

FIRST REGULAR SESSION

HOUSE BILL NO. 1334

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REED.

2868H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal section 650.475, RSMo, and to enact in lieu thereof three new sections relating to immigration.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 650.475, RSMo, is repealed and three new sections enacted in lieu thereof, to be known as sections 1.3050, 590.656, and 650.475, to read as follows:

1.3050. No state funds, including in the form of personnel or facilities, shall be used in the enforcement of discriminatory immigration policies, including policies based on racial profiling or that violate the constitutional rights of individuals.

590.656. All peace officers of the state or any political subdivision thereof shall participate in training on racial profiling and constitutional rights, including constitutional rights of immigrants. Such training shall occur at least yearly.

650.475. 1. Notwithstanding any other provision of law, no government entity, political subdivision, or government official within the state of Missouri shall prohibit, or in any way restrict, any government entity or official from communicating or cooperating with the United States Bureau of Immigration and Customs Enforcement regarding the citizenship or immigration status, lawful or unlawful, of any individual. **The provisions of this subsection shall apply only when there is a clear and documented public safety concern.**

2. Municipalities and political subdivisions may collect and share the identity of persons by the same means the Federal Bureau of Investigation or its successor agency uses in its Integrated Automated Fingerprint Identification System or its successor program.

3. Notwithstanding any other provision of law, no person or agency within the state of Missouri shall prohibit, or in any way restrict, a public employee from doing any of the

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

12 following with respect to information regarding the immigration status, lawful or unlawful, of
13 any individual:

14 (1) Sending such information to, or requesting or receiving such information from,
15 the United States Bureau of Immigration and Customs Enforcement;

16 (2) Maintaining such information; or

17 (3) Exchanging such information with any other federal, state, or local government
18 entity.

19

20 **The provisions of this subsection shall apply only when there is a clear and documented**
21 **public safety concern.**

22 4. Upon the complaint of any state resident regarding a specific government entity,
23 agency, or political subdivision of this state or prior to the provision of funds or awarding of
24 any grants to a government entity, agency, or political subdivision of this state, any member
25 of the general assembly may request that the attorney general of the state of Missouri issue an
26 opinion stating whether the government entity, agency, or political subdivision has current
27 policies in contravention of subsections 1 and 3 of this section.

28 5. No state agency or department shall provide any funding or award any monetary
29 grants to any government entity, agency, or political subdivision determined under subsection
30 4 of this section to have a policy in contravention of subsections 1 and 3 of this section until
31 the policy is repealed or no longer in effect.

32 6. The provisions of subsections 1 and 3 of this section shall not apply to any state or
33 local agency administering one or more federal public benefit programs as such term is
34 defined in 8 U.S.C. Section 1612.

35 **7. Notwithstanding the provisions of this section to the contrary, no political**
36 **subdivision, government entity, or government official shall cooperate with the**
37 **enforcement of any immigration practice that is based on racial profiling or violates**
38 **the constitutional rights of any individual.**

✓