

# Hall of the House of Representatives

85th General Assembly - Regular Session, 2005

## Amendment Form

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### Subtitle of House Bill No. 2946

"TO PROTECT THE INTEGRITY OF ARKANSAS STATE AND LOCAL LAW ENFORCEMENT AGENCIES AND TO PROHIBIT STATE AND LOCAL LAW ENFORCEMENT AGENCIES FROM USING STATE AND LOCAL RESOURCES TO ENFORCE FEDERAL CIVIL IMMIGRATION LAWS."

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### Amendment No. 1 to House Bill No. 2946.

Amend House Bill No. 2946 as originally introduced:

Add Senator Madison as a cosponsor of the bill

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 12, Chapter 8, Subchapter 1 is amended to add a new section as follows:

12-8-125. Restriction -- Use of funds.

(a) It is the purpose of this section to protect the integrity and resources of state and local law enforcement agencies in the State of Arkansas from unfunded federal and state mandates.

(b) No state or local law enforcement agency shall use state or local funds, equipment, personnel, or resources for the purposes of:

(1) Detecting or apprehending persons whose only alleged violation or violation of law is that they are persons of foreign citizenship who are present in the United States in violation of federal civil immigration laws in Title 8 of the United States Code as in existence on March 1, 2005; or

(2) Investigating or enforcing any alleged violation or violation of federal civil immigration laws in Title 8 of the United States Code as in existence on March 1, 2005.

(c) This section specifically applies to expenditures referenced in §§ 12-8-104 and 12-8-118. The section also applies to any other provision of law that would otherwise authorize expenditures or payments in contravention of the purpose of this section.

(d) This section shall not affect the ability of any state or local law enforcement agency to take investigative, enforcement, or other appropriate action with regard to 8 U.S.C. § 1378 or any criminal law.

(e) This section shall be liberally construed so as to effectuate its



purpose."

The Amendment was read  
By: Representative Bradford  
SFI/SFI - 03-29-2005 10:10  
SFI278

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Chief Clerk