

118TH CONGRESS
2D SESSION

S. 3833

To amend the Immigration and Nationality Act to provide that aliens who have been convicted of, or who have committed, an offense for driving while intoxicated or impaired are inadmissible and deportable.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 29, 2024

Mr. HAGERTY (for himself, Mr. LEE, Mr. COTTON, Mr. BUDD, Mr. RUBIO, Mrs. BRITT, Mr. LANKFORD, Mr. TILLIS, Mr. CRAMER, Mrs. CAPITO, Mrs. BLACKBURN, Mrs. FISCHER, and Mr. SCOTT of South Carolina) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to provide that aliens who have been convicted of, or who have committed, an offense for driving while intoxicated or impaired are inadmissible and deportable.

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 Our Commu-
5 nities from DUIs Act”.

1 **SEC. 2. INADMISSIBILITY AND DEPORTABILITY RELATED**
2 **TO DRIVING WHILE INTOXICATED OR IM-**
3 **PAIRED.**

4 (a) INADMISSIBILITY.—Section 212(a)(2) of the Im-
5 migration and Nationality Act (8 U.S.C. 1182(a)(2)) is
6 amended by adding at the end the following:

7 “(J) DRIVING WHILE INTOXICATED OR IM-
8 PAIRED.—Any alien who has been convicted of,
9 who admits having committed, or who admits
10 committing, acts constituting the essential ele-
11 ments of an offense for driving while intoxi-
12 cated or impaired (as such terms are defined by
13 the law of the jurisdiction in which the convic-
14 tion, offense, or acts constituting the essential
15 elements of the offense occurred, including an
16 offense for driving while under the influence of,
17 or impaired by, alcohol or drugs, is inadmis-
18 sible, regardless of whether such conviction or
19 offense is classified as a misdemeanor or felony
20 under Federal, State, tribal, or local law.”.

21 (b) DEPORTABILITY.—Section 237(a)(2) of the Im-
22 migration and Nationality Act (8 U.S.C. 1227(a)(2)) is
23 amended by adding at the end the following:

24 “(G) DRIVING WHILE INTOXICATED OR IM-
25 PAIRED.—Any alien who has been convicted of
26 an offense for driving while intoxicated or im-

1 paired (as such terms are defined by the law of
2 the jurisdiction in which the conviction oc-
3 curred), including a conviction for driving while
4 under the influence of, or impaired by, alcohol
5 or drugs, is deportable, regardless of whether
6 such conviction is classified as a misdemeanor
7 or felony under Federal, State, tribal, or local
8 law.”.

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