

114TH CONGRESS
2D SESSION

S. 2538

To provide resources and incentives for the enforcement of immigration laws
in the interior of the United States and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 10, 2016

Mr. CRUZ (for himself and Mr. SESSIONS) introduced the following bill; which
was read twice and referred to the Committee on the Judiciary

A BILL

To provide resources and incentives for the enforcement of
immigration laws in the interior of the United States
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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “ICE Agent Support
5 Act of 2016”.

6 **SEC. 2. USE OF FUNDS IN THE IMMIGRATION ENFORCE-**
7 **MENT ACCOUNT.**

8 Section 280 of the Immigration and Nationality Act
9 (8 U.S.C. 1330) is amended—

1 (1) by striking “Attorney General” each place
2 that term appears and inserting “Secretary of
3 Homeland Security”; and

4 (2) in subsection (b)(3), by striking subpara-
5 graph (A) and inserting the following:

6 “(A) The Secretary of the Treasury shall refund out
7 of the Immigration Enforcement Account to any appro-
8 priation the amount paid out of such appropriation for
9 expenses incurred by the Secretary of Homeland Security
10 for—

11 “(i) the identification, investigation, apprehen-
12 sion, detention, and removal of criminal aliens, in-
13 cluding providing the staffing levels within the En-
14 forcement and Removal Operations division of U.S.
15 Immigration and Customs Enforcement necessary to
16 carry out statutorily authorized enforcement oper-
17 ations;

18 “(ii) the maintenance and updating of systems
19 used by the Enforcement and Removal Operations
20 division of U.S. Immigration and Customs Enforce-
21 ment to identify and track criminal aliens, deport-
22 able aliens, inadmissible aliens, and aliens illegally
23 entering the United States; and

24 “(iii) the purchase of firearms, vehicles, and
25 other safety or apprehension equipment for the En-

1 enforcement and Removal Operations division of U.S.
2 Immigration and Customs Enforcement.”.

3 **SEC. 3. CRIMINAL INVESTIGATION SERIES POSITIONS IN**
4 **THE DIVISION OF ENFORCEMENT AND RE-**
5 **MOVAL OPERATIONS OF U.S. IMMIGRATION**
6 **AND CUSTOMS ENFORCEMENT.**

7 Not later than 30 days after the date of enactment
8 of this Act, the Secretary of Homeland Security shall es-
9 tablish the percentage of positions within the Enforcement
10 and Removal Operations division of U.S. Immigration and
11 Customs Enforcement that shall be classified as a criminal
12 investigator position, consistent with the requirements and
13 standards for occupational classification series 1811, dedi-
14 cated to enforcing the criminal statutory provisions of the
15 Immigration and Nationality Act (8 U.S.C. 1101 et seq.).

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