

116TH CONGRESS
1ST SESSION

S. 1440

To discontinue a Federal program that authorizes State and local law enforcement officers to investigate, apprehend, and detain aliens in accordance with a written agreement with the Director of U.S. Immigration and Customs Enforcement and to clarify that immigration enforcement is solely a function of the Federal Government.

IN THE SENATE OF THE UNITED STATES

MAY 14, 2019

Mr. BOOKER (for himself, Mr. DURBIN, Mr. MERKLEY, Mr. SCHATZ, Mr. SANDERS, and Ms. HARRIS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To discontinue a Federal program that authorizes State and local law enforcement officers to investigate, apprehend, and detain aliens in accordance with a written agreement with the Director of U.S. Immigration and Customs Enforcement and to clarify that immigration enforcement is solely a function of the Federal Government.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLES.**

4 This Act may be cited as the “Protecting the Rights
5 Of Towns against federal Enforcement contrary to Con-

stitutional Tenets for Immigration Act” or the “PRO-TECT Immigration Act”.

**SEC. 2. RESCISSION OF STATE AND LOCAL IMMIGRATION
ENFORCEMENT AUTHORITY.**

Section 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g)) is amended to read as follows:

“(g) Except as provided in sections 103(a)(10) and 274(c) of this Act and in section 439 of the Antiterrorism and Effective Death Penalty Act of 1996 (8 U.S.C. 1252c), the authority to inquire about or verify immigration or citizenship status and to investigate, apprehend, arrest, or detain an individual for a violation of this Act or any regulation authorized by this Act is restricted to immigration officers and authorized employees of the Department of Homeland Security and subject to limits set forth in other provisions of law.”.

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