

118TH CONGRESS
1ST SESSION

H. RES. 420

Impeaching Joseph Robinette Biden, President of the United States, for
high crimes and misdemeanors.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 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 Joseph Robinette Biden, President of the United
States, for high crimes and misdemeanors.

1 *Resolved*, That Joseph Robinette Biden, President of
2 the United States, is impeached for high crimes and mis-
3 demeanors and that the following Articles of Impeachment
4 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 Joseph Robinette Biden, President of the
9 United States of America, in maintenance and support of

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

3 ARTICLE I

4 The Constitution provides that the House of Rep-
5 resentatives “shall have the sole Power of Impeachment”
6 and that the President “shall be removed from Office on
7 Impeachment for, and Conviction of, Treason, Bribery, or
8 other high Crimes and Misdemeanors.”.

9 In his conduct as President of the United States, in
10 violation of his constitutional oath faithfully to execute the
11 office of the President of the United States, and, to the
12 best of his ability, preserve, protect, and defend, the Con-
13 stitution of the United States, and in violation of his con-
14 stitutional duty to take care that the laws be faithfully
15 executed, Joseph Robinette Biden abused the power of the
16 Office of the President by endangering the security of the
17 United States and thwarting the will of Congress as set
18 forth in duly enacted law, in that:

19 President Biden has allowed aliens to enter the
20 United States in violation of the immigration laws, admit-
21 ted aliens who have tested positive for COVID–19 during
22 the pandemic into the United States, thwarted the will of
23 Congress as set forth in duly enacted law by not com-
24 pleting the southern border wall, and deprived border
25 agents of the sufficient manpower and resources needed
26 to secure the border and its physical infrastructure.

1 His conduct has included the following:

2 (1) President Biden’s Department of Homeland
3 Security (hereinafter referred to as “DHS”) has
4 willfully refused to maintain operational control of
5 the border as required by the Secure Fence Act of
6 2006. His actions have directly led to an increase in
7 illegal aliens and illegal narcotics, including deadly
8 fentanyl, entering the United States.

9 (2) President Biden’s administration has will-
10 fully violated the Immigration and Nationality Act
11 by releasing illegal aliens into the interior of the
12 United States. The Act clearly requires DHS to de-
13 tain aliens seeking admission to the United States
14 while they are processed. By law, DHS does not
15 have the option to simply release aliens into the inte-
16 rior of the United States.

17 (3) President Biden has reinstated the catch
18 and release policies of the Obama administration
19 and has released aliens into the interior of the
20 United States without issuing the aliens notices to
21 appear.

22 (4) Under President Biden’s administration,
23 the Department of Homeland Security terminated
24 the Migrant Protection Protocols, which provided a
25 pathway to process claims in compliance with the

1 law, and served as a deterrent to illegal immigration
2 and aliens making fraudulent asylum claims.

3 (5) As a result of President Biden’s policies,
4 Customs and Border Patrol (hereinafter referred to
5 as “CBP”) encounters have increased each month
6 since he became President. Since January 2021,
7 over 6,000,000 border crossers have been encoun-
8 tered by CBP personnel or evaded capture.

9 (6) In addition to illegal aliens, President
10 Biden’s policies have led to a significant increase in
11 illegal drug smuggling across the southern border.
12 Fentanyl now kills over 300 Americans every day.

13 President Biden, by these actions, has made the bor-
14 der less secure and encouraged aliens to enter the United
15 States illegally instead of taking actions to maintain oper-
16 ational control of the border. His actions have thwarted
17 the will of Congress as set forth in duly enacted law and
18 the core tenets of the Constitution.

19 Article II of the U.S. Constitution tasks the executive
20 branch—which today includes the DHS—with ensuring
21 the laws passed by Congress and signed into law by the
22 President are faithfully executed. Under President Biden’s
23 administration, the DHS has willfully violated the Immi-
24 gration and Nationality Act. His actions have endangered

1 He enacted border policies that endangered the peo-
2 ple of the United States by allowing illegal aliens who had
3 tested positive for COVID–19 to enter the country and
4 infect American citizens.

5 On March 20, 2020, the Centers for Disease Control
6 and Prevention (hereinafter referred to as “CDC”) issued
7 an order, pursuant to sections 362 and 365 of the Public
8 Health Service Act (42 U.S.C. 265 and 268) (hereinafter
9 referred to as “Title 42”), suspending the right to intro-
10 duce certain persons into the United States from countries
11 where a quarantinable communicable disease exists. This
12 order has been extended multiple times since it was first
13 issued. According to the CDC, this order is necessary “to
14 protect the public health from an increase in the serious
15 danger of the introduction of Coronavirus Disease 2019
16 (COVID–19) into the ports of entry, and the Border Pa-
17 trol stations between ports of entry, at or near the United
18 States borders with Canada and Mexico.”.

19 The law requires Border Patrol agents and other
20 CBP officers to enforce the order. Despite this require-
21 ment, President Biden’s administration has refused to
22 faithfully implement this order as evidenced by the in-
23 creasing number of aliens processed by CBP under the
24 Immigration and Nationality Act instead of expelled pur-
25 suant Title 42.

1 If DHS was unable to expel aliens pursuant to Title
2 42, it should not have released aliens into the interior of
3 the United States where they could spread COVID–19.
4 However, instead of detaining aliens as required by law,
5 under President Biden’s leadership DHS released and
6 transported hundreds of thousands of aliens into the inte-
7 rior of the United States without properly screening the
8 aliens for COVID–19 to ensure that the aliens would not
9 spread COVID–19. These actions subjected the American
10 people to unnecessary and avoidable risks.

11 President Biden clearly violated his duties as Presi-
12 dent in failing to enforce our Nation’s immigration laws.
13 He has violated his constitutional oath of office by failing
14 to enforce laws enacted by Congress and by usurping Con-
15 gress’ spending authority. President Biden’s abuse of
16 power has endangered America and the very laws that gov-
17 ern her.

18 Wherefore President Biden, by such conduct, has
19 demonstrated that he will remain a threat to national se-
20 curity and the Constitution if allowed to remain in office,
21 and has acted in a manner grossly incompatible with the
22 rule of law. President Biden thus warrants impeachment
23 and trial, removal from office, and disqualification to hold
24 and enjoy any office of honor, trust, or profit under the
25 United States.

1 ARTICLE III

2 The Constitution provides that the House of Rep-
3 resentatives “shall have the sole Power of Impeachment”
4 and that the President “shall be removed from Office on
5 Impeachment for, and Conviction of, Treason, Bribery, or
6 other high Crimes and Misdemeanors.”.

7 In his conduct as President of the United States, in
8 violation of his constitutional oath faithfully to execute the
9 office of the President of the United States, and, to the
10 best of his ability, preserve, protect, and defend, the Con-
11 stitution of the United States, and in violation of his con-
12 stitutional duty to take care that the laws be faithfully
13 executed, Joseph Robinette Biden abused the power of the
14 Office of the President by endangering the security of the
15 United States, in that:

16 President Biden has gravely endangered the security
17 of the United States, the health and safety of the Amer-
18 ican people, and its institutions of government.

19 President Biden has created a national security crisis
20 and is endangering the lives of everyday Americans with
21 his open borders policies.

22 Further, given that there are only 19,000 Customs
23 and Border Patrol (CBP) agents to watch the entire coun-
24 try, the executive repeal of the “Remain in Mexico” policy,
25 failing to complete the southern border wall, repair gates

1 stuck open or shut, and canceling contracts with critical
2 technology companies providing critical video surveillance,
3 and paying over \$2,000,000,000 in Americans tax dollars
4 to not build and maintain the wall, President Biden is
5 breaking his sworn oath as President of the United States
6 to protect and defend the United States against all en-
7 emies.

8 In each of these actions, President Biden has failed
9 to enact policies and has created an environment of law-
10 lessness to the manifest injury of the people of the United
11 States.

12 Wherefore President Biden, by such conduct, has
13 demonstrated that he will remain a threat to national se-
14 curity and the Constitution if allowed to remain in office,
15 and has acted in a manner grossly incompatible with the
16 rule of law. President Biden thus warrants impeachment
17 and trial, removal from office, and disqualification to hold
18 and enjoy any office of honor, trust, or profit under the
19 United States.

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