117TH CONGRESS  
2D Session  

H. R. 6592

To require the Secretary of Homeland Security and the Secretary of Health and Human Services to notify the relevant Federal, State, and local officials of a jurisdiction before placing a covered alien in such jurisdiction, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 3, 2022

Mr. Meuser (for himself, Mr. Babin, Mr. Barr, Mr. Bilirakis, Mr. Burchett, Mr. Burgess, Mr. Cline, Mr. Davidson, Mr. Duncan, Mrs. Miller of Illinois, Mr. Harris, Mr. Hern, Mr. Issa, Mr. Johnson of Louisiana, Mr. Keller, Mr. Kelly of Pennsylvania, Mr. Lamborn, Ms. Malliotakis, Mr. Mann, Mr. McKinley, Mr. Moore of Alabama, Mr. Perry, Mr. Jackson, Mr. Reschenthaler, Mr. Rose, Mr. Thompson of Pennsylvania, Mr. Tiffany, Mr. Timmons, Ms. Van Duyne, Mr. Wilson of South Carolina, Ms. Stefanik, Mr. Pfluger, and Mr. Crenshaw) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To require the Secretary of Homeland Security and the Secretary of Health and Human Services to notify the relevant Federal, State, and local officials of a jurisdiction before placing a covered alien in such jurisdiction, 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,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Immigration Transparency and Transit Notification Act of 2022”.

SEC. 2. STATE INVOLVEMENT IN THE PLACEMENT OF COVERED ALIENS.

(a) Notification Required.—

(1) In general.—The Secretary of Homeland Security or the Secretary of Health and Human Services, as applicable, shall notify the relevant Federal, State, and local officials of a jurisdiction at least 7 calendar days before—

(A) transporting a covered alien to such jurisdiction by airplane, motor vehicle, or other means for disembarkment (even if such transporting or related processing is carried out on behalf of the Federal Government by a private entity); or

(B) placing a covered alien in such jurisdiction.

(2) Contents.—In the case of a notification under paragraph (1) to the Governor of a State, the Secretary of Homeland Security or the Secretary of Health and Human Services, as applicable, shall supplement the notification, for each covered alien, to include the following:

(A) Name.
(B) Date of birth.

(C) Verification of the covered alien’s country of nationality, consisting of—

(i) a copy of a government-issued identity document of the covered alien from that country; or

(ii) if the covered alien does not have such a document, other such verification.

(D) Any biometrics collected from the covered alien.

(E) Proof of completion of any required background check, the results of any background check, and any criminal history information, if applicable.

(F) Final destination.

(G) Sponsor information, if applicable, including the sponsor’s name, date of birth, immigration status, and address.

(b) OPPORTUNITY FOR GOVERNOR TO OBJECT.—

(1) Objection.—Not later than 3 calendar days after receiving a notification under subsection (a), the Governor of a State in which a covered alien is proposed to be placed or transported for disembarkment may submit to the Secretary of Homeland Security or the Secretary of Health and
Human Services, as applicable, a written objection
to the proposed placement or disembarkment in that
State.

(2) ALTERNATE PLACEMENT REQUIRED.—In
the case that the Governor of a State objects to the
placement or disembarkment of a covered alien in
that State under paragraph (1), the Secretary of
Homeland Security and the Secretary of Health and
Human Services may not place or transport for
disembarkment the covered alien in that State.

(3) EXCEPTION.—Paragraph (2) does not apply
in the case of placement of an unaccompanied alien
child with, or transport of an unaccompanied alien
child to, a family member in accordance with section
235 of the William Wilberforce Trafficking Victims
Protection Reauthorization Act of 2008 (8 U.S.C.
1232).

(c) DEFINITIONS.—In this section:

(1) The term “unaccompanied alien child” has
the meaning given to such term in section 462 of the

(2) The term “covered alien” means—

(A) an unaccompanied alien child; or

(B) an alien without lawful immigration
status.
(3) The term “disembarkment” excludes disembarking at an airport for transfer to another airplane at that airport unless the final destination is in the same State as the transfer airport.

(4) The term “family member” means an individual described in any of subparagraphs (1) through (4) of section 410.301 of title 45, Code of Federal Regulations (as in effect on the date of enactment of this Act).

(5) The terms “place” and “placement” include placing a covered alien on a temporary basis in juvenile or other housing.

(6) The term “relevant Federal, State, and local officials” means, with respect to a jurisdiction referred to in subsection (a), the following officials:

(A) The Governor of the State.

(B) The Attorney General of the State.

(C) The head of any county or municipal government that includes such jurisdiction.

(D) The head or heads of local law enforcement in such jurisdiction.

(E) Federal and State legislators elected to represent a State or district including such jurisdiction.
SEC. 3. QUARTERLY REPORTS TO CONGRESS.

Not less than quarterly each year, the Secretary of Homeland Security and the Secretary of Health and Human Services shall each submit to the Chair and ranking member of each of the Committee on Homeland Security and the Committee on the Judiciary of the House of Representatives, and the Chair and ranking member of each of the Committee on Homeland Security and Governmental Affairs and the Committee on the Judiciary of the Senate, a report—

(1) including—

(A) the notifications made by the respective Secretary pursuant to subsection (a)(1); and

(B) any objections received by the respective Secretary under subsection (b)(1); and

(2) identifying—

(A) each private entity that pays all or part of the costs of, or otherwise assists with, any Federal transport by the respective Secretary’s department of a covered alien (as defined in section 2) between jurisdictions; and

(B) the amount and source of any Federal funding used to pay for such transport.