AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 2494

OFFERED BY M__. _____

Strike all that follows after the enacting clause, and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Protect Our Law enforcement with Immigration Control and Enforcement Act of 2023'' or the ''POLICE Act of 2023''.

SEC. 2. ASSAULT OF LAW ENFORCEMENT OFFICER.

Section 237(a)(2) of the Immigration and Nationality Act (8 U.S.C. 1227(a)(2)) is amended by adding at the end the following:

''(G) ASSAULT OF LAW ENFORCEMENT OFFICER.—

''(i) IN GENERAL.—Any alien who has been convicted of, who admits having committed, or who admits committing acts which constitute the essential elements of, any offense involving assault of a law enforcement officer is deportable.

''(ii) CIRCUMSTANCES.—The circumstances referred to in clause (i) are

that the law enforcement officer was assaulted—

''(I) while he or she was engaged in the performance of his or her official duties;

''(II) because of the performance of his or her official duties; or

''(III) because of his or her status as a law enforcement officer.

''(iii) DEFINITIONS.—In this subparagraph—

''(I) the term 'assault' has the meaning given that term in the jurisdiction where the act occurred; and

''(II) the term 'law enforcement officer' is a person authorized by law—

''(aa) to apprehend, arrest, or prosecute an individual for any criminal violation of law; or

''(bb) to be a firefighter or other first responder.''.

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