

AMENDMENT TO
RULES COMMITTEE PRINT 118–10
OFFERED BY MR. CASTRO OF TEXAS

At the end of subtitle B of title XVIII, add the following new section:

1 **SEC. 18** ____ . **REPORT AND STRATEGY ON DISRUPTION OF IL-**
2 **LEGAL EXPORT AND TRAFFICKING OF FIRE-**
3 **ARMS TO MEXICO AND CERTAIN CENTRAL**
4 **AMERICAN AND CARIBBEAN COUNTRIES.**

5 (a) **REPORT.**—

6 (1) **SUBMISSION.**—Not later than 180 days
7 after the date of the enactment of this Act, the Sec-
8 retary of State (in consultation with the Secretary of
9 Commerce, the Secretary of Defense, the Attorney
10 General, the Director of the Bureau of Alcohol, To-
11 bacco, Firearms and Explosives, and the heads of
12 such other Federal departments or agencies as the
13 Secretary of State may determine relevant) shall
14 submit to the appropriate congressional committees
15 a report on the efforts of the Secretary of State and
16 the heads of other relevant Federal departments and
17 agencies to disrupt the following:

1 (A) The illegal export or diversion of fire-
2 arms from the United States to unauthorized
3 recipients in covered countries (including
4 through unauthorized third-party transfers).

5 (B) The illegal trafficking of firearms ob-
6 tained in the United States to recipients in such
7 countries.

8 (2) MATTERS.—The report under paragraph
9 (1) shall include, with respect to the efforts specified
10 in such paragraph, the following:

11 (A) An identification of any such efforts,
12 including efforts to accomplish the following ob-
13 jectives:

14 (i) Tracking and verifying information
15 regarding the end-users of firearms so ex-
16 ported, including by entering into data-
17 sharing agreements—

18 (I) with appropriate counterparts
19 from the governments of such covered
20 countries; and

21 (II) between the relevant depart-
22 ments and agencies of the United
23 States Government.

24 (ii) Ensuring the destruction of sur-
25 plus firearms so exported.

1 (iii) Ensuring that firearms so ex-
2 ported are not used to commit extrajudicial
3 killings or other gross violations of inter-
4 nationally recognized human rights.

5 (iv) Building the capacity of such cov-
6 ered countries to prevent the trafficking of
7 firearms so exported, including through
8 current programs supported or imple-
9 mented by the United States Government.

10 (v) Tracking and verifying informa-
11 tion regarding the end-users of firearms
12 obtained in the United States and illegally
13 trafficked to such covered countries.

14 (vi) Combating all forms of cross-bor-
15 der smuggling of firearms from the United
16 States, including via maritime vessels and
17 aircraft.

18 (vii) Engaging with subnational gov-
19 ernment officials in such covered countries
20 to effectively implement and enforce agree-
21 ments relating to the trafficking of fire-
22 arms that have been concluded between the
23 United States Government and the na-
24 tional government of the respective covered
25 country.

1 (viii) Identifying the origin of traf-
2 ficked firearms, including through the se-
3 rial numbers of trafficked firearms, and
4 sharing such information with relevant law
5 enforcement agencies of—

6 (I) the United States;

7 (II) the respective covered coun-
8 try; and

9 (III) any other country deter-
10 mined relevant for purposes of such
11 information sharing.

12 (ix) Implementing the proposed secu-
13 rity cooperation plan titled “U.S.-Mexico
14 Bicentennial Framework for Security, Pub-
15 lic Health, and Safe Communities”, and
16 any successor or subsequent bilateral
17 agreements on combating firearm traf-
18 ficking, transnational organizations, or
19 fentanyl.

20 (x) Cooperating with other relevant
21 Federal departments and agencies, includ-
22 ing the Attorney General, the Secretary of
23 Homeland Security, and the Director of
24 the Bureau of Alcohol, Tobacco, Firearms,
25 and Explosives, to combat firearms traf-

1 ficking and prosecute illegal firearm smug-
2 glers.

3 (B) An assessment of the results of the ef-
4 forts identified pursuant to subparagraph (A).

5 (C) A description of how homicides,
6 extrajudicial killings, and other gross violations
7 of internationally recognized human rights com-
8 mitted in such covered countries using firearms
9 exported from or obtained in the United States
10 have been investigated.

11 (b) INTER-AGENCY STRATEGY.—

12 (1) IN GENERAL.—The Secretary of State, in
13 consultation with the Secretary of Commerce, taking
14 into account the findings of the report under sub-
15 section (a), shall jointly develop an inter-agency
16 strategy for the disruption of the trafficking of fire-
17 arms exported from the United States to recipients
18 in covered countries.

19 (2) ELEMENTS.—The strategy under paragraph
20 (1) shall include the following:

21 (A) A plan for the United States to accom-
22 plish each of the objectives specified in sub-
23 section (a)(2)(A).

24 (B) An identification of specific perform-
25 ance measures, targets (including the baselines

1 for such targets), and timelines with respect to
2 such objectives.

3 (C) An estimate of the resources and per-
4 sonnel necessary to carry out the strategy.

5 (D) A plan for cooperation between the
6 Secretary of State, the Secretary of Commerce,
7 the Secretary of Defense, and the heads of any
8 other Federal departments or agencies involved
9 in anti-firearm trafficking efforts, including the
10 Attorney General, the Secretary of Homeland
11 Security, and the Director of the Bureau of Al-
12 cohol, Tobacco, Firearms, and Explosives.

13 (E) A plan for coordination between the
14 Secretary of State, the Secretary of Commerce,
15 and such heads regarding efforts in covered
16 countries to combat the trafficking of United
17 States-sourced firearms—

18 (i) from the United States to covered
19 countries; and

20 (ii) from covered countries to other
21 countries in the surrounding region.

22 (3) REQUIRED CONSIDERATIONS; CONSULTA-
23 TIONS.—In developing the strategy under paragraph
24 (1), the Secretary of State shall—

1 (A) consider how the strategy may support
2 or otherwise align with broader efforts of the
3 Secretary of State relating to security assist-
4 ance, anti-corruption, and the prevention of or-
5 ganized crime and drug and gang violence;

6 (B) consider whether the placement in the
7 Western Hemisphere of an export control offi-
8 cer of the Bureau of Industry and Security of
9 the Department of Commerce, or other per-
10 sonnel of the Department of Commerce or the
11 Department of State, would support the strat-
12 egy; and

13 (C) seek to consult with appropriate coun-
14 terparts from the government of each covered
15 country.

16 (4) SUBMISSION TO CONGRESS.—Not later than
17 January 1 of the year following the date of the en-
18 actment of this Act, the Secretary of State shall sub-
19 mit to the appropriate congressional committees the
20 strategy under paragraph (1).

21 (c) DEFINITIONS.—In this section:

22 (1) The term “appropriate congressional com-
23 mittees” means the Committee on Foreign Affairs of
24 the House of Representatives and the Committee on
25 Foreign Relations of the Senate.

1 (2) The term “covered country” means any of
2 the following:

3 (A) The Bahamas.

4 (B) Belize.

5 (C) El Salvador.

6 (D) Guatemala.

7 (E) Haiti.

8 (F) Honduras.

9 (G) Jamaica.

10 (H) Mexico.

11 (I) Trinidad and Tobago.

