



HOUSE OF REPRESENTATIVES

HB 2451

release of prisoners; detainers; repeal

Prime Sponsor: Representative Mitchell, LD 13

DP Committee on Military Affairs and Public Safety

X Caucus and COW

House Engrossed

OVERVIEW

HB 2451 repeals the law allowing the Director of the Arizona Department of Corrections (ADC) to release prisoners to United States Immigration and Customs Enforcement (ICE) custody.

PROVISIONS

1. Removes the ability of the Director of ADC to release prisoners to the custody of ICE.

CURRENT LAW

Not currently addressed in statute.

ADDITIONAL INFORMATION

[A.R.S. § 41-1604.14](#) allows the Director of ADC to release a prisoner to the custody and control of ICE if:

- a. ADC receives an order of deportation;
- b. The prisoner has served at least one-half of their sentence;
- c. The prisoner was convicted of a class 3, 4, 5 or 6 felony;
- d. The prisoner was not convicted of a homicide related offense under [title 13, chapter 11](#);
- e. The prisoner was not convicted of a sexual offense pursuant to section [13-1404](#), [13-1405](#), [13-1406](#) or [13-1410](#); and
- f. The prisoner was not a repeat or dangerous offender who was sentenced pursuant to section [13-703](#), section [13-704, subsection A, B, C, D or E](#), section [13-706, subsection A](#) or section [13-708, subsection D](#).