

116TH CONGRESS
2D SESSION

H. R. 7719

To limit the use of Federal law enforcement officers for crowd control,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2020

Mr. BLUMENAUER (for himself, Ms. BONAMICI, Mrs. CAROLYN B. MALONEY of New York, Ms. NORTON, Mr. BEYER, Mr. CASTRO of Texas, Mr. CICILLINE, Mr. COOPER, Mr. CORREA, Mr. DEFazio, Mr. DEUTCH, Mr. ESPAILLAT, Mr. GARCÍA of Illinois, Mr. GOMEZ, Ms. HAALAND, Mr. HUFFMAN, Mr. KENNEDY, Mrs. LAWRENCE, Ms. LEE of California, Mr. LEVIN of California, Mr. TED LIEU of California, Ms. MATSUI, Mr. MCGOVERN, Ms. MOORE, Ms. PINGREE, Mr. RASKIN, Ms. BLUNT ROCH-ESTER, Ms. SCHAKOWSKY, Mr. THOMPSON of California, Mr. TONKO, Ms. VELÁZQUEZ, Mrs. WATSON COLEMAN, Mr. BRENDAN F. BOYLE of Pennsylvan-ia, Ms. LOFGREN, Mr. CARSON of Indiana, Ms. JUDY CHU of Cali-fornia, Mr. COHEN, Mr. PAYNE, and Ms. OMAR) introduced the following bill; which was referred to the Committee on the Judiciary, and in addi-tion to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provi-sions as fall within the jurisdiction of the committee concerned

A BILL

To limit the use of Federal law enforcement officers for
crowd control, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Preventing Authori-
3 tarian Policing Tactics on America’s Streets Act”.

4 **SEC. 2. LIMITATION ON USE OF FEDERAL LAW ENFORCE-**
5 **MENT OFFICERS FOR CROWD CONTROL.**

6 (a) DEFINITIONS.—In this section—

7 (1) the term “Federal law enforcement officer”
8 means—

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

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

21 (2) the term “law enforcement function” means
22 the prevention, detection, or investigation of, or the
23 prosecution or incarceration of any person for, any
24 violation of law; and

25 (3) the term “member of an armed force”
26 means a member of any of the armed forces, as de-

1 fined in section 101(a)(4) of title 10, United States
2 Code, or a member of the National Guard, as de-
3 fined in section 101(3) of title 32, United States
4 Code.

5 (b) REQUIRED IDENTIFICATION.—

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

18 (2) SPECIFIC PROHIBITIONS.—

19 (A) COVERING OF IDENTIFYING INFORMA-
20 TION.—A Federal law enforcement officer or
21 member of an armed force may not tape over
22 or otherwise obscure or conceal the identifying
23 information required under paragraph (1) while
24 the officer or member is engaged in any form

1 of law enforcement activity described in para-
2 graph (1).

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

10 (c) LIMITATION ON CROWD CONTROL AUTHORITY.—

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

21 (2) EXCEPTIONS.—

22 (A) STATE AND LOCAL REQUEST FOR AS-
23 SISTANCE.—Paragraph (1) shall not apply to a
24 Federal law enforcement officer or member of
25 an armed force if the Governor of a State and

1 the head of a unit of local government jointly
2 request, in writing, Federal law enforcement
3 support.

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

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

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

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

24 (2) The number of Federal law enforcement of-
25 ficers of the agency or members of the armed force

1 in each city, town, or locality functioning in a law
2 enforcement capacity.

3 (3) A description of the specific nature of the
4 mission.

5 (4) The location of any civilians being detained
6 by the Federal law enforcement officers or members
7 of the armed force deployed, and under whose cus-
8 tody the civilians are being held.

9 (5) A copy of a written request for assistance
10 described in subsection (c)(2)(A), if such request
11 was made.

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