

119TH CONGRESS
2^D SESSION

H. R. 8754

To require the Secretary of Homeland Security and any entity that contracts with the Department of Homeland Security to grant access to Members of Congress to covered facilities to carry out oversight responsibilities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 12, 2026

Mrs. McIVER (for herself, Mr. MENENDEZ, and Mrs. WATSON COLEMAN) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require the Secretary of Homeland Security and any entity that contracts with the Department of Homeland Security to grant access to Members of Congress to covered facilities to carry out oversight responsibilities, 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 “No Delay for Immigra-
5 tion Oversight Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) Oversight by Members of Congress is a core
4 constitutional responsibility necessary to ensure
5 transparency, accountability, and compliance with
6 Federal law within executive branch agencies and fa-
7 cilities.

8 (2) Since at least 2019, Federal law has prohib-
9 ited the Department of Homeland Security and U.S.
10 Immigration and Customs Enforcement from pre-
11 venting Members of Congress from entering, for the
12 purpose of conducting oversight, any facility oper-
13 ated by or for the Department used to detain or oth-
14 erwise house aliens.

15 (3) Recent actions and policies by U.S. Immi-
16 gration and Customs Enforcement have attempted
17 to limit, delay, or undermine the ability of Members
18 of Congress to carry out lawful oversight of immi-
19 gration detention facilities.

20 (4) Congressional access to immigration deten-
21 tion facilities is necessary to ensure the humane
22 treatment of detainees, the protection of civil rights
23 and civil liberties, and compliance with Federal law
24 and detention standards.

25 (5) Congress has a continuing interest in re-
26 affirming and permanently protecting the oversight

1 authority of Members of Congress with respect to
2 immigration detention facilities.

3 **SEC. 3. MEMBERS OF CONGRESS ACCESS TO COVERED FA-**
4 **CILITIES.**

5 (a) IN GENERAL.—Notwithstanding any other provi-
6 sion of law, the Secretary of Homeland Security shall
7 grant Members of Congress, without delay and without ob-
8 struction, access to covered facilities to carry out oversight
9 responsibilities.

10 (b) APPLICATION TO FEDERAL CONTRACTORS.—The
11 Secretary of Homeland Security shall ensure compliance
12 with subsection (a) by any entity, including any employee
13 or representative of such entity, that contracts with the
14 Department of Homeland Security for a covered facility
15 with the requirements of subsection (a).

16 (c) CERTIFICATION OF REQUIREMENTS.—Each enti-
17 ty that contracts with the Department of Homeland Secu-
18 rity for the use of a covered facility shall certify, in the
19 process of contracting with the Department, that all per-
20 sonnel of such entity are trained on the requirements of
21 subsections (a) and (b).

22 (d) PENALTY FOR NONCOMPLIANCE.—If, in the de-
23 termination of the inspector general of the Department
24 of Homeland Security, an entity does not comply with the
25 requirements of this Act, the Secretary of Homeland Secu-

1 rity shall cancel any agreement or contract between the
2 Department and such entity.

3 (e) RULE OF CONSTRUCTION.—Nothing in this Act
4 shall be construed to require a Member of Congress to
5 provide prior notice of the intent to enter a covered facility
6 for the purpose of conducting oversight.

7 (f) DEFINITIONS.—In this Act:

8 (1) CONGRESSIONAL IDENTIFICATION.—The
9 term “congressional identification” means any form
10 of identification issued to Members by the Clerk or
11 Sergeant at Arms of the House of Representatives
12 (in the case of a Member of the House of Represent-
13 atives) or by the Secretary or Sergeant at Arms and
14 Doorkeeper of the Senate (in the case of a Senator).

15 (2) COVERED FACILITY.—The term “covered
16 facility” means any facility operated by or for the
17 Department of Homeland Security used to detain or
18 otherwise house aliens.

19 (3) MEMBER OF CONGRESS.—The term “Mem-
20 ber of Congress” means a Member of the House of
21 Representatives or a Senator.

22 (4) WITHOUT DELAY.—The term “without
23 delay” means the immediate admission to a covered
24 facility without waiting outside such facility.

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