

116TH CONGRESS
1ST SESSION

H. R. 1998

To provide for the confidentiality of information submitted in requests for deferred action under the deferred action for childhood arrivals program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2019

Mrs. TORRES of California (for herself, Ms. ESCOBAR, Mr. ESPAILLAT, Mr. MCGOVERN, Ms. OMAR, Ms. NORTON, and Ms. SCHAKOWSKY) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide for the confidentiality of information submitted in requests for deferred action under the deferred action for childhood arrivals program, 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 “Protect DREAMer
5 Confidentiality Act of 2019”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) DACA PROGRAM.—The term “DACA pro-
9 gram” means the deferred action for childhood ar-

1 rivals program described in the memorandum of the
2 Department of Homeland Security entitled “Exer-
3 cising Prosecutorial Discretion with Respect to Indi-
4 viduals Who Came to the United States as Chil-
5 dren” issued on June 15, 2012.

6 (2) INDIVIDUAL APPLICATION INFORMATION.—
7 The term “individual application information”
8 means any information, including personally identifi-
9 able information, submitted to the Secretary after
10 June 15, 2012, as part of a request for consider-
11 ation or reconsideration for the DACA program.

12 (3) SECRETARY.—The term “Secretary” means
13 the Secretary of Homeland Security.

14 **SEC. 3. CONFIDENTIALITY OF INFORMATION SUBMITTED**
15 **FOR DACA PROGRAM.**

16 (a) IN GENERAL.—The Secretary shall protect indi-
17 vidual application information from disclosure to U.S. Im-
18 migration and Customs Enforcement or U.S. Customs and
19 Border Protection for any purpose other than the imple-
20 mentation of the DACA program.

21 (b) REFERRALS PROHIBITED.—The Secretary may
22 not refer to U.S. Immigration and Customs Enforcement,
23 U.S. Customs and Border Protection, the Department of
24 Justice, or any other law enforcement agency any indi-

1 vidual the case of whom has been deferred pursuant to
2 the DACA program.

3 (c) LIMITED EXCEPTION.—Individual application in-
4 formation may be shared with national security and law
5 enforcement agencies—

6 (1) to identify or prevent fraudulent claims;

7 (2) for particularized national security purposes
8 relating to an individual application; and

9 (3) for the investigation or prosecution of any
10 felony not related to immigration status.

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