|                     | Sen. Tillis (R-NC)'s   Sen. Booker (D- |                     |   |   |  |  |
|---------------------|--|---------------------|---|---|--|--|
|                     | Sen. Cruz (R-TX)'s                     | Keep Families       | NJ)'s Dignity for                         | Sen. Feinstein (D-                      |  |  |
| D.11                | Protect Kids and                       | Together and        | Detained                                  | CA)'s Keep Families                     |  |  |
| Bill                | Parents Act                            | Enforce the Law     | Immigrants Act of                         | Together Act                            |  |  |
|                     |  | Act                 | 2018                                      | _                                       |  |  |
|                     | <u>S. 3091</u>                         | <u>S. 3093</u>      | <u>S.3112</u>                             | <u>S. 3036</u>                          |  |  |
| Introduction Date   | 6/19/2018                              | 6/20/2018           | 6/21/2018                                 | 6/7/2018                                |  |  |
|                     |  |                     | Rep. Smith (D-                            | Rep. Jerrold Nadler                     |  |  |
|                     |  |                     | WA)'s Dignity for                         | (D-NY)'s Keep                           |  |  |
| Companion Bill      | N/A                                    | N/A                 | Detained                                  | Families Together                       |  |  |
| '                   |  | ,                   | Immigrants Act of                         | Act                                     |  |  |
|                     |  |                     | 2017                                      |   |  |  |
|                     |  | .,                  | H.R. 3923                                 | H.R. 6135                               |  |  |
|                     | Requires that a                        | Yes.                | No. Requires government to not            | No. Requires DHS to favor family unity, |  |  |
|                     | child remain in                        |                     | detain vulnerable                         | keep sibling groups                     |  |  |
|                     | custody of the                         |                     | individuals, including                    | together and                            |  |  |
|                     | parents or legal                       |                     | UACs, and provide                         | presume that                            |  |  |
|                     | guardians, but the                     |                     | them with a de novo                       | detention is not in the                 |  |  |
|                     | family unit is placed                  |                     | custody                                   | best interest of                        |  |  |
|                     | in DHS detention.                      |                     | determination                             | families and children.                  |  |  |
|                     |  |                     | hearing every 60 days                     |   |  |  |
|                     |  |                     | unless circumstance                       |   |  |  |
|                     |  |                     | changed.                                  |   |  |  |
|                     | In the case where                      | In the case where   | Requires DHS to make                      | Prohibits immigration                   |  |  |
|                     | criminal charges                       | criminal charges    | initial custody                           | agents from                             |  |  |
|                     | have been filed                        | have been filed     | determination for                         | separating immigrant                    |  |  |
|                     | against parents,                       | against parents,    | each immigrant                            | kids from parents                       |  |  |
|                     | children are placed                    | children are placed | within 48 hours after                     | unless the parent is                    |  |  |
| Provides for family | in DHS custody with                    |                     | taking the immigrants                     | threat to the child.                    |  |  |
| detention?          | ·                                      | their parents.      | into custody and                          |   |  |  |
|                     | their parents.                         | their parents.      | provide them with                         |   |  |  |
|                     |  |                     | opportunity of                            |   |  |  |
|                     |  |                     | immigration hearing within 72 hours after |   |  |  |
|                     |  |                     | initial custody                           |   |  |  |
|                     |  |                     | determination.                            |   |  |  |
|                     |  |                     |   |   |  |  |
|                     |  |                     | Requires government                       | Requires HHS and                        |  |  |
|                     |  |                     | to cooperate with                         | DHS Secretaries to                      |  |  |
|                     |  |                     | nongovernmental                           | develop training and                    |  |  |
|                     |  |                     | community-based                           | guidance for cases of                   |  |  |
|                     |  |                     | organizations to                          | families entering the                   |  |  |
|                     |  |                     | establish alternatives                    | U.S. together.                          |  |  |
|                     |  |                     | to detention for                          |   |  |  |
|                     |  |                     | immigrants who are                        |   |  |  |
|                     |  |                     | not a public threat.                      |   |  |  |

| Bill Introduction Date Companion Bill | Sen. Cruz (R-TX)'s Protect Kids and Parents Act  S. 3091 6/19/2018  N/A  | Sen. Tillis (R-NC)'s Keep Families Together and Enforce the Law Act S. 3093 6/20/2018  | Sen. Booker (D-NJ)'s Dignity for Detained Immigrants Act of 2018 S.3112 6/21/2018 Rep. Smith (D-WA)'s Dignity for Detained Immigrants Act of 2017 H.R. 3923 | Sen. Feinstein (D-CA)'s Keep Families Together Act  S. 3036 6/7/2018  Rep. Jerrold Nadler (D-NY)'s Keep Families Together Act H.R. 6135   |
|---------------------------------------|--|--|---|---|
| Provides process for reunification?   | No.  | No.  | No.   | Yes. Requires DHS<br>to establish a<br>system of locating<br>separated parents<br>and children in<br>detention facilities.                |
| Additional resources for families?    | No.  | No.  | No.   | Yes. Requires DHS to provide the separated families with basic information about their relatives at least once per month                  |
| Reporting<br>Requirements?            | No.  | No.  | No.   | Yes. Requires DHS<br>to publish<br>information about<br>detainees on public<br>website and set up<br>an online detainee<br>locator system |
| Overturns Flores protections?         | Yes. Allows<br>dentention of<br>children together<br>with their parents. | Yes. Prohibits DHS from using appropriated money or be required to implement the Flores agreement in cases of children accompanied by parents. | No.   | No.   |

| Bill  | Sen. Cruz (R-TX)'s<br>Protect Kids and<br>Parents Act      | Sen. Tillis (R-NC)'s Keep Families Together and Enforce the Law Act S. 3093  | Sen. Booker (D-NJ)'s Dignity for Detained Immigrants Act of 2018  | Sen. Feinstein (D-CA)'s Keep Families Together Act  S. 3036      |
|---|--|--|---|--|
| Introduction Date                                 | 6/19/2018  | 6/20/2018  | 6/21/2018   | 6/7/2018   |
| Companion Bill                                    | N/A  | N/A  | Rep. Smith (D-<br>WA)'s Dignity for<br>Detained<br>Immigrants Act of<br>2017  | Rep. Jerrold Nadler<br>(D-NY)'s Keep<br>Families Together<br>Act |
|   | V Add 275  | V Add at land  | <u>H.R. 3923</u>  | <u>H.R. 6135</u>   |
| Increases the number of Immigration Judges?       | Yes. Adds 375 immigration judges and support staff.        | Yes. Adds at least<br>225 immigration<br>judges and support<br>staff.  | No.   | No.  |
| Increases the number of asylum officers?          | Yes. Adds 200 USCIS officers to process asylum applicants. | No.  | No.   | No.  |
| Provisions relating<br>to facilities and<br>beds? | No.  | Yes. Requires DHS to secure additional family centers and at least 1,000 additional beds.  Requires that each                      | Yes. Requires DHS Secretary to establish criteria for detention centers that meet the American Bar Association's Civil Immigration Detention Standards, with penalties for the failure to meet standards. Requires periodic | No.  |
|   |  | those family facilities have suitable living conditions, access to drinking water and food, medical assistance and other services. | inspections of those facilities and reports.  Phases out private detention facilities and use of criminal jails.  |  |