

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 782 Session of
2009

INTRODUCED BY CREIGHTON, BAKER, BARRAR, BELFANTI, BENNINGHOFF,
BEYER, CLYMER, FAIRCHILD, GEIST, GIBBONS, GOODMAN, GRELL,
GROVE, HENNESSEY, KAUFFMAN, KILLION, MILLER, MURT, O'NEILL,
PETRI, PHILLIPS, READSHAW, SIPTROTH, K. SMITH, STERN,
SWANGER, VULAKOVICH, WALKO AND YUDICHAK, MARCH 6, 2009

REFERRED TO COMMITTEE ON INTERGOVERNMENTAL AFFAIRS, MARCH 6,
2009

AN ACT

1 Providing for a memorandum of understanding between the
2 Commonwealth and the United States Department of Justice or
3 Department of Homeland Security.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the Security and
8 Immigration Compliance Act.

9 Section 2. Law enforcement.

10 (a) Memorandum of understanding.--The Pennsylvania State
11 Police is authorized and directed to negotiate the terms of a
12 memorandum of understanding between the Commonwealth and the
13 United States Department of Justice or Department of Homeland
14 Security concerning the enforcement of Federal immigration and
15 customs laws, detention and removals and investigations in this
16 Commonwealth.

1 (b) Signatures.--The memorandum of understanding shall be
2 signed on behalf of the Commonwealth by the Commissioner of
3 Pennsylvania State Police and the Governor or as otherwise
4 required by the appropriate Federal agency.

5 (c) Training.--

6 (1) The Pennsylvania State Police shall designate
7 appropriate law enforcement officers to be trained pursuant
8 to the memorandum of understanding.

9 (2) The training shall be funded pursuant to the
10 Department of Homeland Security Appropriations Act, 2006
11 (Public Law 1009-90, 119 Stat. 2064) or any subsequent source
12 of Federal funding.

13 (3) The provisions of paragraph (1) may not be
14 implemented until the funding under paragraph (2) has been
15 received.

16 (d) Enforcement.--A law enforcement officer certified as
17 trained in accordance with the memorandum of understanding shall
18 be authorized to enforce Federal immigration and customs laws
19 while performing within the scope of the officer's authorized
20 duties.

21 Section 20. Effective date.

22 This act shall take effect in 60 days.