

## [DISCUSSION DRAFT]

119TH CONGRESS  
1ST SESSION

**H. R.**

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To amend section 287 of the Immigration and Nationality Act to require all immigration enforcement officers to wear and operate a body camera during public-facing immigration enforcement actions and to promote transparency and accountability.

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### IN THE HOUSE OF REPRESENTATIVES

Mr. NORCROSS introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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## **A BILL**

To amend section 287 of the Immigration and Nationality Act to require all immigration enforcement officers to wear and operate a body camera during public-facing immigration enforcement actions and to promote 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 TITLE.**

4       This Act may be cited as the “Trust Through Trans-  
5       parency Act of 2025”.

1 **SEC. 2. IN GENERAL.**

2 Section 287 of the Immigration and Nationality Act  
3 (8 U.S.C. 1357) is amended by adding at the end the fol-  
4 lowing:

5 “(i) BODY CAMERA USAGE.—

6 “(1) IN GENERAL.—Not later than [\_\_\_\_],  
7 each covered immigration agent shall wear and oper-  
8 ate a body camera during any public immigration  
9 enforcement function.

10 “(2) USE OF FOOTAGE.—Except as provided in  
11 paragraph (3), video footage from such a body cam-  
12 era shall be retained by Immigration and Customs  
13 Enforcement for six months from the date the foot-  
14 age was recorded. The video footage shall thereafter  
15 be permanently deleted unless the footage cap-  
16 tures—

17 “(A) images involving any use of force;  
18 “(B) events preceding and including an ar-  
19 rest for a crime or attempted crime; or

20 “(C) an encounter about which a complaint  
21 has been registered by a subject of the video  
22 footage.

23 “(3) EXTENDED RETENTION PERIOD.—Video  
24 footage from such a body camera shall be retained  
25 for not less than three years if a longer retention pe-  
26 riod is voluntarily requested by—

1                     “(A) the covered immigration officer whose  
2                     body worn camera recorded the video footage, if  
3                     that officer reasonably asserts the video footage  
4                     has evidentiary or exculpatory value;

5                     “(B) a covered immigration officer who is  
6                     a subject of the video footage, if that officer  
7                     reasonably asserts the video footage has evi-  
8                     dentiary or exculpatory value;

9                     “(C) any superior officer of an officer  
10                    whose body worn camera recorded the video  
11                    footage or who is a subject of the video footage,  
12                    if that superior officer reasonably asserts the  
13                    video footage has evidentiary or exculpatory  
14                    value;

15                    “(D) a covered immigration officer, if the  
16                    video footage is being retained solely and exclu-  
17                    sively for training purposes;

18                    “(E) a member of the public who is a sub-  
19                    ject of the video footage;

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

22                    “(G) a deceased subject’s next of kin or le-  
23                    gally authorized designee

24                    “(4) DEFINITIONS.—In this subsection:

1               “(A) The term ‘covered immigration offi-  
2               cer’ means any individual who is—

3                       “(i) authorized to perform immigra-  
4               tion enforcement functions; and

5                       “(ii)(I) an officer or employee of U.S.  
6               Customs and Border Protection;

7                       “(II) an officer or employee of U.S.  
8               Immigration and Customs Enforcement; or

9                       “(III) an individual authorized, depu-  
10               tized, or designated under Federal law,  
11               regulation, or agreement to perform immi-  
12               gration enforcement functions, including  
13               pursuant to subsection (g) or any other  
14               delegation or agreement with the Depart-  
15               ment of Homeland Security.

16               “(B) The term ‘body worn camera’ means  
17               a mobile audio and video recording system worn  
18               by a law enforcement officer, but shall not in-  
19               clude a recording device worn by a law enforce-  
20               ment officer while engaging in an undercover  
21               assignment.

22               “(C) The term ‘public immigration en-  
23               forcement function’—

24                       “(i) means any activity that involves  
25               the direct exercise of Federal immigration

1 authority through public-facing actions, in-  
2 cluding a patrol, a stop, an arrest, a  
3 search, an interview to determine immigra-  
4 tion status, a raid, a check point inspec-  
5 tion, or the service of a judicial or adminis-  
6 trative warrant; and

7 “(ii) does not include covert, non-pub-  
8 lic operations or non-enforcement activi-  
9 ties.”.

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

11 (a) INTERNAL ACCOUNTABILITY.—The Secretary of  
12 Homeland Security shall ensure that any covered immi-  
13 gration officer who fails to comply with the requirements  
14 under section 287(i) of the Immigration and Nationality  
15 Act shall receive appropriate administrative discipline, in-  
16 cluding written reprimand, suspension, or other personnel  
17 actions, consistent with agency policy and any applicable  
18 collective bargaining agreement.

19 (b) ANNUAL REPORT TO CONGRESS.—Not later than  
20 one year after the date of the enactment of this Act, and  
21 annually thereafter, the Secretary of Homeland Security  
22 shall submit a report to the Office for Civil Rights and  
23 Civil Liberties of the Department of Homeland Security,  
24 the Committee on the Judiciary of the Senate, the Com-  
25 mittee on Homeland Security and Governmental Affairs

1 of the Senate, the Committee on the Judiciary of the  
2 House of Representatives, and the Committee on Home-  
3 land Security of the House of Representatives that in-  
4 cludes—

5 (1) the total number of public immigration en-  
6 forcement functions conducted during the reporting

7 period;

8 (2) the number of documented instances of non-  
9 compliance with section 287(i) of the Immigration  
10 and Nationality Act; and

11 (3) a summary of disciplinary or remedial ac-  
12 tions taken against those responsible for such in-  
13 stances of noncompliance.

14 (c) PUBLIC AVAILABILITY.—The annual report shall  
15 be made available to the public on the website of the De-  
16 partment of Homeland Security within 30 days of submis-  
17 sion to Congress. The Inspector General may redact infor-  
18 mation from the public version of the report where nec-  
19 essary to protect sensitive law enforcement operations, on-  
20 going investigations, or individual privacy, provided that  
21 the justification for such redactions is included.

22 (d) INDEPENDENT REVIEW PANEL.—The Secretary  
23 of Homeland Security shall establish an independent advi-  
24 sory panel composed of individuals with expertise in civil  
25 rights, privacy, technology, and law enforcement oversight

- 1 to provide non-binding recommendations on policies govern-
- 2 ing the use and management of body cameras and recorded footage.
- 3