

By Senator Berman

26-01310A-26

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A bill to be entitled
An act relating to the State Immigration Enforcement
Action Database; amending s. 908.1031, F.S.; requiring
the State Board of Immigration Enforcement to create
and administer the State Immigration Enforcement
Action Database; creating s. 908.1034, F.S.;
specifying that the board is responsible for creating
and administering the database; requiring that the
database be accessible through a publicly available
website and be searchable; requiring law enforcement
agencies and entities contracting for private
correctional services in this state to submit to the
board specified information within a specified
timeframe after detaining or arresting a person for
specified reasons; requiring the board to publish
specified information in the database within a
specified timeframe after receiving it from a law
enforcement agency or an entity contracting for
private correctional services in this state; amending
s. 908.1032, F.S.; conforming a cross-reference;
providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Present paragraphs (e), (f), and (g) of
subsection (3) of section 908.1031, Florida Statutes, are
redesignated as paragraphs (f), (g), and (h), respectively, and
a new paragraph (e) is added to that subsection, to read:

908.1031 State Board of Immigration Enforcement; creation;

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purpose and duties.—

(3) The board is the chief immigration enforcement officer of the state and shall:

(e) Create and administer the State Immigration Enforcement Action Database established in s. 908.1034.

Section 2. Section 908.1034, Florida Statutes, is created to read:

908.1034 State Immigration Enforcement Action Database.—

(1) The State Board of Immigration Enforcement is responsible for creating and administering a database of immigration enforcement actions performed by any state law enforcement agency or entity contracting for private correctional services in this state. The database must be accessible through a publicly available website and be searchable by agency and name.

(2) A law enforcement agency or an entity contracting for private correctional services in this state shall submit all of the following information to the board within 48 hours after detaining or arresting a person for an immigration-related reason, accepting custody of a person detained for an immigration-related reason, or otherwise participating in an immigration enforcement action:

(a) The name and birthdate of any person whom the agency:

1. Transfers to federal immigration authorities on a detainer.

2. Arrests or detains for an immigration-related reason.

3. Maintains custody of pending immigration proceedings or deportation.

4. Knows to have been detained by federal authorities

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pursuant to an immigration enforcement action in which the agency cooperated.

(b) The following additional information related to a person who meets the conditions specified in paragraph (a):

1. The date and location of arrest or detention of the person.

2. Whether such person is currently housed in the custody of a law enforcement agency or private correctional facility in this state.

3. Any transfer in custody within the state, to the federal government, or to another state, including which entity assumes custody of the person.

(c) Any change in the information required in paragraphs (a) and (b) within 48 hours after such change.

(3) The board must publish all of the following information in the database within 48 hours after receiving it from a law enforcement agency or an entity contracting for private correctional services in this state:

(a) The name and birthdate of the person.

(b) The date of arrest or detention, or the date when the agency or entity first took custody of the person.

(c) The location of the arrest or detention.

(d) If the person is still in state custody, where the person is housed.

(e) If the person is no longer in state custody, when the person was released or transferred to another jurisdiction.

Section 3. Paragraph (h) of subsection (4) of section 908.1032, Florida Statutes, is amended to read:

908.1032 State Immigration Enforcement Council.—The State

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Immigration Enforcement Council, an advisory council as defined in s. 20.03, is created within the State Board of Immigration Enforcement for the purpose of advising the board.

(4) The council shall:

(h) Upon unanimous approval of the board, assist in the collection of data from law enforcement agencies as required under s. 908.1031(3)(f) ~~s. 908.1031(3)(e)~~.

Section 4. This act shall take effect July 1, 2026.