

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.**

**S. 1494**

To amend the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 to protect alien minors and to amend the Immigration and Nationality Act to end abuse of the asylum system and establish refugee application and processing centers outside the United States, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by Mr. BLUMENTHAL

Viz:

1 Strike all after the enacting clause and insert the fol-  
2 lowing:

3 **SECTION 1. FINDINGS.**

4 Congress finds the following:

5 (1) An immigration policy that results in family  
6 separation is cruel and inhumane.

7 (2) Officials who substantially participated in  
8 developing or authorizing a policy resulting in family  
9 separation should be held accountable for their ac-  
10 tions.

1 **SEC. 2. STUDY AND REPORT.**

2 (a) STUDY.—The Inspector General of the Depart-  
3 ment of Health and Human Services shall conduct a study  
4 of all instances during the 3-year period immediately pre-  
5 ceding the date of the enactment of this Act in which the  
6 Department of Homeland Security—

7 (1) separated an alien child from his or her  
8 parent or legal guardian; and

9 (2) failed to demonstrate in a hearing that the  
10 parent or legal guardian referred to in paragraph  
11 (1) was unfit or presented a danger to the child.

12 (b) REPORT.—Not later than 180 days after the date  
13 of the enactment of this Act, the Inspector General shall  
14 submit a report to Congress that identifies every Govern-  
15 ment official who substantially participated in developing  
16 or authorizing any policy that—

17 (1) authorizes the Department of Homeland Se-  
18 curity to separate children from their respective par-  
19 ents or legal guardians; and

20 (2) does not require the Department to dem-  
21 onstrate in a hearing, before any such separation,  
22 that the parent or legal guardian was unfit or pre-  
23 sented a danger to the child.