



170934

LEGISLATIVE ACTION

Senate

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House

The Committee on Judiciary (Rodriguez) recommended the following:

Senate Amendment

Delete lines 116 - 147

and insert:

state police departments, and the Department of Corrections. The term includes an official or employee of such an agency.

However, the term excludes state university and college police departments, school resource officers, and participants of school guardian programs.

(5) "Local governmental entity" means any county,



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11 municipality, or other political subdivision of this state. The
12 term includes a person holding public office or having official
13 duties as a representative, an agent, or an employee of the
14 entity.

15 (6) "Sanctuary policy" means a law, policy, practice,
16 procedure, or custom adopted by or permitted by a state entity,
17 local governmental entity, or law enforcement agency which
18 contravenes 8 U.S.C. s. 1373(a) or (b) or which knowingly
19 prohibits or impedes a law enforcement agency from communicating
20 or cooperating with a federal immigration agency with respect to
21 federal immigration enforcement, including, but not limited to,
22 limiting a state entity, local governmental entity, or law
23 enforcement agency in, or prohibiting such an entity or agency
24 from:

25 (a) Complying with an immigration detainer;

26 (b) Complying with a request from a federal immigration
27 agency to notify the agency before the release of an inmate or
28 detainee in the custody of the state entity, local governmental
29 entity, or law enforcement agency;

30 (c) Providing a federal immigration agency access to an
31 inmate for interview;

32 (d) Initiating an immigration status investigation; or

33 (e) Providing a federal immigration agency with an inmate's
34 incarceration status or release date.

35 (7) "State entity" means the state or any office, board,
36 bureau, commission, department, branch, division, or institution
37 thereof. The term includes a person holding public office or
38 having official duties as a representative, an agent, or an
39 employee of the entity. However, the term excludes the State



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40 University System, the Florida College System, the Department of
41 Education, and the Department of Children and Families.