

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 391  
OFFERED BY MS. Jayapal**

Add at the end the following:

1 **SEC. 19. ROGUE CUSTOMS AND BORDER PROTECTION OFFI-**  
2 **CERS AND AGENTS.**

3       In the case that the supervisor of a Customs and Bor-  
4 der Protection officer or agent is made aware that the  
5 Customs and Border Protection officer or agent has re-  
6 moved or denied admission to the United States to an asy-  
7 lum seeker in contravention of law, including returning an  
8 alien who arrived in the United States on land (whether  
9 or not at a designated port of entry) from a foreign terri-  
10 tory that is contiguous to the United States who expresses  
11 an intention to apply for asylum under section 208 of the  
12 Immigration and Nationality Act (8 U.S.C. 1158) or a  
13 fear of persecution to that territory prior to referring the  
14 alien to an asylum officer for a credible fear interview pur-  
15 suant to section 235 of that Act (8 U.S.C. 1225), shall  
16 report such incident and refer the officer or agent for fur-  
17 ther investigation to the Office of Professional Responsi-  
18 bility of Customs and Border Protection and the Office

- 1 of Civil Rights and Civil Liberties of the Department of
- 2 Homeland Security.

