

116TH CONGRESS
1ST SESSION

S. 1328

To designate foreign persons who improperly interfere in United States elections as inadmissible aliens, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 6, 2019

Mr. DURBIN (for himself, Mr. GRAHAM, Mr. BLUMENTHAL, and Mr. GRASSLEY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To designate foreign persons who improperly interfere in United States elections as inadmissible aliens, 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 “Defending Elections
5 against Trolls from Enemy Regimes Act” or “DETER
6 Act”.

1 **SEC. 2. DEFINED TERM.**

2 Section 101(a) of the Immigration and Nationality
3 Act (8 U.S.C. 1101(a)) is amended by adding at the end
4 the following:

5 “(53) The term ‘improper interference in a
6 United States election’ means conduct by an alien
7 that—

8 “(A)(i) violates Federal criminal, voting
9 rights, or campaign finance law; or

10 “(ii) is under the direction of a foreign
11 government; and

12 “(B) interferes with a general or primary
13 Federal, State, or local election or caucus, in-
14 cluding—

15 “(i) the campaign of a candidate; and

16 “(ii) a ballot measure, including—

17 “(I) an amendment;

18 “(II) a bond issue;

19 “(III) an initiative;

20 “(IV) a recall;

21 “(V) a referral; and

22 “(VI) a referendum.”.

1 **SEC. 3. IMPROPER INTERFERENCE IN UNITED STATES**
 2 **ELECTIONS.**

3 (a) INADMISSIBILITY.—Section 212(a)(3) of the Im-
 4 migration and Nationality Act (8 U.S.C. 1182(a)(3)) is
 5 amended by adding at the end the following:

6 “(H) IMPROPER INTERFERENCE IN A
 7 UNITED STATES ELECTION.—Any alien who a
 8 consular officer, the Secretary of Homeland Se-
 9 curity, the Secretary of State, or the Attorney
 10 General knows, or has reasonable grounds to
 11 believe, is seeking admission to the United
 12 States to engage in improper interference in a
 13 United States election, or who has engaged in
 14 improper interference in a United States elec-
 15 tion, is inadmissible.”.

16 (b) DEPORTABILITY.—Section 237(a) of the Immi-
 17 gration and Nationality Act (8 U.S.C. 1227(a)) is amend-
 18 ed by adding at the end the following:

19 “(8) IMPROPER INTERFERENCE IN A UNITED
 20 STATES ELECTION.—Any alien who has engaged, is
 21 engaged, or at any time after admission engages in
 22 improper interference in a United States election is
 23 deportable.”.

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