

116TH CONGRESS
1ST SESSION

S. 599

To amend the Immigration and Nationality Act with respect to aliens associated with criminal gangs, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 28, 2019

Mr. COTTON (for himself, Mrs. BLACKBURN, Mr. CRAMER, Mr. GRASSLEY, and Mr. TILLIS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act with respect to aliens associated with criminal gangs, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as “Singh’s Law”.

5 **SEC. 2. GROUNDS OF INADMISSIBILITY AND DEPORT-**
6 **ABILITY FOR ALIEN GANG MEMBERS.**

7 (a) DEFINITION OF GANG MEMBER.—Section 101(a)
8 of the Immigration and Nationality Act (8 U.S.C.
9 1101(a)) is amended by adding at the end the following:

1 “(53) The term ‘criminal gang’ means an ongoing
2 group, club, organization, or association of 5 or more per-
3 sons that has as one of its primary purposes the commis-
4 sion of 1 or more of the following criminal offenses and
5 the members of which engage, or have engaged within the
6 past 5 years, in a continuing series of such offenses, or
7 that has been designated as a criminal gang by the Sec-
8 retary of Homeland Security, in consultation with the At-
9 torney General, as meeting these criteria. The offenses de-
10 scribed, whether in violation of Federal or State law or
11 foreign law and regardless of whether the offenses oc-
12 curred before, on, or after the date of the enactment of
13 this paragraph, are the following:

14 “(A) A ‘felony drug offense’ (as defined in sec-
15 tion 102 of the Controlled Substances Act (21
16 U.S.C. 802)).

17 “(B) An offense under section 274 (relating to
18 bringing in and harboring certain aliens), section
19 277 (relating to aiding or assisting certain aliens to
20 enter the United States), or section 278 (relating to
21 importation of alien for immoral purpose).

22 “(C)(i) A violent crime for which the term of
23 imprisonment is at least 1 year, including—

24 “(I) any offense that has, as an element,
25 the use, attempted use, or threatened use of

1 physical force against the person or property of
2 another; or

3 “(II) any other offense in which the record
4 of conviction establishes that the offender used
5 physical force against the person or property of
6 another in the course of committing the offense.

7 “(ii) The entry or remaining in a building,
8 structure or habitation, including vehicles and other
9 movable enclosures, with the intent to commit a
10 crime therein (commonly known as ‘burglary’).

11 “(D) A crime relating to obstruction of justice,
12 tampering with or retaliating against a person, vic-
13 tim, or informant, perjury, or subornation of per-
14 jury.

15 “(E) Any conduct punishable under sections
16 1028 and 1029 of title 18, United States Code (re-
17 lating to fraud and related activity in connection
18 with identification documents or access devices), sec-
19 tions 1581 through 1594 of such title (relating to
20 peonage, slavery, and trafficking in persons), section
21 1951 of such title (relating to interference with com-
22 merce by threats or violence), section 1952 of such
23 title (relating to interstate and foreign travel or
24 transportation in aid of racketeering enterprises),
25 section 1956 of such title (relating to the laundering

1 of monetary instruments), section 1957 of such title
2 (relating to engaging in monetary transactions in
3 property derived from specified unlawful activity), or
4 sections 2312 through 2315 of such title (relating to
5 interstate transportation of stolen motor vehicles or
6 stolen property).

7 “(F) A conspiracy or attempt to commit an of-
8 fense described in subparagraphs (A) through (C),
9 or soliciting, facilitating, or aiding and abetting any
10 such offense.”.

11 (b) INADMISSIBILITY.—Section 212(a)(2) of such Act
12 (8 U.S.C. 1182(a)(2)) is amended by adding at the end
13 the following:

14 “(J) ALIENS ASSOCIATED WITH CRIMINAL
15 GANGS.—Any alien is inadmissible who a con-
16 sular officer, the Secretary of Homeland Secu-
17 rity, or the Attorney General knows or has rea-
18 son to believe—

19 “(i) to be, or to have been, a member
20 of a criminal gang or to have participated
21 in the activities of a criminal gang, know-
22 ing or having reason to know that such ac-
23 tivities will promote, further, aid, or sup-
24 port the illegal activity of the criminal
25 gang; and

1 “(ii) has been convicted of a mis-
2 demeanor or a felony in the United
3 States.”.

4 (c) DEPORTABILITY.—Section 237(a)(2) of such Act
5 (8 U.S.C. 1227(a)(2)) is amended by adding at the end
6 the following:

7 “(G) ALIENS ASSOCIATED WITH CRIMINAL
8 GANGS.—Any alien is deportable who—

9 “(i) is, or has been, a member of a
10 criminal gang or has participated in the
11 activities of a criminal gang, knowing or
12 having reason to know that such activities
13 will promote, further, aid, or support the
14 illegal activity of the criminal gang; and

15 “(ii) has been convicted of a mis-
16 demeanor or a felony in the United
17 States.”.

18 **SEC. 3. DESIGNATION OF CRIMINAL GANGS.**

19 (a) IN GENERAL.—Chapter 2 of title II of the Immi-
20 gration and Nationality Act (8 U.S.C. 1182) is amended
21 by inserting after section 219 the following:

22 **“SEC. 220. DESIGNATION OF CRIMINAL GANG.**

23 “(a) DESIGNATION.—

24 “(1) IN GENERAL.—The Secretary of Homeland
25 Security, in consultation with the Attorney General,

1 may designate a group, club, organization, or asso-
2 ciation of 5 or more persons as a criminal gang if
3 the Secretary finds that their conduct is described in
4 section 101(a)(53).

5 “(2) PROCEDURE.—

6 “(A) NOTIFICATION.—Seven days before
7 making a designation under this subsection, the
8 Secretary shall, by classified communication,
9 notify the Speaker and minority leader of the
10 House of Representatives, the President pro
11 tempore, majority leader, and minority leader of
12 the Senate, and the members of the relevant
13 committees of the House of Representatives and
14 the Senate, in writing, of the intent to des-
15 ignate a group, club, organization, or associa-
16 tion of 5 or more persons under this subsection
17 and the factual basis therefor.

18 “(B) PUBLICATION IN THE FEDERAL REG-
19 ISTER.—The Secretary shall publish the des-
20 ignation in the Federal Register seven days
21 after providing the notification under subpara-
22 graph (A).

23 “(3) RECORD.—

1 “(A) IN GENERAL.—In making a designa-
2 tion under this subsection, the Secretary shall
3 create an administrative record.

4 “(B) CLASSIFIED INFORMATION.—The
5 Secretary may consider classified information in
6 making a designation under this subsection.
7 Classified information shall not be subject to
8 disclosure for such time as it remains classified,
9 except that such information may be disclosed
10 to a court ex parte and in camera for purposes
11 of judicial review under subsection (c).

12 “(4) PERIOD OF DESIGNATION.—

13 “(A) IN GENERAL.—A designation under
14 this subsection shall be effective for all purposes
15 until revoked under paragraph (5) or (6) or set
16 aside pursuant to subsection (c).

17 “(B) REVIEW OF DESIGNATION UPON PE-
18 TITION.—

19 “(i) IN GENERAL.—The Secretary
20 shall review the designation of a criminal
21 gang under the procedures set forth in
22 clauses (iii) and (iv) if the designated
23 group, club, organization, or association of
24 5 or more persons files a petition for rev-

1 ocation within the petition period described
2 in clause (ii).

3 “(ii) PETITION PERIOD.—For pur-
4 poses of clause (i)—

5 “(I) if the designated group,
6 club, organization, or association of 5
7 or more persons has not previously
8 filed a petition for revocation under
9 this subparagraph, the petition period
10 begins 2 years after the date on which
11 the designation was made; or

12 “(II) if the designated group,
13 club, organization, or association of 5
14 or more persons has previously filed a
15 petition for revocation under this sub-
16 paragraph, the petition period begins
17 2 years after the date of the deter-
18 mination made under clause (iv) on
19 that petition.

20 “(iii) PROCEDURES.—Any group,
21 club, organization, or association of 5 or
22 more persons that submits a petition for
23 revocation under this subparagraph of its
24 designation as a criminal gang must pro-

1 vide evidence in that petition that it is not
2 described in section 101(a)(53).

3 “(iv) DETERMINATION.—

4 “(I) IN GENERAL.—Not later
5 than 180 days after receiving a peti-
6 tion for revocation submitted under
7 this subparagraph, the Secretary shall
8 make a determination as to such rev-
9 ocation.

10 “(II) CLASSIFIED INFORMA-
11 TION.—The Secretary may consider
12 classified information in making a de-
13 termination in response to a petition
14 for revocation. Classified information
15 shall not be subject to disclosure for
16 such time as it remains classified, ex-
17 cept that such information may be
18 disclosed to a court ex parte and in
19 camera for purposes of judicial review
20 under subsection (c).

21 “(III) PUBLICATION OF DETER-
22 MINATION.—A determination made by
23 the Secretary under this clause shall
24 be published in the Federal Register.

1 “(IV) PROCEDURES.—Any rev-
2 ocation by the Secretary shall be
3 made in accordance with paragraph
4 (6).

5 “(C) OTHER REVIEW OF DESIGNATION.—

6 “(i) IN GENERAL.—If in a 5-year pe-
7 riod no review has taken place under sub-
8 paragraph (B), the Secretary shall review
9 the designation of the criminal gang in
10 order to determine whether such designa-
11 tion should be revoked pursuant to para-
12 graph (6).

13 “(ii) PROCEDURES.—If a review does
14 not take place pursuant to subparagraph
15 (B) in response to a petition for revocation
16 that is filed in accordance with that sub-
17 paragraph, then the review shall be con-
18 ducted pursuant to procedures established
19 by the Secretary. The results of such re-
20 view and the applicable procedures shall
21 not be reviewable in any court.

22 “(iii) PUBLICATION OF RESULTS OF
23 REVIEW.—The Secretary shall publish any
24 determination made pursuant to this sub-
25 paragraph in the Federal Register.

1 “(5) REVOCATION BY ACT OF CONGRESS.—The
2 Congress, by an Act of Congress, may block or re-
3 voke a designation made under paragraph (1).

4 “(6) REVOCATION BASED ON CHANGE IN CIR-
5 CUMSTANCES.—

6 “(A) IN GENERAL.—The Secretary may re-
7 voke a designation made under paragraph (1)
8 at any time, and shall revoke a designation
9 upon completion of a review conducted pursu-
10 ant to subparagraphs (B) and (C) of paragraph
11 (4) if the Secretary finds that—

12 “(i) the group, club, organization, or
13 association of 5 or more persons that has
14 been designated as a criminal gang is no
15 longer described in section 101(a)(53); or

16 “(ii) the national security or the law
17 enforcement interests of the United States
18 warrants a revocation.

19 “(B) PROCEDURE.—The procedural re-
20 quirements of paragraphs (2) and (3) shall
21 apply to a revocation under this paragraph. Any
22 revocation shall take effect on the date specified
23 in the revocation or upon publication in the
24 Federal Register if no effective date is specified.

1 “(7) EFFECT OF REVOCATION.—The revocation
2 of a designation under paragraph (5) or (6) shall
3 not affect any action or proceeding based on conduct
4 committed prior to the effective date of such revoca-
5 tion.

6 “(b) AMENDMENTS TO A DESIGNATION.—

7 “(1) IN GENERAL.—The Secretary may amend
8 a designation under this subsection if the Secretary
9 finds that the group, club, organization, or associa-
10 tion of 5 or more persons has changed its name,
11 adopted a new alias, dissolved and then reconsti-
12 tuted itself under a different name or names, or
13 merged with another group, club, organization, or
14 association of 5 or more persons.

15 “(2) PROCEDURE.—Amendments made to a
16 designation in accordance with paragraph (1) shall
17 be effective upon publication in the Federal Register.
18 Paragraphs (2), (4), (5), (6), (7), and (8) of sub-
19 section (a) shall also apply to an amended designa-
20 tion.

21 “(3) ADMINISTRATIVE RECORD.—The adminis-
22 trative record shall be corrected to include the
23 amendments as well as any additional relevant infor-
24 mation that supports those amendments.

1 “(4) CLASSIFIED INFORMATION.—The Sec-
2 retary may consider classified information in amend-
3 ing a designation in accordance with this subsection.
4 Classified information shall not be subject to disclo-
5 sure for such time as it remains classified, except
6 that such information may be disclosed to a court ex
7 parte and in camera for purposes of judicial review
8 under subsection (c) of this section.

9 “(c) JUDICIAL REVIEW OF DESIGNATION.—

10 “(1) IN GENERAL.—Not later than 30 days
11 after publication in the Federal Register of a des-
12 ignation, an amended designation, or a determina-
13 tion in response to a petition for revocation, the des-
14 ignated group, club, organization, or association of 5
15 or more persons may seek judicial review in the
16 United States Court of Appeals for the District of
17 Columbia Circuit.

18 “(2) BASIS OF REVIEW.—Review under this
19 subsection shall be based solely upon the administra-
20 tive record, except that the Government may submit,
21 for ex parte and in camera review, classified infor-
22 mation used in making the designation, amended
23 designation, or determination in response to a peti-
24 tion for revocation.

1 “(3) SCOPE OF REVIEW.—The Court shall hold
2 unlawful and set aside a designation, amended des-
3 ignation, or determination in response to a petition
4 for revocation the court finds to be—

5 “(A) arbitrary, capricious, an abuse of dis-
6 cretion, or otherwise not in accordance with
7 law;

8 “(B) contrary to constitutional right,
9 power, privilege, or immunity;

10 “(C) in excess of statutory jurisdiction, au-
11 thority, or limitation, or short of statutory
12 right;

13 “(D) lacking substantial support in the ad-
14 ministrative record taken as a whole or in clas-
15 sified information submitted to the court under
16 paragraph (2); or

17 “(E) not in accord with the procedures re-
18 quired by law.

19 “(4) JUDICIAL REVIEW INVOKED.—The pend-
20 ency of an action for judicial review of a designation,
21 amended designation, or determination in response
22 to a petition for revocation shall not affect the appli-
23 cation of this section, unless the court issues a final
24 order setting aside the designation, amended des-

1 ignation, or determination in response to a petition
2 for revocation.

3 “(d) DEFINITIONS.—As used in this section—

4 “(1) the term ‘classified information’ has the
5 meaning given that term in section 1(a) of the Clas-
6 sified Information Procedures Act (18 U.S.C. App.);

7 “(2) the term ‘national security’ means the na-
8 tional defense, foreign relations, or economic inter-
9 ests of the United States;

10 “(3) the term ‘relevant committees’ means—

11 “(A) the Committee on the Judiciary of
12 the Senate; and

13 “(B) the Committee on the Judiciary of
14 the House of Representatives; and

15 “(4) the term ‘Secretary’ means the Secretary
16 of Homeland Security, in consultation with the At-
17 torney General.”.

18 (b) CLERICAL AMENDMENT.—The table of contents
19 for such Act is amended by inserting after the item relat-
20 ing to section 219 the following:

 “Sec. 220. Designation of criminal gang.”.

21 **SEC. 4. MANDATORY DETENTION OF CRIMINAL GANG MEM-**
22 **BERS.**

23 (a) IN GENERAL.—Section 236(c)(1) of the Immigra-
24 tion and Nationality Act (8 U.S.C. 1226(c)(1)) is amend-
25 ed—

1 (1) in subparagraph (C), by striking “or” at
2 the end;

3 (2) in subparagraph (D), by inserting “or” at
4 the end; and

5 (3) by inserting after subparagraph (D) the fol-
6 lowing:

7 “(E) is inadmissible under section
8 212(a)(2)(J) or deportable under section
9 217(a)(2)(G),”.

10 (b) ANNUAL REPORT.—Not later than March 1 of
11 each year (beginning 1 year after the date of the enact-
12 ment of this Act), the Secretary of Homeland Security,
13 after consultation with the appropriate Federal agencies,
14 shall submit a report to the Committees on the Judiciary
15 of the House of Representatives and of the Senate on the
16 number of aliens detained under the amendments made
17 by subsection (a).

18 **SEC. 5. ASYLUM CLAIMS BASED ON GANG AFFILIATION.**

19 (a) INAPPLICABILITY OF RESTRICTION ON REMOVAL
20 TO CERTAIN COUNTRIES.—Section 241(b)(3)(B) of the
21 Immigration and Nationality Act (8 U.S.C.
22 1251(b)(3)(B)) is amended, in the matter preceding
23 clause (i), by inserting “who is described in section
24 212(a)(2)(J)(i) or section 237(a)(2)(G)(i) or who is” after
25 “to an alien”.

1 (b) INELIGIBILITY FOR ASYLUM.—Section
2 208(b)(2)(A) of such Act (8 U.S.C. 1158(b)(2)(A)) (as
3 amended by section 201 of this Act) is further amended—

4 (1) in clause (v), by striking “or” at the end;

5 (2) by redesignating clause (vi) as clause (vii);

6 and

7 (3) by inserting after clause (v) the following:

8 “(vi) the alien is described in section
9 212(a)(2)(J)(i) or section 237(a)(2)(G)(i);
10 or”.

11 **SEC. 6. TEMPORARY PROTECTED STATUS.**

12 Section 244 of the Immigration and Nationality Act
13 (8 U.S.C. 1254a) is amended—

14 (1) by striking “Attorney General” each place
15 such term appears and inserting “Secretary of
16 Homeland Security”;

17 (2) in subparagraph (c)(2)(B)—

18 (A) in clause (i), by striking “or” at the
19 end;

20 (B) in clause (ii), by striking the period
21 and inserting “; or”; and

22 (C) by adding at the end the following:

23 “(iii) the alien is, or at any time has
24 been, described in section 212(a)(2)(J) or
25 section 237(a)(2)(G).”; and

1 (3) in subsection (d)—

2 (A) by striking paragraph (3); and

3 (B) in paragraph (4), by adding at the end
4 the following: “The Secretary of Homeland Se-
5 curity may detain an alien provided temporary
6 protected status under this section whenever
7 appropriate under any other provision of law.”.

8 **SEC. 7. SPECIAL IMMIGRANT JUVENILE VISAS.**

9 Section 101(a)(27)(J)(iii) of the Immigration and
10 Nationality Act (8 U.S.C. 1101(a)(27)(J)(iii)) is amend-
11 ed—

12 (1) in subclause (I), by striking “and”;

13 (2) in subclause (II), by adding “and” at the
14 end; and

15 (3) by adding at the end the following:

16 “(III) no alien who is, or at any
17 time has been, described in section
18 212(a)(2)(J) or section 237(a)(2)(G)
19 shall be eligible for any immigration
20 benefit under this subparagraph;”.

21 **SEC. 8. PAROLE.**

22 An alien described in section 212(a)(2)(J) of the Im-
23 migration and Nationality Act, as added by subsection (b),
24 shall not be eligible for parole under section 212(d)(5)(A)
25 of such Act unless—

1 (1) the alien is assisting or has assisted the
2 United States Government in a law enforcement
3 matter, including a criminal investigation; and

4 (2) the alien's presence in the United States is
5 required by the Government with respect to such as-
6 sistance.

7 **SEC. 9. RONIL SINGH MEMORIAL JUSTICE ASSISTANCE**
8 **GRANT PROGRAM.**

9 (a) GRANTS AUTHORIZED.—From amounts made
10 available pursuant to subsection (g), the Attorney General,
11 acting through the Office of Justice Programs, may award
12 grants to States or units of local government to provide
13 additional personnel, equipment, supplies, contractual
14 support, training, technical assistance, and information
15 systems for—

16 (1) combating criminal and youth gangs
17 through law enforcement measures; and

18 (2) law enforcement gang-prevention activities.

19 (b) CERTIFICATION.—A State or unit of local govern-
20 ment may not receive a grant under this section unless—

21 (1) the State or local government—

22 (A) consistently notifies U.S. Immigration
23 and Customs Enforcement before releasing
24 criminal aliens who are unlawfully present in
25 the United States; and

1 (B) allows U.S. Immigration and Customs
2 Enforcement officers to access the detention fa-
3 cilities of the State or local government for the
4 purpose of interviewing or taking into custody
5 an alien described in subparagraph (A); and

6 (2) the Attorney General determines that the
7 State or local government has a cooperative relation-
8 ship with all Federal immigration authorities, in-
9 cluding U.S. Immigration and Customs Enforce-
10 ment.

11 (c) PROGRAM ASSESSMENT.—

12 (1) IN GENERAL.—Each program using grant
13 funding authorized under this section shall carry out
14 a program assessment, which shall be developed con-
15 sistent with guidelines established by the Attorney
16 General, in coordination with the National Institute
17 of Justice.

18 (2) WAIVER.—The Attorney General may waive
19 the application of paragraph (1) with respect to a
20 program that, in the opinion of the Attorney Gen-
21 eral, is not of sufficient size to justify a full program
22 assessment.

23 (d) PROHIBITED USES.—Notwithstanding any other
24 provision of this Act, funds provided under this section
25 may not be used, directly or indirectly for—

1 (1) security enhancements or any equipment to
2 any nongovernmental entity that is not engaged in
3 criminal justice or public safety; or

4 (2) vehicles (excluding police cruisers), vessels
5 (excluding police boats), aircraft (excluding police
6 helicopters), luxury items, real estate, construction
7 projects (other than penal or correctional institu-
8 tions), or similar items unless the Attorney General
9 certifies that extraordinary and exigent cir-
10 cumstances exist that make such uses essential to
11 the maintenance of public safety and good order.

12 (e) ADMINISTRATIVE COSTS.—Not more than 10 per-
13 cent of any grant awarded under this section may be used
14 for costs incurred to administer such grant.

15 (f) GRANT ACCOUNTABILITY.—

16 (1) DEFINED TERM.—In this subsection the
17 term “unresolved audit finding” means an audit re-
18 port finding in the final audit report of the Inspector
19 General of the Department of Justice that the
20 grantee has used grant funds for an unauthorized
21 expenditure or otherwise unallowable cost that is not
22 closed or resolved during the 12-month period begin-
23 ning on the date on which the final audit report is
24 issued.

25 (2) AUDIT REQUIREMENT.—

1 (A) IN GENERAL.—Beginning on the first
2 day of the first fiscal year beginning after the
3 date of the enactment of this Act, the Inspector
4 General of the Department of Justice shall—

5 (i) conduct audits of grant recipients
6 under this section to prevent waste, fraud,
7 and abuse of funds by grantees; and

8 (ii) determine the appropriate number
9 of grantees to be audited each year.

10 (B) MANDATORY EXCLUSION.—A grant re-
11 cipient under this section that has an unre-
12 solved audit finding shall not be eligible to re-
13 ceive grant funds under this section during the
14 first 2 fiscal years beginning after the end of
15 the 12-month period described in paragraph
16 (1).

17 (C) REIMBURSEMENT.—If an entity is
18 awarded grant funds under this section during
19 the period during which the entity is barred
20 from receiving grants under subparagraph (B),
21 the Attorney General shall—

22 (i) deposit an amount equal to the
23 amount of the grant funds that were im-
24 properly awarded to the grantee into the
25 General Fund of the Treasury; and

1 (ii) seek to recoup the costs of the re-
2 payment to the fund from the grant recipi-
3 ent that was erroneously awarded grant
4 funds.

5 (D) PRIORITY.—In awarding grants under
6 this section, the Attorney General shall give pri-
7 ority to eligible applicants that did not have an
8 unresolved audit finding during the 3 fiscal
9 years before submitting an application for such
10 a grant.

11 (3) CONFERENCE EXPENDITURES.—

12 (A) LIMITATION.—Amounts appropriated
13 to the Department of Justice pursuant to sub-
14 section (g) may not be used by the Attorney
15 General, or by any individual or entity awarded
16 discretionary funds through a cooperative
17 agreement under this section, to host or sup-
18 port any expenditure for conferences that uses
19 more than \$20,000 in funds made available to
20 the Department of Justice, unless the Deputy
21 Attorney General or the appropriate Assistant
22 Attorney General, Director, or principal deputy
23 (as designated by the Deputy Attorney General)
24 provides prior written authorization that the
25 funds may be expended to host the conference.

1 (B) WRITTEN APPROVAL.—Written ap-
2 proval under subparagraph (A) shall include a
3 written estimate of all costs associated with the
4 conference, including the cost of all food, bev-
5 erages, audio-visual equipment, honoraria for
6 speakers, and entertainment.

7 (C) REPORT.—The Deputy Attorney Gen-
8 eral shall submit an annual report to the Com-
9 mittee on the Judiciary of the Senate and the
10 Committee on the Judiciary of the House of
11 Representatives that details all conference ex-
12 penditures approved under this paragraph.

13 (4) ANNUAL CERTIFICATION.—Beginning on
14 the first day of the first fiscal year after the date
15 of the enactment of this Act, the Attorney General
16 shall submit an annual certification to the Com-
17 mittee on the Judiciary of the Senate, the Com-
18 mittee on Appropriations of the Senate, the Com-
19 mittee on the Judiciary of the House of Representa-
20 tives, and the Committee on Appropriations of the
21 House of Representatives that—

22 (A) indicates whether—

23 (i) all audits conducted by the Office
24 of the Inspector General pursuant to para-
25 graph (2) have been completed and re-

1 viewed by the appropriate Assistant Attor-
2 ney General or Director;

3 (ii) all mandatory exclusions required
4 under paragraph (2)(B) have been issued;
5 and

6 (iii) all reimbursements required
7 under paragraph (2)(C) have been made;
8 and

9 (B) includes a list of any grant recipients
10 excluded under paragraph (2)(B) from the pre-
11 vious year.

12 (g) AUTHORIZATION OF APPROPRIATIONS.—There is
13 authorized to be appropriated \$200,000,000, for each of
14 the fiscal years 2020 through 2023, for grants under this
15 section. Amounts appropriated pursuant to this subsection
16 shall remain available until expended.

17 **SEC. 10. EFFECTIVE DATE.**

18 The amendments made by this Act shall take effect
19 on the date of the enactment of this Act and shall apply
20 to acts that occur before, on, or after the date of the enact-
21 ment of this Act.

○