

AMENDMENT TO H.R. 7147
OFFERED BY MS. CROCKETT OF TEXAS

At the end of the bill (before the short title), insert the following:

1 SEC. _____. (a) Notwithstanding any other provi-
2 sion of law, and except as provided in subsection (b), none
3 of the funds made available by this Act may be used to
4 conduct a civil immigration enforcement action under the
5 immigration laws (as such term is defined in section 101
6 of the Immigration and Nationality Act (8 U.S.C. 1101))
7 unless each covered immigration officer conducting such
8 an action—

9 (1) is not wearing a mask or facial covering
10 that hides the identity of the officer;

11 (2) if the officer uses a vehicle to conduct an
12 official operation in connection with such action,
13 uses only a vehicle that clearly identifies the name
14 of the agency involved in the action; and

15 (3) clearly identifies themselves verbally and
16 visibly by showing identification of the agency that
17 the covered immigration officer represents or is con-
18 ducting official business on behalf of, including visi-
19 bly presenting a badge and wearing a uniform that

1 represents the agency involved in the enforcement
2 action.

3 (b) Subsection (a) shall not apply if a mask or facial
4 covering is medically necessary or is required to preserve
5 the integrity of an ongoing undercover operation that has
6 been approved in accordance with the criteria described
7 in subsection (c).

8 (c) The criteria described in this subsection for the
9 approval of an undercover operation are the following:

10 (1) The risk of personal injury to individuals,
11 property damage, financial loss to persons or busi-
12 nesses, damage to reputation, and other harm.

13 (2) The risk of civil liability or other loss to the
14 Government.

15 (3) The risk of invasion of privacy or inter-
16 ference with privileged or confidential relationships.

17 (4) The risk that individuals engaged in the un-
18 dercover operation may become involved conduct
19 that is unlawful under Federal law.

20 (5) The suitability of Government participation
21 in the type of activity that is expected to occur dur-
22 ing the operation.

23 (d) The term “covered immigration officer” means—

24 (1) personnel of U.S. Customs and Border Pro-
25 tection;

1 (2) personnel of U.S. Immigration and Customs
2 Enforcement; and

3 (3) personnel of any other Federal, State, or
4 local agency authorized by the Secretary of Home-
5 land Security to conduct civil immigration enforce-
6 ment actions under the immigration laws (as such
7 term is defined in section 101 of the Immigration
8 and Nationality Act (8 U.S.C. 1101)).

