H. R.        

To require that supplemental certifications and background investigations be completed prior to the admission of certain aliens as refugees, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. McCaul (for himself and Mr. Hudson) introduced the following bill; which was referred to the Committee on ____________________________

A BILL

To require that supplemental certifications and background investigations be completed prior to the admission of certain aliens as refugees, and for other purposes.

Be it enacted by the Senate and House of Representa-
atives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “American Security
Against Foreign Enemies Act of 2015” or as the “Amer-
ican SAFE Act of 2015”.
SEC. 2. REVIEW OF REFUGEES TO IDENTIFY SECURITY THREATS TO THE UNITED STATES.

(a) BACKGROUND INVESTIGATION.—In addition to the screening conducted by the Secretary of Homeland Security, the Director of the Federal Bureau of Investigation shall take all actions necessary to ensure that each covered alien receives a thorough background investigation prior to admission as a refugee. A covered alien may not be admitted as a refugee until the Director of the Federal Bureau of Investigation certifies to the Secretary of Homeland Security and the Director of National Intelligence that each covered alien has received a background investigation that is sufficient to determine whether the covered alien is a threat to the security of the United States.

(b) CERTIFICATION BY UNANIMOUS CONCURRENCE.—A covered alien may only be admitted to the United States after the Secretary of Homeland Security, with the unanimous concurrence of the Director of the Federal Bureau of Investigation and the Director of National Intelligence, certifies to the appropriate Congressional committees that the covered alien is not a threat to the security of the United States.

(c) INSPECTOR GENERAL REVIEW OF CERTIFICATIONS.—The Inspector General of the Department of Homeland Security shall conduct a risk-based review of all certifications made under subsection (b) each year and
shall provide an annual report detailing the findings to
the appropriate Congressional committees.

(d) MONTHLY REPORT.—The Secretary of Homeland
Security shall submit to the appropriate Congressional
Committees a monthly report on the total number of appli-
cations for admission with regard to which a certification
under subsection (b) was made and the number of covered
aliens with regard to whom such a certification was not
made for the month preceding the date of the report. The
report shall include, for each covered alien with regard to
whom a certification was not made, the concurrence or
nonconcurrence of each person whose concurrence was re-
quired by subsection (b).

(e) DEFINITIONS.—In this Act:

(1) COVERED ALIEN.—The term “covered
alien” means any alien applying for admission to the
United States as a refugee who—

(A) is a national or resident of Iraq or
Syria;

(B) has no nationality and whose last ha-
bital residence was in Iraq or Syria; or

(C) has been present in Iraq or Syria at
any time on or after March 1, 2011.
(2) Appropriate Congressional Committee.—The term “appropriate Congressional Committees” means—

(A) the Committee on Armed Services of the Senate;

(B) the Select Committee on Intelligence of the Senate;

(C) the Committee on the Judiciary of the Senate;

(D) the Committee on Homeland Security and Governmental Affairs of the Senate;

(E) the Committee on Foreign Relations of the Senate;

(F) the Committee on Appropriations of the Senate;

(G) the Committee on Armed Services of the House of Representatives;

(H) the Permanent Select Committee on Intelligence of the House of Representatives;

(I) the Committee on the Judiciary of the House of Representatives;

(J) the Committee on Homeland Security of the House of Representatives;

(K) the Committee on Appropriations of the House of Representatives; and
(L) the Committee on Foreign Affairs of the House of Representatives.