

119TH CONGRESS
1ST SESSION

S. 149

To require the Secretary of Homeland Security to take into custody aliens who have been charged in the United States with theft, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 17, 2025

Mr. CORNYN introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To require the Secretary of Homeland Security to take into custody aliens who have been charged in the United States with theft, 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. SHORT TITLE.**

4 This Act may be cited as the “Public Safety First
5 Act”.

6 **SEC. 2. DETENTION OF CERTAIN ALIENS WHO COMMIT**
7 **THEFT.**

8 Section 236(c) of the Immigration and Nationality
9 Act (8 U.S.C. 1226(c)) is amended—

1 (1) in paragraph (1)—

2 (A) in subparagraph (C), by striking “or”;

3 (B) in subparagraph (D), by striking the
4 comma at the end and inserting “, or”; and

5 (C) by inserting after subparagraph (D)
6 the following:

7 “(E)(i) is inadmissible under paragraph
8 (6)(A), (6)(C), or (7) of section 212(a); and

9 “(ii) is charged with, is arrested for, is
10 convicted of, admits having committed, or ad-
11 mits committing acts which constitute the es-
12 sential elements of any burglary, theft, larceny,
13 shoplifting, or assault of a law enforcement offi-
14 cer offense, or any crime that results in death
15 or serious bodily injury to another person,”;

16 (2) by redesignating paragraph (2) as para-
17 graph (4); and

18 (3) by inserting after paragraph (1) the fol-
19 lowing:

20 “(2) DEFINITION.—For purposes of paragraph
21 (1)(E), the terms ‘burglary’, ‘theft’, ‘larceny’, ‘shop-
22 lifting’, ‘assault of a law enforcement officer’, and
23 ‘serious bodily injury’ have the meanings given such
24 terms in the jurisdiction in which the acts occurred.

1 “(3) DETAINER.—The Secretary of Homeland
2 Security shall issue a detainer for an alien described
3 in paragraph (1)(E) and, if the alien is not other-
4 wise detained by Federal, State, or local officials,
5 shall effectively and expeditiously take custody of the
6 alien.”.

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