

BILL SUMMARY
2nd Session of the 59th Legislature

Bill No.:	HB4090
Version:	PCS1
Request Number:	10428
Author:	Hardin
Date:	2/27/2024
Impact:	Please see previous summary of this measure

Research Analysis

The proposed committee substitute to HB 4090 criminalizes the unlawful presence in the United States by providing that a person who is arrested and is found to be unlawfully present is guilty of a felony punishable by imprisonment for not less than 5 years. A person arrested may post a cash bond of not less than \$100,000. In lieu of the prison sentence, the court may issue a written order requiring the person to return to the foreign nation from which the person entered if the person agrees to the order and has not previously been convicted of a violent crime and the person is not charged with another felony offense. The Department of Corrections is to notify the United States Customs and Border Protection of the Department of Homeland Security to arrange transportation for the repatriation of the person.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

Other Considerations

None.