

House Amendment 8396

PAG LIN

1 1 Amend House File 2660 as follows:
1 2 #1. Page 19, by inserting after line 1 the
1 3 following:
1 4 <Sec. _____. MEMORANDUM OF UNDERSTANDING ==
1 5 ENFORCEMENT OF FEDERAL IMMIGRATION LAW.
1 6 1. The attorney general is authorized and directed
1 7 to negotiate the terms of a memorandum of
1 8 understanding between the state of Iowa and the United
1 9 States department of justice or the United States
1 10 department of homeland security concerning the
1 11 enforcement of federal immigration and custom laws,
1 12 detention removals, and investigations in the state of
1 13 Iowa. The agreement shall provide that costs incurred
1 14 by the state for the detention and deportation of an
1 15 unauthorized alien shall be reimbursed by the federal
1 16 government.
1 17 2. The memorandum of understanding negotiated
1 18 pursuant to subsection 1 shall be signed on behalf of
1 19 this state by the attorney general and the governor or
1 20 as otherwise required by the appropriate federal
1 21 agency but shall not be implemented until money is
1 22 appropriated for such purpose.
1 23 3. A local government, whether acting through its
1 24 governing body or by an initiative, referendum, or any
1 25 other process, shall not enact any ordinance,
1 26 resolution, or policy that limits or prohibits a law
1 27 enforcement officer, local officer, or local
1 28 government employee from communicating or cooperating
1 29 with federal officials with regard to the immigration
1 30 status of any person within this state.
1 31 4. Notwithstanding any other provision of law, a
1 32 government entity or official within the state of Iowa
1 33 shall not prohibit, or in any way restrict, any
1 34 government entity or official from sending to, or
1 35 receiving from, the United States department of
1 36 homeland security information regarding the
1 37 citizenship or immigration status, lawful or unlawful,
1 38 of any individual.
1 39 5. Notwithstanding any other provision of law, a
1 40 person or agency shall not prohibit, or in any way
1 41 restrict, a public employee from doing any of the
1 42 following with respect to information regarding the
1 43 immigration status, lawful or unlawful, of any
1 44 individual:
1 45 a. Sending such information to, or requesting or
1 46 receiving such information from, the United States
1 47 department of homeland security.
1 48 b. Maintaining such information.
1 49 c. Exchanging such information with any other
1 50 federal, state, or local government entity.
2 1 6. Any natural or legal person lawfully domiciled
2 2 in this state may file for a writ of mandamus to
2 3 compel any noncooperating local or state governmental
2 4 agency to comply with this section.>
2 5 #2. By renumbering as necessary.
2 6
2 7
2 8
2 9 _____
2 10 STRUYK of Pottawattamie
2 11
2 12 _____
2 13 LUKAN of Dubuque
2 14
2 15
2 16 _____
2 17 HORBACH of Tama
2 18 HF 2660.702 82
2 19 jm/jp/11449