

SENATE BILL No. 287

By Committee on Federal and State Affairs

3-4

1 AN ACT prohibiting law enforcement agencies or officers from assisting
2 with or participating in immigration enforcement by the United States
3 immigration and customs enforcement in places of worship, schools
4 and hospitals.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) Notwithstanding any provision of law to the contrary,
8 no law enforcement agency or officer shall assist United States
9 immigration and customs enforcement in the:

10 (1) Apprehension or arrest of persons for alleged or suspected
11 immigration violations in or on the premises of a place of religious
12 worship, school or hospital; or

13 (2) service of warrants for removal of persons from the United States
14 in or on the premises of a place of religious worship, school or hospital.

15 (b) Any current or future memorandum, agreement or contract made
16 between a law enforcement agency or any state agency or officer and
17 United States immigration and customs enforcement shall be void to the
18 extent that the performance of the memorandum, agreement or contract
19 would violate subsection (a).

20 (c) Knowingly violating subsection (a) by a law enforcement officer
21 may be used as grounds for the suspension, revocation or denial of the
22 certification of such law enforcement officer required by state law.

23 (d) Nothing in this section shall be construed to prohibit law
24 enforcement agencies or law enforcement officers from enforcing the laws
25 of this state to the extent authorized by law.

26 (e) For purposes of this section:

27 (1) "Law enforcement agency" means any public agency that
28 employs law enforcement officers. For purposes of this paragraph, "public
29 agency" includes any state or local agency as defined in K.S.A. 75-5274,
30 and amendments thereto.

31 (2) "Law enforcement officer" means the same as defined in K.S.A.
32 22-2202, and amendments thereto.

33 (3) "Hospital" means a medical care facility, as defined in K.S.A. 65-
34 425, and amendments thereto, and any facility that provides medical or
35 healthcare services, including, but not limited to, a medical clinic,
36 emergency medical service, urgent care facility, mental health center,

1 facility or clinic or a public health department.

2 (4) "Place of religious worship" includes, but is not limited to, a
3 church, chapel, meetinghouse, synagogue, temple, mosque or any other
4 building that is regularly used and clearly identifiable as a place for
5 religious worship.

6 (5) "School" means:

7 (A) Any preschool, elementary school or secondary school
8 maintained and operated by a school district;

9 (B) any nonpublic organization that regularly offers preschool
10 educational or other programs or education satisfying the compulsory
11 school attendance laws of this state at the elementary or secondary level,
12 whether or not accredited by the state board of education;

13 (C) the site of any trade, technical or vocational training offered by a
14 school, whether or not located on school property; or

15 (D) the site of any school-sponsored function, event or activity,
16 whether or not located on school property.

17 Sec. 2. This act shall take effect and be in force from and after its
18 publication in the statute book.