

117TH CONGRESS  
1ST SESSION

# H. R. 4557

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 or human rights abuse, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 20, 2021

Mr. COHEN (for himself, Ms. JACKSON LEE, Mr. CURTIS, Mr. PHILLIPS, Mr. CRENSHAW, Mr. CARSON, Ms. PORTER, and Ms. KAPTUR) introduced the following bill; which was referred to the Committee on the Judiciary

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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 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 to the United States  
12 pursuant to subparagraph (C) of section 212(a)(3),  
13 and the grounds on which a determination was made  
14 to refuse a 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 each of the appropriate congres-  
3 sional committees; and

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

7 **SEC. 3. REPORTS TO CONGRESS.**

8 (a) IN GENERAL.—Not later than 120 days after the  
9 date of enactment of this Act, and annually thereafter,  
10 the President shall submit to the appropriate congres-  
11 sional committees a report that includes, for the previous  
12 year—

13 (1) a list of each individual that the Secretary  
14 of State determined was ineligible for an immigrant  
15 or nonimmigrant visa pursuant to subparagraph (C)  
16 of section 212(a)(3) of the Immigration and Nation-  
17 ality Act (8 U.S.C. 1182(a)(3)); and

18 (2) a list of each individual described in para-  
19 graph (1), but for whom the Secretary of State de-  
20 termined not to make public the identity of the indi-  
21 vidual, and the grounds on which the determination  
22 of ineligibility was made.

23 (b) FORM OF REPORT.—

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

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

8                   (A) determines that it is vital for the na-  
9                   tional security interests of the United States to  
10                  do so;

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

14                  (C) not later than 15 days before submit-  
15                  ting the name in a classified annex, provides to  
16                  the appropriate congressional committees notice  
17                  of, and a justification for, including the name  
18                  in the classified annex.

19       (c) PUBLIC AVAILABILITY.—

20           (1) IN GENERAL.—The unclassified portion of  
21           the report required by subsection (a) shall be made  
22           available to the public, including through publication  
23           in the Federal Register.

24           (2) NONAPPLICABILITY OF CONFIDENTIALITY  
25           REQUIREMENT WITH RESPECT TO VISA RECORDS.—

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

7       (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
8       DEFINED.—In this section, the term “appropriate con-  
9       gressional committees” means—

- 10           (1) the Committee on the Judiciary and the  
11       Committee on Foreign Relations of the Senate; and  
12           (2) the Committee on the Judiciary and the  
13       Committee on Foreign Affairs of the House of Rep-  
14       resentatives.

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