

119TH CONGRESS
1ST SESSION

S. _____

To amend section 236 of the Immigration and Nationality Act to require immigration enforcement officers of the Department of Homeland Security to display visible identification during enforcement actions and provide privacy enhancing services.

IN THE SENATE OF THE UNITED STATES

Mr. WARNER introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend section 236 of the Immigration and Nationality Act to require immigration enforcement officers of the Department of Homeland Security to display visible identification during enforcement actions and provide privacy enhancing services.

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 “Immigration Enforce-
5 ment Identification Safety Act of 2025” or the “IEIS
6 Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (a) **AGENCY.**—The term “agency” means an Execu-
4 tive agency (as defined in section 105 of title 5, United
5 States Code).

6 (b) **COVERED EMPLOYEE.**—The term “covered em-
7 ployee” means—

8 (1) a covered immigration officer (as defined in
9 section 236(g)(1)(A) of the Immigration and Na-
10 tionality Act, as amended by section 2), whose offi-
11 cial duties put the covered employee at greater risk
12 of being the target of a threat, intimidation, harass-
13 ment, stalking, or a similar action;

14 (2) a spouse, child, or parent of an employee
15 described in subparagraph (A); and

16 (3) any other familial relative of such employee
17 who has the same permanent residence as such em-
18 ployee.

19 (c) **PRIVACY-ENHANCING SERVICES.**—The term “pri-
20 vacy-enhancing services” means any software or hardware
21 solution, technical process, technique, or other techno-
22 logical means of mitigating privacy risks arising from data
23 processing, including by eliminating, reducing, or sup-
24 pressing personal information, including restricted per-
25 sonal information (as defined in section 119(b)(1) of title
26 18, United States Code).

1 **SEC. 3. IDENTIFICATION REQUIREMENT FOR IMMIGRATION**
2 **ENFORCEMENT PERSONNEL.**

3 Section 236 of the Immigration and Nationality Act
4 (8 U.S.C. 1226) is amended by adding at the end the fol-
5 lowing:

6 “(g) IDENTIFICATION REQUIREMENT FOR IMMIGRA-
7 TION ENFORCEMENT PERSONNEL.—

8 “(1) DEFINITIONS.—In this subsection:

9 “(A) COVERED IMMIGRATION OFFICER.—

10 The term ‘covered immigration officer’ means—

11 “(i) any officer, agent, or employee of
12 U.S. Customs and Border Protection;

13 “(ii) any officer, agent, or employee of
14 U.S. Immigration and Customs Enforce-
15 ment; and

16 “(iii) any officer, agent, or individual
17 authorized, deputized, or designated under
18 Federal law, regulation, or agreement to
19 perform immigration enforcement func-
20 tions, including pursuant to section 287(g)
21 of the Immigration and Nationality Act (8
22 U.S.C. 1357(g)) or any other delegation or
23 agreement with the Department of Home-
24 land Security.

1 “(B) IMMIGRATION ENFORCEMENT FUNC-
2 TION.—The term ‘immigration enforcement
3 function’—

4 “(i) means any activity that involves
5 the direct exercise of Federal immigration
6 enforcement through public-facing actions,
7 including a patrol, stop, arrest, search,
8 interview to determine immigration status,
9 raid, checkpoint, or the service of a judicial
10 or administrative warrant; and

11 “(ii) does not include any covert, non-
12 public operation.

13 “(2) IN GENERAL.—Except as provided in para-
14 graph (3), any covered immigration officer who is
15 conducting an immigration enforcement function
16 and any Federal or non-Federal law enforcement of-
17 ficer who is providing direct support to such immi-
18 gration enforcement function shall visibly display—

19 “(A) such covered immigration officer’s
20 last name and another individual identifier that
21 is unique to such individual;

22 “(B) the name of the Federal law enforce-
23 ment entity or other organization employing
24 such covered immigration officer; and

1 “(C) the face of such covered immigration
2 officer.

3 “(3) EXCEPTION.—The requirement under
4 paragraph (2) shall not apply to individuals referred
5 to in such paragraph who—

6 “(A) are engaged in investigative activity
7 involving the use of an assumed name or cover
8 identity;

9 “(B) are engaged in planned tactical oper-
10 ations (such as high-risk situations, responding
11 to hostage incidents, terrorism response, nar-
12 cotics raids, hazardous surveillance, sniper inci-
13 dents, armed suicidal persons, barricaded sus-
14 pects, high-risk felony warrant service, fugitives
15 refusing to surrender, and active shooter inci-
16 dents) by specifically trained law enforcement
17 personnel to a high-risk situation that requires
18 the application of specialized lifesaving tools,
19 tactics, and capabilities which exceed those im-
20 mediately available to the officer or agent of the
21 Department of Homeland Security who is con-
22 ducting an immigration enforcement function
23 and any Federal or non-Federal law enforce-
24 ment officer who is providing direct support to
25 such immigration enforcement function in the

1 regular performance of the officer's or agent's
2 official duties; or

3 “(C) are engaged in a law enforcement
4 function that necessitate the use of face cov-
5 erings, as required under section 1960.10(b) of
6 title 29, Code of Federal Regulations.”.

7 **SEC. 4. REIMBURSEMENTS RELATING TO INTERNET DATA**
8 **PRIVACY SERVICES.**

9 (a) IN GENERAL.—Notwithstanding any other provi-
10 sion of law, amounts appropriated by any Act for fiscal
11 year 2026, or for any fiscal year thereafter, for salaries
12 and expenses of an agency may be used by such agency
13 to reimburse a covered employee employed by that agency
14 for not more than 100 percent of the costs incurred by
15 the covered employee for privacy-enhancing services.

16 (b) DOCUMENTATION.—Any reimbursement to a cov-
17 ered employee authorized under subsection (a) shall be
18 contingent upon the submission by the covered employee
19 of such information or documentation as the agency em-
20 ploying the covered employee may reasonably require.

21 **SEC. 5. RULES OF CONSTRUCTION.**

22 Nothing in this Act may be construed to prohibit, re-
23 strain, or limit—

1 (1) the lawful investigation or reporting by the
2 press of any unlawful activity or misconduct alleged
3 to have been committed by a covered employee;

4 (2) the lawful disclosure of information relating
5 to a covered employee or the immediate family of a
6 covered employee regarding matters of public con-
7 cern; or

8 (3) information that the covered employee or
9 the employer of the covered employee voluntarily
10 publishes on the internet after the date of the enact-
11 ment of this Act.