

119TH CONGRESS
2^D SESSION

S. 3699

To amend section 287 of the Immigration and Nationality Act to require all Federal law enforcement officers engaged in or supporting immigration enforcement or related enforcement activities to wear and operate a body camera while on duty to ensure transparency and accountability.

IN THE SENATE OF THE UNITED STATES

JANUARY 27, 2026

Mr. BOOKER (for himself, Ms. KLOBUCHAR, and Ms. SMITH) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend section 287 of the Immigration and Nationality Act to require all Federal law enforcement officers engaged in or supporting immigration enforcement or related enforcement activities to wear and operate a body camera while on duty to ensure transparency and accountability.

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 TITLES.**

4 This Act may be cited as the “Federal Officers Cam-
5 era Use for Safety Act” or the “FOCUS Act”.

1 **SEC. 2. BODY CAMERA USAGE.**

2 Section 287 of the Immigration and Nationality Act
3 (8 U.S.C. 1357) is amended—

4 (1) by striking “Service” each place such term
5 appears and inserting “Department of Homeland
6 Security”;

7 (2) by striking “Attorney General” each place
8 such term appears and inserting “Secretary of
9 Homeland Security”;

10 (3) in subsection (h)—

11 (A) by striking “of the Immigration and
12 Nationality Act”; and

13 (B) by striking “of such Act”; and

14 (4) by adding at the end the following:

15 “(i) **BODY CAMERA USAGE.**—

16 “(1) **DEFINITIONS.**—In this subsection:

17 “(A) **BODY WORN CAMERA.**—The term
18 ‘body worn camera’ means a mobile audio and
19 video recording system worn by a law enforce-
20 ment officer.

21 “(B) **FEDERAL LAW ENFORCEMENT OFFI-
22 CER.**—The term ‘Federal law enforcement offi-
23 cer’—

24 “(i) means any officer, agent, or em-
25 ployee of the United States Government
26 that is authorized by law or by a Govern-

1 ment agency to engage in or supervise the
2 prevention, detection, or investigation of
3 any violation of Federal civil or criminal
4 law; and

5 “(ii) includes individuals employed by
6 private contractors who are so authorized
7 to carry out the functions described in
8 clause (i).

9 “(2) IN GENERAL.—Each Federal law enforce-
10 ment officer shall wear and operate a body worn
11 camera while engaged in or supporting immigration
12 enforcement or related enforcement activities.

13 “(3) USE OF FOOTAGE.—Except as provided in
14 paragraph (4), video footage from a body worn cam-
15 era operated pursuant to paragraph (2)—

16 “(A) shall be retained for 1 year after the
17 date on which such footage was recorded by the
18 agency that employed the Federal law enforce-
19 ment officer that was wearing the body worn
20 camera; and

21 “(B) may be permanently deleted after the
22 period described in subparagraph (A) unless
23 such footage captured—

24 “(i) images involving any use of force;

1 “(ii) events preceding and including
2 an arrest or detention for a crime or at-
3 tempted crime; or

4 “(iii) an encounter about which a
5 complaint has been registered by a subject
6 of the video footage.

7 “(4) EXTENDED RETENTION PERIOD.—Video
8 footage from a body worn camera operated pursuant
9 to paragraph (2) shall be retained for not less than
10 3 years after the date on which such footage was re-
11 corded if a longer retention period is voluntarily re-
12 quested by—

13 “(A) the Federal law enforcement officer
14 whose body worn camera recorded the video
15 footage, if such officer reasonably asserts the
16 video footage has evidentiary or exculpatory
17 value;

18 “(B) a Federal law enforcement officer
19 who is a subject of the video footage, if such of-
20 ficer reasonably asserts the video footage has
21 evidentiary or exculpatory value;

22 “(C) any supervisor of an officer whose
23 body worn camera recorded the video footage or
24 who is a subject of the video footage, if such su-

1 pervisor reasonably asserts the video footage
2 has evidentiary or exculpatory value;

3 “(D) a Federal law enforcement officer, if
4 the video footage is being retained solely and
5 exclusively for training purposes;

6 “(E) a member of the public who is a sub-
7 ject of the video footage, or such individual’s
8 legal representative;

9 “(F) a parent or legal guardian of a minor
10 who is a subject of the video footage; or

11 “(G) a deceased subject’s next of kin or le-
12 gally authorized designee.

13 “(5) ACCESS TO FOOTAGE.—All video footage
14 of any interaction or event captured by a body cam-
15 era that is requested by a person or entity and iden-
16 tified with reasonable specificity shall be provided to
17 such person or entity in accordance with the proce-
18 dures for requesting and providing government
19 records set forth in section 552 of title 5, United
20 States Code.

21 “(6) BODY WORN CAMERA ACCOUNTABILITY
22 REQUIREMENTS.—All body worn cameras shall be
23 equipped with—

24 “(A) automatic camera activation;

25 “(B) audit trail logging;

1 “(C) GPS-based location services; and
2 “(D) LTE wireless evidence upload.”.

3 **SEC. 3. COMPLIANCE AND REPORTING.**

4 (a) **DEFINED TERM.**—In this section, the term “Fed-
5 eral law enforcement officer”—

6 (1) means any officer, agent, or employee of the
7 United States Government authorized by law or by
8 a Government agency to engage in or supervise the
9 prevention, detection, or investigation of any viola-
10 tion of Federal civil or criminal law; and

11 (2) includes individuals employed by private
12 contractors who are so authorized to carry out the
13 functions described in paragraph (1).

14 (b) **INTERNAL ACCOUNTABILITY.**—Any Federal law
15 enforcement officer who fails to comply with the require-
16 ments under section 287(i) of the Immigration and Na-
17 tionality Act, as added by section 2 shall be—

18 (1) required to review the body worn camera
19 policy of the agency employing such officer; and

20 (2) subject to appropriate administrative dis-
21 cipline, including written reprimand, suspension, or
22 other personnel actions, consistent with agency pol-
23 icy and any applicable collective bargaining agree-
24 ment.

1 (c) DOCUMENTATION.—Each violation of section
2 287(i) of the Immigration and Nationality Act, as added
3 by section 2, caused by a device malfunction, operator
4 error, or other circumstances, shall be documented in a
5 report that—

6 (1) is submitted by the Federal law enforce-
7 ment officer involved in such violation to his or her
8 supervisor; and

9 (2) includes, as applicable, a description of the
10 reason the recording was not made, was interrupted,
11 or was terminated.

12 (d) MISCONDUCT.—Any Federal law enforcement of-
13 ficer who intentionally turns off the body worn camera in
14 violation of section 287(i) of the Immigration and Nation-
15 ality Act, as added by section 2, shall be subject to dis-
16 cipline, which may include termination of employment.

17 (e) SUPERVISORY RESPONSIBILITIES.—Each super-
18 visor of Federal law enforcement officers shall ensure that
19 such officers receive the required training regarding the
20 use of body worn cameras in accordance with the policies
21 described in section 287(i) of the Immigration and Nation-
22 ality Act and this Act.

23 (f) ANNUAL REPORT TO CONGRESS.—Not later than
24 1 year after the date of the enactment of this Act, and
25 annually thereafter, the Secretary of Homeland Security

1 shall submit an unredacted report to the Office for Civil
2 Rights and Civil Liberties, the Committee on the Judiciary
3 of the Senate, the Committee on Homeland Security and
4 Governmental Affairs of the Senate, the Committee on the
5 Judiciary of the House of Representatives, and the Com-
6 mittee on Homeland Security of the House of Representa-
7 tives that includes—

8 (1) the number of documented violations of sec-
9 tion 287(i) of the Immigration and Nationality Act,
10 as added by section 2; and

11 (2) a summary of disciplinary or remedial ac-
12 tions taken against Federal law enforcement officers
13 responsible for such violations.

14 (g) PUBLIC AVAILABILITY.—

15 (1) IN GENERAL.—Subject to paragraph (2),
16 not later than 30 days after each annual report is
17 submitted to Congress pursuant to subsection (f)—

18 (A) the Secretary of Homeland Security
19 shall post a copy of the report on a publicly ac-
20 cessible website of the Department of Home-
21 land Security; and

22 (B) the congressional committees referred
23 to in subsection (f) shall post a copy of the re-
24 port on their respective websites.

1 (2) REDACTIONS TO PUBLICLY AVAILABLE RE-
2 PORT.—The Inspector General of the Department of
3 Homeland Security may redact information from the
4 public version of such report if—

5 (A) such redactions are necessary to pro-
6 tect sensitive law enforcement operations, ongo-
7 ing investigations, or individual privacy; and

8 (B) the justification for such redactions is
9 included in the report.

10 (h) INDEPENDENT REVIEW PANEL.—The Secretary
11 of Homeland Security shall establish an independent advi-
12 sory panel composed of experts in civil rights, privacy,
13 technology, and law enforcement oversight to provide rec-
14 ommendations regarding policies governing the use and
15 management of body worn cameras and recorded footage.

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