

119<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3486

---

## AN ACT

To amend the Immigration and Nationality Act to increase penalties for individuals who illegally enter and reenter the United States after being removed, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Stop Illegal Entry Act  
3 of 2025”.

4 **SEC. 2. COMMISSION OF CRIMES BY ALIENS UNLAWFULLY**  
5 **PRESENT IN THE UNITED STATES.**

6 Section 275 of the Immigration and Nationality Act  
7 (8 U.S.C. 1325) is amended—

8 (1) in subsection (a), by striking “2 years” and  
9 inserting “5 years”; and

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

11 “(e) Any alien—

12 “(1) who—

13 “(A) enters or attempts to enter the  
14 United States at any time or place other than  
15 as designated by immigration officers,

16 “(B) eludes examination or inspection by  
17 immigration officers, or

18 “(C) attempts to enter or obtains entry to  
19 the United States by a willfully false or mis-  
20 leading representation or the willful conceal-  
21 ment of a material fact, and

22 “(2) thereafter is convicted of any crime pun-  
23 ishable by more than 1 year of imprisonment,

24 may be fined under title 18, United States Code, and shall  
25 be imprisoned not less than 5 years and may be impris-  
26 oned for any term of years or for life.”.

1 **SEC. 3. INCREASED PENALTIES FOR REENTRY OF RE-**  
2 **MOVED ALIEN.**

3 Section 276 of the Immigration and Nationality Act  
4 (8 U.S.C. 1326) is amended—

5 (1) by redesignating subsections (c) and (d) as  
6 subsections (d) and (e), respectively;

7 (2) by striking subsections (a) and (b) and in-  
8 serting the following:

9 “(a) IN GENERAL.—Subject to subsections (b) and  
10 (c), any alien who—

11 “(1) has been denied admission, excluded, de-  
12 ported, removed, or has departed the United States  
13 while an order of exclusion, deportation, or removal  
14 is outstanding; and

15 “(2) thereafter enters, attempts to enter, or is  
16 at any time found in, the United States, unless—

17 “(A) prior to the alien’s reembarkation at  
18 a place outside the United States or the alien’s  
19 application for admission from foreign contig-  
20 uous territory, the Secretary of Homeland Se-  
21 curity has expressly consented to such alien’s  
22 reapplying for admission; or

23 “(B) with respect to an alien previously de-  
24 nied admission and removed, such alien estab-  
25 lishes that the alien was not required to obtain

1           such advance consent under this or any prior  
2           Act,  
3 shall be fined under title 18, United States Code, impris-  
4 oned not more than 10 years, or both.

5           “(b) CRIMINAL PENALTIES FOR REENTRY OF CER-  
6 TAIN REMOVED ALIENS.—

7           “(1) IN GENERAL.—Notwithstanding the pen-  
8 alty under subsection (a), and except as provided in  
9 subsection (c), an alien described in subsection (a)—

10           “(A) who was convicted before such re-  
11 moval or departure of 3 or more misdemeanors  
12 involving drugs, crimes against the person, or  
13 both shall be fined under title 18, United States  
14 Code, imprisoned not more than 15 years, or  
15 both;

16           “(B) who has been excluded from the  
17 United States pursuant to section 235(c) be-  
18 cause the alien was inadmissible under section  
19 212(a)(3)(B) or who has been removed from  
20 the United States pursuant to the provisions of  
21 title V, and who thereafter, without the permis-  
22 sion of the Secretary of Homeland Security, en-  
23 ters the United States, or attempts to do so,  
24 shall be fined under title 18, United States  
25 Code, and imprisoned for a period of 10 years,

1           which sentence shall not run concurrently with  
2           any other sentence;

3           “(C) who was removed from the United  
4           States pursuant to section 241(a)(4)(B) who  
5           thereafter, without the permission of the Sec-  
6           retary of Homeland Security, enters, attempts  
7           to enter, or is at any time found in, the United  
8           States, shall be fined under title 18, United  
9           States Code, imprisoned for not more than 10  
10          years, or both; and

11          “(D) who has been denied admission, ex-  
12          cluded, deported, or removed 3 or more times  
13          and thereafter enters, attempts to enter, or is  
14          at any time found in the United States, shall be  
15          fined under title 18, United States Code, im-  
16          prisoned not more than 10 years, or both.

17          “(2) REMOVAL DEFINED.—In this subsection  
18          and in subsection (c), the term ‘removal’ includes  
19          any agreement in which an alien stipulates to re-  
20          moval during (or not during) a criminal trial under  
21          either Federal or State law.

22          “(c) MANDATORY MINIMUM CRIMINAL PENALTY FOR  
23          REENTRY OF CERTAIN REMOVED ALIENS.—Notwith-  
24          standing the penalties provided in subsections (a) and (b),

1 an alien described in subsection (a) who was convicted be-  
2 fore such removal or departure of—

3 “(1) any aggravated felony;

4 “(2) any crime defined as a felony by the rel-  
5 evant jurisdiction (Federal, State, Tribal, or local) of  
6 conviction; or

7 “(3) any crime punishable by more than 1 year  
8 of imprisonment,

9 may be fined under title 18, United States Code, and shall  
10 be imprisoned not less than 10 years and may be impris-  
11 oned for any term of years or for life.”; and

12 (3) in subsection (d), as redesignated by para-  
13 graph (1)—

14 (A) by striking “section 242(h)(2)” and in-  
15 serting “section 241(a)(4)”; and

16 (B) by striking “Attorney General” and in-  
17 serting “Secretary of Homeland Security”.

Passed the House of Representatives September 11,  
2025.

Attest:

*Clerk.*



119<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 3486**

---

**AN ACT**

To amend the Immigration and Nationality Act to increase penalties for individuals who illegally enter and reenter the United States after being removed, and for other purposes.