

First Extraordinary Session
Sixty-fifth General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 06B-2078.02 Kristen Forrestal

HOUSE BILL 06S-1022

HOUSE SPONSORSHIP

Pommer,

SENATE SPONSORSHIP

Tochtrop,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING DIRECTING THE STATE ATTORNEY GENERAL TO INITIATE**
102 **A LAWSUIT TO DEMAND THAT IMMIGRATION LAWS BE ENFORCED**
103 **AT THE FEDERAL LEVEL.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Declares that the failure of the federal government to enforce immigration laws places an undue burden on state governments. Refers to the voters a measure to direct the state attorney general to initiate a lawsuit to demand the enforcement of immigration laws at the federal level.

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.

HOUSE
3rd Reading Unamended
July 7, 2006

HOUSE
Amended 2nd Reading
July 6, 2006

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

2 **SECTION 1.** Title 24, Colorado Revised Statutes, is amended BY
3 THE ADDITION OF A NEW ARTICLE to read:

4 **ARTICLE 19.8**

5 **Directive to the Attorney General to Demand Federal**
6 **Enforcement of Existing Federal Immigration Laws**

7 **24-19.8-101. Legislative declaration.** THE GENERAL ASSEMBLY
8 HEREBY FINDS AND DECLARES THAT THE FAILURE TO ENFORCE
9 IMMIGRATION LAWS AT THE FEDERAL LEVEL PLACES AN UNDUE BURDEN
10 ON STATE GOVERNMENT RESOURCES AND THAT THERE IS A LIMITATION ON
11 WHAT CAN BE DONE AT THE STATE LEVEL TO ENFORCE THE FEDERAL LAWS
12 AND TO IMPLEMENT LAWS AT THE STATE LEVEL. THE GENERAL ASSEMBLY
13 FURTHER FINDS THAT THE STATE OF COLORADO SPENDS A
14 DISPROPORTIONATE SHARE OF ITS LIMITED TAX REVENUE ON PUBLIC
15 SERVICES AND BENEFITS SUCH AS HEALTH CARE, LAW ENFORCEMENT,
16 CRIMINAL DEFENSE AND INCARCERATION, AND EDUCATION THAT ARE
17 PROVIDED TO ILLEGAL ALIENS AS A RESULT OF THE FEDERAL
18 GOVERNMENT'S FAILURE TO ENFORCE IMMIGRATION LAWS. THEREFORE,
19 **THE COLORADO STATE ATTORNEY GENERAL** [REDACTED] SHALL INITIATE OR JOIN
20 **OTHER STATES IN A LAWSUIT AGAINST THE UNITED STATES ATTORNEY**
21 **GENERAL** [REDACTED] [REDACTED] TO DEMAND THE ENFORCEMENT OF ALL EXISTING
22 FEDERAL IMMIGRATION LAWS BY THE FEDERAL GOVERNMENT.

23 **SECTION 2. Refer to people under referendum.** This act shall
24 be submitted to a vote of the registered electors of the state of Colorado
25 at the next election for which it may be submitted, for their approval or
26 rejection, under the provisions of the referendum as provided for in

1 section 1 of article V of the state constitution, and in article 40 of title 1,
2 Colorado Revised Statutes. Each elector voting at said election and
3 desirous of voting for or against said act shall cast a vote provided by law
4 either "Yes" or "No" on the propositions: "SHALL THE COLORADO STATE
5 ATTORNEY GENERAL [REDACTED] INITIATE OR JOIN OTHER STATES IN A LAWSUIT
6 AGAINST THE UNITED STATES ATTORNEY GENERAL [REDACTED] TO DEMAND THE
7 ENFORCEMENT OF ALL EXISTING FEDERAL IMMIGRATION LAWS BY THE
8 FEDERAL GOVERNMENT?" The votes cast for the adoption or rejection of
9 said act shall be canvassed and the result determined in the manner
10 provided by law for the canvassing of votes for representatives in
11 Congress.