

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 421,
2 Page 5, Section 37.005, Line 154, by 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 [øø], ordinance, or law enforcement policy,
12 regardless of whether formally enacted or [føllowed] 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; [øø]

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31 administered by any state agency or department until the sanctuary policy is repealed or is no longer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.