

SENATE BILL SUMMARY

Prepared by the Division of Legislative Information for the Senate Bill **AS ORIGINALLY FILED**. For more detail, see Senate Bill Analyses, if available, prepared by the Senate's professional committee staff.

SB 1086

Illegal or Undocumented Aliens/Department of Corrections
by Senator Bennett

Requires that the court reclassify a felony or misdemeanor offense to the next higher degree if the offense is the second or subsequent offense committed by an illegal or undocumented alien who has unlawfully reentered the United States after deportation.

Requires that the Department of Corrections (DOC) compile, monthly, a list of persons suspected to be illegal or undocumented aliens who are serving a sentence in a correctional institution in this state. Provides that the list shall include the earliest possible date of release of the offender. Requires that the DOC provide a copy of the list to the Immigration and Customs Enforcement Section of the United States Department of Homeland Security so that the section may determine whether it wishes to take custody of the suspected illegal or undocumented aliens.

Requires that the DOC transfer an illegal or undocumented alien to the custody of the United States Department of Homeland Security upon completion of sentence. Provides procedures for the DOC to transfer illegal or undocumented aliens who voluntarily choose to return to their county of origin. (See bill for details)