

118TH CONGRESS
1ST SESSION

H. RES. 411

Impeaching Alejandro Nicholas Mayorkas, Secretary of Homeland Security,
for high crimes and misdemeanors.

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2023

Ms. GREENE of Georgia (for herself and Mr. GAETZ) submitted the following
resolution; which was referred to the Committee on the Judiciary

RESOLUTION

Impeaching Alejandro Nicholas Mayorkas, Secretary of
Homeland Security, for high crimes and misdemeanors.

1 *Resolved*, That Alejandro Nicholas Mayorkas, Sec-
2 retary of Homeland Security, is impeached for high crimes
3 and misdemeanors, and that the following articles of im-
4 peachment be exhibited to the United States Senate:

5 Articles of impeachment exhibited by the House of
6 Representatives of the United States of America in the
7 name of itself and of the people of the United States of
8 America, against Alejandro Nicholas Mayorkas, Secretary
9 of Homeland Security, in maintenance and support of its

1 impeachment against him for high crimes and mis-
2 demeanors.

3 ARTICLE I

4 Rather than adhering to an oath he took to defend
5 and secure our country and uphold the Constitution when
6 he was sworn in as Secretary of Homeland Security,
7 Alejandro Nicholas Mayorkas has engaged in a pattern of
8 conduct that is incompatible with the laws of the United
9 States, as follows:

10 Article II of the Constitution requires that the Execu-
11 tive branch, which today includes the Secretary of Home-
12 land Security, ensure the laws passed by Congress and
13 signed into law by the President are faithfully executed.

14 The Secure Fence Act of 2006 (Public Law 109–367)
15 requires that the Secretary of Homeland Security “main-
16 tain operational control over the entire international land
17 and maritime borders of the United States”.

18 In his willful admittance of border crossers, terror-
19 ists, human traffickers, drugs, and other contraband,
20 Alejandro Nicholas Mayorkas has failed to maintain oper-
21 ational control of the border, thereby violating the Secure
22 Fence Act of 2006.

23 To wit, since Mayorkas has headed the Department
24 of Homeland Security, during which 0 miles of border wall
25 have been added, there have been—

1 approximately 6 million illegal border crosser
2 encounters at the southern border;

3 at least 1.4 million known “gotaways”;

4 at least 193 people on terrorist watchlists
5 caught while attempting to cross the border at ports
6 of entry;

7 at least 348,812 unaccompanied illegal children
8 encountered at the southern border, with at least
9 85,000 of these children having gone missing; and

10 at least 1,424 deaths of illegals at the southern
11 border.

12 In fiscal year 2021, Customs and Border Patrol
13 (CBP) seized approximately 11.2 thousand pounds of
14 fentanyl. In fiscal year 2022, CBP seized a record of ap-
15 proximately 14.7 thousand pounds of fentanyl. In fiscal
16 year 2023, thus far, CBP has seized almost 14 thousand
17 pounds of fentanyl. Over 70,000 Americans died from
18 fentanyl in fiscal year 2022. Fentanyl is now the number
19 one killer of Americans between the ages of 18 and 45.

20 The Constitution also requires the Secretary of
21 Homeland Security to observe the Immigration and Na-
22 tionality Act (8 U.S.C. 1101 et seq.). This law requires
23 Homeland Security to detain inadmissible aliens arriving
24 in the United States or illegal aliens presently in the
25 United States. Instead, the Department of Homeland Se-

1 curity, under Secretary Mayorkas, has practiced catch and
2 release policies, whereby illegals are detained, but then re-
3 leased, without any mechanism to ensure they show up
4 to court for processing.

5 By terminating contracts for border wall construc-
6 tion, ending the Migrant Protection Protocols (Remain in
7 Mexico), and being complicit in ending Title 42, Mayorkas
8 has made it easier for illegal people and drugs to enter
9 the United States, endangering American citizens, and has
10 made it harder for CBP to expel such threats.

11 ARTICLE II

12 Alejandro Nicholas Mayorkas, in his inability to en-
13 force the law, has engaged in a pattern of conduct that
14 is incompatible with his duties as a civil officer of the
15 United States.

16 Alejandro Nicholas Mayorkas, in his failure to uphold
17 the oath he took, has, by his actions, lost the trust of citi-
18 zens of the United States to faithfully execute the laws
19 of the United States.

20 Wherefore, Alejandro Nicholas Mayorkas, thus war-
21 rants impeachment and trial, removal from office, and dis-
22 qualification to hold and enjoy any office of honor, trust,
23 or profit under the United States.

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