

House Resolution No. 6028

By Representatives Simmons, Alcalá, Boatman, Carmichael, Featherston,
Martinez, Meyer, Oropeza, Poskin and Xu

2-4

1 A RESOLUTION condemning the violent and hostile presence of United
2 States Immigration and Customs Enforcement (ICE) and its affiliated
3 agencies in our country, asserting state sovereignty against federal
4 overreach, demanding transparency and accountability and honoring
5 the memory of those who have lost their lives because of ICE agent
6 enforcement actions and while in ICE custody.

7
8 WHEREAS, The United States of America is founded upon constitutional
9 principles of limited federal power and enumerated authority, which
10 reserves powers not delegated to the federal government to the States
11 and the people under the Tenth Amendment to the Constitution of the
12 United States; and

13 WHEREAS, The State of Kansas has a sovereign duty to safeguard the
14 constitutional rights, civil liberties and physical safety of all people
15 within its borders, regardless of citizenship or immigration status; and

16 WHEREAS, United States Immigration and Customs Enforcement (ICE)
17 has expanded its enforcement operations far beyond border-related
18 activity and has entered into our cities, neighborhoods, workplaces,
19 schools, courthouses and other community spaces; and

20 WHEREAS, ICE and its affiliated agencies have engaged in enforcement
21 actions that are widely reported as violent, militarized and hostile in
22 nature, including the use of tactical gear, deceptive practices,
23 warrantless or pretextual encounters and the excessive use of force;
24 and

25 WHEREAS, The Fourth Amendment to the Constitution of the United
26 States secures the most basic and fundamental right of the people to be
27 safe in their persons and homes against unreasonable searches and
28 seizures, recognizing the home as the core of constitutional privacy
29 and liberty; and

30 WHEREAS, ICE has engaged in home entries and arrests through forced
31 entry, deception and without valid warrants, thereby violating our
32 foundational protections and eroding one of the most basic rights
33 guaranteed to all people within the United States; and

34 WHEREAS, The presence of ICE in or around schools, courthouses and
35 other sensitive locations has created a chilling effect on access to

1 education, due process, public health services and civic participation,
2 thereby undermining public safety and the administration of justice;
3 and

4 WHEREAS, Numerous reports by journalists, civil rights organizations,
5 inspectors general, whistleblowers and courts have documented
6 systemic deficiencies within ICE related to training, supervision, use-
7 of-force standards, detention conditions and disciplinary
8 accountability; and

9 WHEREAS, ICE's lack of sufficient training, oversight and
10 accountability has resulted in a continuing and growing pattern of
11 abuse, injury and death affecting American citizens, lawful permanent
12 residents, immigrants and undocumented individuals alike,
13 demonstrating institutional failure rather than isolated misconduct; and

14 WHEREAS, Many people have died while in the custody of ICE,
15 including, but not limited to, Heber Sánchez Domínguez, Victor
16 Manuel Diaz, Parady La, Luis Beltran Yanez-Cruz, Luis Gustavo
17 Nunez Caceres, Geraldo Lunas Campos, Nenko Stanev Gantchev,
18 Delvin Francisco Rodriguez, Fouad Saeed Abdulkadir, Jean Wilson
19 Brutus, Shiraz Fatehali Sachwani, Pete Sumalo Montejo, Francisco
20 Gaspar-Andrés, Kai Yin Wong, Gabriel Garcia-Aviles, Hasan Ali
21 Moh'D Saleh, Leo Cruz-Silva, Miguel Ángel García Medina, Huabing
22 Xie, Norlan Guzman-Fuentes, Ismael Ayala-Uribe, Santos Reyes-
23 Banegas, Oscar Rascon Duarte, Lorenzo Antonio Batrez Vargas,
24 Chaofeng Ge, Tien Xuan Phan, Isidro Pérez, Johnny Noviello, Jesus
25 Molina-Veya, Abelardo Avellaneda-Delgado, Marie Ange Blaise,
26 Nhon Ngoc Nguyen, Brayán Garzón-Rayó, Juan Alexis Tineo-
27 Martinez, Maksym Chernyak, Serawit Gezahegn Dejene, Genry Ruiz
28 Guillen, Ramesh Amechand, Pankaj Karan Singh Kataria, Jose
29 Manuel Sanchez-Castro, Brendy Yohana Bamaca-Zacarias, Jhon
30 Javier Benavides Quintana, Hugo Roberto Boror-Urla, Cambric
31 Dennis, Edixon Del Jesus Farias-Farias, Jaspal Singh, Charles Leo
32 Daniel, Ousmane Ba, Frankline Okpu, Carlos Juan Francisco, Subash
33 Shrestha, Julio Cesar Chirino Peralta, Ernesto Rocha-Cuadra,
34 Salvador Rosales-Vargas, Cristian Dumitrascu, Melvin Ariel Calero
35 Mendoza, Kesley Vial, Benjamin Gonzalez-Soto, Pablo Sanchez-
36 Gotopo, Elba Maria Centeno-Briones, Diego Fernando Gallego-
37 Agudelo, Jesse Jermone Dean Jr., Felipe Montes, Anthony Jones,
38 Romien Jally, Cipriano Chavez-Alvarez, Fernando Sabonger-Garcia,
39 Jose Freddy Guillen Vega, Kuan Hui Lee, James Thomas Hill, Luis
40 Sanchez-Perez, Onoval Perez-Montufar, Santiago Baten-Oxla, j,
41 Choung Woong Ahn, Carlos Ernesto Escobar-Mejia, Ramiro
42 Hernandez-Ibarra, Orlan Ariel Carcamo-Navarro, Maria Celeste
43 Ochoa Yoc de Ramirez, David Hernandez Colula, Alberto Hernandez-

1 Fundora, Ben James Owen, Samuelino Pitchout Mavinga, Anthony
2 Oluseye Akinyemi, Roylan Hernandez-Diaz, Nebane Abienwi,
3 Roberto Rodriguez-Espinoza, Pedro Arriago-Santoya, Yimi Alexis
4 Balderramos-Torres, Simratpal Singh, Abel Reyes-Clemente,
5 Guerman Volkov, Mergensana Amar, Wilfredo Padron, Augustina
6 Ramirez-Arreola, Efrain Romero de la Rosa, Huy Chi Tran, Roxana
7 Hernandez, Ronal Francisco Romero and Gourgen Mirimanian, each
8 of whom died while detained under ICE authority, underscoring a
9 sustained pattern of deaths within federal immigration detention
10 facilities; and

11 WHEREAS, ICE agents also have been directly responsible for the
12 deaths of many people through their enforcement actions, including
13 Alex Pretti, Renee Nicole Good, Keith Porter Jr., Silverio Villegas
14 González, Jamie Alanis Garcia, Roberto Carlos Montoya Valdez and
15 Josué Castro-Rivera. These deaths raise serious concerns regarding the
16 use of lethal force, the lack of accountability in ICE enforcement
17 operations and the urgent need for independent oversight, transparent
18 investigation and reforms to protect civilians during ICE operations;
19 and

20 WHEREAS, These deaths represent only documented fatalities associated
21 with ICE detention and enforcement, many of which have not resulted
22 in independent investigation, meaningful accountability or full public
23 disclosure; and

24 WHEREAS, ICE has repeatedly resisted transparency by withholding
25 records, limiting disclosures and relying on internal review processes
26 that lack independence and obstruct public oversight; and

27 WHEREAS, The continued expansion of ICE authority without adequate
28 constitutional safeguards threatens the balance of federalism and
29 undermines public trust in all levels of government: Now, therefore,

30 *Be it resolved by the House of Representatives of the State of Kansas:*
31 That we hereby condemn the violent and hostile presence and
32 practices of United States Immigration and Customs Enforcement and
33 its affiliated agencies, affirm that such conduct undermines
34 constitutional rights and state sovereignty and honor the memory of
35 those who have lost their lives as a result of ICE agent enforcement
36 actions or while in ICE custody; and

37 *Be it further resolved:* That we demand a comprehensive, independent
38 audit of ICE's internal processes, including training, oversight, use-of-
39 force policies, detention conditions and accountability mechanisms, to
40 include an investigation into potential violations of the Constitution of
41 the United States, and we call for the full and unredacted release of the
42 audit's findings to the public; and

43 *Be it further resolved:* That the Chief Clerk of the House of

1 Representatives shall send an enrolled copy of this resolution to the
2 Kansas Congressional Delegation and Representatives Simmons,
3 Alcala, Meyer, Oropeza, L. Ruiz and S. Ruiz.
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