

CS/HB 9 – Reentry into State by Certain Persons

This bill creates s. 877.28, F.S., stating that a person who has been “denied admission, excluded, deported, or removed, or departs the United States while an order of exclusion, deportation, or removal is outstanding, and thereafter enters or is at any time found in the state, unless before his or her reembarkation at a place outside the United States or his or her application for admission from foreign contiguous territory, the United States Attorney General expressly consents to such person's reapplying for admission; or with respect to a person previously denied admission and removed, unless such person establishes that he or she was not required to obtain such advance consent under federal law, commits” an **unranked, 3rd degree felony**.

In FY 14-15, the incarceration rate for an unranked, 3rd degree felony was 9.9%. However, current administration and practice involving U.S. Immigration and Customs Enforcement (ICE) would make it unlikely that such persons would end up in a state prison.

CONFERENCE ADOPTED ESTIMATE: No Impact

Requested by: House