

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0571.01 Kristen Forrestal x4217

HOUSE BILL 13-1258

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A BILL FOR AN ACT

101 **CONCERNING LOCAL GOVERNMENT INVOLVEMENT WITH FEDERAL**
102 **IMMIGRATION ISSUES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Current law prohibits local governments from enacting any policy that limits or prohibits a local peace officer, official, or employee from communicating or cooperating with federal officials with regard to the immigration status of any person in the state. The law also requires a peace officer who has probable cause to believe an arrestee is not legally

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

present in the United States to report that person to the United States immigration and customs enforcement office. The governing body of each local government is currently required to provide notice to peace officers of the duty to cooperate with state and federal officials with regard to enforcement of state and federal immigration laws and to provide written confirmation that it has done so to the general assembly on an annual basis. The bill repeals these provisions.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds and declares that:

4 (a) It is important to enhance public safety by building trust
5 between immigrant communities and local police and to ensure equal
6 protection and safety for all members of Colorado communities, including
7 witnesses and victims of crime;

8 (b) The requirement that public safety agencies play a role in
9 enforcing federal immigration laws can undermine public trust; and

10 (c) By repealing requirements that local officials be compelled to
11 participate in federal immigration issues, the general assembly can ensure
12 that local resources are focused on public safety issues instead of on
13 immigration issues that are the responsibility of the federal government.
14 This will save local governments a significant amount of time, energy,
15 and resources.

16 (2) The general assembly further finds that repealing article 29 of
17 title 29, Colorado Revised Statutes, will address the concerns identified
18 in subsection (1) of this section and will promote public safety,
19 community policing, and civil liberties and does not limit the state or
20 local government responsibilities pursuant to federal law.

21 **SECTION 2.** In Colorado Revised Statutes, **repeal** article 29 of
22 title 29.

1 **SECTION 3. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety.