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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

**H. R.**

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To amend the Immigration and Nationality Act, to clarify the authority of the Secretary of Homeland Security to take property using eminent domain, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. AMASH introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Immigration and Nationality Act, to clarify the authority of the Secretary of Homeland Security to take property using eminent domain, 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 “Eminent Domain Just  
5       Compensation Act”.

1   **SEC. 2. LIMITATION ON AUTHORITY OF THE SECRETARY OF**  
2                   **HOMELAND SECURITY TO TAKE PROPERTY**  
3                   **USING EMINENT DOMAIN.**

4       Section 103(b) of the Immigration and Nationality  
5   Act (8 U.S.C. 1103(b)) is amended—

6                   (1) by striking “Attorney General” each place  
7   it appears and inserting “Secretary of Homeland Se-  
8   curity”; and

9                   (2) in paragraph (3), by striking “the Act of  
10   August 1, 1888 (Chapter 728; 25 Stat. 357).” and  
11   inserting the following: “section 3113 of title 40,  
12   United States Code, except that notwithstanding  
13   section 3114 of title 40, United States Code, the  
14   Government may not take any land prior to the  
15   issuance of a final judgment pursuant to the pro-  
16   ceedings under section 3113 of such title.”.