

119TH CONGRESS  
1ST SESSION

# H. R. 6582

To amend title 18, United States Code, to establish a rebuttable presumption that a defendant who is not a United States citizen or lawful permanent resident poses a danger to the community and a serious risk of flight, for purposes of determining whether to release or detain the defendant pending trial.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 10, 2025

Mr. MOORE of North Carolina (for himself, Mr. NEHLS, Ms. HAGEMAN, Mr. MOORE of Alabama, Ms. TENNEY, and Mr. WIED) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, to establish a rebuttable presumption that a defendant who is not a United States citizen or lawful permanent resident poses a danger to the community and a serious risk of flight, for purposes of determining whether to release or detain the defendant pending trial.

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 “Flight Risk Reduction  
5 Act”.

1 **SEC. 2. RELEASE OR DETENTION OF A DEFENDANT PEND-**  
2 **ING TRIAL.**

3 (a) BASIS FOR DETENTION HEARING.—Section  
4 3142(f)(1) of title 18, United States Code, is amended—

5 (1) by redesignating subparagraphs (A) through  
6 (E) as clauses (i) through (v), respectively; and ad-  
7 justing the margins accordingly;

8 (2) in clause (iv), as so redesignated, by strik-  
9 ing “subparagraphs (A) through (C) of this para-  
10 graph” each place it appears and inserting “clauses  
11 (i) through (iii) of this subparagraph”;

12 (3) by striking “, in a case that involves—” and  
13 inserting the following: “—

14 “(A) in a case that involves”; and

15 (4) by adding at the end the following:

16 “(B) if such person is not a citizen or law-  
17 ful permanent resident of the United States;  
18 or”.

19 (b) DETENTION.—Section 3142(e) of title 18, United  
20 States Code, is amended—

21 (1) in paragraph (2), by striking “subsection  
22 (f)(1)” each place it appears and inserting “sub-  
23 section (f)(1)(A)”;

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

25 “(4)(A) Notwithstanding subsection (d), if the person  
26 is not a citizen or lawful permanent resident of the United

1 States, it shall be presumed that no condition or combina-  
2 tion of conditions will reasonably ensure the appearance  
3 of the person as required and the safety of any other per-  
4 son and the community, subject to rebuttal by the person  
5 by clear and convincing evidence.

6 “(B) Ties to family or employment in the United  
7 States shall not be grounds for rebuttal of the presump-  
8 tion under subparagraph (A).”.

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