

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

Purpose: To prohibit cash settlements resulting from the lawful application of the zero tolerance policy.

**IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.**

**H. R. 4350**

To authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, 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 intended to be proposed by Mr. DAINES (for himself, Mr. BURR, Mr. LANKFORD, Mrs. HYDE-SMITH, Mr. MARSHALL, Mr. TUBERVILLE, Mr. COTTON, Mr. KENNEDY, Mr. LEE, Mrs. BLACKBURN, Mr. JOHNSON, Mr. CASSIDY, Ms. LUMMIS, Mr. BRAUN, Mr. CRAMER, Mr. HOEVEN, Mr. YOUNG, Mr. TOOMEY, Mr. RUBIO, Ms. ERNST, Mr. GRASSLEY, Mr. BOOZMAN, and Mr. WICKER) to the amendment (No. 3867) proposed by Mr. REED

Viz:

1 At the end of subtitle A of title X, add the following:

1 **SEC. 1004. PROHIBITION OF CASH SETTLEMENTS RESULT-**  
2 **ING FROM THE LAWFUL APPLICATION OF**  
3 **THE ZERO TOLERANCE POLICY FOR VIOLA-**  
4 **TIONS OF SECTION 275(A) OF THE IMMIGRA-**  
5 **TION AND NATIONALITY ACT.**

6 Notwithstanding any other provision of law, no Fed-  
7 eral funds may be used for settlement payments to individ-  
8 uals who, as a result of their violation of section 275(a)  
9 of the Immigration and Nationality Act (8 U.S.C.  
10 1325(a)), and in accordance with the policy described in  
11 the memorandum of the Attorney General regarding  
12 “Zero-Tolerance for Offenses Under 8 U.S.C. § 1325(a)”,  
13 issued on April 6, 2018, were detained by U.S. Customs  
14 and Border Protection if such payments are intended to  
15 compensate such individuals for being separated from  
16 family members during such detention.