

119TH CONGRESS
1ST SESSION

S. 3485

To expand eligibility for and provide judicial review for the Elderly Home Detention Pilot Program, and to make other technical corrections.

IN THE SENATE OF THE UNITED STATES

DECEMBER 15, 2025

Mr. DURBIN (for himself and Mr. GRASSLEY) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To expand eligibility for and provide judicial review for the Elderly Home Detention Pilot Program, and to make other technical corrections.

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 “Safer Detention Act
5 of 2025”.

6 **SEC. 2. HOME DETENTION FOR CERTAIN ELDERLY NON-**
7 **VIOLENT OFFENDERS.**

8 Section 231 of the Second Chance Act of 2007 (34
9 U.S.C. 60541) is amended—

10 (1) in subsection (g)—

(A) in paragraph (1), by adding at the end
the following:

“(D) JUDICIAL REVIEW.—

“(i) IN GENERAL.—Upon motion of a
defendant, on or after the date described
in clause (ii), a court may reduce an im-
posed term of imprisonment of the defend-
ant and substitute a term of supervised re-
lease with the condition of home detention
for the unserved portion of the original
term of imprisonment, after considering
the factors set forth in section 3553(a) of
title 18, United States Code, if the court
finds the defendant is an eligible elderly of-
fender or eligible terminally ill offender.

“(ii) DATE DESCRIBED.—The date de-
scribed in this clause is the earlier of—

“(I) the date on which the de-
fendant fully exhausts all administra-
tive rights to appeal a failure of the
Bureau of Prisons to place the de-
fendant on home detention; or

“(II) the expiration of the 30-day
period beginning on the date on which
the defendant submits to the warden

1 of the facility in which the defendant
2 is imprisoned a request for placement
3 of the defendant on home detention,
4 regardless of the status of the re-
5 quest.”;

6 (B) in paragraph (3), by striking “through
7 2023” and inserting “through 2029”; and

8 (C) in paragraph (5)—

9 (i) in subparagraph (A)(ii)—

10 (I) by inserting “, including of-
11 fenses under the laws of the District
12 of Columbia,” after “offense or of-
13 fenses”; and

14 (II) by striking “ $\frac{2}{3}$ of the term
15 of imprisonment to which the offender
16 was sentenced” and inserting “ $\frac{1}{2}$ of
17 the term of imprisonment reduced by
18 any credit toward the service of the
19 offender’s sentence awarded under
20 section 3624(b) of title 18, United
21 States Code”; and

22 (ii) in subparagraph (D)(i), by insert-
23 ing “, including offenses under the laws of
24 the District of Columbia,” after “offense
25 or offenses”; and

1 (2) in subsection (h), by striking “through
2 2023” and inserting “through 2029”.

3 **SEC. 3. COMPASSIONATE RELEASE TECHNICAL CORREC-**
4 **TION.**

5 Section 3582 of title 18, United States Code, is
6 amended—

7 (1) in subsection (c)(1)—

8 (A) in the matter preceding subparagraph
9 (A), by inserting after “case” the following: “,
10 including, notwithstanding any other provision
11 of law, any case involving an offense committed
12 before November 1, 1987”; and

13 (B) in subparagraph (A)—

14 (i) by inserting “on or after the date
15 described in subsection (d),” after “upon
16 motion of the defendant”; and

17 (ii) by striking “after the defendant
18 has fully exhausted all administrative
19 rights to appeal a failure of the Bureau of
20 Prisons to bring a motion on the defend-
21 ant’s behalf or the lapse of 30 days from
22 the receipt of such a request by the warden
23 of the defendant’s facility, whichever is
24 earlier,”;

1 (2) by redesignating subsections (d) and (e) as
2 subsections (e) and (f), respectively; and

3 (3) by inserting after subsection (c) the fol-
4 lowing:

5 “(d) DATE DESCRIBED.—For purposes of subsection
6 (c)(1)(A), the date described in this subsection is the ear-
7 lier of—

8 “(1) the date on which the defendant fully ex-
9 hausts all administrative rights to appeal a failure of
10 the Bureau of Prisons to bring a motion on the de-
11 fendant’s behalf; or

12 “(2) the expiration of the 30-day period begin-
13 ning on the date on which the defendant submits a
14 request for a reduction in sentence to the warden of
15 the facility in which the defendant is imprisoned, re-
16 gardless of the status of the request.”.

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