

119TH CONGRESS
1ST SESSION

H. R. 5411

To prohibit State and local law enforcement from arresting foreign nationals within the United States solely on the basis of an indictment, warrant, or request issued by the International Criminal Court, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 16, 2025

Ms. STEFANIK introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To prohibit State and local law enforcement from arresting foreign nationals within the United States solely on the basis of an indictment, warrant, or request issued by the International Criminal Court, 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 “Sovereign Enforcement
5 Integrity Act of 2025”.

6 **SEC. 2. FINDINGS AND PURPOSE.**

7 (a) FINDINGS.—Congress finds the following:

1 (1) The United States is not a party to the
2 Rome Statute establishing the International Crimi-
3 nal Court (ICC).

4 (2) The Constitution provides the Federal Gov-
5 ernment with exclusive authority over foreign rela-
6 tions and the treatment of foreign nationals within
7 the territory of the United States.

8 (3) The arrest or detention of foreign nationals
9 on United States soil pursuant to an ICC request or
10 indictment, absent Federal authorization, could jeop-
11 ardize the foreign policy interests of the United
12 States and conflict with longstanding constitutional
13 principles.

14 (4) Law enforcement activities implicating
15 international law enforcement obligations must be
16 governed by uniform national standards.

17 (b) PURPOSE.—The purpose of this Act is to preempt
18 State and local law enforcement from executing, honoring,
19 or enforcing any request, warrant, or indictment issued
20 by the International Criminal Court unless expressly au-
21 thorized by Federal law.

1 **SEC. 3. PROHIBITION ON STATE OR LOCAL ENFORCEMENT**
2 **OF ICC ACTIONS.**

3 (a) GENERAL RULE.—No officer, employee, or agent
4 of a State, territory, the District of Columbia, or any polit-
5 ical subdivision thereof, shall—

6 (1) arrest, detain, or otherwise deprive a for-
7 eign national of liberty based solely on a warrant, in-
8 dictment, summons, or other process issued by the
9 International Criminal Court;

10 (2) cooperate with, or provide assistance to, the
11 International Criminal Court in effectuating such an
12 arrest or detention; or

13 (3) use any funds, facilities, personnel, or
14 equipment to carry out any action described in para-
15 graph (1) or (2).

16 (b) EXCEPTION.—The prohibitions in subsection (a)
17 shall not apply if—

18 (1) Congress enacts legislation expressly au-
19 thorizing cooperation with the International Crimi-
20 nal Court in a specific case; or

21 (2) the President certifies to Congress that
22 such cooperation is essential to a declared national
23 security interest and issues a specific written author-
24 ization.

1 **SEC. 4. PREEMPTION.**

2 This Act supersedes any State or local law, policy,
3 or regulation that permits, requires, or authorizes any ac-
4 tion inconsistent with this Act.

5 **SEC. 5. SEVERABILITY.**

6 If any provision of this Act, or the application of a
7 provision to any person or circumstance, is held to be un-
8 constitutional, the remainder of the Act and the applica-
9 tion of the provisions to any other person or circumstance
10 shall not be affected.

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