



United States Department of State

Washington, D.C. 20520

August 13, 2020

REF: 20-1124

Mr. Gao Qing
Executive Director
Confucius Institute U.S. Center
1776 Massachusetts Avenue, NW, Suite 410
Washington, DC 20036

Dear Director Qing:

This is to notify you formally that pursuant to the enclosed Determination No. 2020-5, dated August 12, 2020, the Confucius Institute U.S. Center (CIUS), has been designated as a "foreign mission" for purposes of the Foreign Missions Act, Title 22 U.S.C. § 4301, et seq. While CIUS is not involved in diplomatic or consular activities, and its employees are not considered government officials or representatives, the Department of State has concluded that CIUS is effectively controlled by the Government of the People's Republic of China, and is therefore subject to treatment as a "foreign mission" under section 4302(a)(3) of the Act.

Consistent with this designation, the Department's Office of Foreign Missions (OFM) has further determined that CIUS shall henceforth be subject to certain terms and conditions, as set forth in this letter. Pursuant to 22 U.S.C. § 4304(b), such actions have been determined to be reasonably necessary to protect the interests of the United States and to adjust for the costs and procedures of obtaining benefits by the United States Mission to the People's Republic of China.

Effective immediately, CIUS must notify the Department of its personnel via OFM's eGov system. In order to do so, CIUS is required to designate a point of contact via email to OFM-Accreditation@state.gov, no later than August 20, 2020. OFM will coordinate with the point of contact to effectuate access to OFM's eGov system.

Effective immediately, CIUS must also notify the Department of all real property interests currently held in the United States and its territories by CIUS or by the People's Republic of China, or any subdivision thereof, and used by CIUS by letter and delivered via email to OFMProperty@state.gov, no later than August 20, 2020.

In addition, CIUS must seek approval to acquire or dispose of any additional real property in the United States by or on behalf of CIUS. Pursuant to 22 U.S.C. § 4305(a), notification of any proposed acquisition, sale or other disposition of real property in the United States must be submitted to OFM at least sixty (60) days prior to the proposed acquisition or disposition. For the purposes of this requirement, and consistent with 22 U.S.C. 4302 and 4305, the proposed acquisition or disposition of real property shall include the intended purchase, sale, lease, renewal of lease renting out, donation, acceptance by gift or devise, exchange, alteration, or change of use of any real property interest in the United States.

Letters informing OFM of current real estate holdings or requesting authorization to acquire or dispose of real property must be delivered via email to OFMProperty@state.gov and must include the following information:

1. The exact address of the property.
2. The proposed or existing use of the property.
3. The proposed transactions, i.e., purchase, lease (including lease term), sale, alteration, or expansion.
4. If applicable, a description of the proposed alteration or expansion of an existing property.

In accordance with the Foreign Missions Act, CIUS may not enter into a contract or lease agreement with respect to any real property prior to receiving a response from OFM to such requests, unless the agreement expressly states that the execution of the agreement is subject to disapproval by the Department of State. CIUS should be aware that significant financial and legal complications could result if this requirement is overlooked. Normally, OFM will be able to provide a response within two to three weeks. In some cases, however, the full sixty-day review period may be required.

CIUS personnel are not required to request approval or otherwise notify the Department prior to their acquisition of real property in the United States that is for personal use only.

As indicated in the attached Determination and until further notice, CIUS has been exempted from the prior notification requirements for travel and visits that otherwise apply to all Chinese entities designated as foreign missions, pursuant to Determination and Designation 2020-2, dated June 5, 2020 (published at 85 Federal Register 40380).

Finally, CIUS must also provide the following information to OFM in accordance with the deadlines specified below. CIUS may send the information to OFMAssistants@state.gov.

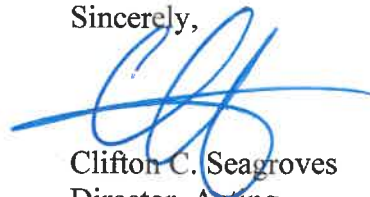
1. By October 31, 2020, prepare a report detailing all financial and other support that CIUS has provided or will provide to Confucius Institutes, Confucius Classrooms, or other educational institutions in the United States in calendar years 2018, 2019, and 2020. This report must be updated and submitted bi-annually every April 30 and October 31.
2. By October 31, 2020, provide a list of all PRC citizens referred or assigned by CIUS to a Confucius Institute or Confucius Classroom in the United States since 2016, their current citizenship or visa status, and whether and where they are currently assigned in the

United States. This report must be updated and submitted bi-annually every April 30 and October 31.

3. Provide OFM with 60 days notice prior to dispersing funds, personnel, or other resources in support of new Confucius Institutes or other educational organizations in the United States.
4. By October 31, 2020, provide OFM with courtesy copies of curriculum materials that CIUS has provided to individual Confucius Institutes and other U.S.-based educational institutions for use in calendar years 2016-2020. Courtesy copies of future curricular materials must be submitted to OFM as they are distributed.

Should CIUS have questions regarding compliance with any of these requirements, please do not hesitate to contact this office via email at OFMAssistants@state.gov. Please note, designation of CIUS as a foreign mission under the Foreign Missions Act does not relieve or exempt CIUS of its obligations under the Foreign Agents Registration Act (22 U.S.C. 611, et seq.). All such obligations remain unchanged.

Sincerely,



Clifton C. Seagroves
Director, Acting
Office of Foreign Missions