

HB 3301 -- IMMIGRATION ENFORCEMENT

SPONSOR: Doll

This bill establishes the "Missouri Values Act", which prohibits law enforcement agencies from enforcing immigration laws or assisting Federal law enforcement agencies in enforcing immigration laws, except for in a limited capacity, as specified in the bill. The bill requires any law enforcement agency that chooses to participate in a "joint law enforcement task force", as defined in the bill, and using dedicated personnel on an ongoing basis to report certain information related to the task force annually to the Director of Public Safety. By March 1, 2028, and annually thereafter, the Director must report on and post on the Department's website the total number of arrests made by joint law enforcement task forces and the total number of arrests made for the purpose of immigration enforcement by all task force participants. By October 1, 2027, the Director must publish at specified institutions, model policies limiting assistance with immigration enforcement to the fullest extent practicable. The Director must also publish guidance, audit criteria, and training criteria for databases operated by State and local law enforcement agencies, with the aim to ensure that the databases are governed in a manner that limits availability of information contained therein.

The bill requires the Department of Corrections to provide to a person in custody a written consent form prior to an interview between the U.S. Immigration and Customs Enforcement (ICE) and the person. The form must be available in English and Spanish. The Department must also inform the person in custody of whether the Department intends to comply with a request it received from ICE. The Department is prohibited from restricting a person's access to services or determining a person's custodial classification level solely based on the person's citizenship or immigration status.

The bill authorizes a law enforcement official to cooperate with immigration authorities only if doing so would not violate any Federal, State, or local law or if otherwise permitted by law. The bill provides limited circumstances under which law enforcement officials can inform immigration officials of a person's release date from the Department of Corrections or transfer the person to the custody of (ICE). The circumstances include, among other things, when the person has been convicted of a certain offense within the last 15 years for specified felonies or five years for a misdemeanor.