

## HR 5853

Empowering Local Law Enforcement Act

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Immigration

**Introduced:** Jul 14, 2016

**Current Status:** Referred to the Subcommittee on Immigration and Border Security.

**Latest Action:** Referred to the Subcommittee on Immigration and Border Security. (Aug 11, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/5853>

### Sponsor

**Name:** Rep. Luetkemeyer, Blaine [R-MO-3]

**Party:** Republican • **State:** MO • **Chamber:** House

### Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Yoder, Kevin [R-KS-3]	R · KS		Jul 14, 2016
Rep. Graves, Sam [R-MO-6]	R · MO		Sep 13, 2016
Rep. Harper, Gregg [R-MS-3]	R · MS		Sep 13, 2016
Rep. Hartzler, Vicky [R-MO-4]	R · MO		Sep 13, 2016
Rep. Long, Billy [R-MO-7]	R · MO		Sep 21, 2016
Rep. Smith, Jason [R-MO-8]	R · MO		Sep 21, 2016
Rep. Olson, Pete [R-TX-22]	R · TX		Sep 26, 2016

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Aug 11, 2016

### Subjects & Policy Tags

#### Policy Area:

Immigration

### Related Bills

*No related bills are listed.*

## **Empowering Local Law Enforcement Act**

This bill amends the Immigration and Nationality Act to require the Department of Homeland Security (DHS) to enter into a written agreement with a state or a subdivision thereof pursuant to which a state or local officer or employee may carry out immigration-related investigations, apprehensions, or detentions of aliens in the United States at state or local expense. (Under current law, such agreements are discretionary and carried out by the Department of Justice.)

The bill prohibits a state or local agreement request from being denied, or an agreement from being terminated, without a compelling reason.

DHS shall ensure that information is provided to the National Criminal Information Center (NCIC) and the Law Enforcement Support Center (LESC) regarding the identity of any individual:

- with an active order of removal;
- who has been removed from the United States based upon engaging in terrorism or espionage, attempting to unlawfully enter the United States, being convicted of participation in a criminal street gang, being convicted of a felony other than a state or local offense for which an essential element was the alien's immigration status, or being convicted of an aggravated felony; and
- for whom a detainer was issued within the previous year but who was not taken into federal custody.

If a state or local law enforcement official apprehends an individual for a crime and the officer has reason to believe that the individual is an alien, the officer may: (1) verify, using the information provided to the NCIC and the LESC, whether the individual is an individual described in this bill; (2) if so, issue a federal detainer; and (3) transport the individual for transfer to federal custody. DHS shall prioritize such an individual for removal.

## **Actions Timeline**

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- **Aug 11, 2016:** Referred to the Subcommittee on Immigration and Border Security.
- **Jul 14, 2016:** Introduced in House
- **Jul 14, 2016:** Referred to the House Committee on the Judiciary.