
DIGEST

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HB 151 Original

2016 Regular Session

Hodges

Abstract: Prohibits local governments and state agencies from developing sanctuary policies that assist illegal aliens in evading U.S. Immigration and Naturalization Laws.

Proposed law prohibits a state agency or political subdivision of the state from adopting a sanctuary policy.

Proposed law defines "sanctuary policy" as any order, ordinance, rule, law, law enforcement policy, or guideline whether formally or informally adopted that provides for any of the following:

- (1) Limits or prohibits any state agency or political subdivision from communicating or cooperating with federal agencies or officials to verify or report the immigration status of any alien within that state agency or political subdivision.
- (2) Grants to illegal aliens the right of lawful presence or status within the state agency or political subdivision of the state in violation of federal law.
- (3) Violates federal immigration law.
- (4) Restricts or imposes any conditions upon the state agency or the political subdivision of the state's cooperation or compliance with detainers or other requests from U.S. Immigration and Customs Enforcement.
- (5) Requires U.S. Immigration and Customs Enforcement to obtain a warrant or demonstrate probable cause before complying with detainers or other requests.
- (6) Prevents the political subdivision of the state's law enforcement officers from asking any individual about his citizenship or immigration status.

Proposed law provides that any state agency or political subdivision of this state that enacts or adopts a sanctuary policy shall be ineligible for funds appropriated in the General Appropriations Act, the Capital Outlay Act, other appropriation act, or through any funds received from any grants administered by any agency or department until the sanctuary policy is repealed or is no longer in effect.

Proposed law requires the attorney general to issue an opinion regarding whether the state agency or political subdivision violated the provisions of proposed law by adopting a sanctuary policy.

Proposed law provides that the action of the attorney general can be instituted upon complaint of a citizen or request of a member of the Louisiana Legislature.

(Adds R.S. 49:1401-1403)