

Representative Brad L. Dee proposes the following substitute bill:

DETERRING ILLEGAL IMMIGRATION

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Brad L. Dee

Senate Sponsor: Scott K. Jenkins

LONG TITLE

General Description:

This bill authorizes the Office of the Attorney General to administer and coordinate the operation of a multi-agency strike force to combat violent and other major ~~H→~~ felony ~~←H~~ crimes within the state associated with illegal immigration and human trafficking.

Highlighted Provisions:

This bill:

- ▶ authorizes the Office of the Attorney General to administer and coordinate the operations of a multi-agency strike force to deal with major ~~H→~~ felony ~~←H~~ crimes committed within the state related to illegal immigration and human trafficking;
- ▶ provides for voluntary participation in the strike force by officers of U.S. Immigration and Customs Enforcement and state and local law enforcement personnel to more effectively utilize their combined skills, expertise, and resources;
- ▶ provides that the strike force shall focus its efforts on detecting, investigating, deterring, and eradicating violent and other major ~~H→~~ felony ~~←H~~ criminal activity within the state related to illegal immigration and human trafficking;
- ▶ provides for a Fraudulent Documents Identification Unit; and
- ▶ requires an annual report.

Monies Appropriated in this Bill:



26 This bill appropriates:

27 ▶ ~~§~~ [~~as an ongoing appropriation subject to future budget constraints,~~] ~~←§~~

27a \$891,000 from ~~§~~ [the

28 ~~General Fund~~] "Federal Funds - American Recovery and Reinvestment Act (HR 1, 111th

28a United States Congress)" ~~←§~~ for fiscal ~~§~~ [year ~~2009-10 to the Office of the Attorney General~~

28b years 2009 and 2010 only, to the Commission on Criminal and Juvenile Justice ~~←§~~ .

29 **Other Special Clauses:**

30 This bill takes effect on July 1, 2009.

31 **Utah Code Sections Affected:**

32 ENACTS:

33 **67-5-22.7**, Utah Code Annotated 1953

34 REPEALS:

35 **67-5-22.5 (Effective 07/01/09)**, as enacted by Laws of Utah 2008, Chapter 26

36

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

38 Section 1. Section **67-5-22.7** is enacted to read:

39 **67-5-22.7. Multi-agency strike force to combat violent and other major** ~~Ĥ~~→ **felony** ~~←Ĥ~~
39a **crimes**

40 **associated with illegal immigration and human trafficking -- Fraudulent Documents**

41 **Identification Unit.**

42 (1) The Office of the Attorney General is authorized to administer and coordinate the
43 operation of a multi-agency strike force to combat violent and other major ~~Ĥ~~→ **felony** ~~←Ĥ~~ crimes
43a committed

44 within the state that are associated with illegal immigration and human trafficking.

45 (2) The office shall invite officers of the U.S. Immigration and Customs Enforcement
46 and state and local law enforcement personnel to participate in this mutually supportive,
47 multi-agency strike force to more effectively utilize their combined skills, expertise, and
48 resources.

49 (3) The strike force shall focus its efforts on detecting, investigating, deterring, and
50 eradicating violent and other major ~~Ĥ~~→ **felony** ~~←Ĥ~~ criminal activity related to illegal immigration
50a and human
51 trafficking.

52 (4) In conjunction with the strike force and subject to available funding, the Office of
53 the Attorney General shall establish a Fraudulent Documents Identification Unit:

54 (a) for the primary purpose of investigating, apprehending, and prosecuting individuals
55 or entities that participate in the sale or distribution of fraudulent documents used for
56 identification purposes; and

57 (b) to specialize in fraudulent identification documents created and prepared for
 58 individuals who are unlawfully residing within the state.

59 (5) The strike force shall make an annual report on its activities to the governor and the
 60 Legislature's Law Enforcement and Criminal Justice Interim Committee by December 1,
 61 together with any proposed recommendations for modifications to this section.

62 Section 2. **Repealer.**

63 This bill repeals:

64 Section **67-5-22.5 (Effective 07/01/09), Fraudulent Documents Identification Unit.**

65 Section 3. **Appropriation.**

66 ~~§→ [As an ongoing appropriation subject to future budget constraints, there]~~ ~~There~~ ~~←§~~ is
 66a appropriated
 67 from ~~§→ [the General Fund]~~ "Federal Funds - American Recovery and Reinvestment Act (HR
 67a 1, 111th United States Congress" ~~←§~~ for fiscal ~~§→ [year 2009-10]~~ years 2009 and 2010 only ~~←§~~
 67b , \$891,000 to the ~~§→ [Office of the Attorney General]~~ Commission on Criminal and Juvenile
 67c Justice ~~←§~~

68 to help fund the efforts of the multi-agency strike force referred to in Section 67-55-22.7.

69 Section 4. **Effective date.**

70 This bill takes effect on July 1, 2009.

H.B. 64 1st Sub. (Buff) - Deterring Illegal Immigration

Fiscal Note

2009 General Session

State of Utah

State Impact

Enactment of this bill appropriates \$891,000 per year from the General Fund to the Attorney General beginning FY 2010. The Courts will incur costs as cases are adjudicated, but no estimates can be made due to insufficient data.

	<u>2009</u> <u>Approp.</u>	<u>2010</u> <u>Approp.</u>	<u>2011</u> <u>Approp.</u>	<u>2009</u> <u>Revenue</u>	<u>2010</u> <u>Revenue</u>	<u>2011</u> <u>Revenue</u>
General Fund	\$0	\$891,000	\$891,000	\$0	\$0	\$0
Total	\$0	\$891,000	\$891,000	\$0	\$0	\$0

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or businesses. Local law enforcement agencies may benefit from voluntary participation.