

118TH CONGRESS  
1ST SESSION

# H. R. 661

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.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 2023

Mr. FEENSTRA (for himself, Mr. BUCK, Mr. DONALDS, Ms. SALAZAR, Mr. JOHNSON of Ohio, Mrs. HINSON, Mr. BABIN, Mr. HIGGINS of Louisiana, Mrs. MILLER-MEEKS, Ms. TENNEY, Mr. SMITH of New Jersey, Mr. LAMBORN, Mr. BACON, Mr. POSEY, Mrs. LESKO, Mr. OBERNOLTE, Mr. BOST, Mr. MOORE of Alabama, Mr. RUTHERFORD, Mr. NORMAN, Mr. FINSTAD, Mr. SESSIONS, Mr. JOHNSON of Louisiana, Mr. BURCHETT, Mr. OGLES, Mr. WEBER of Texas, Mr. C. SCOTT FRANKLIN of Florida, Mr. CLINE, Mr. ROUZER, Mr. DUNCAN, Mr. CRENSHAW, Mr. HUDSON, Mr. GARBARINO, Mr. DESJARLAIS, Mr. FRY, Mr. MIKE GARCIA of California, Mr. WALBERG, and Mr. STEUBE) introduced the following bill; which was referred to the Committee on the Judiciary

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## 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as “Sarah’s Law”.

3 **SEC. 2. MANDATORY DETENTION OF CERTAIN ALIENS**  
4 **CHARGED WITH A CRIME RESULTING IN**  
5 **DEATH OR SERIOUS BODILY INJURY.**

6 Section 236(e) of the Immigration and Nationality  
7 Act (8 U.S.C. 1226(e)) is amended—

8 (1) in paragraph (1)—

9 (A) in subparagraphs (A) and (B), by  
10 striking the comma at the end of each subpara-  
11 graph and inserting a semicolon;

12 (B) in subparagraph (C)—

13 (i) by striking “sentence” and insert-  
14 ing “sentenced”; and

15 (ii) by striking “, or” and inserting a  
16 semicolon;

17 (C) in subparagraph (D), by striking the  
18 comma at the end and inserting “; or”; and

19 (D) by inserting after subparagraph (D)  
20 the following:

21 “(E)(i)(I) was not inspected and admitted  
22 into the United States;

23 “(II) held a nonimmigrant visa (or other  
24 documentation authorizing admission into the  
25 United States as a nonimmigrant) that has  
26 been revoked under section 221(i); or

1           “(III) is described in section  
2           237(a)(1)(C)(i); and

3           “(ii) has been charged by a prosecuting au-  
4           thority in the United States with any crime  
5           that resulted in the death or serious bodily in-  
6           jury (as defined in section 1365(h)(3) of title  
7           18, United States Code) of another person,”;  
8           and

9           (2) by adding at the end the following:

10           “(3) NOTIFICATION REQUIREMENT.—Upon en-  
11           countering or gaining knowledge of an alien de-  
12           scribed in paragraph (1), the Assistant Secretary of  
13           Homeland Security for Immigration and Customs  
14           Enforcement shall make reasonable efforts—

15           “(A) to obtain information from law en-  
16           forcement agencies and from other available  
17           sources regarding the identity of any victims of  
18           the crimes for which such alien was charged or  
19           convicted; and

20           “(B) to provide the victim or, if the victim  
21           is deceased, a parent, guardian, spouse, or clos-  
22           est living relative of such victim, with informa-  
23           tion, on a timely and ongoing basis, including—

24           “(i) the alien’s full name, aliases, date  
25           of birth, and country of nationality;

1                   “(ii) the alien’s immigration status  
2                   and criminal history;

3                   “(iii) the alien’s custody status and  
4                   any changes related to the alien’s custody;  
5                   and

6                   “(iv) a description of any efforts by  
7                   the United States Government to remove  
8                   the alien from the United States.”.

9   **SEC. 3. SAVINGS PROVISION.**

10           Nothing in this Act, or the amendments made by this  
11 Act, may be construed to limit the rights of crime victims  
12 under any other provision of law, including section 3771  
13 of title 18, United States Code.

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