STATE OF NEW YORK

2261

2025-2026 Regular Sessions

IN ASSEMBLY

January 16, 2025

Introduced by M. of A. GANDOLFO, SLATER, E. BROWN, BRABENEC, McDONOUGH, REILLY, ANGELINO, BEEPHAN, RA, JENSEN, LEMONDES, MANKTELOW, FITZPATRICK, DURSO, MIKULIN, TAGUE, BLUMENCRANZ, GALLAHAN -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to prohibiting the governor from preventing or inhibiting state agency cooperation with the federal government for the purposes of immigration enforcement

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The executive law is amended by adding a new section 13 to read as follows:

§ 13. State and federal government agency cooperation. 1. For the purposes of this section the term "state agency" shall mean (a) all agencies and departments over which the governor has executive authority; and (b) all public benefit corporations, public authorities, boards, and commissions, for which the governor appoints the chair, the chief executive, or the majority of board members.

2. The governor shall not, through executive order or any other executive power, prevent or inhibit state agencies and their employees, including law enforcement officers, from working with federal agencies for the purposes of federal immigration enforcement, nor shall the governor prohibit information gathering or other forms of assistance that aids in such enforcement.

§ 2. The executive law is amended by adding a new section 30-a to read as follows:

§ 30-a. Executive department limitations. 1. For the purposes of this section the term "state agency" shall mean (a) all agencies and departments over which the governor has executive authority; and (b) all public benefit corporations, public authorities, boards, and commissions, for which the governor appoints the chair, the chief executive, or the majority of board members.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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2. No state agency or its employees, including law enforcement officers, shall prevent or inhibit any collaboration with federal agencies for the purposes of federal immigration enforcement.

§ 3. Section 29-a of the executive law is amended by adding a new subdivision 5 to read as follows:

5. No suspension shall include preventing or inhibiting state agencies and their employees, including law enforcement officers, from working with federal agencies for the purposes of federal immigration enforcement. For the purposes of this subdivision the term "state agency" shall mean (a) all agencies and departments over which the governor has executive authority; and (b) all public benefit corporations, public authorities, boards, and commissions, for which the governor appoints the chair, the chief executive, or the majority of board members.

§ 4. This act shall take effect immediately.