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:

SEC. 18. REPORT AND STRATEGY ON DISRUPTION OF ILLEGAL EXPORT AND TRAFFICKING OF FIREARMS TO MEXICO AND CERTAIN CENTRAL AMERICAN AND CARIBBEAN COUNTRIES.

(a) Report.—

(1) Submission.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State (in consultation with the Secretary of Commerce, the Secretary of Defense, the Attorney General, the Director of the Bureau of Alcohol, Tobacco, Firearms and Explosives, and the heads of such other Federal departments or agencies as the Secretary of State may determine relevant) shall submit to the appropriate congressional committees a report on the efforts of the Secretary of State and the heads of other relevant Federal departments and agencies to disrupt the following:
(A) The illegal export or diversion of firearms from the United States to unauthorized recipients in covered countries (including through unauthorized third-party transfers).

(B) The illegal trafficking of firearms obtained in the United States to recipients in such countries.

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

(A) An identification of any such efforts, including efforts to accomplish the following objectives:

(i) Tracking and verifying information regarding the end-users of firearms so exported, including by entering into data-sharing agreements—

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

(II) between the relevant departments and agencies of the United States Government.

(ii) Ensuring the destruction of surplus firearms so exported.
(iii) Ensuring that firearms so exported are not used to commit extrajudicial killings or other gross violations of internationally recognized human rights.

(iv) Building the capacity of such covered countries to prevent the trafficking of firearms so exported, including through current programs supported or implemented by the United States Government.

(v) Tracking and verifying information regarding the end-users of firearms obtained in the United States and illegally trafficked to such covered countries.

(vi) Combating all forms of cross-border smuggling of firearms from the United States, including via maritime vessels and aircraft.

(vii) Engaging with subnational government officials in such covered countries to effectively implement and enforce agreements relating to the trafficking of firearms that have been concluded between the United States Government and the national government of the respective covered country.
(viii) Identifying the origin of trafficked firearms, including through the serial numbers of trafficked firearms, and sharing such information with relevant law enforcement agencies of—

(I) the United States;

(II) the respective covered country; and

(III) any other country determined relevant for purposes of such information sharing.

(ix) Implementing the proposed security cooperation plan titled “U.S.-Mexico Bicentennial Framework for Security, Public Heath, and Safe Communities”, and any successor or subsequent bilateral agreements on combating firearm trafficking, transnational organizations, or fentanyl.

(x) Cooperating with other relevant Federal departments and agencies, including the Attorney General, the Secretary of Homeland Security, and the Director of the Bureau of Alcohol, Tobacco, Firearms, and Explosives, to combat firearms traf-
ficking and prosecute illegal firearm smugglers.

(B) An assessment of the results of the efforts identified pursuant to subparagraph (A).

(C) A description of how homicides, extrajudicial killings, and other gross violations of internationally recognized human rights committed in such covered countries using firearms exported from or obtained in the United States have been investigated.

(b) INTER-AGENCY STRATEGY.—

(1) IN GENERAL.—The Secretary of State, in consultation with the Secretary of Commerce, taking into account the findings of the report under subsection (a), shall jointly develop an inter-agency strategy for the disruption of the trafficking of firearms exported from the United States to recipients in covered countries.

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

(A) A plan for the United States to accomplish each of the objectives specified in subsection (a)(2)(A).

(B) An identification of specific performance measures, targets (including the baselines
(C) An estimate of the resources and personnel necessary to carry out the strategy.

(D) A plan for cooperation between the Secretary of State, the Secretary of Commerce, the Secretary of Defense, and the heads of any other Federal departments or agencies involved in anti-firearm trafficking efforts, including the Attorney General, the Secretary of Homeland Security, and the Director of the Bureau of Alcohol, Tobacco, Firearms, and Explosives.

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

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

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

(3) REQUIRED CONSIDERATIONS; CONSULTATIONS.—In developing the strategy under paragraph (1), the Secretary of State shall—
(A) consider how the strategy may support or otherwise align with broader efforts of the Secretary of State relating to security assistance, anti-corruption, and the prevention of organized crime and drug and gang violence;

(B) consider whether the placement in the Western Hemisphere of an export control officer of the Bureau of Industry and Security of the Department of Commerce, or other personnel of the Department of Commerce or the Department of State, would support the strategy; and

(C) seek to consult with appropriate counterparts from the government of each covered country.

(4) SUBMISSION TO CONGRESS.—Not later than January 1 of the year following the date of the enactment of this Act, the Secretary of State shall submit to the appropriate congressional committees the strategy under paragraph (1).

(c) DEFINITIONS.—In this section:

(1) The term “appropriate congressional committees” means the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate.
(2) The term “covered country” means any of the following:

(A) The Bahamas.

(B) Belize.

(C) El Salvador.

(D) Guatemala.

(E) Haiti.

(F) Honduras.

(G) Jamaica.

(H) Mexico.

(I) Trinidad and Tobago.