

119TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To authorize the expedited removal of aliens who are criminal gang members, members of foreign terrorist organizations, or have been convicted of certain specified crimes.

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IN THE SENATE OF THE UNITED STATES

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Mrs. MOODY introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To authorize the expedited removal of aliens who are criminal gang members, members of foreign terrorist organizations, or have been convicted of certain specified crimes.

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 “Expedited Removal  
5       of Criminal Aliens Act”.

1 **SEC. 2. EXPEDITED REMOVAL OF CERTAIN CRIMINAL**  
2 **ALIENS.**

3 (a) IN GENERAL.—Chapter 4 of title II of the Immi-  
4 gration and Nationality Act (8 U.S.C. 1221 et seq.) is  
5 amended by inserting after section 238 the following:

6 **“SEC. 238A. EXPEDITED REMOVAL OF ALIENS WHO ARE**  
7 **CRIMINAL GANG MEMBERS, ARE MEMBERS**  
8 **OR SUPPORTERS OF A FOREIGN TERRORIST**  
9 **ORGANIZATION, OR HAVE BEEN CONVICTED**  
10 **OF A SPECIFIED CRIME.**

11 “(a) DEFINED TERM.—In this section, the term  
12 ‘member of a vulnerable group’ means—

13 “(1) a child who is younger than 16 years of  
14 age;

15 “(2) a woman who is pregnant;

16 “(3) an individual with a severe physical or  
17 mental disability; or

18 “(4) an individual who is older than 65 years  
19 of age.

20 “(b) ALIENS SUBJECT TO EXPEDITED REMOVAL.—

21 An alien is subject to mandatory detention and expedited  
22 removal under section 238 and is subject to removal from  
23 the United States if the Department of Homeland Secu-  
24 rity determines that such alien—

25 “(1) is a member of a criminal gang or a crimi-  
26 nal organization;

1           “(2) is a member of an organization designated  
2           as a foreign terrorist organization pursuant to sec-  
3           tion 219(a) or has provided material support to such  
4           an organization; or

5           “(3) has been convicted of any felony, any mis-  
6           demeanor against a member of a vulnerable group,  
7           any assault of a law enforcement officer, any sexual  
8           offense, any crime of domestic violence, any stalking  
9           offense, any crime against children, including sex  
10          trafficking of a minor or sexual abuse of a minor,  
11          any activity relating to material involving the sexual  
12          exploitation of minors, or any violation of a protec-  
13          tion order (as such terms are defined in the jurisdic-  
14          tion in which the acts constituting such crimes oc-  
15          curred).

16          “(c) INELIGIBILITY FOR WITHHOLDING OF RE-  
17          MOVAL.—An alien described in subsection (b) is not eligi-  
18          ble for withholding of removal under any provision of this  
19          title.”.

20          (b) CLERICAL AMENDMENT.—The table of contents  
21          for the Immigration and Nationality Act (8 U.S.C. 1101  
22          et seq.) is amended by inserting after the item relating  
23          to section 238 the following:

        “Sec. 238A. Expedited removal of aliens who are criminal gang members, are  
                members or supporters of a foreign terrorist organization, or  
                have been convicted of a specified crime.”.