

Immigration Excerpts from House Judiciary Committee 112th Congress Oversight Plan¹

To Be Considered by the Committee on June 9, 2011

SUBCOMMITTEE ON CRIME, TERRORISM, AND HOMELAND SECURITY

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- IX. U.S. Department of Homeland Security (DHS). The Subcommittee will conduct oversight of DHS law enforcement components, including the U.S. Secret Service, U.S. Immigration and Customs Enforcement, the Bureau of Customs and Border Protection, the U.S. Coast Guard, and the Federal Air Marshals Service.

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SUBCOMMITTEE ON IMMIGRATION POLICY AND ENFORCEMENT

- I. Department of Homeland Security
- A. The Administration Budget. The Subcommittee expects to conduct hearings on the Administration's budget request for fiscal year 2012 as it applies to immigration functions at U.S. Citizenship and Immigration Services ("CIS") and U.S. Immigration and Customs Enforcement ("ICE").
- B. Administrative Discretion. The Subcommittee expects to examine the uses of deferred action and other exercises of administrative relief by ICE and CIS for aliens not lawfully present in the U.S.
- C. Immigration and Customs Enforcement.
1. Worksite Enforcement. The Subcommittee expects to conduct hearings on the effectiveness of ICE's worksite enforcement activities.
 2. Fugitive Operations. The Subcommittee expects to conduct hearings on the effectiveness of ICE's fugitive apprehensions program.
 3. Immigration Consequences of Drunk Driving. The Subcommittee expects to examine the immigration consequences of drunk driving convictions.
 4. Cooperation of State and Local Law Enforcement. The Subcommittee expects to conduct hearings on issues involved with the cooperation of state and local law enforcement agencies with ICE in the enforcement of federal immigration laws, including the operation of the 287(g) and Secure Communities programs.

¹ This excerpt has been reformatted to fit within the format of this document

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5. Enforcement Statistics. The Subcommittee expects to conduct hearings on the reliability of immigration removal statistics.
6. Mexican Law Enforcement Issues. The Subcommittee expects to conduct hearings on the implications of Mexican law enforcement issues for asylum and refugee policy.

D. U.S. Citizenship and Immigration Services.

1. E-Verify. The Subcommittee expects to conduct hearings on CIS's operation of the E-Verify program to verify the employment authorization of newly-hired workers.
2. Immigration Benefit Fraud. The Subcommittee expects to conduct hearings on CIS' ability to uncover fraudulent applications and petitions for visas and other immigration benefits.
3. Backlog Reduction. The Subcommittee expects to conduct hearings on the ongoing efforts of CIS to reduce the processing backlog for immigration petitions and applications.

II. U.S. Department of Justice

- A. Immigration Judge Disciplinary Proceedings. The Subcommittee expects to conduct hearings on the impact of disciplinary investigations on the decision making of immigration judges.
- B. REAL ID ACT of 2005. The Subcommittee expects to hold hearings on the implementation by the federal judiciary of the provisions of the REAL ID Act of 2005 related to determinations by immigration judges.
- C. Enforcement of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 ("IIRIRA"). The Subcommittee expects to conduct hearings on the level of enforcement, by the Justice Department, of the provisions of IIRIRA pertaining to rules regarding in-state tuition charges by public universities, and communications between state and local agencies and the Department of Homeland Security regarding the immigration status of individuals.
- D. Adjudication of Immigration Cases. The Subcommittee will conduct oversight on the Department's work to adjudicate immigration cases, including a review of relevant budgetary requirements.

III. Impact of Immigration Policy on the American Economy and Society

- A. Effect on American Workers. The Subcommittee expects to conduct hearings on the impact of illegal and low-skilled immigration on American workers.
- B. Fiscal Effects of Immigration. The Subcommittee expects to conduct hearings on the fiscal effects of illegal and low-skilled immigration at the local and national levels.

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- C. Effects on Social Security. The Subcommittee expects to hold hearings on the impact of illegal and low-skilled immigration on the Social Security system.
 - D. Assimilation of Immigrants. The Subcommittee expects to conduct hearings on the process of assimilation of immigrants, including issues such as the availability of English language instruction, constitutional requirements for citizenship and dual nationality.
- IV. Terrorists and the Immigration System. The Subcommittee expects to conduct hearings on how to prevent the manipulation of our immigration system by terrorists.
- V. Criminal Law Issues
- A. Gang Violence. The Subcommittee expects to conduct hearings on gang violence in immigrant communities.
 - B. Detention of Foreign Nationals. The Subcommittee expects to conduct hearings on the detention of aliens in light of the Supreme Court's decisions in *Zadvydas v. Davis* and *Clark v. Martinez*.
 - C. Victims of Crime. The Subcommittee expects to conduct hearings on the effect of crime committed by immigrants.
 - D. Convention Against Torture. The Subcommittee expects to conduct hearings on the implications of the Convention Against Torture in immigration proceedings.
- VI. Illegal Immigration
- A. Illegal Immigration in Arizona. The Subcommittee expects to conduct hearings on the effects on Arizona residents of illegal immigration and the constitutional issues raised by Arizona's immigration enforcement law (SB 1070).
 - B. Local Enforcement of Immigration Law. The Subcommittee expects to conduct hearings on the effects on public safety of cooperation and non-cooperation by local enforcement in the enforcement of the immigration law.
 - C. Identity Fraud and Theft. The Subcommittee expects to conduct hearings on identity fraud and identity theft in the immigration context.
 - D. Temporary Protected Status. The Subcommittee expects to conduct hearings on the administration of the Temporary Protected Status ("TPS") program.