

115TH CONGRESS
1ST SESSION

S. 745

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

IN THE SENATE OF THE UNITED STATES

MARCH 28, 2017

Mr. FLAKE (for himself and Mr. MCCAIN) 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 241(i)(5)
6 of the Immigration and Nationality Act (8 U.S.C.
7 1231(i)(5)) is amended—

8 (1) by striking the em dash and all that follows
9 through “(C)”; and

10 (2) by striking “2011” and inserting “2021”.

1 (b) SCAAP ASSISTANCE FOR STATES.—

2 (1) ASSISTANCE FOR STATES INCARCERATING
3 UNDOCUMENTED ALIENS CHARGED WITH CERTAIN
4 CRIMES.—Section 241(i)(3)(A) of such Act (8
5 U.S.C. 1231(i)(3)(A)) is amended by inserting
6 “charged with or” before “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) in paragraph (1), by inserting “and
12 medical expenses” after “incarceration”;

13 (B) by redesignating paragraphs (4), (5),
14 and (6), as paragraphs (5), (6), and (7), re-
15 spectively;

16 (C) in paragraph (7), as redesignated, by
17 striking “(5)” and inserting “(6)”; and

18 (D) by inserting after paragraph (3) the
19 following:

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

1 sion of the State for the incarceration and medical
2 expenses of the alien in accordance with paragraph
3 (2).”.

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