

118TH CONGRESS
2D SESSION

S. 4689

To remove aliens who fail to comply with a release order, to enroll all aliens on the ICE nondetained docket in the Alternatives to Detention program with continuous GPS monitoring, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 11 (legislative day, JULY 10), 2024

Mr. CRUZ introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To remove aliens who fail to comply with a release order, to enroll all aliens on the ICE nondetained docket in the Alternatives to Detention program with continuous GPS monitoring, 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 “Justice for Jocelyn
5 Act”.

1 **SEC. 2. LIMITATION ON PARTICIPATION IN ALTERNATIVES**
2 **TO DETENTION.**

3 No alien may be released as part of any program
4 under the Alternatives to Detention program unless—

5 (1) all detention beds available to the Secretary
6 have been filled;

7 (2) there exists no available option to hold
8 aliens in detention; and

9 (3) the Secretary of Homeland Security has ex-
10 ercised and exhausted all reasonable efforts to hold
11 aliens in detention.

12 **SEC. 3. GPS TRACKING AND CURFEW REQUIREMENTS FOR**
13 **CERTAIN ALIENS.**

14 Each alien on U.S. Immigration and Customs En-
15 forcement's nondetained docket shall be—

16 (1) enrolled in the Alternatives to Detention
17 program;

18 (2) continuously subject to GPS monitoring—

19 (A) for the duration of all applicable immi-
20 gration proceedings, including any appeal; and

21 (B) in the case of an alien who is ordered
22 removed from the United States, until removal;
23 and

24 (3) required to stay in their Alternatives to De-
25 tention-compliant home address between the hours
26 of 10:00 p.m. to 5:00 a.m.

1 **SEC. 4. REMOVAL OF ALIENS WHO FAIL TO COMPLY WITH**
2 **RELEASE ORDER.**

3 Section 240(b)(5) of the Immigration and Nationality
4 Act (8 U.S.C. 1229a(b)(5)) is amended by adding at the
5 end the following:

6 “(F) FAILURE TO COMPLY WITH RELEASE
7 ORDER.—If an immigration officer submits an
8 affidavit to an immigration judge stating that
9 an alien failed to comply with a condition of re-
10 lease under section 236(a), such alien shall be
11 ordered removed in absentia.”.

12 **SEC. 5. SEVERABILITY.**

13 If any provision of this Act or the application of such
14 provision to any person or circumstance is held by a Fed-
15 eral court to be unconstitutional, the remainder of this Act
16 and the application of such provisions to any other person
17 or circumstance shall not be affected.

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