

119<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S.** \_\_\_\_\_

To establish a program to provide assistance to strengthen the capacity of law enforcement agencies in Latin America and the Caribbean to prosecute PRC organized criminal groups and PRC government-linked organizations engaged in criminal activity.

---

IN THE SENATE OF THE UNITED STATES

---

Mr. CORNYN (for himself and Mr. COONS) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

---

**A BILL**

To establish a program to provide assistance to strengthen the capacity of law enforcement agencies in Latin America and the Caribbean to prosecute PRC organized criminal groups and PRC government-linked organizations engaged in criminal activity.

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 the “Eliminate PRC Orga-  
5 nized Crime Act”.

1 **SEC. 2. PROGRAM TO PROVIDE ASSISTANCE TO BUILD THE**  
2 **CAPACITY OF LATIN AMERICAN AND CARIB-**  
3 **BEAN LAW ENFORCEMENT AGENCIES TO DIS-**  
4 **RUPT PRC ORGANIZED CRIMINAL GROUPS.**

5 Chapter 8 of part I of the Foreign Assistance Act  
6 of 1961 (22 U.S.C. 2291 et seq.) is amended by adding  
7 at the end the following:

8 **“SEC. 490A. PROGRAM TO PROVIDE ASSISTANCE TO BUILD**  
9 **THE CAPACITY OF LATIN AMERICAN AND**  
10 **CARIBBEAN LAW ENFORCEMENT AGENCIES**  
11 **TO DISRUPT PRC ORGANIZED CRIMINAL**  
12 **GROUPS.**

13 “(a) IN GENERAL.—Notwithstanding section 660,  
14 the Secretary of State may establish a program to provide  
15 assistance to strengthen the capacity of law enforcement  
16 agencies of the countries described in subsection (e) to  
17 help such agencies collect information on, disrupt, and  
18 prosecute transnational criminal organizations linked to  
19 the People’s Republic of China (referred to in this section  
20 as ‘PRC’) that are engaged in narcotics trafficking, money  
21 laundering, illicit finance, transnational repression, for-  
22 eign interference, and other related activities the Secretary  
23 determines are appropriate.

24 “(b) COORDINATION.—Assistance authorized under  
25 subsection (a) shall be provided in coordination with the

1 Attorney General and, if appropriate, the Director of Na-  
2 tional Intelligence.

3 “(c) ASSISTANCE DESCRIBED.—Assistance author-  
4 ized under subsection (a) may include—

5 “(1) consultation between law enforcement  
6 agencies in the countries described in subsection (e)  
7 and Federal, State, and local law enforcement agen-  
8 cies with experience investigating, disrupting, and  
9 prosecuting PRC-linked transnational criminal orga-  
10 nizations that are operating in the United States or  
11 abroad;

12 “(2) training regarding financial investigations,  
13 money laundering and illicit finance prosecution, and  
14 asset forfeiture related to PRC-linked transnational  
15 criminal organizations;

16 “(3) technical assistance, including digital  
17 forensics, telecommunications intercept coordination,  
18 and all-source and open-source intelligence relevant  
19 to PRC-linked transnational criminal organizations;  
20 and

21 “(4) support for vetting and screening pro-  
22 grams to ensure foreign law enforcement agencies  
23 receiving assistance are not compromised by PRC-  
24 linked transnational criminal organizations, in ac-  
25 cordance with the prohibition under section 487.

1 “(d) RELATIONSHIP CERTAIN CERTIFICATIONS.—

2 “(1) IN GENERAL.—Notwithstanding a deter-  
3 mination under section 490(a)(1) that a country has  
4 demonstrably failed to adhere to its obligations  
5 under applicable international counternarcotics  
6 agreements, assistance authorized under subsection  
7 (a) may be provided to such country if the Secretary  
8 of State determines that providing such assistance is  
9 in the national interest of the United States.

10 “(2) NOTIFICATION.—The Secretary of State  
11 may not provide assistance pursuant to paragraph  
12 (1) unless not later than 15 days before providing  
13 such assistance, the Secretary submits to the appro-  
14 priate congressional committees a determination that  
15 providing such assistance is in the national interest  
16 of the United States.

17 “(e) COUNTRIES DESCRIBED.—The foreign countries  
18 described in this subsection are countries in Latin Amer-  
19 ica and the Caribbean where PRC-linked transnational  
20 criminal organizations engage in criminal activities, in-  
21 cluding narcotics trafficking, money laundering, illicit fi-  
22 nance, human trafficking, and foreign interference.

23 “(f) REPORT ON PRC ORGANIZED CRIME IN LATIN  
24 AMERICA.—

1           “(1) IN GENERAL.—Not later than 1 year after  
2           the date of the enactment of this Act, the Director  
3           of National Intelligence, in coordination with the  
4           Secretary of State, shall submit a report to the ap-  
5           propriate congressional committees that—

6                   “(A) identifies all United States assistance  
7                   provided to countries under this section, includ-  
8                   ing each country that received assistance and a  
9                   description of the assistance provided;

10                   “(B) summarizes known organized crimi-  
11                   nal activity by PRC-linked transnational crimi-  
12                   nal organizations taking place in Latin Amer-  
13                   ican or the Caribbean; and

14                   “(C) summarizes all known instances of  
15                   the PRC providing law enforcement assistance  
16                   or support to the countries described in sub-  
17                   section (e) to facilitate or disrupt such criminal  
18                   activity; and

19                   “(D) identifies any mutual legal assistance  
20                   treaty requests or other such assistance sub-  
21                   mitted by each county that receives assistance  
22                   described in subparagraph (A), and the status  
23                   of such requests.

24           “(2) CLASSIFIED FORM.—To the extent pos-  
25           sible, the report required under paragraph (1) shall

1 be submitted in unclassified form, with a classified  
2 annex, if necessary.

3 “(g) DEFINITIONS.—In this section:

4 “(1) APPROPRIATE CONGRESSIONAL COMMIT-  
5 TEES.—The term ‘appropriate congressional com-  
6 mittees’ means—

7 “(A) the Committee on Foreign Relations  
8 of the Senate;

9 “(B) the Select Committee on Intelligence  
10 of the Senate;

11 “(C) the Committee on Appropriations of  
12 the Senate;

13 “(D) the Committee on the Judiciary of  
14 the Senate;

15 “(E) the Caucus on International Nar-  
16 cotics Control of the Senate;

17 “(F) the Committee on Foreign Affairs of  
18 the House of Representatives;

19 “(G) the Permanent Select Committee on  
20 Intelligence of the House of Representatives;

21 “(H) the Committee on Appropriations of  
22 the House of Representatives; and

23 “(I) the Committee on the Judiciary of the  
24 House of Representatives.

1           “(2) PRC-LINKED TRANSNATIONAL CRIMINAL  
2 ORGANIZATION.—The term ‘PRC-linked  
3 transnational criminal organization’ means an orga-  
4 nization that—

5                   “(A) includes 1 or more foreign person;

6                   “(B) engages in or facilitates an ongoing  
7 pattern of serious criminal activity involving the  
8 jurisdictions of at least 2 foreign states, includ-  
9 ing the People’s Republic of China, or 1 foreign  
10 state and the United States;

11                   “(C) threatens the national security, for-  
12 eign policy, or economy of the United States;  
13 and

14                   “(D) meets any other criteria the Sec-  
15 retary determines to be appropriate.”.