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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2206 Session of  
2015

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INTRODUCED BY METCALFE, KNOWLES, MILLARD, KAUFFMAN, TAYLOR,  
GREINER, ENGLISH, MCGINNIS, IRVIN, A. HARRIS, WARNER,  
DIAMOND, WARD, GILLEN, HEFFLEY, SAYLOR, FARRY, DUSH AND  
STEPHENS, JUNE 24, 2016

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 24, 2016

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AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, in detainers and  
3 extradition, providing for coordination with Department of  
4 Homeland Security.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. The heading of Subchapter D of Chapter 91 of  
8 Title 42 of the Pennsylvania Consolidated Statutes is amended to  
9 read:

10 SUBCHAPTER D

11 [EXCHANGE OF OFFENDERS UNDER TREATY]

12 MISCELLANEOUS PROVISIONS

13 Section 2. Title 42 is amended by adding a section to read:

14 § 9172. Coordination with Department of Homeland Security.

15 (a) Voluntary notification of release.--When the Department  
16 of Homeland Security issues a Form I-247N (Request for Voluntary  
17 Notification of Release of Suspected Priority Alien) in which it  
18 requests that a State or local law enforcement agency notify the

1 Department of Homeland Security of the pending release from  
2 custody of an individual, the State or local law enforcement  
3 agency shall notify the Department of Homeland Security not less  
4 than 48 hours prior to the individual's release.

5 (b) Request for voluntary action.--Upon the Department of  
6 Homeland Security issuing a Form I-247D (Immigration Detainer -  
7 Request for Voluntary Action) to a State or local law  
8 enforcement agency requesting the agency maintain custody of an  
9 individual for a period not to exceed 48 hours beyond the time  
10 that the individual would have otherwise been released from  
11 custody, the State or local law enforcement agency shall  
12 maintain custody of the individual for a period of not more than  
13 48 hours in order to permit the Department of Homeland Security  
14 to assume custody of the individual, regardless of whether the  
15 individual is eligible for bail.

16 Section 3. This act shall take effect in 60 days.