

119TH CONGRESS
2D SESSION

S. 4593

To amend title II of the Immigration and Nationality Act to require mandatory detention of aliens who are physically present in the United States, but have not been admitted to the United States.

IN THE SENATE OF THE UNITED STATES

MAY 20, 2026

Mr. BUDD (for himself, Mr. SCOTT of South Carolina, Mr. CORNYN, Mr. GRAHAM, and Mrs. BLACKBURN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title II of the Immigration and Nationality Act to require mandatory detention of aliens who are physically present in the United States, but have not been admitted to the United States.

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 “Detention Authority
5 Clarification Act”.

6 **SEC. 2. INSPECTION AND DETENTION OF CERTAIN ALIENS.**

7 (a) INSPECTION.—Section 235(b)(2)(A) of the Immi-
8 gration and Nationality Act (8 U.S.C. 1225(b)(2)(A)) is

1 amended by striking “an alien seeking admission” and in-
2 serting “the applicant for admission”.

3 (b) MANDATORY DETENTION.—Section 236(c)(1) of
4 the Immigration and Nationality Act (8 U.S.C.
5 1226(c)(1)) is amended—

6 (1) in each of subparagraphs (A), (B), and (C),
7 by striking the comma at the end and inserting a
8 semicolon;

9 (2) in subparagraph (D), by striking “, or” at
10 the end and inserting a semicolon;

11 (3) in subparagraph (E)(ii), by striking the
12 comma at the end and inserting “; or”; and

13 (4) by inserting after subparagraph (E) the fol-
14 lowing:

15 “(F) is an applicant for admission de-
16 scribed in section 235(a)(1),”.

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