

104TH CONGRESS
2D SESSION

S. 1680

To amend title 18 of the United States Code to permit
the judicial deportation of criminal aliens.

IN THE SENATE OF THE UNITED STATES

APRIL 17, 1996

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

A BILL

To amend title 18 of the United States Code to permit
the judicial deportation of criminal aliens.

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. JUDICIAL DEPORTATION.**

4 Section 3583 of title 18, United States Code, is
5 amended—

6 (1) by redesignating paragraphs (1), (2), and
7 (3) as subparagraphs (A), (B), and (C), respectively;

8 (2) in the first sentence, by inserting “(1)” be-
9 fore “The”;

1 (3) by striking the ninth sentence; and

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

3 “(2)(A) Notwithstanding any provision of the Immi-
4 gration and Nationality Act, if an alien defendant is sub-
5 ject to deportation, the court may order, as a condition
6 of supervised release, that he be deported and remain out-
7 side the United States, and that he be delivered to a duly
8 authorized immigration official for deportation in accord-
9 ance with such order.

10 “(B) While such alien defendant is awaiting deporta-
11 tion pursuant to such order, the Attorney General shall
12 take such alien into custody and shall not release such
13 alien on bond, parole, or otherwise, unless so permitted
14 by order of the sentencing court.

15 “(C) During the period such an alien defendant is
16 to remain outside the United States as a condition of su-
17 pervised release, the Attorney General may not consent
18 to the reentry of such alien.

19 “(D) Nothing in this section prevents the Attorney
20 General from initiating deportation proceedings against
21 such an alien defendant pursuant to the Immigration and
22 Nationality Act, but such alien defendant may not be re-
23 leased from custody except pursuant to this section.”.

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