

HOUSE BILL 558

By Camper

AN ACT to amend Tennessee Code Annotated, Title 4 and
Title 7, relative to immigration.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-42-101, is amended by deleting subdivision (3).

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 42, is amended by adding the following as a new section:

(a) The attorney general and reporter and all appropriate state law enforcement agencies shall vigorously pursue all federal moneys to which the state may be entitled for the reimbursement of moneys spent to comply with federal immigration laws.

(b) When federal moneys are not sufficient to cover moneys spent by a local governmental entity to comply with federal immigration laws, the state shall reimburse such local governmental entity.

SECTION 3. Tennessee Code Annotated, Section 7-68-101, is amended by deleting subdivision (3).

SECTION 4. Tennessee Code Annotated, Title 7, Chapter 68, is amended by adding the following as a new section:

(a) The attorney general and reporter and all appropriate state and local law enforcement agencies shall vigorously pursue all federal moneys to which the state or local law enforcement agencies may be entitled for the reimbursement of moneys spent to comply with federal immigration laws.

(b) When federal moneys are not sufficient to cover moneys spent by a local governmental entity to comply with federal immigration laws, the state shall reimburse such local governmental entity, including, but not limited to, all costs associated with:

(1) A memorandum of agreement negotiated pursuant to 8 U.S.C. § 1357(g);

(2) Any detention of a person based on an immigration detainer, an administrative warrant, or information or suspicion that the person is not present legally in the United States or that the person has violated federal immigration law after that person is otherwise eligible for release from custody of the local governmental entity; and

(3) Litigation against the local governmental entity in compliance with or implementation of this chapter.

(c) The attorney general and reporter shall report to the general assembly and publish the report on the attorney general and reporter's website, by June 30 of each year, in reference to the previous year:

(1) The total amount of moneys spent by the state and all local governmental entities to comply with federal immigration laws, including all costs described in subdivisions (b)(1)-(3);

(2) The total amount of such moneys reimbursed with federal moneys; and

(3) The total amount of such moneys reimbursed by the state.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.