

119TH CONGRESS  
1ST SESSION

# S. 72

To remove aliens who fail to comply with a release order, to enroll all aliens on the ICE nondetained docket in the Alternatives to Detention program with continuous GPS monitoring, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 13, 2025

Mr. CRUZ (for himself, Mrs. CAPITO, Mr. CASSIDY, Mrs. BLACKBURN, Mr. DAINES, Mr. WICKER, and Mr. BUDD) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To remove aliens who fail to comply with a release order, to enroll all aliens on the ICE nondetained docket in the Alternatives to Detention program with continuous GPS monitoring, 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 “Justice for Jocelyn  
5 Act”.

1 **SEC. 2. LIMITATION ON PARTICIPATION IN ALTERNATIVES**  
2 **TO DETENTION.**

3 No alien may be released as part of any program  
4 under an Alternatives to Detention program unless—

5 (1) all detention beds available to the Secretary  
6 of Homeland Security have been filled;

7 (2) there exists no available option to hold such  
8 alien in detention; and

9 (3) the Secretary has exercised and exhausted  
10 all reasonable efforts to hold such alien in detention.

11 **SEC. 3. GPS TRACKING AND CURFEW REQUIREMENTS FOR**  
12 **CERTAIN ALIENS.**

13 Each alien on U.S. Immigration and Customs En-  
14 forcement's nondetained docket shall be—

15 (1) enrolled in an Alternatives to Detention pro-  
16 gram;

17 (2) continuously subject to GPS monitoring—

18 (A) for the duration of all applicable immi-  
19 gration proceedings, including any appeal; and

20 (B) in the case of an alien who has been  
21 ordered removed from the United States, until  
22 removal; and

23 (3) required to stay in their Alternatives to De-  
24 tention-compliant home address between the hours  
25 of 10:00 p.m. and 5:00 a.m.

1 **SEC. 4. REMOVAL OF ALIENS WHO FAIL TO COMPLY WITH**  
2 **RELEASE ORDER.**

3 Section 240(b)(5) of the Immigration and Nationality  
4 Act (8 U.S.C. 1229a(b)(5)) is amended by adding at the  
5 end the following:

6 “(F) FAILURE TO COMPLY WITH RELEASE  
7 ORDER.—If an immigration officer submits an  
8 affidavit to an immigration judge stating that  
9 an alien failed to comply with a condition of re-  
10 lease under section 236(a), such alien shall be  
11 ordered removed in absentia.”.

12 **SEC. 5. SEVERABILITY.**

13 If any provision of this Act or the application of such  
14 provision to any person or circumstance is held by a Fed-  
15 eral court to be unconstitutional, the remainder of this Act  
16 and the application of such provisions to any other person  
17 or circumstance shall not be affected.

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