

119TH CONGRESS
1ST SESSION

H. R. 3859

To amend the Immigration and Nationality Act to provide for the removal and permanent inadmissibility of certain aliens convicted of assaulting law enforcement officers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 2025

Mr. CRENSHAW (for himself, Mr. WEBER of Texas, Mr. COLLINS, Mr. BUCHANAN, Mr. EDWARDS, Mr. SESSIONS, Mr. MCGUIRE, Mr. JACKSON of Texas, Mr. VAN ORDEN, Mrs. LUNA, Mr. DONALDS, Mr. MESSMER, Mr. ZINKE, Mrs. HINSON, Mr. MOORE of Alabama, Mr. HARRIGAN, Mr. GILL of Texas, Mr. FALLON, Ms. TENNEY, Mr. BURCHETT, and Mr. DAVIDSON) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to provide for the removal and permanent inadmissibility of certain aliens convicted of assaulting law enforcement officers, 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 “Returning Illegals over
5 Turmoil Act”.

1 **SEC. 2. REMOVAL OF ALIENS WHO INCITE OR PARTICIPATE**
2 **IN ASSAULTS AGAINST LAW ENFORCEMENT**
3 **DURING CIVIL UNREST.**

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

7 “(8) ALIENS WHO INCITE OR PARTICIPATE IN
8 ASSAULTS DURING CIVIL UNREST.—

9 “(A) IN GENERAL.—Any alien described in
10 subparagraph (B) shall be deportable;

11 “(B) ALIENS DESCRIBED.—An alien is de-
12 scribed in this subparagraph if—

13 “(i) the alien has been convicted of, or
14 admits to having committed acts that con-
15 stitute, incitement to violence or physical
16 participation in a riot or civil disturbance
17 under Federal, State, and local law; or

18 “(ii) the acts involved—

19 “(I) an actual or attempted as-
20 sault, battery, or use of force against
21 a law enforcement officer, including
22 officers of the United States, a State,
23 municipality, or tribal government;
24 and

25 “(II) an actual or attempted as-
26 sault, battery, or use of force against

1 a member of the Armed Forces of the
2 United States, including during the
3 performance of official duties or while
4 in uniform; or

5 “(III) the willful destruction, de-
6 facement, or vandalism of public prop-
7 erty, including structures, vehicles, or
8 facilities owned or operated by the
9 Federal Government, a State or local
10 government, including law enforce-
11 ment or emergency service vehicles,
12 government buildings, transit systems,
13 and monuments, and

14 “(iii) the alien was unlawfully present
15 in the United States, was a recipient of de-
16 ferred action under the Deferred Action
17 for Childhood Arrivals (DACA) Policy, or
18 a lawful permanent resident at the time of
19 the offense.”.

20 **SEC. 3. PERMANENT INADMISSIBILITY.**

21 Section 212(a)(2) of the Immigration and Nationality
22 Act (8 U.S.C. 1182(a)(2)) is amended by adding at the
23 end:

24 “(J) ALIENS CONVICTED OF RIOT-RE-
25 LATED OFFENSES AGAINST LAW ENFORCE-

1 MENT.—Any alien who has been removed under
2 section 237(a)(8) shall be permanently inadmis-
3 sible to the United States.”.

4 **SEC. 4. NO WAIVERS OR RELIEF.**

5 (a) INELIGIBILITY FOR DISCRETIONARY RELIEF.—

6 An alien described under section 237(a)(8) shall not be
7 eligible for any form of relief from removal or adjustment
8 of status, including but not limited to—

9 (1) asylum,

10 (2) cancellation of removal,

11 (3) adjustment of status,

12 (4) withholding of removal, or

13 (5) deferred action or prosecutorial discretion.

14 (b) DACA BARRED.—No alien removed under this
15 act shall be eligible for future benefits under DACA.

16 **SEC. 5. ENHANCED ENFORCEMENT DURING DECLARED**
17 **EMERGENCIES.**

18 (a) MANDATORY ENFORCEMENT DURING EMER-
19 GENCIES.—The provisions of this act shall be applied
20 without discretion during any period in which:

21 (1) The President has declared a national emer-
22 gency under the National Emergencies Act (50
23 U.S.C. 1601 et seq.);

24 (2) A major disaster is in effect under the Staf-
25 ford Act (42 U.S.C. 68 et seq.); or

1 (3) A state of emergency has been declared by
2 a Governor or mayor in the jurisdiction where the
3 offense occurred.

4 **SEC. 6. EXPEDITED REMOVAL AUTHORITY.**

5 During the pendency of any emergency de-
6 scribed in section 5, the Secretary of Homeland Se-
7 curity may designate offenses described in section
8 237(a)(8) as grounds for expedited removal under
9 section 238 of the Immigration and Nationality Act.

10 **SEC. 7. MANDATORY DETENTION OF ALIENS PENDING AP-**
11 **PROVAL.**

12 Section 236(c)(1) of the Immigration and Na-
13 tionality Act (8 U.S.C. 1226(c)(1)) is amended by
14 adding at the end the following new subparagraph:

15 “(F) is described in section in section 237(a)(8)
16 (alien who incite or participate in assaults against
17 law enforcement or military personnel during civil
18 unrest).”.

19 **SEC. 8. EFFECTIVE DATE.**

20 This Act shall take effect upon enactment and
21 shall apply to offenses committed on or after such
22 date.

○