

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H. RES. 863
OFFERED BY MR. SWALWELL OF CALIFORNIA**

Page 2, line 2, strike “In his” and all that follows through page 20, line 11, and insert the following:

1 Partisan Republicans are seeking to impeach Sec-
2 retary Mayorkas for the following reasons:

3 (1) Later this year, United States voters will
4 choose a President for the next four years. The pre-
5 sumptive Republican nominee, Donald Trump, is a
6 narcissistic, hateful liar who was found by a court
7 of law to have raped and defamed at least one
8 woman. He is currently facing 91 criminal charges
9 for a wide variety of alleged offenses, including a fel-
10 ony conspiracy to defraud the United States. He was
11 twice impeached by the House of Representatives,
12 including for inciting a violent insurrection. He is
13 currently working to foment discord and perhaps a
14 civil war, encouraging Republican governors to order
15 national guardsmen to take up arms against the
16 Federal Government. In a fair election, he will lose,
17 because the United States people prefer decent, hon-
18 est civil servants like Joe Biden. Republicans are

1 playing dirty political games, attempting to impeach
2 Alejandro Mayorkas to distract from their own legal
3 and electoral problems, score cheap political points,
4 and appease their cult leader.

5 (2) In the same election, United States voters
6 will choose their representatives to Congress. Repub-
7 licans are widely expected to lose control of the
8 House of Representatives, in part because court rul-
9 ings have overturned several gerrymandered maps
10 and returned voting power to disenfranchised citi-
11 zens. Voters are also witnessing the extent to which
12 Republicans have failed to govern, as Republican
13 Members of the House of Representatives have spent
14 far more time fighting with themselves over who
15 should serve as speaker than on any meaningful at-
16 tempts to develop bipartisan solutions to problems
17 facing our country. The House Republican majority
18 has accomplished approximately nothing; as Repub-
19 lican Congressman Chip Roy put it, “We have noth-
20 ing. In my opinion, we have nothing to go out there
21 and campaign on. It’s embarrassing.”. As Repub-
22 licans stare down the increasing likelihood of losing
23 their grip on power, they are becoming more and
24 more desperate, grasping at any opportunity avail-
25 able to potentially increase their poll numbers—even

1 if it means pursuing an unconstitutional impeach-
2 ment based on flimsy pretexts and dishonest twisting
3 of the facts.

4 (3) As Republicans sink deeper and deeper into
5 lawlessness, their greatest fear is being held account-
6 able. They worry that prosecutors will indict them
7 for conspiring to overturn elections, inciting violence,
8 defying subpoenas, and otherwise breaking the law.
9 Rather than listening to their better angels, Repub-
10 licans are doubling down on their lawlessness, seek-
11 ing to undermine norms and institutions so they can
12 claim every attempt to hold them accountable is
13 merely a “witch hunt”. They are pursuing impeach-
14 ment of Secretary Mayorkas—along with President
15 Biden and others—not because of actual evidence of
16 high crimes and misdemeanors, but as a method of
17 cheapening our country’s tools for enforcing ac-
18 countability. They want people to think impeach-
19 ment is a political cudgel rather than a legal instru-
20 ment.

21 (4) Republicans have no shame. They know this
22 is a fraudulent impeachment, but they are so caught
23 up in their disinformation bubble that they think the
24 United States public will not see through the cha-
25 rade. Unfortunately for them, they are wrong. Amer-

1 icans will continue to demand that representatives of
2 both parties come together to deliver comprehensive
3 immigration reform and border security solutions
4 until it actually happens. Democrats will continue to
5 stand ready and willing to negotiate real solutions as
6 long as it takes for Republicans to wake up from
7 their Trump-inspired fever dream.

