

118TH CONGRESS
1ST SESSION

H. R. 2494

IN THE SENATE OF THE UNITED STATES

MAY 18, 2023

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To make the assault of a law enforcement officer a
deportable offense, 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 “Protect Our Law en-
3 forcement with Immigration Control and Enforcement Act
4 of 2023” or the “POLICE Act of 2023”.

5 **SEC. 2. ASSAULT OF LAW ENFORCEMENT OFFICER.**

6 Section 237(a)(2) of the Immigration and Nationality
7 Act (8 U.S.C. 1227(a)(2)) is amended by adding at the
8 end the following:

9 “(G) ASSAULT OF LAW ENFORCEMENT OF-
10 FICER.—

11 “(i) IN GENERAL.—Any alien who has
12 been convicted of, who admits having com-
13 mitted, or who admits committing acts
14 which constitute the essential elements of,
15 any offense involving assault of a law en-
16 forcement officer is deportable.

17 “(ii) CIRCUMSTANCES.—The cir-
18 cumstances referred to in clause (i) are
19 that the law enforcement officer was as-
20 saulted—

21 “(I) while he or she was engaged
22 in the performance of his or her offi-
23 cial duties;

24 “(II) because of the performance
25 of his or her official duties; or

1 “(III) because of his or her sta-
2 tus as a law enforcement officer.

3 “(iii) DEFINITIONS.—In this subpara-
4 graph—

5 “(I) the term ‘assault’ has the
6 meaning given that term in the juris-
7 diction where the act occurred; and

8 “(II) the term ‘law enforcement
9 officer’ is a person authorized by
10 law—

11 “(aa) to apprehend, arrest,
12 or prosecute an individual for
13 any criminal violation of law; or

14 “(bb) to be a firefighter or
15 other first responder.”.

16 **SEC. 3. REPORT ON ALIENS DEPORTED FOR ASSAULTING A**
17 **LAW ENFORCEMENT OFFICER.**

18 On an annual basis, the Secretary of Homeland Secu-
19 rity shall submit to Congress and make publicly available
20 on the website of the Department of Homeland Security
21 a report on the number of aliens who were deported during

- 1 the previous year under section 237(a)(2)(G) of the Immi-
- 2 gration and Nationality Act (8 U.S.C. 1227(a)(2)(G)).

Passed the House of Representatives May 17, 2023.

Attest: CHERYL L. JOHNSON,
Clerk.