

110TH CONGRESS
1ST SESSION

H. CON. RES. 204

Expressing the sense of the Congress that States and local political subdivisions are not preempted from the enactment and enforcement of immigration-related laws and ordinances that do not directly conflict with Federal immigration laws.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 5, 2007

Mr. MARCHANT submitted the following concurrent resolution; which was referred to the Committee on the Judiciary

CONCURRENT RESOLUTION

Expressing the sense of the Congress that States and local political subdivisions are not preempted from the enactment and enforcement of immigration-related laws and ordinances that do not directly conflict with Federal immigration laws.

Whereas the city of Farmers Branch, Texas, held a referendum in May 2007 to deal with the issue of illegal immigration in the city;

Whereas the voters of the city of Farmers Branch, Texas, overwhelmingly approved the referendum to address the issue of illegal immigration in the city;

Whereas after the approval of this ordinance the city has had eight separate lawsuits filed against it;

Whereas the city has expended nearly \$500,000 in legal fees that will likely increase when the city will need to retain a large outside firm or firms to direct the litigation;

Whereas the primary legal question is whether the total field of immigration has been preempted by the Congress; and

Whereas nothing in the current Federal law expressly and directly addresses the issue of field preemption and the role of State and local governments: Now, therefore, be it

1 *Resolved by the House of Representatives (the Senate*
 2 *concurring)*, That it is the sense of the Congress that
 3 States and local political subdivisions are not preempted
 4 from the enactment and enforcement of immigration-re-
 5 lated laws and ordinances that do not directly conflict with
 6 Federal immigration laws.

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