

**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 Under President Trump, several administration offi-  
2 cials failed to comply with subpoenas issued by the Com-  
3 mittee on Homeland Security to appear before Congress  
4 or provide documents, including—

5 (1) former Department of Homeland Security  
6 Official Kevin McAleenan, for failing to appear for  
7 a public hearing on terrorist threats facing the coun-  
8 try;

9 (2) former Department of Homeland Security  
10 Official Chad Wolf, for failing to appear for a public  
11 hearing on worldwide threats to the homeland;

12 (3) former Acting National Counterterrorism  
13 Center Director, Russell Travers, for failing to ap-  
14 pear for a public hearing on terrorist threats facing  
15 the country; and

16 (4) Inspector General of the Department of  
17 Homeland Security, Joseph Cuffari, for failing to  
18 provide documents related to a review of the deaths

1 of two children while in the custody of U.S. Customs  
2 and Border Protection.

3 By contrast, Secretary Mayorkas has testified before  
4 Congress over two dozen times since taking office, more  
5 than any other member of President Biden’s Cabinet. Sec-  
6 retary Mayorkas has testified before the House of Rep-  
7 resentatives Committee on Homeland Security six times  
8 since his confirmation in February 2021, including—

9 (1) March 17, 2021, Secretary Alejandro  
10 Mayorkas testified before the House of Representa-  
11 tives Committee on Homeland Security on “The  
12 Way Forward on Homeland Security”;

13 (2) September 22, 2021, Secretary Alejandro  
14 Mayorkas testified before the House of Representa-  
15 tives Committee on Homeland Security on “World-  
16 wide Threats to the Homeland: 20 Years After 9/  
17 11”;

18 (3) April 27, 2022, Secretary Alejandro  
19 Mayorkas testified before the House of Representa-  
20 tives Committee on Homeland Security on “A Re-  
21 view of the Fiscal Year 2023 Budget Request for  
22 the Department of Homeland Security”;

23 (4) November 15, 2022, Secretary Alejandro  
24 Mayorkas testified before the House of Representa-

1       tives Committee on Homeland Security on “World-  
2       wide Threats to the Homeland”;

3           (5) April 19, 2023, Secretary Alejandro  
4       Mayorkas testified before the House of Representa-  
5       tives Committee on Homeland Security on “A Re-  
6       view of the Fiscal Year 2024 Budget for the Depart-  
7       ment of Homeland Security”; and

8           (6) November 15, 2023, Secretary Alejandro  
9       Mayorkas testified before the House of Representa-  
10      tives Committee on Homeland Security on “World-  
11      wide Threats to the Homeland”.

12      The Department of Homeland Security has further  
13      provided over 20,000 pages of documents to congressional  
14      committees in the 118th Congress, 13,000 of which were  
15      provided to the House of Representatives Committee on  
16      Homeland Security alone.

17      On January 11, 2024, Secretary Mayorkas offered to  
18      make himself available to testify before the House of Rep-  
19      resentatives Committee on Homeland Security during pur-  
20      ported impeachment proceedings.

