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

IN THE SENATE OF THE UNITED STATES

Mr. CARDIN (for himself and Mr. RUBIO) introduced the following bill; which was read twice and referred to the Committee on

A BILL

To amend the Immigration and Nationality Act to allow the Secretary of State to make available to the public certain records pertaining to the refusal of a visa or permit based on an alien's involvement in corruption, transnational repression, or human rights abuse, 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
4 SECTION 1. SHORT TITLE.
5 This Act may be cited as the “Revealing and Explain-
6 ing Visa Exclusions for Accountability and Legitimaey
7 Act” or the “REVEAL Act”. 
SEC. 2. LIMITING CONFIDENTIALITY OF RECORDS.

(a) In General.—Section 222(f) of the Immigration and Nationality Act (8 U.S.C. 1202(f)) is amended—

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

(2) in paragraph (2)(B), by striking the period at the end and inserting the following: "; and"; and

(3) by adding at the end the following:

"(3) the Secretary of State may make available to the public the identity of an individual alien determined to be inadmissible the United States pursuant to subparagraph (C) of section 212(a)(3), and the justification for the determination to refuse a visa or permit.".

(b) Application.—This Act and the amendments made by this Act shall apply with respect to any determination under section 212(a)(3)(C) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)(C)) made before, on, or after the date of enactment of this Act.

(c) Consideration of Certain Information in Revealing Bans.—In determining whether to waive confidentiality under section 222(f)(3) of the Immigration and Nationality Act, as added by subsection (a), the Secretary of State shall consider—
(1) information provided by the chairperson and ranking member of any of the appropriate congressional committees; and

(2) credible information obtained by other countries and nongovernmental organizations that monitor corruption, transnational repression, and human rights abuse.

SEC. 3. REPORTS TO CONGRESS.

(a) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, and annually thereafter, the President shall submit to the appropriate congressional committees a report that includes, for the previous year, a list of each individual that the Secretary of State determined was ineligible for an immigrant or non-immigrant visa pursuant to subparagraph (C) of section 212(a)(3) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(3)), and the justification for the determination of ineligibility.

(b) FORM OF REPORT.—

(1) IN GENERAL.—Each report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

(2) EXCEPTION.—The name of an alien to be included in the list required by subsection (a)(1)
may be submitted in the classified annex authorized by paragraph (1) only if the President—

(A) determines that it is vital for the national security interests of the United States to do so;

(B) uses the annex in a manner consistent with congressional intent and the purposes of this Act; and

(C) not later than 15 days before submitting the name in a classified annex, provides to the appropriate congressional committees notice of, and a justification for, including the name in the classified annex.

(e) Public Availability.—

(1) In general.—The unclassified portion of the report required by subsection (a) shall be made available to the public, including through publication in the Federal Register.

(2) Nonapplicability of confidentiality requirement with respect to visa records.—

The President shall publish the list required by subsection (a)(1) without regard to the requirements of section 222(f) of the Immigration and Nationality Act (8 U.S.C. 1202(f)) with respect to confiden-
tiality of records pertaining to the issuance or refusal of visas or permits to enter the United States.

(d) **Appropriate Congressional Committees Defined.**—In this section, the term “appropriate congressional committees” means—

(1) the Committee on the Judiciary and the Committee on Foreign Relations of the Senate; and

(2) the Committee on the Judiciary and the Committee on Foreign Affairs of the House of Representatives.