

119TH CONGRESS
2^D SESSION

S. RES. 636

Requesting information on the Republic of Guatemala's human rights practices pursuant to section 502B(c) of the Foreign Assistance Act of 1961.

IN THE SENATE OF THE UNITED STATES

MARCH 10, 2026

Mr. KAINE submitted the following resolution; which was referred to the Committee on Foreign Relations

RESOLUTION

Requesting information on the Republic of Guatemala's human rights practices pursuant to section 502B(c) of the Foreign Assistance Act of 1961.

1 *Resolved,*

2 **SECTION 1. REQUEST FOR INFORMATION ON GUATEMALA'S**
3 **HUMAN RIGHTS PRACTICES.**

4 (a) STATEMENT REQUESTED.—The Senate requests
5 that the Secretary of State, not later than 30 days after
6 the date of the adoption of this resolution, submit to the
7 Committee on Foreign Relations of the Senate and the
8 Committee on Foreign Affairs of the House of Representa-
9 tives, pursuant to section 502B(c) of the Foreign Assist-
10 ance Act of 1961 (22 U.S.C. 2304(c)), a statement re-

1 guarding Guatemala's human rights practices that has been
2 prepared in collaboration with the Assistant Secretary of
3 State for Democracy, Human Rights, and Labor and the
4 Office of the Legal Adviser at the Department of State.

5 (b) ELEMENTS.—The statement submitted pursuant
6 to subsection (a) should include—

7 (1) all available credible information concerning
8 alleged violations of internationally recognized
9 human rights by the Government of Guatemala, in-
10 cluding—

11 (A) arbitrary and unlawful arrest, deten-
12 tion, imprisonment, torture and cruel or inhu-
13 mane treatment, including of people who are
14 not citizens of Guatemala but have been re-
15 moved to Guatemala by the United States Gov-
16 ernment;

17 (B) violations of due process rights, includ-
18 ing a description of any opportunity provided to
19 people who are not citizens of Guatemala but
20 have been removed to Guatemala by the United
21 States Government to demonstrate that they
22 have been wrongfully arrested, detained, or im-
23 prisoned;

24 (C) enforced disappearances and arbitrary
25 or unlawful killings, including extrajudicial

1 killings, including of people who are not citizens
2 of Guatemala but have been removed to Guate-
3 mala by the United States Government;

4 (D) trafficking in persons, including forced
5 or slave labor, including of people who are not
6 citizens of Guatemala but have been removed to
7 Guatemala by the United States Government;
8 and

9 (E) treatment of and legal rights and sta-
10 tus provided by the Government of Guatemala
11 to people in Guatemala who are not citizens of
12 Guatemala but have been removed to Guate-
13 mala by the United States Government;

14 (2) a description of the steps the United States
15 Government has taken—

16 (A) to promote respect for and observance
17 of human rights as part of the Government of
18 Guatemala's activities;

19 (B) to discourage any practices that are
20 inimical to internationally recognized human
21 rights;

22 (C) to publicly or privately call attention
23 to, and disassociate the United States and any
24 security assistance provided for the Government

1 of Guatemala from, any practices described in
2 subparagraph (B); and

3 (D) to assess, prior to removal, how the
4 Government of Guatemala would treat people
5 who are not citizens of Guatemala but have
6 been removed to Guatemala by the United
7 States Government, including—

8 (i) conducting individualized assess-
9 ments of such individuals to determine
10 whether the Government of Guatemala
11 may send that person to their country of
12 origin or last residence, and if so, whether
13 the Government of Guatemala would pro-
14 vide them with meaningful opportunity be-
15 fore their removal to show that they may
16 be persecuted, tortured, or otherwise
17 harmed; and

18 (ii) ensuring that the Government of
19 Guatemala would provide such individuals
20 with legal immigration status, should they
21 wish to remain in Guatemala, and would
22 be treated humanely; and

23 (3) other information, including—

24 (A) an assessment from the Secretary of
25 State of the likelihood that United States secu-

1 rity assistance (as defined in section 502B(d) of
2 the Foreign Assistance Act of 1961 (22 U.S.C.
3 2304(d))) provided to Guatemala could be used
4 in support of activities by government officials
5 related to the rendition, trafficking, detention,
6 or imprisonment of people who are not citizens
7 of Guatemala but have been removed to Guate-
8 mala by the United States Government;

9 (B) any analysis conducted by the United
10 States Government of the conditions to be faced
11 in Guatemala by people who are not citizens of
12 Guatemala but have been removed to Guate-
13 mala by the United States Government, prior to
14 the rendition, removal, trafficking, detention, or
15 imprisonment of such individuals to Guatemala;

16 (C) an assessment from the Secretary of
17 State of the conditions in any detention centers
18 or prisons in Guatemala that may hold people
19 who are not citizens of Guatemala but have
20 been removed to Guatemala by the United
21 States Government, including an assessment of
22 allegations of torture and other gross violations
23 of human rights;

24 (D) a description of any actions that the
25 United States Government is taking to ensure

1 that the Government of Guatemala returns peo-
2 ple who are not citizens of Guatemala but have
3 been removed to Guatemala by the United
4 States Government, in compliance with United
5 States court orders regarding their return to
6 the United States;

7 (E) a description of any actions that the
8 United States Government is taking to address
9 the risk of detention, torture, or forced dis-
10 appearances of people who are not citizens of
11 Guatemala but have been removed to Guate-
12 mala by the United States Government, or ef-
13 forts to facilitate the detention, torture, or
14 forced disappearances of such people;

15 (F) a description of any actions the United
16 States Government is taking to protect people
17 who are not citizens of Guatemala but are with-
18 in the United States jurisdiction or effective
19 control from unlawful rendering, trafficking, or
20 other means of removal to Guatemala;

21 (G) all information regarding any agree-
22 ment or financial transaction between the
23 United States Government and the Government
24 of Guatemala related to the rendition, removal,
25 trafficking, detention, or imprisonment of indi-

1 individuals who are not citizens of Guatemala but
2 have been removed to Guatemala by the United
3 States Government;

4 (H) all information regarding any individ-
5 uals sent to Guatemala by the United States
6 Government in 2025 and 2026;

7 (I) a description of any actions that the
8 United States Government is taking to facilitate
9 the release or return of people who are not citi-
10 zens of Guatemala but have been wrongfully re-
11 moved to Guatemala by the United States Gov-
12 ernment;

13 (J) all information regarding any assur-
14 ances the United States Government sought or
15 received regarding the treatment of people who
16 are not citizens of Guatemala but have been re-
17 moved to Guatemala by the United States Gov-
18 ernment, prior to the rendition, removal, or
19 trafficking of such individuals to Guatemala;

20 (K) all information regarding assurances
21 the United States Government sought or re-
22 ceived regarding the further rendition, traf-
23 ficking, removal, or transfer of people who are
24 not citizens of Guatemala, but have been re-
25 moved to Guatemala by the United States Gov-

1 ernment to countries that are not Guatemala,
2 including the human rights conditions for such
3 individuals in those countries; and

4 (L) a summary of all meetings in 2025
5 and 2026 between Government of Guatemala
6 officials and Washington-based officials of the
7 United States Government.

○