

AMENDMENT TO RULES COMMITTEE
PRINT 117-54
OFFERED BY MR. KINZINGER OF ILLINOIS

Page 1348, after line 23, insert the following:

1 **SEC. 5806. ESTABLISHMENT OF INVESTOR VISA DENIALS**

2 **DATABASE BY SECRETARY OF STATE.**

3 (a) INVESTOR VISA DENIALS DATABASE.—

4 (1) IN GENERAL.—Not later than 180 days
5 after the date of the enactment of this Act, the Sec-
6 retary of State shall establish an investor visa deni-
7 als database. Initially, this database shall include
8 records related to United States investor visa deni-
9 als, for the purpose of coordinating with foreign
10 states—

11 (A) to prevent the abuse of investor visas
12 by foreign corrupt officials or criminals;

13 (B) to ensure that the proceeds of corrup-
14 tion are not used to purchase an investor visa;
15 and

16 (C) to counter the tendency of foreign cor-
17 rupt officials and criminals to “shop” for an in-
18 vestor visa.

1 (2) EXPANSION.—The Secretary of State shall
2 expand the database to include foreign investor visa
3 denials. Foreign states that provide records related
4 to foreign investor visa denials for inclusion in the
5 database shall gain access to records contained
6 therein. Priority foreign states for inclusion in this
7 database are—

8 (A) the foreign states of the European
9 Union, which include Austria, Belgium, Bul-
10 garia, Croatia, Republic of Cyprus, Czech Re-
11 public, Denmark, Estonia, Finland, France,
12 Germany, Greece, Hungary, Ireland, Italy, Lat-
13 via, Lithuania, Luxembourg, Malta, Nether-
14 lands, Poland, Portugal, Romania, Slovakia,
15 Slovenia, Spain, and Sweden; and

16 (B) the foreign states of the Five Eyes,
17 which include Australia, Canada, New Zealand,
18 and the United Kingdom.

19 (3) ADMISSION.—Foreign states may of their
20 own volition apply for access to, and inclusion in, the
21 investor visa denials database. The Secretary of
22 State may admit a foreign state to the database if
23 the Secretary determines that—

1 (A) the foreign state will be honest and
2 forthcoming with records regarding its foreign
3 investor visa denials; and

4 (B) the foreign investor visa program is at
5 risk of abuse by foreign corrupt officials.

6 (b) DEFINITIONS.—In this section:

7 (1) The term “foreign state” has the meaning
8 given such term in section 1603 of title 28, United
9 States Code.

10 (2) The term “foreign investor visa” means any
11 visa or passport granted by a foreign investor visa
12 program.

13 (3) The term “foreign investor visa denial”
14 means the decision of a foreign state to deny an ap-
15 plicant a foreign investor visa because of involve-
16 ment in corruption or serious human rights abuse.

17 (4) The term “foreign investor visa program”
18 means any visa or passport program of a foreign
19 state that provides a visa or citizenship in exchange
20 for an investment of any size.

21 (5) The term “United States investor visa de-
22 nial” means a decision to deny an applicant a visa
23 under section 203(b)(5) of the Immigration and Na-
24 tionality Act (8 U.S.C. 1153(b)(5)) because of in-

- 1 involvement in corruption or serious human rights
- 2 abuse.

