## Florida Senate - 2007

By Senator Baker

20-488-07

1	A bill to be entitled
2	An act relating to illegal aliens; providing
3	definitions; requiring law enforcement
4	officers, sheriffs and chief correctional
5	officers, and clerks of the circuit court to
б	report to the Immigration and Customs
7	Enforcement office of the United States
8	Department of Homeland Security suspected
9	illegal aliens who are arrested, detained, or
10	convicted of a felony; requiring law
11	enforcement agencies to provide written notice
12	to each law enforcement officer of the
13	officer's duty to cooperate with federal
14	officials with regards to federal immigration
15	laws; requiring the Office of the Attorney
16	General, the Department of Law Enforcement, and
17	all state and local law enforcement agencies to
18	vigorously pursue all opportunities to collect
19	federal funds to which the state may be
20	entitled for the reimbursement of moneys spent
21	to enforce federal immigration laws; providing
22	an effective date.
23	
24	Be It Enacted by the Legislature of the State of Florida:
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26	Section 1. <u>Illegal aliens; reporting to federal</u>
27	officials
28	(1) As used in this section, the term:
29	(a) "County or municipal detention facility" has the
30	<u>same meaning as in s. 951.23, Florida Statutes.</u>
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**CODING:** Words stricken are deletions; words <u>underlined</u> are additions.

1	(b) "Law enforcement officer" has the same meaning as
2	<u>in s. 943.10, Florida Statutes.</u>
3	(c) "Law enforcement agency" means any agency or unit
4	of government which has authority to employ or appoint law
5	enforcement officers.
б	(2)(a) If a law enforcement officer has probable cause
7	to believe that a person arrested for a felony offense is not
8	legally present in the United States, the officer shall report
9	that person to the Immigration and Customs Enforcement office
10	of the United States Department of Homeland Security.
11	(b) If a person arrested for a felony offense is
12	detained in a county or municipal detention facility and the
13	sheriff or chief correctional officer reasonably believes that
14	the person is not legally present in the United States, the
15	sheriff or chief correctional officer shall report that person
16	to the Immigration and Customs Enforcement office of the
17	United States Department of Homeland Security.
18	(c) A judge of the circuit court shall direct the
19	clerk of the circuit court to notify the Immigration and
20	Customs Enforcement office of the United States Department of
21	Homeland Security when a suspected alien has been convicted of
22	or pleaded quilty to a felony.
23	(3)(a) Each law enforcement agency shall provide
24	written notice to its law enforcement officers of each
25	officer's duty to cooperate with federal officials with
26	regards to enforcing federal laws governing immigration.
27	(b) Each law enforcement agency shall provide written
28	confirmation to the Department of Law Enforcement by March 1
29	of each year that it has provided the notice to each officer
30	employed by the agency.
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1 (4) The Office of the Attorney General, the Department 2 of Law Enforcement, and all state and local law enforcement 3 agencies shall vigorously pursue all opportunities to collect 4 all federal funds to which the state may be entitled for the 5 reimbursement of moneys spent to enforce federal immigration б laws. 7 Section 2. This act shall take effect July 1, 2007. 8 9 10 SENATE SUMMARY 11 Requires law enforcement officers, sheriffs and chief correctional officers, and clerks of the circuit court to 12 report certain persons to the Immigration and Customs Enforcement office of the United States Department of 13 Homeland Security who have been arrested, detained, or convicted of a felony. Requires law enforcement agencies to provide written notice to all law enforcement officers 14 of each officer's duty to cooperate with federal officials with regards to federal immigration laws. 15 Requires certain agencies to vigorously pursue all opportunities to collect federal funds to which the state 16 may be entitled for the reimbursement of moneys spent to 17 enforce federal immigration laws. 18 19 20 21 22 23 2.4 25 26 27 28 29 30 31

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