

Calendar No. 318

119TH CONGRESS
2D SESSION**S. 3805**

To amend chapter 93 of title 18, United States Code, to prohibit obstruction of immigration laws by official interference.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 9, 2026

Mr. GRAHAM introduced the following bill; which was read the first time

FEBRUARY 10, 2026

Read the second time and placed on the calendar

A BILL

To amend chapter 93 of title 18, United States Code, to prohibit obstruction of immigration laws by official interference.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “End Sanctuary Cities
5 Act of 2026”.

1 **SEC. 2. OBSTRUCTION OF IMMIGRATION LAWS BY OFFICIAL**
2 **INTERFERENCE.**

3 (a) IN GENERAL.—Chapter 93 of title 18, United
4 States Code, is amended by adding at the end the fol-
5 lowing:

6 **“§ 1925. Obstruction of immigration laws by official**
7 **interference**

8 “(a) DEFINITIONS.—In this section—

9 “(1) the term ‘criminal alien’ means an alien
10 (as defined in section 101(a) of the Immigration and
11 Nationality Act (8 U.S.C. 1001(a))) who has been
12 charged with or convicted of a crime under Federal
13 or State law;

14 “(2) the terms ‘Federal sex offense’ and ‘minor’
15 have the meanings given such terms in section
16 3559(e)(2);

17 “(3) the term ‘immigration laws’ has the mean-
18 ing given that term in section 101(a) of the Immi-
19 gration and Nationality Act (8 U.S.C. 1101(a));

20 “(4) the term ‘reasonable advance notice’, with
21 respect to the release of a criminal alien, means no-
22 tice regarding the scheduled release date and time of
23 the criminal alien that is provided as early as prac-
24 ticable and, unless impossible, at least 48 hours
25 prior to release;

1 “(5) the term ‘responsible executive official’,
2 with respect to a law, regulation, policy, practice, or
3 action, means the most senior executive official of a
4 State or unit of government charged with overseeing
5 execution of the law, regulation, policy, practice, or
6 action.

7 “(6) the term ‘serious violent felony’ has the
8 meaning given that term in section 3559(c)(2);

9 “(7) the terms ‘State’ and ‘unit of local govern-
10 ment’ have the meanings given such terms in section
11 901(a) of the Omnibus Crime Control and Safe
12 Streets Act of 1968 (34 U.S.C. 10251(a)); and

13 “(8) the term ‘State sex offense’ means a State
14 or Military sex offense (as defined in section
15 3559(e)(2)) that is an offense under State law.

16 “(b) PROHIBITED CONDUCT.—It shall be unlawful
17 for any responsible executive official of a State or unit of
18 local government, acting under color of law, to knowingly
19 prohibit, limit, or restrict compliance with any formal re-
20 quest under the immigration laws by the Department of
21 Homeland Security for reasonable advance notice regard-
22 ing the release of a criminal alien, including through es-
23 tablishing, directing, implementing, or enforcing any perti-
24 nent law, regulation, policy, practice, or action.

1 “(c) PENALTIES.—A person who violates subsection
2 (b)—

3 “(1) if the violation results in the release from
4 custody of a criminal alien who has been charged
5 with or convicted of an offense consisting of murder,
6 rape, or a Federal sex offense or State sex offense
7 against a minor, shall be fined under this title, im-
8 prisoned for not less than 10 years and not more
9 than 25 years, or both;

10 “(2) if the violation results in the release from
11 custody of a criminal alien who has been charged
12 with or convicted of an offense that is a serious vio-
13 lent felony, shall be fined under this title, imprisoned
14 for not less than 5 years and not more than 10
15 years, or both; or

16 “(3) if the violation results in the release from
17 custody of a criminal alien who has been charged
18 with or convicted of any other Federal or State
19 criminal offense, shall be fined under this title, im-
20 prisoned for not less than 30 days and not more
21 than 6 months, or both.”.

22 (b) SEVERABILITY CLAUSE.—If any provision of this
23 Act, an amendment made by this Act, or the application
24 of such a provision or amendment to any particular person
25 or circumstance is held invalid, the remaining provisions

1 of this Act and the amendments made by this Act, and
2 the application of such remaining provisions and amend-
3 ments to any other person or circumstance, shall not be
4 affected thereby.

5 (c) TECHNICAL AND CONFORMING AMENDMENT.—
6 The table of sections for chapter 93 of title 18, United
7 States Code, is amended by adding at the end the fol-
8 lowing:

“1925. Obstruction of immigration laws by official interference.”.

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