

117TH CONGRESS  
2D SESSION

# H. R. 8709

To direct the Secretary of Homeland Security to prioritize the removal of certain aliens, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 12, 2022

Mr. NEHLS (for himself, Mr. GOHMERT, and Mr. HICE of Georgia) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To direct the Secretary of Homeland Security to prioritize the removal of certain aliens, 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 “Prioritizing the Re-  
5 moval of Migrants Act”.

6 **SEC. 2. PRIORITIZING REMOVAL OF CERTAIN ALIENS.**

7 In executing faithfully the immigration laws (as such  
8 term is defined in section 101 of the Immigration and Na-  
9 tionality Act (8 U.S.C. 1101)), the Secretary of Homeland

1 Security shall prioritize immigration enforcement actions  
2 with respect to the following aliens:

3 (1) Aliens who are inadmissible under para-  
4 graph (2), (3), or (6)(C) of section 212(a) of the Im-  
5 migration and Nationality Act (8 U.S.C. 1182(a)(2),  
6 (3), (6)(C)).

7 (2) Aliens who are subject to expedited removal  
8 under section 235 of that Act (8 U.S.C. 1225).

9 (3) Aliens who are deportable under paragraph  
10 (2) or (4) of section 237(a) of that Act (8 U.S.C.  
11 1227(a)(2), (4)).

12 (4) Aliens who are otherwise inadmissible under  
13 such section 212 or deportable under such section  
14 237, and who—

15 (A) have been convicted of any criminal of-  
16 fense;

17 (B) have been charged with any criminal  
18 offense, which charges are pending;

19 (C) have committed acts that constitute a  
20 chargeable criminal offense (except an offense  
21 under section 275(a) of the Immigration and  
22 Nationality Act (8 U.S.C. 1325(a)));

23 (D) have engaged in fraud or willful mis-  
24 representation in connection with any official

1 matter or application before a governmental  
2 agency;

3 (E) have abused any program related to  
4 receipt of public benefits;

5 (F) are subject to a final order of removal,  
6 but who have not complied with their legal obli-  
7 gation to depart the United States; or

8 (G) in the judgment of an immigration of-  
9 ficer, otherwise pose a risk to public safety or  
10 national security.

11 (5) Aliens who are threats to border security,  
12 including aliens who—

13 (A) are apprehended while attempting to  
14 unlawfully enter the United States along a bor-  
15 der of the United States (whether or not at a  
16 designated port of arrival); or

17 (B) are apprehended in the United States  
18 after entering unlawfully after November 1,  
19 2020.

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