

114TH CONGRESS
1ST SESSION

S. 2395

To reauthorize the State Criminal Alien Assistance Program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 10, 2015

Mr. MCCAIN (for himself, Mrs. FEINSTEIN, Mr. FLAKE, and Mr. SCHUMER)
introduced the following bill; which was read twice and referred to the
Committee on the Judiciary

A BILL

To reauthorize the State Criminal Alien Assistance Program,
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. STATE CRIMINAL ALIEN ASSISTANCE PRO-**
4 **GRAM.**

5 (a) SCAAP REAUTHORIZATION.—Section
6 241(i)(5)(C) of the Immigration and Nationality Act (8
7 U.S.C. 1231(i)(5)(C)) is amended by striking “2011.” and
8 inserting “2020.”.

9 (b) SCAAP ASSISTANCE FOR STATES.—

1 (1) ASSISTANCE FOR STATES INCARCERATING
 2 UNDOCUMENTED ALIENS CHARGED WITH CERTAIN
 3 CRIMES.—Section 241(i)(3)(A) of the Immigration
 4 and Nationality Act (8 U.S.C. 1231(i)(3)(A)) is
 5 amended by inserting “charged with or” before
 6 “convicted”.

7 (2) ASSISTANCE FOR STATES INCARCERATING
 8 UNVERIFIED ALIENS.—Section 241(i) of such Act (8
 9 U.S.C. 1231(i)), as amended by paragraph (1) and
 10 subsection (a), is further amended—

11 (A) by redesignating paragraphs (4), (5),
 12 and (6), as paragraphs (5), (6), and (7), re-
 13 spectively;

14 (B) in paragraph (7), as redesignated, by
 15 striking “(5)” and inserting “(6)”; and

16 (C) by inserting after paragraph (3) the
 17 following:

18 “(4) In the case of an alien whose immigration
 19 status is unable to be verified by the Secretary of
 20 Homeland Security, and who would otherwise be an
 21 undocumented criminal alien if the alien is unlaw-
 22 fully present in the United States, the Attorney Gen-
 23 eral shall compensate the State or political subdivi-

- 1 sion of the State for the incarceration of the alien
- 2 in accordance with paragraph (2).”.

