

HOUSE BILL 116

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

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AN ACT

RELATING TO LAW ENFORCEMENT; PROHIBITING STATE AND LOCAL LAW
ENFORCEMENT AGENCIES FROM ENFORCING FEDERAL IMMIGRATION LAWS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 29-1-10 NMSA 1978 (being Laws 1966,
Chapter 24, Section 1) is amended to read:

"29-1-10. LAW ENFORCEMENT AGENCIES--ENFORCEMENT OF
FEDERAL IMMIGRATION LAWS.--~~[All state and local law enforcement
agencies are hereby authorized to participate in the Federal
Law Enforcement Assistance Act of 1965, Public Law 98-197.]~~

A. A law enforcement agency of the state or its
political subdivisions shall not use state funds, equipment,
personnel or resources nor accept or utilize federal funds,
equipment, personnel or resources for the purpose of detecting
or apprehending persons whose only violation of law is that

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1 they are persons of foreign citizenship who have entered or are
2 residing in the United States in violation of federal
3 immigration laws in Title 8 of the United States Code, unless
4 otherwise legally required to do so.

5 B. For the purposes of Subsection A of this
6 section, the workforce solutions department is not a law
7 enforcement agency."

8 SECTION 2. EFFECTIVE DATE.--The effective date of the
9 provisions of this act is July 1, 2017.

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