

Regulation on Safeguarding against Foreign Adversary Influence



**Human Resources
& Purchasing Department**
Regulation No: CFE
Effective Date: 8.27.225

I. PURPOSE

This Regulation establishes requirements to protect the College's people, infrastructure, research, and information systems from foreign adversary influence, in compliance with Executive Order GA-48 (November 19, 2024).

II. SCOPE

This Regulation applies to:

- A. All College faculty, staff, administrators, and contractors.
- B. All research and operational units of the College.
- C. All vendors and service providers seeking to contract with the College.

III. DEFINITIONS

- A. Foreign Adversary Nation: Any nation designated by the U.S. Department of Commerce under 15 C.F.R. § 791.4 (currently including China, Iran, Russia, North Korea, Cuba, and Venezuela under Nicolás Maduro).
- B. Critical Infrastructure: a communication infrastructure system, cybersecurity system, infrastructure, electric grid system, hazardous waste treatment system, or water treatment facility.
- C. Covered Entity: Any company, holding company, or subsidiary bidding for contracts with College of the Mainland.

IV. REGULATION

A. Vendor and Contracting Certification Requirement

Any company submitting a bid or proposal must certify that neither the company nor its subsidiaries/holding companies is:

- 1. Listed under Section 889 of the 2019 NDAA.
- 2. Listed under Section 1260H of the 2021 NDAA.
- 3. Owned or controlled by a government/entity on the U.S. Department of Commerce's foreign adversaries list (15 C.F.R. § 791.4).

B. Prohibited Contracts

- 1. The College will not enter new contracts, renewals, or extensions with companies that fail to certify as required.
- 2. Exception: If a good/service is essential to the College's core function and no alternative exists, a contract may be approved for no longer than one year.

Last Modified By: Christine Brasher
Document Owner: VP Administration &
VP Fiscal Services

Last Modified On: 8.27.2025
Original Date: 8.27.2025

Page: 1

C. Ethics and Gift Regulation

1. Employees are prohibited from accepting gifts of any value from entities tied to foreign adversary nations.
2. Employees may not travel for professional purposes to foreign adversary nations.
3. All employees must report any approach from such entities offering gifts, travel, or incentives.

D. Employment and Hiring Requirements

1. Positions Linked to Critical Infrastructure.

Job descriptions for positions involving critical infrastructure must include:

- a) A requirement to maintain the security and integrity of infrastructure.
- b) Routine reviews (e.g., background checks, foreign affiliation screening) are required.

2. Employee Personal Travel Reporting

- a) Employees must notify Human Resources before any personal travel to a foreign adversary nation.
- b) A post-travel report (including dates and purpose of trip) must be submitted to Human Resources upon return.

3. Faculty and Research Restrictions

Faculty and staff are prohibited from participating in foreign recruitment programs sponsored by foreign adversary nations (e.g., PRC's *Thousand Talents Program*).

V. REPORTING AND DISCLOSURE

The College must submit foreign gift and contract disclosures required under Section 117 of the Higher Education Act to the Texas Higher Education Coordinating Board (THECB)

VI. ENFORCEMENT

1. Violations of this Regulation may result in:
2. Disciplinary action up to termination.
3. Contract cancellation or vendor disqualification.
4. Referral to law enforcement when required.

VII. REGULATION OWNER

Vice President for Fiscal Services/Vice President for Administration Services.

VIII. FORMS/REFERENCE/EXHIBITS

N/A.