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I N  A S S E M B L Y

July 6, 2010

Introduced by COMMITTEE ON RULES -- (at request of M. of A. P. Rivera, Arroyo, Castro, Crespo, Espaillat, V. Lopez, Ortiz, Perry, Powell, J. Rivera, N. Rivera) -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to prohibiting state and local law enforcement agencies from enforcing federal immigration laws

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 844 to read as follows:

S 844. ENFORCEMENT OF FEDERAL IMMIGRATION LAWS. A LAW ENFORCEMENT AGENCY OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE SHALL NOT USE STATE FUNDS, EQUIPMENT, PERSONNEL OR RESOURCES OR ACCEPT OR UTILIZE FEDERAL FUNDS, EQUIPMENT, PERSONNEL OR RESOURCES FOR THE PURPOSE OF DETECTING OR APPREHENDING PERSONS WHOSE ONLY VIOLATION OF LAW IS THAT THEY ARE PERSONS OF FOREIGN CITIZENSHIP WHO HAVE ENTERED OR ARE RESIDING IN THE UNITED STATES IN VIOLATION OF FEDERAL IMMIGRATION LAWS IN TITLE 8 OF THE UNITED STATES CODE, UNLESS OTHERWISE LEGALLY REQUIRED TO DO SO.

S 2. This act shall take effect immediately.

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

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