

117TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

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.

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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 \_\_\_\_\_

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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 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 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Revealing and Explain-  
5 ing Visa Exclusions for Accountability and Legitimacy  
6 Act” or the “REVEAL 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) the Secretary of State may make available  
10 to the public the identity of an individual alien de-  
11 termined to be inadmissible the United States pursu-  
12 ant to subparagraph (C) of section 212(a)(3), and  
13 the justification for the determination to refuse a  
14 visa or permit.”.

15 (b) APPLICATION.—This Act and the amendments  
16 made by this Act shall apply with respect to any deter-  
17 mination under section 212(a)(3)(C) of the Immigration  
18 and Nationality Act (8 U.S.C. 1182(a)(3)(C)) made be-  
19 fore, on, or after the date of enactment of this Act.

20 (c) CONSIDERATION OF CERTAIN INFORMATION IN  
21 REVEALING BANS.—In determining whether to waive con-  
22 fidentiality under section 222(f)(3) of the Immigration  
23 and Nationality Act, as added by subsection (a), the Sec-  
24 retary of State shall consider—

1           (1) information provided by the chairperson and  
2           ranking member of any of the appropriate congress-  
3           sional committees; and

4           (2) credible information obtained by other coun-  
5           tries and nongovernmental organizations that mon-  
6           itor corruption, transnational repression, and human  
7           rights abuse.

8   **SEC. 3. REPORTS TO CONGRESS.**

9           (a) **IN GENERAL.**—Not later than 120 days after the  
10          date of the enactment of this Act, and annually thereafter,  
11          the President shall submit to the appropriate congress-  
12          sional committees a report that includes, for the previous  
13          year, a list of each individual that the Secretary of State  
14          determined was ineligible for an immigrant or non-  
15          immigrant visa pursuant to subparagraph (C) of section  
16          212(a)(3) of the Immigration and Nationality Act (8  
17          U.S.C. 1182(a)(3)), and the justification for the deter-  
18          mination of ineligibility.

19          (b) **FORM OF REPORT.**—

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

23                 (2) **EXCEPTION.**—The name of an alien to be  
24                 included in the list required by subsection (a)(1)

1        may be submitted in the classified annex authorized  
2        by paragraph (1) only if the President—

3                (A) determines that it is vital for the na-  
4                tional security interests of the United States to  
5                do so;

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

9                (C) not later than 15 days before submit-  
10                ting the name in a classified annex, provides to  
11                the appropriate congressional committees notice  
12                of, and a justification for, including the name  
13                in the classified annex.

14        (c) PUBLIC AVAILABILITY.—

15                (1) IN GENERAL.—The unclassified portion of  
16                the report required by subsection (a) shall be made  
17                available to the public, including through publication  
18                in the Federal Register.

19                (2) NONAPPLICABILITY OF CONFIDENTIALITY  
20                REQUIREMENT WITH RESPECT TO VISA RECORDS.—  
21                The President shall publish the list required by sub-  
22                section (a)(1) without regard to the requirements of  
23                section 222(f) of the Immigration and Nationality  
24                Act (8 U.S.C. 1202(f)) with respect to confiden-

1 tiality of records pertaining to the issuance or re-  
2 fusal of visas or permits to enter the United States.

3 (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
4 DEFINED.—In this section, the term “appropriate con-  
5 gressional committees” means—

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

8 (2) the Committee on the Judiciary and the  
9 Committee on Foreign Affairs of the House of Rep-  
10 resentatives.