

**RECOVERY OF FEDERAL REIMBURSEMENT  
FOR COSTS ASSOCIATED WITH ILLEGAL  
IMMIGRANTS**

2007 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Karen W. Morgan**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill directs the attorney general to pursue reimbursement from the federal government for costs incurred resulting from illegal immigration.

**Highlighted Provisions:**

This bill:

▸ directs the attorney general to pursue all available remedies to recover any moneys owing from the federal government to the state for the reimbursement of costs incurred by the state resulting from illegal immigration; and

▸ directs the attorney general to file a written report with the governor, the president of the Senate, the speaker of the House of Representatives, and the chairs of the Executive Appropriations Committee that details the progress and status of the attorney general's pursuit of remedies.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:



28           67-5-22, Utah Code Annotated 1953



30 *Be it enacted by the Legislature of the state of Utah:*

31           Section 1. Section 67-5-22 is enacted to read:

32           **67-5-22. Recovery of federal reimbursement for costs associated with illegal**  
33 **immigration -- Attorney general to pursue remedies.**

34           (1) The Legislature finds that:

35           (a) the costs incurred by the state in addressing illegal immigration have increased in  
36 recent years and are placing a burden on the state's budgetary and human resources;

37           (b) the areas in which these costs have been incurred have increased dramatically and  
38 include identifying illegal immigrants, processing illegal immigrants through the criminal  
39 justice system, incarcerating illegal immigrants, and providing education, medical assistance,  
40 health care, and foster care for illegal immigrants;

41           (c) at the same time, federal funding to assist states in dealing with illegal immigration  
42 has decreased, yet the federal government is asking state governments to do even more with  
43 their own funds to enforce federal immigration laws and preserve homeland security, which are  
44 essentially federal responsibilities; and

45           (d) the federal government is in arrears on its obligation to reimburse states for costs  
46 incurred by the states resulting from illegal immigration.

47           (2) The Legislature determines that it is necessary for the state to protect its interests  
48 and seek the recovery of reimbursement available under federal law for the costs incurred by  
49 the state resulting from illegal immigration.

50           (3) The attorney general, on behalf of the state, shall pursue all available remedies to  
51 recover any moneys owing from the federal government to the state for the reimbursement of  
52 costs incurred by the state resulting from illegal immigration.

53           (4) On or before December 31, 2007, and on or before December 31, 2008, the attorney  
54 general shall file a written report with the governor, the president of the Senate, the speaker of  
55 the House of Representatives, and the chairs of the Executive Appropriations Committee that  
56 details the progress and status of the attorney general's pursuit of remedies.

**Legislative Review Note**

as of 1-22-07 11:27 AM

**Office of Legislative Research and General Counsel**