 (22 U.S.C. 2371),
17 or any other provision of law, as a
18 country the government of which has
19 repeatedly provided support of acts of
20 international terrorism, or who are
21 citizens of countries with a student
22 and exchange visitor total overstay
23 rate greater than 10 percent.

24 “(II) SCHOOLS NOT PARTICI-
25 PATING IN E-VERIFY.—

1 “(aa) IN GENERAL.—Aliens
2 who have been accepted to and
3 seek admission to attend, or con-
4 tinue attendance, at an edu-
5 cational institution that is not
6 enrolled in the electronic employ-
7 ment verification program initi-
8 ated in section 403 of the Illegal
9 Immigration Reform and Immi-
10 grant Responsibility Act of 1996
11 (division C of Public Law 104–
12 208; 8 U.S.C. 1324a note), or if
13 enrolled, is not a participant in
14 good standing in such verification
15 program, as determined by the
16 Secretary of Homeland Security.

17 “(bb) PARTICIPANTS IN
18 GOOD STANDING.—Educational
19 institutions that are participants
20 in good standing in a verification
21 program described in item (aa)
22 are education institutions that
23 are—

24 “(AA) enrolled in such
25 verification program with re-

1 spect to all of the institu-
2 tion's hiring sites in the
3 United States at the time of
4 the alien's admission under
5 subparagraph (F), (J), or
6 (M) of section 101(a)(15)
7 or, if the alien has already
8 been admitted at the time
9 this paragraph has gone into
10 effect, at the time the alien
11 files with the Secretary an
12 application for an extension
13 of or change to status under
14 such subparagraph; and

15 “(BB) in compliance
16 with all requirements of
17 such verification program,
18 including by verifying the
19 employment eligibility of
20 newly hired employees in the
21 United States, and con-
22 tinuing to be participants in
23 good standing in the pro-
24 gram at any time during
25 which an alien is pursuing a

1 full-course of study at the
2 educational institution.

3 “(III) ALIENS WITH A 4-YEAR
4 PERIOD OF ADMISSION WHO BECOME
5 SUBJECT TO A 2-YEAR MAXIMUM PE-
6 RIOD OF ADMISSION.—If an alien was
7 admitted in F status for a 4-year pe-
8 riod of admission, but the Secretary
9 of State makes a designation under
10 an authority referenced in subclause
11 (I) that would subject the alien to the
12 2-year maximum period of admission,
13 then the alien may remain in the
14 United States for the remainder of
15 the 4-year period; however, if the alien
16 departs the United States or other-
17 wise be required apply for admission
18 or an extension of stay, the alien shall
19 become subject to the 2-year limita-
20 tion.

21 “(E) INTERVIEWS.—

22 “(i) IN GENERAL.—The Secretary of
23 Homeland Security shall, in coordination
24 with the Attorney General and the Direc-
25 tor of National Intelligence, conduct an

1 interview, in-person and not by means of
2 remote or virtual technology, of any
3 alien—

4 “(I)(aa) admitted to the United
5 States under subparagraph (F), (J),
6 or (M) of section 101(a)(15) and
7 seeking extension of such status;

8 “(bb) applying for a change of
9 status to status under subparagraph
10 (F), (J), or (M) of section 101(a)(15);
11 or

12 “(cc) in nonimmigrant status and
13 pursuing a course of study, and who
14 is applying for an extension of such
15 status; and

16 “(II)(aa) who is a national of a
17 country, described in subparagraph
18 (D)(ii)(I), that has been designated by
19 the Secretary of State as a country
20 the government of which has repeat-
21 edly provided support of acts of inter-
22 national terrorism;

23 “(bb) who has been the subject of
24 a security advisory opinion, including
25 a visas mantis, or other security

1 screening process relating to the
2 transfer of sensitive technology or in-
3 formation;

4 “(cc) who, since the date of the
5 admission of the alien, has changed
6 his or her field of study to a field that
7 would require the initiation of a secu-
8 rity screening process relating to the
9 transfer of sensitive technology or in-
10 formation were the alien applying for
11 admission;

12 “(dd) who is described in section
13 212(a)(3); or

14 “(ee) who is in a class of aliens
15 described in subclause (I)(aa) des-
16 ignated by the Secretary of Homeland
17 Security, in coordination with the At-
18 torney General and the Director of
19 National Intelligence, and who are na-
20 tionals of a country about which the
21 Secretary, the Attorney General, or
22 the Director of National Intelligence
23 has concern poses a significant eco-
24 nomic or technological espionage
25 threat to the United States.

“(ii) INTERAGENCY COOPERATION ON INTERVIEWS.—The Secretary of Homeland Security shall—

“(I) inform the Attorney General and the Director of National Intelligence of interviews the Secretary of Homeland Security plans to conduct under this subparagraph; and

“(II) shall authorize officials of the Department of Justice or the Directorate of National Intelligence, or both, to participate in such interviews.”.

SEC. 17. ONLINE STUDY.

Section 214(m) of the Immigration and Nationality Act (8 U.S.C. 1184(m)), as amended by this Act, is further amended by adding at the end the following new paragraph:

“(6) ONLINE EDUCATION.—

“(A) ONLINE EDUCATION ALLOWANCE PER SESSION.—

“(i) IN GENERAL.—Not more than 10 percent of the time spent by the alien student in class or of the credits earned by the student per session may be counted to-

ward the full course of study requirement under subparagraph (F) or (M) of section 101(a)(15) if the class is taken online or through distance education and does not require the student's physical attendance for classes, examination, or other purposes integral to completion of the course of study.

“(ii) PROHIBITION.—An alien may not be admitted under section 101(a)(15)(J) for the purpose of study, or granted a change of status to status under such section for such purpose, if more than 10 percent of the time to be spent by the alien in class or of the credits earned by the student per session is to be taken online or through distance education and does not require the student's physical attendance for classes, examination, or other purposes integral to completion of the course of study.

“(B) TOTAL ONLINE EDUCATION ALLOWANCE.—For any program of study, not more than 10 percent of the total time spent in class by an alien student, or of the credits earned by

the student, in status under subparagraph (F) or (M) of section 101(a)(15), or in status under section 101(a)(15)(J) for the purpose of study, may be for classes taken online or through distance education that do not require the student's physical attendance for classes, examination, or other purposes integral to completion of the course of study.

“(C) ONLINE CLASSES.—For purposes of this paragraph, if more than 50 percent of a class is conducted online, the entire class shall be considered an online class.”.

SEC. 18. CLARIFICATION OF DATA RELEASE EXEMPTION.

Section 641 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1372) is amended—

(1) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (G), by striking “and” at the end;

(ii) in subparagraph (H), by striking the period and inserting “; and”; and

(iii) by adding at the end the following new subparagraph:

1 “(I) any other information the Secretary of
2 Homeland Security considers necessary.”; and

3 (B) in paragraph (2), by adding at the end
4 the following: “Approved institutions of higher
5 education or other approved educational institu-
6 tions shall release information about students
7 covered by such Act to the Department of
8 Homeland Security as part of such program or
9 upon request.”; and

10 (2) in subsection (d)(2), by inserting “auto-
11 matically” before “revoked or denied.”.

12 **SEC. 19. CLARIFICATION OF REPORTING REQUIREMENT**
13 **DEADLINE.**

14 Section 641(a)(4) of the Illegal Immigration Reform
15 and Immigrant Responsibility Act of 1996 (8 U.S.C.
16 1372(a)(4)) is amended—

17 (1) by striking “Not later than 30 days after
18 the deadline for registering for classes for an aca-
19 demic term” and inserting “Not later than 30 days
20 after the program start date (in the case of new stu-
21 dents) or the next session start date (in the case of
22 continuing students) of an academic term”; and

23 (2) by striking “shall report to the Immigration
24 and Naturalization Service any failure of the alien to
25 enroll or to commence participation.” and inserting

1 “shall report to the Department of Homeland Secu-
 2 rity any failure to enroll or to commence participa-
 3 tion by the program start date or next session start
 4 date, as applicable.”.

5 **SEC. 20. FEE FLEXIBILITY.**

6 Section 641(e)(4)(A) of the Illegal Immigration Re-
 7 form and Immigrant Responsibility Act of 1996 (8 U.S.C.
 8 1372(e)(4)(A)) is amended—

9 (1) in the first sentence, by striking “Attorney
 10 General” and inserting “Secretary of Homeland Se-
 11 curity”;

12 (2) in the third sentence, by striking “Attorney
 13 General’s” and inserting “Secretary of Homeland
 14 Security’s”; and

15 (3) by striking the second sentence.

16 **SEC. 21. IMPLEMENTATION OF SEVIS II.**

17 (a) IN GENERAL.—Not later than 2 years after the
 18 date of the enactment of this Act, the Secretary of Home-
 19 land Security and the Secretary of State shall complete
 20 the deployment of the modernization of the Student and
 21 Exchange Visitor Information System (commonly known
 22 as “SEVIS II”), which shall address limitations in the
 23 original SEVIS application by implementing improve-
 24 ments including the following:

1 (1) Development of an entirely paperless proc-
 2 ess for all activities related to the admission and
 3 tracking of nonimmigrant students.

4 (2) Development of a new, person-centric rec-
 5 ordkeeping system that will unify information about
 6 nonimmigrant students that the original SEVIS
 7 maintained in multiple records.

8 (b) RECOVERY OF COSTS.—To recover the cost of the
 9 implementation and maintenance of SEVIS II, the Sec-
 10 retary of Homeland Security and the Secretary of State
 11 may collect fees from any academic institution that—

12 (1) has been approved under subparagraph (F)
 13 or (M) of section 101(a)(15) of the Immigration and
 14 Nationality Act (8 U.S.C. 1101(a)(15));

15 (2) is designated under subparagraph (J) of
 16 such section; or

17 (3) is applying for such approval or designation.

18 **SEC. 22. GAO REPORT ON IMPLEMENTATION.**

19 Not later than December 31, 2025, the Comptroller
 20 General of the United States shall submit to the Com-
 21 mittee on the Judiciary of the Senate and the Committee
 22 on the Judiciary of the House of Representatives a report
 23 that assesses the effectiveness of implementation by the
 24 Secretary of Homeland Security of this Act and the
 25 amendments made by this Act.

1 **SEC. 23. PROHIBITION ON ISSUANCE OF VISA BEFORE RE-**
2 **VIEW OF PAMPHLET ON PROTECTIONS FOR**
3 **DOMESTIC WORKERS AND OTHER NON-**
4 **IMMIGRANTS.**

5 A visa shall not be issued under subparagraph (F),
6 (J), or (M) of section 101(a)(15) of the Immigration and
7 Nationality Act (8 U.S.C. 1101(a)(15)), to pursue a
8 course of study, until the date on which a consular officer
9 has provided to and reviewed with the applicant, in the
10 applicant's language or in a language the applicant under-
11 stands, a copy of the information and resources pamphlet
12 required by section 202 of the William Wilberforce Traf-
13 ficking Victims Protection Reauthorization Act of 2008 (8
14 U.S.C. 1375b).

○