

HR 3860

To amend the Immigration and Nationality Act with respect to the detention of dangerous aliens, and for other purposes.

Congress: 116 (2019–2021, Ended)

Chamber: House

Policy Area: Immigration

Introduced: Jul 19, 2019

Current Status: Referred to the Subcommittee on Immigration and Citizenship.

Latest Action: Referred to the Subcommittee on Immigration and Citizenship. (Aug 12, 2019)

Official Text: <https://www.congress.gov/bill/116th-congress/house-bill/3860>

Sponsor

Name: Rep. Lesko, Debbie [R-AZ-8]

Party: Republican • **State:** AZ • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Aug 12, 2019

Subjects & Policy Tags

Policy Area:

Immigration

Related Bills

Bill	Relationship	Last Action
116 HR 574	Related bill	Feb 25, 2019: Referred to the Subcommittee on Immigration and Citizenship.

This bill requires mandatory detention of certain aliens and modifies other provisions related to the detention of aliens.

The Department of Homeland Security (DHS) must detain certain aliens, such as an alien convicted of an aggravated felony or believed to be a trafficker of controlled substances, beyond certain time limits for detaining an alien.

The bill provides for additional instances when DHS may extend the 90-day removal period (generally the window in which DHS has to remove an alien after a final order of removal), such as when the Board of Immigration Appeals stays an alien's removal. DHS may keep an alien in detention during this extended period.

An alien choosing to appeal mandatory detention or detention as part of a removal period extension may do so only by filing for a writ of habeas corpus.

DHS may, at its sole discretion, continue to detain an alien beyond the removal period and any removal period extensions. DHS shall periodically certify a justification for detaining an alien beyond the removal period. The bill provides specific instances where DHS may exercise such powers, such as when releasing an alien would have serious adverse foreign policy consequences.

DHS shall establish a detention review process for aliens who (1) have made all reasonable efforts to comply with a removal order, and (2) are not subject to mandatory detention. DHS shall use the review process to determine whether an alien should be detained or released with conditions.

Actions Timeline

- **Aug 12, 2019:** Referred to the Subcommittee on Immigration and Citizenship.
- **Jul 19, 2019:** Introduced in House
- **Jul 19, 2019:** Referred to the House Committee on the Judiciary.