

AMENDMENT TO H.R. 4038
OFFERED BY MR. COLLINS OF NEW YORK

Add, at the end of the bill, the following:

1 **SEC. 3. AUTHORITY OF STATES TO REFUSE TO EXPEND**
2 **REFUGEE ASSISTANCE FUNDS ON CERTAIN**
3 **REFUGEES.**

4 Section 412 of the Immigration and Nationality Act
5 (8 U.S.C. 1522) is amended by adding at the end the fol-
6 lowing:

7 “(g) LIMITATION.—

8 “(1) IN GENERAL.—Notwithstanding any other
9 provision of this section, a State, without penalty
10 under this section or any other provision of law, may
11 refuse to expend funds received under this section
12 with respect to an alien described in paragraph (2).

13 “(2) ALIENS DESCRIBED.—An alien is de-
14 scribed in this paragraph if the alien—

15 “(A) is a national of a country that is a
16 State sponsor of terrorism or a terrorist sanc-
17 tuary; or

18 “(B) has no nationality and the country in
19 which the alien last habitually resided is a State
20 sponsor of terrorism or a terrorist sanctuary.

1 “(3) DEFINITIONS.—In this subsection:

2 “(A) STATE SPONSOR OF TERRORISM.—

3 The term ‘state sponsor of terrorism’ means
4 any country the government of which the Sec-
5 retary of State has determined has repeatedly
6 provided support for international terrorism
7 pursuant to—

8 “(i) section 6(j) of the Export Admin-
9 istration Act of 1979 (50 U.S.C. App.
10 2405);

11 “(ii) section 620A of the Foreign As-
12 sistance Act of 1961 (22 U.S.C. 2371); or

13 “(iii) section 40 of the Arms Export
14 Control Act (22 U.S.C. 2780).

15 “(B) TERRORIST SANCTUARY.—The term
16 ‘terrorist sanctuary’ has the meaning given the
17 term in section 140(d)(5) of the Foreign Rela-
18 tions Authorization Act, Fiscal Years 1988 and
19 1989 (22 U.S.C. 2656f (d)(5)).”.

