

AMENDMENT TO
RULES COMMITTEE PRINT 119-33
OFFERED BY MR. MENENDEZ OF NEW JERSEY

At the end of subtitle E of title X, insert the following:

1 **SEC. 10** ____. **NOTIFICATION AND REPORTING REQUIRE-**
2 **MENTS REGARDING REMOVAL FLIGHTS.**

3 (a) **ADVANCED NOTIFICATION REQUIREMENT.**—

4 (1) **IN GENERAL.**—Not later than 24 hours
5 after a flight is scheduled for the purpose of remov-
6 ing, deporting, repatriating, or otherwise trans-
7 porting any individual from the United States pur-
8 suant to the immigration laws of the United States,
9 the Secretary of Defense and the Secretary of
10 Homeland Security shall jointly provide to the con-
11 gressional defense committees, the Committee on
12 Homeland Security of the House of Representatives,
13 and the Committee on Homeland Security and Gov-
14 ernmental Affairs of the Senate written notification
15 in accordance with this section.

16 (2) **NOTIFICATION REQUIREMENTS.**—Each noti-
17 fication under paragraph (1) shall include, to the ex-
18 tent known at the time of notification—

1 (A) the scheduled date of the flight;

2 (B) the departure location and anticipated
3 destination country;

4 (C) the estimated number of individuals
5 expected to be transported;

6 (D) the nationality, gender, age, and legal
7 status of each person expected to be on board
8 the flight;

9 (E) whether any Department of Defense
10 resources, assets, facilities, equipment, con-
11 tracts, funding, or personnel will be used to fa-
12 cilitate the flight, including—

13 (i) aircraft or airlift support;

14 (ii) aircrew or other personnel sup-
15 port;

16 (iii) installation, basing, logistics,
17 maintenance, or fueling support;

18 (iv) command-and-control support;

19 and

20 (v) any other direct or indirect sup-
21 port provided by the Department of De-
22 fense; and

23 (F) the estimated cost to the Department
24 of Defense.

25 (b) MONTHLY JOINT REPORTING REQUIREMENT.—

1 (1) IN GENERAL.—Not later than 30 days after
2 the last day of any month during which a flight de-
3 scribed in subsection (a)(1) occurs, the Secretary of
4 Defense and the Secretary of Homeland Security
5 shall jointly submit to the congressional defense
6 committees, the Committee on Homeland Security of
7 the House of Representatives, and the Committee on
8 Homeland Security and Governmental Affairs of the
9 Senate a report on all such flights occurring during
10 such month. Each such report shall include, for the
11 month covered by the report—

12 (A) the total number of covered removal
13 flights conducted;

14 (B) the total number of individuals trans-
15 ported on such flights;

16 (C) the destination countries for such
17 flights and the number of flights and individ-
18 uals associated with each destination country;

19 (D) the number of flights that utilized De-
20 partment of Defense resources or personnel;

21 (E) the total obligations and expenditures
22 incurred by the Department of Defense in sup-
23 port of covered removal flights during the re-
24 porting period;

1 (F) the total obligations and expenditures
2 incurred by the Department of Homeland Secu-
3 rity in connection with covered removal flights
4 during the reporting period; and

5 (G) the number and type of Department of
6 Defense aircraft, vehicles, facilities, or other as-
7 sets utilized in support of such flights.

8 (2) PUBLIC AVAILABILITY.—The Secretary of
9 Defense and the Secretary of Homeland Security
10 shall each make publicly available on the websites of
11 the Department of Defense and Department of
12 Homeland Security, respectively, an unclassified
13 version of each report required under paragraph (1)
14 by not later than 14 days after the date on which
15 such report is submitted under such paragraph.

16 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
17 tion shall be construed to authorize or expand the author-
18 ity of the Department of Defense to participate in immi-
19 gration enforcement activities.

