

AMENDMENT

OFFERED BY MS. BONAMICI OF OREGON

Insert, at the appropriate place, the following:

1 **SEC. ____ . LIMITATION ON USE OF FEDERAL LAW EN-**
2 **FORCEMENT OFFICERS FOR CROWD CON-**
3 **TROL.**

4 (a) DEFINITIONS.—In this section—

5 (1) the term “Federal law enforcement officer”
6 means—

7 (A) an employee or officer in a position in
8 the executive, legislative, or judicial branch of
9 the Federal Government who is authorized by
10 law to engage in or supervise a law enforcement
11 function; or

12 (B) an employee or officer of a contractor
13 or subcontractor (at any tier) of an agency in
14 the executive, legislative, or judicial branch of
15 the Federal Government who is authorized by
16 law or under the contract with the agency to
17 engage in or supervise a law enforcement func-
18 tion;

19 (2) the term “law enforcement function” means
20 the prevention, detection, or investigation of, or the

1 prosecution or incarceration of any person for, any
2 violation of law; and

3 (3) the term “member of an armed force”
4 means a member of any of the armed forces, as de-
5 fined in section 101(a)(4) of title 10, United States
6 Code, or a member of the National Guard, as de-
7 fined in section 101(3) of title 32, United States
8 Code.

9 (b) REQUIRED IDENTIFICATION.—

10 (1) IN GENERAL.—Each Federal law enforce-
11 ment officer or member of an armed force who is en-
12 gaged in any form of crowd control, riot control, or
13 arrest or detainment of individuals engaged in an
14 act of civil disobedience, demonstration, protest, or
15 riot in the United States shall at all times display
16 identifying information in a clearly visible fashion,
17 which shall include the Federal agency and the last
18 name or unique identifier of the Federal law enforce-
19 ment officer or for a member of an armed force, the
20 last name or unique identifier and rank of the mem-
21 ber.

22 (2) SPECIFIC PROHIBITIONS.—

23 (A) COVERING OF IDENTIFYING INFORMA-
24 TION.—A Federal law enforcement officer or
25 member of an armed force may not tape over

1 or otherwise obscure or conceal the identifying
2 information required under paragraph (1) while
3 the officer or member is engaged in any form
4 of law enforcement activity described in para-
5 graph (1).

6 (B) USE OF UNMARKED VEHICLES.—A
7 Federal law enforcement officer or member of
8 an armed force may not use an unmarked vehi-
9 cle for the apprehension, detention, or arrest of
10 civilians while the officer or member is engaged
11 in any form of law enforcement activity de-
12 scribed in paragraph (1).

13 (c) LIMITATION ON CROWD CONTROL AUTHORITY.—

14 (1) IN GENERAL.—Except as provided in para-
15 graph (2), a Federal law enforcement officer or
16 member of an armed force may only be authorized
17 to perform any form of crowd control, riot control,
18 or arrest or detainment of individuals engaged in an
19 act of civil disobedience, demonstration, protest, or
20 riot on Federal property or in the immediate vicinity
21 thereof, which shall include the sidewalk and the
22 public street immediately adjacent to any Federal
23 building or property.

24 (2) EXCEPTIONS.—

1 (A) STATE AND LOCAL REQUEST FOR AS-
2 SISTANCE.—Paragraph (1) shall not apply to a
3 Federal law enforcement officer or member of
4 an armed force if the Governor of a State and
5 the head of a unit of local government jointly
6 request, in writing, Federal law enforcement
7 support.

8 (B) INSURRECTION ACT.—If chapter 13 of
9 title 10, United States Code (commonly known
10 as the “Insurrection Act of 1807”) is invoked,
11 paragraph (1) shall not apply.

12 (d) LIMITATION ON ARREST AUTHORITY.—It shall be
13 unlawful for a Federal law enforcement officer or member
14 of an armed force to arrest an individual in the United
15 States if the Federal law enforcement officer or member
16 of an armed force is conducting a law enforcement func-
17 tion in violation of subsection (b) or (c).

18 (e) NOTICE TO THE PUBLIC.—Not later than 24
19 hours after deployment of a Federal law enforcement offi-
20 cer or member of an armed force in response to any crowd
21 control incident, riot, or public disturbance, the Federal
22 agency or armed force responsible for such deployment
23 shall publish prominent public notice on that public-facing
24 website of the agency or armed force that includes the fol-
25 lowing information:

1 (1) The date of deployment of personnel for
2 crowd control purposes.

3 (2) The number of Federal law enforcement of-
4 ficers of the agency or members of the armed force
5 in each city, town, or locality functioning in a law
6 enforcement capacity.

7 (3) A description of the specific nature of the
8 mission.

9 (4) The location of any civilians being detained
10 by the Federal law enforcement officers or members
11 of the armed force deployed, and under whose cus-
12 tody the civilians are being held.

13 (5) A copy of a written request for assistance
14 described in subsection (c)(2)(A), if such request
15 was made.

