

119TH CONGRESS  
2D SESSION

# S. RES. \_\_\_\_\_

Requesting information on the Republic of El Salvador's human rights practices pursuant to section 502B(c) of the Foreign Assistance Act of 1961.

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IN THE SENATE OF THE UNITED STATES

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Mr. KAINE submitted the following resolution; which was referred to the Committee on \_\_\_\_\_

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## RESOLUTION

Requesting information on the Republic of El Salvador's human rights practices pursuant to section 502B(c) of the Foreign Assistance Act of 1961.

1       *Resolved,*

2       **SECTION 1. REQUEST FOR INFORMATION ON EL SAL-**  
3               **VADOR'S HUMAN RIGHTS PRACTICES.**

4       (a) STATEMENT REQUESTED.—The Senate requests  
5       that the Secretary of State, not later than 30 days after  
6       the date of the adoption of this resolution, submit to the  
7       Committee on Foreign Relations of the Senate and the  
8       Committee on Foreign Affairs of the House of Representa-  
9       tives, pursuant to section 502B(c) of the Foreign Assist-  
10      ance Act of 1961 (22 U.S.C. 2304(c)), a statement re-

1   garding El Salvador's human rights practices that has  
2   been prepared in collaboration with the Assistant Sec-  
3   retary of State for Democracy, Human Rights, and Labor  
4   and the Office of the Legal Adviser at the Department  
5   of State.

6       (b) ELEMENTS.—The statement submitted pursuant  
7   to subsection (a) should include—

8           (1) all available credible information concerning  
9       alleged violations of internationally recognized  
10      human rights by the Government of El Salvador, in-  
11      cluding—

12           (A) arbitrary and unlawful arrest, deten-  
13      tion, imprisonment, torture and cruel or inhu-  
14      mane treatment, including of people who are  
15      not citizens of El Salvador but have been re-  
16      moved to El Salvador by the United States  
17      Government;

18           (B) violations of due process rights, includ-  
19      ing a description of any opportunity provided to  
20      people who are not citizens of El Salvador but  
21      have been removed to El Salvador by the  
22      United States Government to demonstrate that  
23      they have been wrongfully arrested, detained, or  
24      imprisoned;

1 (C) enforced disappearances and arbitrary  
2 or unlawful killings, including extrajudicial  
3 killings, including of people who are not citizens  
4 of El Salvador but have been removed to El  
5 Salvador by the United States Government;

6 (D) trafficking in persons, including forced  
7 or slave labor, including of people who are not  
8 citizens of El Salvador but have been removed  
9 to El Salvador by the United States Govern-  
10 ment; and

11 (E) treatment of and legal rights and sta-  
12 tus provided by the Government of El Salvador  
13 to people in El Salvador who are not citizens of  
14 El Salvador but have been removed to El Sal-  
15 vador by the United States Government;

16 (2) a description of the steps the United States  
17 Government has taken—

18 (A) to promote respect for and observance  
19 of human rights as part of the Government of  
20 El Salvador's activities;

21 (B) to discourage any practices that are  
22 inimical to internationally recognized human  
23 rights;

24 (C) to publicly or privately call attention  
25 to, and disassociate the United States and any

1 security assistance provided for the Government  
2 of El Salvador from, any practices described in  
3 subparagraph (B); and

4 (D) to assess, prior to removal, how the  
5 Government of El Salvador would treat people  
6 who are not citizens of El Salvador but have  
7 been removed to El Salvador by the United  
8 States Government, including—

9 (i) conducting individualized assess-  
10 ments of such individuals to determine  
11 whether the Government of El Salvador  
12 may send that person to their country of  
13 origin or last residence, and if so, whether  
14 the Government of El Salvador would pro-  
15 vide them with meaningful opportunity be-  
16 fore their removal to show that they may  
17 be persecuted, tortured, or otherwise  
18 harmed; and

19 (ii) ensuring that the Government of  
20 El Salvador would provide such individuals  
21 with legal immigration status, should they  
22 wish to remain in El Salvador, and would  
23 be treated humanely; and

24 (3) other information, including—

1           (A) an assessment from the Secretary of  
2           State of the likelihood that United States secu-  
3           rity assistance (as defined in section 502B(d) of  
4           the Foreign Assistance Act of 1961 (22 U.S.C.  
5           2304(d))) provided to El Salvador could be  
6           used in support of activities by government offi-  
7           cials related to the rendition, trafficking, deten-  
8           tion, or imprisonment of people who are not  
9           citizens of El Salvador but have been removed  
10          to El Salvador by the United States Govern-  
11          ment;

12          (B) any analysis conducted by the United  
13          States Government of the conditions to be faced  
14          in El Salvador by people who are not citizens  
15          of El Salvador but have been removed to El  
16          Salvador by the United States Government,  
17          prior to the rendition, removal, trafficking, de-  
18          tention, or imprisonment of such individuals to  
19          El Salvador;

20          (C) an assessment from the Secretary of  
21          State of the conditions in any detention centers  
22          or prisons in El Salvador that may hold people  
23          who are not citizens of El Salvador but have  
24          been removed to El Salvador by the United  
25          States Government, including an assessment of

1           allegations of torture and other gross violations  
2           of human rights;

3           (D) a description of any actions that the  
4           United States Government is taking to ensure  
5           that the Government of El Salvador returns  
6           people who are not citizens of El Salvador but  
7           have been removed to El Salvador by the  
8           United States Government, in compliance with  
9           United States court orders regarding their re-  
10          turn to the United States;

11          (E) a description of any actions that the  
12          United States Government is taking to address  
13          the risk of detention, torture, or forced dis-  
14          appearances of people who are not citizens of El  
15          Salvador but have been removed to El Salvador  
16          by the United States Government, or efforts to  
17          facilitate the detention, torture, or forced dis-  
18          appearances of such people;

19          (F) a description of any actions the United  
20          States Government is taking to protect people  
21          who are not citizens of El Salvador but are  
22          within the United States' jurisdiction or effec-  
23          tive control from unlawful rendering, traf-  
24          ficking, or other means of removal to El Sal-  
25          vador;

1 (G) all information regarding any agree-  
2 ment or financial transaction between the  
3 United States Government and the Government  
4 of El Salvador related to the rendition, removal,  
5 trafficking, detention, or imprisonment of indi-  
6 viduals who are not citizens of El Salvador but  
7 have been removed to El Salvador by the  
8 United States Government;

9 (H) all information regarding any individ-  
10 uals sent to El Salvador by the United States  
11 Government in 2025 and 2026;

12 (I) a description of any actions that the  
13 United States Government is taking to facilitate  
14 the release or return of people who are not citi-  
15 zens of El Salvador but have been wrongfully  
16 removed to El Salvador by the United States  
17 Government;

18 (J) all information regarding any assur-  
19 ances the United States Government sought or  
20 received regarding the treatment of people who  
21 are not citizens of El Salvador but have been  
22 removed to El Salvador by the United States  
23 Government, prior to the rendition, removal, or  
24 trafficking of such individuals to El Salvador;

1           (K) all information regarding assurances  
2           the United States Government sought or re-  
3           ceived regarding the further rendition, traf-  
4           ficking, removal, or transfer of people who are  
5           not citizens of El Salvador, but have been re-  
6           moved to El Salvador by the United States  
7           Government to countries that are not El Sal-  
8           vador, including the human rights conditions  
9           for such individuals in those countries; and  
10          (L) a summary of all meetings in 2025  
11          and 2026 between Government of El Salvador  
12          officials and Washington-based officials of the  
13          United States Government.