

117TH CONGRESS
2^D SESSION

H. R. 8915

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

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 20, 2022

Mr. CAWTHORN introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act with respect to the apprehension and detention of certain aliens, 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 the “Buttressing Our Na-
5 tional Defense Act of 2022” or the “BOND Act of 2022”.

6 **SEC. 2. APPREHENSION AND DETENTION OF CERTAIN**
7 **ALIENS.**

8 Section 236(a)(2) of the Immigration and Nationality
9 Act (8 U.S.C. 1266(a)(2)) is amended by striking sub-
10 paragraph (A) and inserting the following:

1 “(A) bond of at least \$3,000 with security
2 approved by, and containing conditions pre-
3 scribed by, the Secretary of Homeland Security;
4 or”.

5 **SEC. 3. MANDATORY DETENTION OF SUSPECTED TERROR-**
6 **ISTS AND MEMBERS OF OTHER CRIMINAL OR-**
7 **GANIZATIONS.**

8 Section 236A(a) of the Immigration and Nationality
9 Act (8 U.S.C. 1226A(a)) is amended—

10 (1) by striking paragraph (2) and inserting the
11 following:

12 “(2) RELEASE.—Except as provided in para-
13 graphs (5) and (6), the Secretary of Homeland Se-
14 curity shall maintain custody of such an alien until
15 the alien is removed from the United States. Except
16 as provided in paragraph (6), such custody shall be
17 maintained irrespective of any relief from removal
18 for which the alien may be eligible, or any relief
19 from removal granted the alien, until the Secretary
20 of Homeland Security determines that the alien is
21 no longer an alien who may be certified under para-
22 graph (3).”;

23 (2) by striking paragraph (5) and inserting the
24 following:

1 “(5) COMMENCEMENT OF PROCEEDINGS.—The
2 Secretary of Homeland Security shall place an alien
3 detained under paragraph (1) in removal pro-
4 ceedings, or shall charge the alien with a criminal
5 offense, not later than 30 days after the commence-
6 ment of such detention. If the requirement of the
7 preceding sentence is not satisfied, the Secretary of
8 Homeland Security shall release the alien.”;

9 (3) by striking paragraph (6) and inserting the
10 following new paragraph:

11 “(6) LIMITATION ON INDEFINITE DETEN-
12 TION.—An alien detained solely under paragraph (1)
13 who has not been removed under section
14 1231(a)(1)(A) of this title, and whose removal is un-
15 likely in the reasonably foreseeable future for rea-
16 sons other than the alien’s home country’s refusal to
17 issue appropriate travel documents for the alien or
18 otherwise accept return of the alien, may be detained
19 for additional periods of up to two years.”; and

20 (4) in subsection (b)(2)(A)—

21 (A) in clause (ii), by striking the semicolon
22 and inserting “; or”;

23 (B) in clause (iii), by striking “; or” and
24 inserting a period; and

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(C) by striking clause (iv).

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