

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Bill No. 302, Page 1, Section A, Line 3, by  
2 inserting after all of said section and line the following:

3  
4 "67.307. 1. As used in this section, the following terms mean:

5 (1) "Law enforcement officer", a sheriff or peace officer of a municipality with the duty and  
6 power of arrest for violation of the general criminal laws of the state or for violation of ordinances  
7 of municipalities;

8 (2) "Municipality", any county, city, town, or village;

9 (3) "Municipality official", any elected or appointed official or any law enforcement officer  
10 serving the municipality;

11 (4) "Sanctuary policy", any municipality's order [ø], ordinance, or law enforcement policy,  
12 regardless of whether formally enacted or [followed] informally adopted, that:

13 (a) Limits or prohibits any municipality official or person employed by the municipality  
14 from communicating or cooperating with federal agencies or officials to verify or report the  
15 immigration status of any alien within such municipality; [ø]

16 (b) Grants to illegal aliens the right to lawful presence or status within the municipality in  
17 violation of federal law[-];

18 (c) Violates 8 U.S.C. Section 1373 in any way;

19 (d) Restricts in any way, or imposes any conditions upon, the municipality's cooperation or  
20 compliance with detainers or other requests from United States Immigration and Customs  
21 Enforcement to maintain custody of any alien or to transfer any alien to the custody of United States  
22 Immigration and Customs Enforcement;

23 (e) Requires United States Immigration and Customs Enforcement to obtain a warrant or  
24 demonstrate probable cause before complying with detainers or other requests from United States  
25 Immigration and Customs Enforcement to maintain custody of any alien or to transfer any alien to  
26 the custody of United States Immigration and Customs Enforcement; or

27 (f) Prevents the municipality's law enforcement officers from asking any individual his or  
28 her citizenship or immigration status.

29 2. No municipality shall enact or adopt any sanctuary policy. Any municipality that enacts  
30 or adopts a sanctuary policy shall be ineligible for any moneys provided through grants  
31 administered by any state agency or department until the sanctuary policy is repealed or is no longer  
32 in effect. Upon the complaint of any state resident regarding a specific government entity, agency,  
33 or political subdivision of this state or prior to the provision of funds or awarding of any grants to a  
34 government entity, agency, or political subdivision of this state, any member of the general  
35 assembly may request that the attorney general of the state of Missouri issue an opinion stating  
36 whether the government entity, agency, or political subdivision has current policies in contravention

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 of this section.

2 3. The governing body, sheriff, or chief of police of each municipality shall provide each  
3 law enforcement officer with written notice of their duty to cooperate with state and federal  
4 agencies and officials on matters pertaining to enforcement of state and federal laws governing  
5 immigration.

6 4. This section shall become effective on January 1, 2009."; and

7  
8 Further amend said bill by amending the title, enacting clause, and intersectional references  
9 accordingly.