

# HOUSE BILL NO. 2621

## 103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE THOMAS.

4935H.011

JOSEPH ENGLER, Chief Clerk

### AN ACT

To repeal sections 67.307 and 285.550, RSMo, relating to sanctuary policies.

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

Section A. Sections 67.307 and 285.550, RSMo, are repealed, to read as follows:

~~[67.307. 1. As used in this section, the following terms mean:~~

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

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

6           ~~(3) "Municipality official", any elected or appointed official or any law~~  
7           ~~enforcement officer serving the municipality;~~

8           ~~(4) "Sanctuary policy", any municipality's order or ordinance, enacted~~  
9           ~~or followed that:~~

10           ~~(a) Limits or prohibits any municipality official or person employed by~~  
11           ~~the municipality from communicating or cooperating with federal agencies or~~  
12           ~~officials to verify or report the immigration status of any alien within such~~  
13           ~~municipality; or~~

14           ~~(b) Grants to illegal aliens the right to lawful presence or status within~~  
15           ~~the municipality in violation of federal law.~~

16           ~~2. No municipality shall enact or adopt any sanctuary policy. Any~~  
17           ~~municipality that enacts or adopts a sanctuary policy shall be ineligible for any~~  
18           ~~moneys provided through grants administered by any state agency or~~  
19           ~~department until the sanctuary policy is repealed or is no longer in effect.~~  
20           ~~Upon the complaint of any state resident regarding a specific government~~  
21           ~~entity, agency, or political subdivision of this state or prior to the provision of~~  
22           ~~funds or awarding of any grants to a government entity, agency, or political~~  
23           ~~subdivision of this state, any member of the general assembly may request that~~  
24           ~~the attorney general of the state of Missouri issue an opinion stating whether~~

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.

25 ~~the government entity, agency, or political subdivision has current policies in~~  
26 ~~contravention of this section.~~

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

31 ~~4. This section shall become effective on January 1, 2009.]~~

2 ~~[285.550. If any municipal or county governing body fails to suspend~~  
3 ~~the business permit, if such exists, and applicable licenses or exemptions as~~  
4 ~~directed by the attorney general as a result of a violation of section 285.530 or~~  
5 ~~285.535 within fifteen days after notification by the attorney general, the~~  
6 ~~municipality shall be deemed to have adopted a sanctuary policy as defined in~~  
~~section 67.307 and shall be subject to the penalties thereunder.]~~

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