

115TH CONGRESS
1ST SESSION

S. 229

To provide for the confidentiality of information submitted in requests for the Deferred Action for Childhood Arrivals Program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 24, 2017

Mr. HEINRICH (for himself, Ms. CORTEZ MASTO, Mr. UDALL, Mr. VAN HOLLEN, Mr. BOOKER, Ms. HARRIS, Mr. WYDEN, and Mr. REED) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To provide for the confidentiality of information submitted in requests for the Deferred Action for Childhood Arrivals Program, 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 “Protect DREAMer
5 Confidentiality Act of 2017”.

6 **SEC. 2. CONFIDENTIALITY OF INFORMATION SUBMITTED**
7 **FOR THE DEFERRED ACTION FOR CHILD-**
8 **HOOD ARRIVALS PROGRAM.**

9 (a) DEFINITIONS.—In this section:

1 (1) DACA PROGRAM.—The term “DACA Pro-
2 gram” means the Deferred Action for Childhood Ar-
3 rivals Program announced on June 15, 2012.

4 (2) INDIVIDUAL APPLICATION INFORMATION.—
5 The term “individual application information”
6 means any information, including personally identifi-
7 able information, submitted to the Secretary after
8 June 15, 2012, as part of a request for consider-
9 ation or reconsideration for the DACA program.

10 (3) SECRETARY.—The term “Secretary” means
11 the Secretary of Homeland Security.

12 **SEC. 3. CONFIDENTIALITY OF INFORMATION.**

13 (a) IN GENERAL.—The Secretary shall protect indi-
14 vidual application information from disclosure to U.S. Im-
15 migration and Customs Enforcement or U.S. Customs and
16 Border Protection for any purpose other than imple-
17 menting the DACA Program.

18 (b) REFERRALS PROHIBITED.—The Secretary may
19 not refer any individual whose case has been deferred pur-
20 suant to the DACA Program to U.S. Immigration and
21 Customs Enforcement, U.S. Customs and Border Protec-
22 tion, the Department of Justice, or any other law enforce-
23 ment agency.

1 (c) LIMITED EXCEPTION.—Individual application in-
2 formation may be shared with national security and law
3 enforcement agencies—

4 (1) to identify or prevent fraudulent claims;

5 (2) for particularized national security purposes
6 relating to an individual application; or

7 (3) for the investigation or prosecution of any
8 felony not related to immigration status.

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