

110TH CONGRESS  
1ST SESSION

# H. R. 132

To impose a criminal penalty on an alien who fails voluntarily to depart the United States after securing permission to do so, or who unlawfully returns to the United States after voluntarily departing.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2007

Mr. GALLEGLY introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To impose a criminal penalty on an alien who fails voluntarily to depart the United States after securing permission to do so, or who unlawfully returns to the United States after voluntarily departing.

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. CRIMINAL PENALTIES RELATING TO VOL-**

4                   **UNTARY DEPARTURE.**

5       Section 240B(d) of the Immigration and Nationality

6       Act (8 U.S.C. 1229c(d)) is amended—

4 (2) in paragraph (1)—

5 (A) by redesignating subparagraphs (A)  
6 and (B) as subparagraphs (B) and (C), respec-  
7 tively; and

10                   “(A) shall be imprisoned for a term of  
11                   years not less than 1 and not more than 4 and  
12                   fined in accordance with title 18, United States  
13                   Code;”;

14 (3) by redesignating paragraph (3) as para-  
15 graph (4); and

16 (4) by inserting after paragraph (2) the fol-  
17 lowing:

18                 “(3) REENTRY OF DEPARTED ALIENS.—Who-  
19         ever is permitted to depart voluntarily under this  
20         section, and thereafter enters, attempts to enter, or  
21         is present in, the United States in violation of law  
22         shall be imprisoned for a term of years not less than  
23         1 and not more than 4 and fined in accordance with  
24         title 18, United States Code.”.

