

115TH CONGRESS 1ST SESSION

H. R. 174

To require U.S. Immigration and Customs Enforcement to take into custody certain aliens who have been charged in the United States with a crime that resulted in the death or serious bodily injury of another person, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

January 3, 2017

Mr. King of Iowa (for himself, Mr. Duncan of South Carolina, Mr. Gosar, Mr. Gohmert, Mr. Jones, Mr. Smith of Texas, Mr. Brooks of Alabama, Mr. Babin, Mr. Barletta, Mr. McClintock, Mr. Rohrabacher, and Mr. Palmer) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To require U.S. Immigration and Customs Enforcement to take into custody certain aliens who have been charged in the United States with a crime that resulted in the death or serious bodily injury of another person, and for other purposes.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. SHORT TITLE.
- 4 This Act may be cited as "Sarah's Law".

1	SEC. 2. MANDATORY DETENTION OF CERTAIN ALIENS
2	CHARGED WITH A CRIME RESULTING IN
3	DEATH OR SERIOUS BODILY INJURY.
4	Section 236(c) of the Immigration and Nationality
5	Act (8 U.S.C. 1226(e)) is amended—
6	(1) in paragraph (1)—
7	(A) in subparagraphs (A) and (B), by
8	striking the comma at the end of each subpara-
9	graph and inserting a semicolon;
10	(B) in subparagraph (C)—
11	(i) by striking "sentence" and insert-
12	ing "sentenced"; and
13	(ii) by striking ", or" and inserting a
14	semicolon;
15	(C) in subparagraph (D), by striking the
16	comma at the end and inserting "; or"; and
17	(D) by inserting after subparagraph (D)
18	the following:
19	"(E)(i)(I) was not inspected and admitted
20	into the United States;
21	"(II) held a nonimmigrant visa (or other
22	documentation authorizing admission into the
23	United States as a nonimmigrant) that has
24	been revoked under section 221(i); or
25	"(III) is described in section
26	237(a)(1)(C)(i); and

1	"(ii) has been charged by a prosecuting au-
2	thority in the United States with any crime
3	that resulted in the death or serious bodily in-
4	jury (as defined in section 1365(h)(3) of title
5	18, United States Code) of another person,";
6	and
7	(2) by adding at the end the following:
8	"(3) Notification requirement.—Upon en-
9	countering or gaining knowledge of an alien de-
10	scribed in paragraph (1), the Assistant Secretary of
11	Homeland Security for Immigration and Customs
12	Enforcement shall make reasonable efforts—
13	"(A) to obtain information from law en-
14	forcement agencies and from other available
15	sources regarding the identity of any victims of
16	the crimes for which such alien was charged or
17	convicted; and
18	"(B) to provide the victim or, if the victim
19	is deceased, a parent, guardian, spouse, or clos-
20	est living relative of such victim, with informa-
21	tion, on a timely and ongoing basis, including—
22	"(i) the alien's full name, aliases, date
23	of birth, and country of nationality;
24	"(ii) the alien's immigration status
25	and criminal history:

1	"(iii) the alien's custody status and
2	any changes related to the alien's custody;
3	and
4	"(iv) a description of any efforts by
5	the United States Government to remove
6	the alien from the United States.".
7	SEC. 3. SAVINGS PROVISION.
8	Nothing in this Act, or the amendments made by this
9	Act, may be construed to limit the rights of crime victims

11 of title 18, United States Code.

10 under any other provision of law, including section 3771