

117TH CONGRESS
2D SESSION

H. R. 6563

To direct the Director of the Office of Management and Budget to require the disclosure of violations of Federal law with respect to human trafficking or alien smuggling, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2022

Mr. GOODEN of Texas (for himself, Mr. SESSIONS, Mr. TIFFANY, Mr. WEBER of Texas, Mr. SMITH of Missouri, Mr. KELLER, Mr. GOSAR, Mr. BURGESS, Mr. ROSENDALE, Mr. BABIN, Mr. BUDD, Mr. PFLUGER, Mr. CAWTHORN, Mrs. HARSHBARGER, Mr. CARTER of Georgia, Mr. NORMAN, Mr. TAYLOR, Mr. RODNEY DAVIS of Illinois, Mr. BACON, Ms. STEFANIK, Mr. MOORE of Alabama, and Mr. DONALDS) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Oversight and Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To direct the Director of the Office of Management and Budget to require the disclosure of violations of Federal law with respect to human trafficking or alien smuggling, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Protecting Federal
3 Funds from Human Trafficking and Smuggling Act of
4 2022”.

5 **SEC. 2. MANDATORY DISCLOSURES OF HUMAN TRAF-**
6 **FICKING AND ALIEN SMUGGLING.**

7 (a) LIMITATION ON AWARD OF FEDERAL FUNDS.—

8 (1) FUTURE RECIPIENTS.—Beginning not later
9 than 120 days after the date of the enactment of
10 this Act, no Federal funds may be awarded to a
11 non-profit entity unless such entity submits to the
12 Director of the Office of Management and Budget a
13 certification that the entity is in compliance with
14 Federal law with respect to human trafficking, alien
15 smuggling, fraud, bribery, or gratuity and has not
16 been convicted of an offense under clause (iii) or (iv)
17 of section 274(a)(1)(A) of the Immigration and Na-
18 tionality Act (8 U.S.C. 1324(a)(1)(A)(iii)(iv)).

19 (2) CURRENT AND PRIOR RECIPIENTS.—Not
20 later than 60 days after the date of the enactment
21 of this Act, each non-profit entity that is in receipt
22 of awarded Federal funds as of the date of the en-
23 actment of this Act, or was awarded Federal funds
24 prior to January 1, 2021, shall submit to the Direc-
25 tor of the Office of Management and Budget a cer-
26 tification that the entity is in compliance with Fed-

1 eral law with respect to human trafficking, alien
2 smuggling, fraud, bribery, or gratuity and has not
3 been convicted of an offense under section
4 274(a)(1)(A) of the Immigration and Nationality
5 Act (8 U.S.C. 1324(a)(1)(A)). If the entity does not
6 submit the certification, or is determined by the Di-
7 rector of the Office of Management and Budget to
8 have violated section 274(a)(1)(A) of the Immigra-
9 tion and Nationality Act (8 U.S.C. 1324(a)(1)(A)),
10 the entity shall repay any such funds awarded.

11 (b) REPORTING REQUIREMENT.—Not later than 120
12 days after the date of the enactment of this Act, the Sec-
13 retary of Homeland Security shall—

14 (1) develop a written strategy and best prac-
15 tices guide for non-profit entities to ensure they are
16 in compliance with Federal law, including how to de-
17 tect, deter, and report human trafficking and alien
18 smuggling;

19 (2) publish on the internet website of the De-
20 partment of Homeland Security information on vio-
21 lations of any non-profit entity as it pertains to com-
22 pliance with State and Federal laws with respect to
23 human trafficking, and alien smuggling; and

24 (3) develop a written strategy to improve co-
25 operation with non-profit entities, State, and Fed-

1 eral law enforcement agencies with respect to im-
2 proving cooperation on deterring, detecting, report-
3 ing, and removing aliens.

4 (c) REPORT BY COMPTROLLER GENERAL.—Not later
5 than 180 days after the date of the enactment of this Act,
6 and annually thereafter, the Comptroller General of the
7 United States shall report to Congress on each violation
8 by a non-profit entity to certify under subsection (a).

9 (d) APPLICABILITY.—The requirement under sub-
10 section (a) shall apply to any non-profit entity awarded
11 Federal funding, including a non-profit entity who has an
12 agreement, contract, award, or relationship with the Fed-
13 eral Government on the date of the enactment of this Act.

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