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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend the Immigration and Nationality Act to allow the Secretary of State to make available to the public records pertaining to the refusal of a visa or permit based on an alien's involvement in a violation of human rights or acts of significant corruption, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. COHEN (for himself and Mr. CHABOT) introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Immigration and Nationality Act to allow the Secretary of State to make available to the public records pertaining to the refusal of a visa or permit based on an alien's involvement in a violation of human rights or acts of significant corruption, and for other purposes.

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 "Kleptocrat Exposure  
5 Act".

1 **SEC. 2. LIMITING CONFIDENTIALITY OF RECORDS.**

2 (a) IN GENERAL.—Section 222(f) of the Immigration  
3 and Nationality Act (8 U.S.C. 1202(f)) is amended—

4 (1) in paragraph (1), by striking the period at  
5 the end and inserting a semicolon;

6 (2) in paragraph (2)(B), by striking the period  
7 at the end and inserting the following: “; and”; and

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

9 “(3) records pertaining to the refusal of a visa  
10 or permit of an individual alien, or any member of  
11 the individual alien’s immediate family who has at-  
12 tained 18 years of age, may be made available to the  
13 public at the discretion of the Secretary of State in  
14 the case that such refusal is based on credible evi-  
15 dence that—

16 “(A) the individual alien is responsible for  
17 extrajudicial killings, torture, or other gross vio-  
18 lations of internationally recognized human  
19 rights (as such term is defined in section  
20 502B(d) of the Foreign Assistance Act of 1961)  
21 committed against individuals in any foreign  
22 county who seek—

23 “(i) to expose illegal activity carried  
24 out by government officials; or

25 “(ii) to obtain, exercise, defend, or  
26 promote internationally recognized human

1 rights and freedoms, such as the freedoms  
2 of religion, expression, association, and as-  
3 sembly, and the rights to a fair trial and  
4 democratic elections;

5 “(B) the individual alien acted as an agent  
6 of or on behalf of a foreign person in a matter  
7 relating to an activity described in subpara-  
8 graph (A);

9 “(C) the individual alien is a government  
10 official, or a senior associate of such an official,  
11 that is responsible for, or complicit in, ordering,  
12 controlling, or otherwise directing, acts of sig-  
13 nificant corruption, including the expropriation  
14 of private or public assets for personal gain,  
15 corruption related to government contracts or  
16 the extraction of natural resources, bribery, or  
17 the facilitation or transfer of the proceeds of  
18 corruption to foreign jurisdictions;

19 “(D) the individual alien has materially as-  
20 sisted, sponsored, or provided financial, mate-  
21 rial, or technological support for, or goods or  
22 services in support of, an activity described in  
23 subparagraph (C); or

24 “(E) the individual alien’s entry or pro-  
25 posed activities in the United States would have

1           potentially serious adverse foreign policy con-  
2           sequences for the United States as determined  
3           by the Secretary pursuant to subparagraph (C)  
4           of section 212(a)(3).”.

5           (b) APPLICATION.—This Act and the amendments  
6           made by this Act shall apply with respect to any applica-  
7           tion for a visa or permit filed before, on, or after the date  
8           of enactment of this Act.