H. R. 82

To withhold Federal financial assistance from each country that denies or unreasonably delays the acceptance of nationals of such country who have been ordered removed from the United States and to prohibit the issuance of visas to nationals of such country.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2017

Mr. BABIN introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, 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 withhold Federal financial assistance from each country that denies or unreasonably delays the acceptance of nationals of such country who have been ordered removed from the United States and to prohibit the issuance of visas to nationals of such country.

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 “Criminal Alien Depor-
5 tation Enforcement Act of 2017”.

SEC. 2. PROHIBITION ON FEDERAL FINANCIAL ASSISTANCE
TO COUNTRIES THAT DENY OR UNREASONABLY DELAY THE ACCEPTANCE OF NATIONALS WHO HAVE BEEN ORDERED REMOVED FROM THE UNITED STATES.

Chapter 1 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) is amended by adding at the end the following:

“SEC. 137. PROHIBITION ON FEDERAL FINANCIAL ASSISTANCE TO COUNTRIES THAT DENY OR UNREASONABLY DELAY THE REPATRIATION OF NATIONALS WHO HAVE BEEN ORDERED REMOVED FROM THE UNITED STATES.

“(a) IN GENERAL.—Except as otherwise provided under this section, funds made available under this Act may not be dispersed to a foreign country that refuses or unreasonably delays the acceptance of an alien who—

“(1) is a citizen, subject, national, or resident of such country; and

“(2) has received a final order of removal under chapter 4 of title II of the Immigration and Nationality Act (8 U.S.C. 1221 et seq.).

“(b) DEFINED TERM.—In this section and in section 243(d) of the Immigration and Nationality Act (8 U.S.C. 1253(d)), a country is deemed to have refused or unreasonable delayed the acceptance of an alien who is a citizen,
subject, national, or resident if the country does not accept
the alien within 90 days of receiving a request to repa-
triate such alien from an official of the United States who
is authorized to make such a request.

“(c) QUARTERLY REPORTS.—Not later than 90 days
after the date of enactment of this section, and every 3
months thereafter, the Secretary of Homeland Security
shall submit a report to the Senate and the House of Rep-
resentatives that—

“(1) lists all the countries which refuse or un-
reasonably delay repatriation (as defined in sub-
section (b)); and

“(2) includes the total number of aliens who
were refused repatriation, organized by—

“(A) country;

“(B) detention status; and

“(C) criminal status.

“(d) ISSUANCE OF TRAVEL DOCUMENTS.—If a coun-
try is listed in a report submitted under subsection (c),
the country shall be subject to the sanctions described in
subsection (a) and in section 243(d) of the Immigration
and Nationality Act unless the country issues appropriate
travel documents—

“(1) not later than 100 days after the submis-
sion of such report on behalf of all aliens described
in subsection (a) who have been convicted of a crime
committed while in the United States; and

“(2) not later than 200 days after the submis-

sion of such report on behalf of all other aliens de-

scribed in subsection (a).

“(e) STANDING.—A victim or an immediate family

member of a victim of a crime committed by any alien
described in subsection (a) after such alien has been issued
a final order of removal shall have standing to sue in any
Federal district court to enforce the provisions of this sec-
tion and the provisions of section 243(d) of the Immigra-
tion and Nationality Act. No monetary judgments may be
awarded in a suit filed under this subsection.”.

SEC. 3. DISCONTINUING GRANTING VISAS TO NATIONALS

OF COUNTRY DENYING OR DELAYING AC-

CEPTING ALIENS.

Section 243(d) of the Immigration and Nationality
Act (8 U.S.C. 1253(d)) is amended to read as follows:

“(d) DISCONTINUING GRANTING VISAS TO NATION-
ALS OF COUNTRY DENYING OR DELAYING ACCEPTING

ALIENS.—

“(1) IN GENERAL.—If a country is listed on the

most recent report submitted by the Secretary of
Homeland Security to Congress under section 137(c)
of the Foreign Assistance Act of 1961, no visa may
be issued to or status under the immigration laws
provided to a subject, national, or resident of such
country unless the country is in full compliance with
section 137(d) of such Act.

“(2) Effect of unauthorized issuance.—
Any visa issued or status provided in violation of
this paragraph shall be null and void.

“(3) Standing.—A victim or an immediate
family member of a victim of a crime committed by
any alien described in section 137(a) of the Foreign
Assistance Act of 1961 after such alien has been
issued a final order of removal shall have standing
to sue in any Federal district court to enforce the
provisions of this subsection. No monetary judg-
ments may be awarded in a suit filed under this sub-
section.”.