

HR 6097

Immigration Courts Bail Reform Act

Congress: 114 (2015–2017, Ended)

Chamber: House

Policy Area: Immigration

Introduced: Sep 21, 2016

Current Status: Referred to the Subcommittee on Immigration and Border Security.

Latest Action: Referred to the Subcommittee on Immigration and Border Security. (Sep 30, 2016)

Official Text: <https://www.congress.gov/bill/114th-congress/house-bill/6097>

Sponsor

Name: Rep. Serrano, Jose E. [D-NY-15]

Party: Democratic • **State:** NY • **Chamber:** House

Cosponsors (37 total)

Cosponsor	Party / State	Role	Date Joined
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Sep 21, 2016
Rep. Carson, Andre [D-IN-7]	D · IN		Sep 21, 2016
Rep. Clarke, Yvette D. [D-NY-9]	D · NY		Sep 21, 2016
Rep. Conyers, John, Jr. [D-MI-13]	D · MI		Sep 21, 2016
Rep. Crowley, Joseph [D-NY-14]	D · NY		Sep 21, 2016
Rep. Edwards, Donna F. [D-MD-4]	D · MD		Sep 21, 2016
Rep. Ellison, Keith [D-MN-5]	D · MN		Sep 21, 2016
Rep. Gallego, Ruben [D-AZ-7]	D · AZ		Sep 21, 2016
Rep. Grijalva, Raúl M. [D-AZ-3]	D · AZ		Sep 21, 2016
Rep. Gutierrez, Luis V. [D-IL-4]	D · IL		Sep 21, 2016
Rep. Hastings, Alcee L. [D-FL-20]	D · FL		Sep 21, 2016
Rep. Honda, Michael M. [D-CA-17]	D · CA		Sep 21, 2016
Rep. Jackson Lee, Sheila [D-TX-18]	D · TX		Sep 21, 2016
Rep. Kennedy, Joseph P., III [D-MA-4]	D · MA		Sep 21, 2016
Rep. Lawrence, Brenda L. [D-MI-14]	D · MI		Sep 21, 2016
Rep. Lee, Barbara [D-CA-13]	D · CA		Sep 21, 2016
Rep. Lieu, Ted [D-CA-33]	D · CA		Sep 21, 2016
Rep. Lofgren, Zoe [D-CA-19]	D · CA		Sep 21, 2016
Rep. Lujan Grisham, Michelle [D-NM-1]	D · NM		Sep 21, 2016
Rep. McGovern, James P. [D-MA-2]	D · MA		Sep 21, 2016
Rep. McNerney, Jerry [D-CA-9]	D · CA		Sep 21, 2016
Rep. Napolitano, Grace F. [D-CA-32]	D · CA		Sep 21, 2016
Rep. O'Rourke, Beto [D-TX-16]	D · TX		Sep 21, 2016
Rep. Rangel, Charles B. [D-NY-13]	D · NY		Sep 21, 2016
Rep. Roybal-Allard, Lucille [D-CA-40]	D · CA		Sep 21, 2016
Rep. Smith, Adam [D-WA-9]	D · WA		Sep 21, 2016
Rep. Torres, Norma J. [D-CA-35]	D · CA		Sep 21, 2016
Rep. Vargas, Juan [D-CA-51]	D · CA		Sep 21, 2016
Rep. Velazquez, Nydia M. [D-NY-7]	D · NY		Sep 21, 2016
Resident Commissioner Pierluisi, Pedro R. [D-PR-At Large]	D · PR		Sep 21, 2016
Rep. Cicilline, David N. [D-RI-1]	D · RI		Sep 22, 2016
Rep. Nadler, Jerrold [D-NY-10]	D · NY		Sep 22, 2016
Rep. Takano, Mark [D-CA-41]	D · CA		Sep 22, 2016
Rep. Yarmuth, John A. [D-KY-3]	D · KY		Sep 22, 2016
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Sep 26, 2016
Rep. Polis, Jared [D-CO-2]	D · CO		Sep 28, 2016
Rep. Rice, Kathleen M. [D-NY-4]	D · NY		Nov 15, 2016

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Sep 30, 2016

Subjects & Policy Tags

Policy Area:

Immigration

Related Bills

No related bills are listed.

Summary (as of Sep 21, 2016)

Immigration Courts Bail Reform Act

This bill amends the Immigration and Nationality Act to eliminate the minimum bond amount needed to release a detained alien.

An immigration judge may review an initial custody determination for an adult alien, subject to specified rules, which include the following:

- the Department of Homeland Security (DHS) shall, within 72 hours, file the notice to appear or charging document with the appropriate immigration court and serve such notice on the detained alien;
- except for criminals or suspected terrorists, DHS may continue to detain an alien only if no conditions will reasonably assure the alien's appearance and the safety of any other person and the community;
- the Department of Justice shall ensure that an alien has the opportunity to promptly appear before an immigration judge for a custody redetermination hearing;
- except for criminals or suspected terrorists, an immigration judge shall review the custody determination *de novo* and may continue to detain the alien only if DHS demonstrates that no conditions will reasonably assure the alien's appearance and the community's safety;
- DHS and an immigration judge shall order an alien's release on personal recognizance or upon an unsecured appearance bond unless such release will not reasonably assure the alien's appearance or the community's safety;
- if DHS or an immigration judge determines that such release will not reasonably assure the alien's appearance or such safety, DHS or the immigration judge shall order the alien's release under the least restrictive conditions that will assure the alien's appearance and the community's safety;
- DHS or an immigration judge shall consider the alien's financial ability in determining whether to impose a bond as a condition of release; and
- DHS or an immigration judge may not impose a financial condition that results in an alien's detention.

Actions Timeline

- **Sep 30, 2016:** Referred to the Subcommittee on Immigration and Border Security.
- **Sep 21, 2016:** Introduced in House
- **Sep 21, 2016:** Referred to the House Committee on the Judiciary.