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(Original Signature of Member)

119TH CONGRESS  
2D SESSION

**H. R.**

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To prohibit the Department of Homeland Security, including U.S. Immigration and Customs Enforcement, from establishing or operating an immigration detention or holding facility in Washington County, Maryland, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mrs. MCCLAIN DELANEY introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To prohibit the Department of Homeland Security, including U.S. Immigration and Customs Enforcement, from establishing or operating an immigration detention or holding facility in Washington County, Maryland, 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 “Keep ICE Out of  
5 Washington County, Maryland Act”.

**1 SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) Immigration detention and holding facilities  
4 have significant and lasting impacts on surrounding  
5 communities, including effects on public health,  
6 housing, infrastructure, and local services.

7 (2) U.S. Immigration and Customs Enforcement  
8 has detained thousands of citizens and noncitizen-  
9 cians without regard for due process or the rule of  
10 law, undermining key constitutional protections af-  
11 fforded to all people, regardless of status.

12 (3) Detention conditions in U.S. Immigration  
13 and Customs Enforcement facilities across the coun-  
14 try are inhumane and fall far short of our values as  
15 Americans.

16 (4) Detained noncitizens are routinely denied  
17 medical care, access to counsel, and family visitation  
18 while in Immigration and Customs Enforcement cus-  
19 tody.

20 (5) Land-use planning and community develop-  
21 ment are traditionally matters of local concern, and  
22 Federal actions should respect community input and  
23 local priorities.

24 (6) Residents and local officials in historic  
25 Washington County, Maryland, have raised substan-  
26 tial concerns regarding the siting of a Federal immi-

1       gration detention or holding facility in their commu-  
2       nity.

3           (7) Congress has authority to condition and  
4       prohibit the use of Federal funds and facilities.

5   **SEC. 3. PROHIBITION ON CERTAIN DETENTION AND HOLD-**  
6                   **ING FACILITIES IN WASHINGTON COUNTY,**  
7                   **MARYLAND.**

8       (a) PROHIBITION.—

9           (1) IN GENERAL.—Notwithstanding any other  
10       provision of law, no covered agency may—

11               (A) establish a detention or holding facility  
12       in Washington County, Maryland; or

13               (B) operate, expand, or reopen any deten-  
14       tion or holding facility in Washington County.

15       (2) USE OF FUNDS PROHIBITED.—No funds  
16       appropriated or otherwise made available to any cov-  
17       ered agency may be obligated or expended for any  
18       purpose described in paragraph (1).

19       (b) ENFORCEMENT.—

20           (1) JUDICIAL REVIEW.—Any resident of Wash-  
21       ington County, Maryland, the government of Wash-  
22       ington, County, a Member of Congress, or the State  
23       of Maryland shall have standing to bring an action  
24       in the United States District Court for the District  
25       of Maryland to enforce this section.

5 (c) DEFINITIONS.—In this section: