

119TH CONGRESS
2D SESSION

S. 3645

To improve the efficiency of the removal process by enhancing cooperation between government entities and by expanding the grounds for deportation for any alien to include any felony or any 2 misdemeanors.

IN THE SENATE OF THE UNITED STATES

JANUARY 14, 2026

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

A BILL

To improve the efficiency of the removal process by enhancing cooperation between government entities and by expanding the grounds for deportation for any alien to include any felony or any 2 misdemeanors.

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 “Deportation Accelera-
5 tion Act”.

1 **SEC. 2. MANDATORY REAL-TIME DATA SHARING OF CRIMI-**
2 **NAL CONVICTIONS.**

3 (a) IN GENERAL.—Not later than 180 days after the
4 date of the enactment of this Act, the Attorney General,
5 in consultation with the Secretary of Homeland Security,
6 shall establish a process for State and local courts and
7 law enforcement agencies to report every criminal convic-
8 tion of any individual who is not a United States citizen
9 to the Department of Homeland Security not later than
10 24 hours after entering such conviction through integra-
11 tion with existing Federal databases, including the data-
12 base that was used by Secure Communities.

13 (b) REMOVAL PROCEEDINGS.—Upon receiving infor-
14 mation about a criminal conviction of a noncitizen that
15 renders such noncitizen removable under section 237(a)(2)
16 of the Immigration and Nationality Act (8 U.S.C.
17 1227(a)(2)), the Secretary of Homeland Security shall ini-
18 tiate removal proceedings by issuing a Notice to Appear
19 (Form I-862) to such noncitizen or an immigration de-
20 tainer to the State or local law enforcement agency that
21 has custody of such noncitizen.

22 **SEC. 3. EXPANDED USE OF EXPEDITED REMOVAL.**

23 Section 238 of the Immigration and Nationality Act
24 (8 U.S.C. 1228) is amended—

25 (1) by striking the section header and inserting
26 the following: “**EXPEDITED REMOVAL OF ANY**

1 **NONCITIZEN CONVICTED OF A FELONY OR 2**
 2 **MISDEMEANORS.”;**

3 (2) in subsection (a)—

4 (A) in paragraph (1)—

5 (i) in the paragraph heading, by strik-
 6 ing “IN” and inserting “IN”; and

7 (ii) by striking “any criminal offense
 8 covered in section 241(a)(2)(A)(iii), (B),
 9 (C), or (D), or any offense covered by sec-
 10 tion 241(a)(2)(A)(ii) for which both predi-
 11 cate offenses are, without regard to the
 12 date of their commission, otherwise covered
 13 by section 241(a)(2)(A)(i)” and inserting
 14 “any felony or 2 misdemeanors”;

15 (B) by moving paragraphs (2), (3), and (4)
 16 2 ems to the right;

17 (C) in paragraph (2)—

18 (i) by striking “an aggravated felony”
 19 and inserting “a felony or 2 mis-
 20 demeanors”; and

21 (ii) by striking “felon” and inserting
 22 “alien”;

23 (D) in paragraph (3)—

1 (i) in the paragraph heading, by strik-
 2 ing “EXPEDITED” and inserting “EXPE-
 3 DITED”; and

4 (ii) in subparagraph (A), by striking
 5 “an aggravated felony before the alien’s re-
 6 lease from incarceration for the underlying
 7 aggravated felony” and inserting “a felony
 8 or 2 misdemeanors before the alien’s re-
 9 lease from incarceration for the underlying
 10 crime”; and

11 (E) in paragraph (4), in the paragraph
 12 heading, by striking “REVIEW” and inserting
 13 “REVIEW”;

14 (3) in subsection (b)—

15 (A) in the subsection header, by striking
 16 “WHO ARE NOT PERMANENT RESIDENTS”;

17 (B) by striking paragraphs (1) and (2) and
 18 inserting the following:

19 “(1) IN GENERAL.—The Attorney General may
 20 determine the deportability of an alien who has been
 21 convicted of a felony or 2 misdemeanors and issue
 22 an order of removal pursuant to the procedures set
 23 forth in this subsection or in section 240.”; and

1 (C) by redesignating paragraphs (3), (4),
 2 and (5) as paragraphs (2), (3), and (4), respec-
 3 tively;

4 (4) in the first subsection (c), by striking “an
 5 aggravated felony” and inserting “a felony or 2 mis-
 6 demeanors”; and

7 (5) by redesignating the second subsection (c)
 8 as subsection (d).

9 **SEC. 4. SHORTENED APPEAL WINDOWS IN NON-ASYLUM RE-**
 10 **MOVAL CASES.**

11 Section 240 of the Immigration and Nationality Act
 12 (8 U.S.C. 1229a) is amended—

13 (1) in subsection (a), by adding at the end the
 14 following:

15 “(4) PRIORITIZATION OF CRIMINAL REMOVAL
 16 CASES.—The Attorney General shall—

17 “(A) prioritize criminal removal cases on
 18 immigration court dockets; and

19 “(B) issue regulations to ensure, to the
 20 maximum extent practicable, appeals in such
 21 cases are resolved not later than 120 days after
 22 the relevant petition is filed.”;

23 (2) in subsection (b)—

24 (A) in paragraph (2)(A), in the matter
 25 preceding clause (i), by striking “The pro-

ceeding” and inserting “Except as provided in
subparagraphs (B) and (C), the proceeding”;
and

(B) in paragraph (5)(C), by striking “180
days” and inserting “30 days”; and

(3) in subsection (c)(7)(C)(i), by striking “90
days” and inserting “30 days”.

**SEC. 5. COOPERATION INCENTIVES AND HIGHWAY FUNDS
PENALTIES FOR SANCTUARY JURISDICTIONS.**

(a) **DEFINED TERM.**—In this section, the term
“sanctuary jurisdiction” means any State or political sub-
division of a State that has in effect any law, policy, or
practice that prohibits or restricts government entities or
officials from—

(1) sharing citizenship or immigration status
information with the Department of Homeland Se-
curity; or

(2) complying with detainers or notification re-
quests issued by the Department of Homeland Secu-
rity.

(b) **COOPERATION INCENTIVES.**—

(1) **AUTHORIZATION OF APPROPRIATIONS.**—
There is authorized to be appropriated to the De-
partment of Homeland Security \$150,000,000 for
fiscal year 2026 and every subsequent fiscal year an-

1 nually for competitive grants to be awarded to
2 States and local governments that fully cooperate
3 with immigration detainers, agreements authorized
4 under section 287(g) of the Immigration and Na-
5 tionality Act (8 U.S.C. 1357(g)), and information
6 sharing.

7 (2) USE OF GRANT FUNDS.—Grant funds
8 awarded pursuant to paragraph (1) may be used for
9 detention capacity, officer training, and enforcement
10 equipment.

11 (c) PENALTIES.—

12 (1) IN GENERAL.—Beginning on the first day
13 of the first fiscal year beginning after the date of the
14 enactment of this Act, the Secretary of Transpor-
15 tation, except as provided under paragraph (2), shall
16 withhold 15 percent of the funds a sanctuary juris-
17 diction would otherwise receive from the Highway
18 Trust Fund apportionment in the relevant fiscal
19 year unless the sanctuary jurisdiction certifies to the
20 Secretary of Homeland Security that it no longer
21 meets the definition of sanctuary jurisdiction under
22 paragraph (1).

23 (2) GRACE PERIOD; APPEALS.—Notwith-
24 standing paragraph (1)—

1 (A) each sanctuary jurisdictions shall be
2 given 180 days from the date of notification
3 that funding from the Highway Trust Fund will
4 be withheld to submit the certification described
5 in paragraph (1); and

6 (B) sanctuary jurisdictions may appeal a
7 withholding determination to the Attorney Gen-
8 eral on grounds of undue hardship.

9 **SEC. 6. APPLICABILITY.**

10 The expedited removal of aliens convicted of a felony
11 or 2 misdemeanors authorized under section 238 of the
12 Immigration and Nationality Act, as amended by section
13 3, shall apply regardless of whether the acts constituting
14 the elements of the relevant crimes or the conviction for
15 such crimes occurred before, on, or after the date of the
16 enactment of this Act.

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