

PROPOSED
SENATE AMENDMENTS TO S.B. 1164
(Reference to printed bill)

Amendment instruction key:
[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.
[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously enacted session law.
[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.
<<Green carets>> indicate a section added to the bill.
<<Green strikeout in carets>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Title 11, chapter 7, article 8, Arizona Revised
3 Statutes, is amended by adding sections 11-1052, 11-1053, 11-1054 and
4 11-1055, to read:

5 11-1052. Federal immigration authorities; agreements; state
6 cooperation; incentive programs; grant funding;
7 definitions

8 A. EACH LAW ENFORCEMENT AGENCY SHALL USE ITS BEST EFFORTS TO
9 SUPPORT THE ENFORCEMENT OF FEDERAL IMMIGRATION LAWS. THIS SECTION APPLIES
10 TO A LAW ENFORCEMENT AGENCY OFFICIAL, REPRESENTATIVE, AGENT OR EMPLOYEE
11 ONLY WHEN THE OFFICIAL, REPRESENTATIVE, AGENT OR EMPLOYEE IS ACTING WITHIN
12 THE SCOPE OF THE PERSON'S OFFICIAL DUTIES OR WITHIN THE SCOPE OF THE
13 PERSON'S EMPLOYMENT.

14 B. OFFICIALS OR AGENCIES OF THIS STATE OR A COUNTY, CITY, TOWN OR
15 OTHER POLITICAL SUBDIVISION OF THIS STATE MAY ENTER INTO MEMORANDUMS OF
16 AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE, THE UNITED STATES
17 DEPARTMENT OF HOMELAND SECURITY OR ANY OTHER FEDERAL AGENCY FOR THE
18 PURPOSE OF ENFORCING FEDERAL IMMIGRATION LAWS, INCLUDING 8 UNITED STATES
19 CODE SECTION 1357(g) OR A SIMILAR FEDERAL PROGRAM.

20 ~~[C. ON OR BEFORE JANUARY 1, 2026, EACH LAW ENFORCEMENT AGENCY SHALL~~
21 ~~ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE UNITED STATES IMMIGRATION~~
22 ~~AND CUSTOMS ENFORCEMENT TO PARTICIPATE IN THE IMMIGRATION PROGRAM~~
23 ~~ESTABLISHED UNDER 8 UNITED STATES CODE SECTION 1357(g). THE TERMS OF THE~~
24 ~~AGREEMENT MUST SUPPORT THE ENFORCEMENT OF FEDERAL IMMIGRATION LAWS. THE~~
25 ~~AGREEMENT ENTERED INTO PURSUANT TO 8 UNITED STATES CODE SECTION 1357(g) OR~~
26 ~~A SIMILAR FEDERAL PROGRAM SHALL DO ALL OF THE FOLLOWING:~~

27 ~~1. BE ENTERED INTO IN ACCORDANCE WITH FEDERAL LAW.~~

28 ~~2. INCLUDE PARTICIPATION BY THE LAW ENFORCEMENT AGENCY IN ALL~~
29 ~~APPLICABLE PROGRAMS THAT ARE AVAILABLE.~~

1 ~~3. ALLOW FOR THE ENFORCEMENT OF FEDERAL IMMIGRATION LAWS TO THE~~
2 ~~FULL EXTENT ALLOWED UNDER FEDERAL LAW.~~

3 ~~D. WHEN A LAW ENFORCEMENT AGENCY ENTERS INTO A MEMORANDUM OF~~
4 ~~AGREEMENT PURSUANT TO SUBSECTION C OF THIS SECTION, WRITTEN NOTICE OF THE~~
5 ~~MEMORANDUM OF AGREEMENT SHALL BE SUBMITTED WITHIN THIRTY DAYS AFTER~~
6 ~~EXECUTION TO THE GOVERNOR, THE ATTORNEY GENERAL, THE SECRETARY OF STATE,~~
7 ~~THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE~~
8 ~~SENATE. ANY RENEWAL, MODIFICATION OR TERMINATION OF A MEMORANDUM OF~~
9 ~~AGREEMENT SHALL BE REPORTED TO THE GOVERNOR, THE ATTORNEY GENERAL, THE~~
10 ~~SECRETARY OF STATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE~~
11 ~~PRESIDENT OF THE SENATE WITHIN THIRTY DAYS OF THE RENEWAL, MODIFICATION OR~~
12 ~~TERMINATION.~~

13 ~~E. ON OR BEFORE OCTOBER 1, 2025 AND CONTINUING QUARTERLY UNTIL THE~~
14 ~~LAW ENFORCEMENT AGENCY ENTERS INTO THE MEMORANDUM OF AGREEMENT REQUIRED~~
15 ~~PURSUANT TO SUBSECTION C OF THIS SECTION, EACH LAW ENFORCEMENT AGENCY~~
16 ~~SHALL NOTIFY THE GOVERNOR, THE ATTORNEY GENERAL, THE SPEAKER OF THE HOUSE~~
17 ~~OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE OF THE STATUS OF THE~~
18 ~~WRITTEN AGREEMENT AND THE REASONS FOR NONCOMPLIANCE WITH THIS SECTION.~~

19 ~~F. A LAW ENFORCEMENT AGENCY SHALL ENSURE THAT AT LEAST TEN PERCENT~~
20 ~~OF THE LAW ENFORCEMENT OFFICERS EMPLOYED BY THE LAW ENFORCEMENT AGENCY ARE~~
21 ~~TRAINED IN ACCORDANCE WITH THE TERMS OF ANY MEMORANDUM OF AGREEMENT~~
22 ~~ENTERED INTO WITH THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT~~
23 ~~PURSUANT TO THIS SECTION.~~

24 ~~G. ON OR BEFORE JANUARY 31 OF EACH YEAR, EACH LAW ENFORCEMENT~~
25 ~~AGENCY SHALL SUBMIT A REPORT TO THE GOVERNOR, THE ATTORNEY GENERAL, THE~~
26 ~~SECRETARY OF STATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE~~
27 ~~PRESIDENT OF THE SENATE THAT IDENTIFIES BOTH OF THE FOLLOWING:~~

28 ~~1. THE NUMBER OF LAW ENFORCEMENT OFFICERS ELIGIBLE FOR TRAINING~~
29 ~~PURSUANT TO SUBSECTION F OF THIS SECTION DURING THE PREVIOUS CALENDAR~~
30 ~~YEAR.~~

31 ~~2. THE NUMBER OF LAW ENFORCEMENT OFFICERS TRAINED PURSUANT TO~~
32 ~~SUBSECTION F OF THIS SECTION DURING THE PREVIOUS CALENDAR YEAR.]~~

33 ~~[C. AN OFFICIAL OR AGENCY OF THIS STATE OR A CITY, TOWN, COUNTY OR~~
34 ~~OTHER POLITICAL SUBDIVISION OF THIS STATE MAY NOT ESTABLISH, ADOPT OR~~
35 ~~ENFORCE ANY POLICY, PATTERN OR PRACTICE THAT PROHIBITS OR RESTRICTS~~
36 ~~COOPERATION WITH FEDERAL IMMIGRATION AUTHORITIES IN THE ENFORCEMENT OF~~
37 ~~FEDERAL IMMIGRATION LAW.]~~

38 ~~[H.] [D.] EXCEPT AS PROVIDED BY FEDERAL LAW, AN OFFICIAL OR AGENCY~~
39 ~~OF THIS STATE OR A COUNTY, CITY, TOWN OR OTHER POLITICAL SUBDIVISION OF~~
40 ~~THIS STATE MAY NOT BE PROHIBITED FROM USING AVAILABLE FEDERAL RESOURCES,~~
41 ~~INCLUDING DATABASES, EQUIPMENT, GRANT MONIES, TRAINING OR PARTICIPATION IN~~
42 ~~INCENTIVE PROGRAMS FOR ANY PUBLIC SAFETY PURPOSE RELATED TO THE~~
43 ~~ENFORCEMENT OF STATE AND FEDERAL IMMIGRATION LAWS.~~

44 ~~[I.] [E.] WHEN REASONABLY POSSIBLE, APPLICABLE STATE AGENCIES~~
45 ~~SHALL CONSIDER INCENTIVE PROGRAMS AND GRANT FUNDING FOR THE PURPOSE OF~~
46 ~~ASSISTING AND ENCOURAGING AN OFFICIAL OR AGENCY OF THIS STATE OR A COUNTY,~~

1 CITY, TOWN OR OTHER POLITICAL SUBDIVISION OF THIS STATE TO ENTER INTO
2 AGREEMENTS WITH FEDERAL ENTITIES AND TO USE FEDERAL RESOURCES CONSISTENT
3 WITH THIS SECTION.

4 ~~[D.] [E.]~~ THIS SECTION OR ANY MEMORANDUM OF AGREEMENT AUTHORIZED
5 BY THIS SECTION DOES NOT PREVENT ANY LAW ENFORCEMENT AGENCY, COUNTY, CITY,
6 TOWN OR OTHER POLITICAL SUBDIVISION OF THIS STATE FROM ENFORCING
7 IMMIGRATION LAWS AS AUTHORIZED PURSUANT TO FEDERAL LAWS AND THE LAWS OF
8 THIS STATE.

9 [G. A CITY, TOWN OR COUNTY OR ANY AGENCY, DEPARTMENT OR OTHER
10 ENTITY OF A CITY, TOWN OR COUNTY THAT VIOLATES SUBSECTION C OF THIS
11 SECTION IS SUBJECT TO SECTION 41-194.01, INCLUDING INVESTIGATION,
12 REPORTING AND ENFORCEMENT BY THE ATTORNEY GENERAL. THIS SUBSECTION APPLIES
13 WHETHER THE POLICY, PATTERN, PRACTICE OR REGULATION IS WRITTEN OR
14 UNWRITTEN AND WHETHER THE ACTION IS OFFICIAL OR UNOFFICIAL.]

15 ~~[K.] [H.]~~ FOR THE PURPOSES OF THIS SECTION:

16 1. "LAW ENFORCEMENT AGENCY" MEANS:

17 (a) A COUNTY SHERIFF'S OFFICE.

18 (b) THE STATE DEPARTMENT OF CORRECTIONS.

19 ~~[(c) THE DEPARTMENT OF PUBLIC SAFETY.]~~

20 ~~[(d) A MUNICIPAL POLICE DEPARTMENT.]~~

21 2. "LAW ENFORCEMENT OFFICER" MEANS AN OFFICER IN THE EMPLOYMENT OF
22 A LAW ENFORCEMENT AGENCY.

23 11-1053. Immigration detainer requests; duties;
24 responsibilities; definition

25 A. A LAW ENFORCEMENT AGENCY THAT HAS CUSTODY OF A PERSON SUBJECT TO
26 AN IMMIGRATION DETAINER REQUEST ISSUED BY THE UNITED STATES IMMIGRATION
27 AND CUSTOMS ENFORCEMENT SHALL DO ALL OF THE FOLLOWING:

28 1. PROVIDE NOTICE TO THE JUDGE AUTHORIZED TO GRANT OR DENY THE
29 PERSON'S RELEASE ON BAIL UNDER TITLE 13, CHAPTER 38, ARTICLE 12 THAT THE
30 PERSON IS SUBJECT TO AN IMMIGRATION DETAINER.

31 2. RECORD IN THE PERSON'S CASE FILE THAT THE PERSON IS SUBJECT TO
32 AN IMMIGRATION DETAINER.

33 3. ON DETERMINING THAT THE IMMIGRATION DETAINER MEETS THE
34 REQUIREMENTS OF SUBSECTIONS B AND C OF THIS SECTION, COMPLY WITH, HONOR
35 AND FULFILL ANY REQUEST MADE IN THE IMMIGRATION DETAINER REQUEST PROVIDED
36 BY THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT.

37 4. INFORM THE PERSON THAT THE PERSON IS BEING HELD PURSUANT TO AN
38 IMMIGRATION DETAINER REQUEST ISSUED BY UNITED STATES IMMIGRATION AND
39 CUSTOMS ENFORCEMENT.

40 B. THE IMMIGRATION DETAINER REQUEST ISSUED PURSUANT TO SUBSECTION A
41 OF THIS SECTION SHALL BE A FACIALLY SUFFICIENT WRITTEN OR ELECTRONIC
42 REQUEST ISSUED BY THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT
43 USING THAT AGENCY'S OFFICIAL FORM TO REQUEST THAT ANOTHER LAW ENFORCEMENT
44 AGENCY DETAIN A PERSON BASED ON PROBABLE CAUSE TO BELIEVE THAT THE PERSON
45 TO BE DETAINED IS A REMOVABLE ALIEN UNDER FEDERAL IMMIGRATION LAWS,
46 INCLUDING IMMIGRATION DETAINERS ISSUED PURSUANT TO 8 UNITED STATES CODE

1 SECTIONS 1226 AND 1357 ALONG WITH A WARRANT DESCRIBED IN SUBSECTION C,
2 PARAGRAPH 2 OF THIS SECTION.

3 C. AN IMMIGRATION DETAINER REQUEST ISSUED PURSUANT TO SUBSECTION A
4 OF THIS SECTION IS DEEMED FACIALLY SUFFICIENT IF EITHER OF THE FOLLOWING
5 APPLIES:

6 1. THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT OFFICIAL
7 FORM IS COMPLETE AND INDICATES ON ITS FACE THAT THE FEDERAL IMMIGRATION
8 OFFICIAL HAS PROBABLE CAUSE TO BELIEVE THAT THE PERSON TO BE DETAINED IS A
9 REMOVABLE ALIEN UNDER FEDERAL IMMIGRATION LAW.

10 2. THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT OFFICIAL
11 FORM IS INCOMPLETE AND FAILS TO INDICATE ON ITS FACE THAT THE FEDERAL
12 IMMIGRATION OFFICIAL HAS PROBABLE CAUSE TO BELIEVE THAT THE PERSON TO BE
13 DETAINED IS A REMOVABLE ALIEN UNDER FEDERAL IMMIGRATION LAW, BUT IS
14 SUPPORTED BY AN AFFIDAVIT, ORDER OR OTHER OFFICIAL DOCUMENTATION THAT
15 INDICATES THAT THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT HAS
16 PROBABLE CAUSE TO BELIEVE THAT THE PERSON TO BE DETAINED IS A REMOVABLE
17 ALIEN UNDER FEDERAL IMMIGRATION LAW AND UNITED STATES IMMIGRATION AND
18 CUSTOMS ENFORCEMENT SUPPLIES WITH THE DETENTION REQUEST A UNITED STATES
19 DEPARTMENT OF HOMELAND SECURITY FORM I-200 WARRANT FOR ARREST OF ALIEN OR
20 A UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT FORM I-205 WARRANT OF
21 REMOVAL/DEPORTATION, OR A SUCCESSOR WARRANT, OR OTHER WARRANT AUTHORIZED
22 BY FEDERAL LAW.

23 D. A LAW ENFORCEMENT AGENCY IS NOT REQUIRED TO PERFORM A DUTY
24 IMPOSED BY SUBSECTION A OF THIS SECTION WITH RESPECT TO A PERSON WHO HAS
25 PROVIDED PROOF THAT THE PERSON IS A CITIZEN OF THE UNITED STATES OR THAT
26 THE PERSON HAS LAWFUL IMMIGRATION STATUS IN THE UNITED STATES. PROOF THAT
27 THE PERSON IS A CITIZEN OF THE UNITED STATES INCLUDES A DRIVER LICENSE
28 ISSUED BY THIS STATE OR A SIMILAR GOVERNMENT-ISSUED IDENTIFICATION.

29 E. A LAW ENFORCEMENT AGENCY IS NOT REQUIRED TO PERFORM A DUTY
30 IMPOSED BY SUBSECTION A, PARAGRAPH 1, 2 OR 4 OF THIS SECTION WITH RESPECT
31 TO A PERSON WHO IS TRANSFERRED TO THE CUSTODY OF THE AGENCY BY ANOTHER LAW
32 ENFORCEMENT AGENCY IF THE TRANSFERRING AGENCY PERFORMED THE DUTY IMPOSED
33 BY SUBSECTION A, PARAGRAPH 1, 2 OR 4 BEFORE THE TRANSFER OF THE PERSON.

34 F. A JUDGE WHO RECEIVES NOTICE THAT A PERSON IS SUBJECT TO AN
35 IMMIGRATION DETAINER SHALL CAUSE THE FACT TO BE RECORDED IN THE COURT
36 RECORD WHETHER OR NOT THE NOTICE IS RECEIVED BEFORE OR AFTER A JUDGMENT IS
37 ENTERED IN THE CASE.

38 G. FOR PURPOSES OF THIS SECTION, "LAW ENFORCEMENT AGENCY" ~~[HAS THE~~
39 ~~SAME MEANING PRESCRIBED IN SECTION 11-1052.]~~[MEANS:

- 40 1. A COUNTY SHERIFF'S OFFICE.
41 2. THE STATE DEPARTMENT OF CORRECTIONS.]
42 11-1054. Correctional facilities; agreements; reimbursement
43 of costs; definition

44 A. THE DIRECTOR OF EACH CORRECTIONAL FACILITY [WITHIN THE CONTROL
45 OF THE STATE DEPARTMENT OF CORRECTIONS OR A COUNTY SHERIFF'S OFFICE] SHALL
46 ENTER INTO AN AGREEMENT OR AGREEMENTS WITH THE UNITED STATES IMMIGRATION

1 AND CUSTOMS ENFORCEMENT FOR TEMPORARY HOUSING OF PERSONS WHO ARE THE
2 SUBJECT OF IMMIGRATION DETAINERS AND FOR THE PAYMENT OF THE COSTS OF
3 HOUSING AND DETAINING PERSONS WHO ARE SUBJECT TO IMMIGRATION
4 DETAINERS. SUBJECT TO AVAILABLE MONIES, THE DIRECTOR OF A CORRECTIONAL
5 FACILITY SHALL HOUSE PERSONS WHO ARE THE SUBJECT OF IMMIGRATION DETAINERS.

6 B. THE AGREEMENT REQUIRED PURSUANT TO SUBSECTION A OF THIS SECTION
7 MAY INCLUDE ANY OF THE FOLLOWING:

8 1. ANY CONTRACT BETWEEN THE DIRECTOR OF A CORRECTIONAL FACILITY AND
9 THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT FOR HOUSING OR
10 DETAINING PERSONS SUBJECT TO IMMIGRATION DETAINERS, INCLUDING BASIC
11 ORDERING AGREEMENTS IN EFFECT ON OR AFTER JANUARY 20, 2025.

12 2. AGREEMENTS AUTHORIZED BY 8 UNITED STATES CODE SECTION 1357 OR
13 SUCCESSOR AGREEMENTS.

14 3. ANY OTHER SIMILAR AGREEMENTS AUTHORIZED BY FEDERAL LAW.

15 C. LAWFUL TRANSPORTATION OR MOVEMENT INCIDENTAL TO CORRECTIONAL
16 FACILITY CONFINEMENT PURSUANT TO SUBSECTION D, PARAGRAPHS 1, 2 AND 3 OF
17 THIS SECTION IS WITHIN THE CONTROL OF A CORRECTIONAL FACILITY.

18 D. FOR THE PURPOSES OF THIS SECTION, "CORRECTIONAL FACILITY" MEANS
19 ANY PLACE USED BY ~~[A LAW ENFORCEMENT AGENCY AS DEFINED IN SECTION~~
20 ~~11-1052]~~[THE STATE DEPARTMENT OF CORRECTIONS OR A COUNTY SHERIFF'S OFFICE]
21 FOR THE CONFINEMENT OR CONTROL OF A PERSON FOR ONE OF THE FOLLOWING
22 REASONS:

23 1. THE PERSON IS CHARGED WITH OR CONVICTED OF AN OFFENSE.

24 2. THE PERSON IS BEING HELD FOR EXTRADITION.

25 3. PURSUANT TO AN ORDER OF COURT FOR LAW ENFORCEMENT PURPOSES.

26 11-1055. Enforcement; definitions

27 A. THE ATTORNEY GENERAL MAY BRING AN ACTION TO ENFORCE SECTIONS
28 11-1052, 11-1053 AND 11-1054 FOR APPROPRIATE INJUNCTIVE RELIEF TO BRING A
29 LAW ENFORCEMENT AGENCY OR THE DIRECTOR OF A CORRECTIONAL FACILITY INTO
30 COMPLIANCE. THE ACTION MAY BE BROUGHT IN THE SUPERIOR COURT OF THE COUNTY
31 IN WHICH THE DEFENDANT IS LOCATED.

32 B. A TAXPAYER OF THIS STATE MAY REQUEST, IN WRITING, THAT THE
33 ATTORNEY GENERAL INSTITUTE AN ACTION PURSUANT TO SUBSECTION A OF THIS
34 SECTION. A REQUEST MAY BE MADE ONLY BY A TAXPAYER OF THE COUNTY OF THE
35 LAW ENFORCEMENT AGENCY OR CORRECTIONAL FACILITY THAT IS THE SUBJECT OF THE
36 REQUEST. IF THE ATTORNEY GENERAL FAILS TO INSTITUTE AN ACTION AS PROVIDED
37 IN SUBSECTION A OF THIS SECTION SIXTY DAYS AFTER THE REQUEST IS MADE BY
38 THE TAXPAYER IN WRITING, THE TAXPAYER WHO MADE THE REQUEST MAY INSTITUTE
39 THE ACTION IN THE TAXPAYER'S OWN NAME AND AT THE TAXPAYER'S OWN EXPENSE
40 WITH THE SAME EFFECT AS IF BROUGHT BY THE ATTORNEY GENERAL.

41 C. THE COURT MAY AWARD REASONABLE COSTS INCURRED IN OBTAINING
42 RELIEF UNDER SUBSECTION A OR B OF THIS SECTION TO THE ATTORNEY GENERAL OR
43 TAXPAYER BRINGING THE ACTION, INCLUDING COURT COSTS, REASONABLE ATTORNEY
44 FEES, INVESTIGATIVE COSTS, WITNESS FEES AND DEPOSITION COSTS.

45 D. FOR THE PURPOSES OF THIS SECTION:

1 1. "CORRECTIONAL FACILITY" HAS THE SAME MEANING PRESCRIBED IN
2 SECTION 11-1054.

3 2. "LAW ENFORCEMENT AGENCY" HAS THE SAME MEANING PRESCRIBED IN
4 SECTION 11-1052.

5 <<Sec. 2. Appropriations; state treasurer; state department
6 of corrections; enforcement of federal
7 immigration and detention laws; exemption

8 [A. The sum of \$_____ is appropriated from the state general
9 fund in fiscal year 2025-2026 to the state treasurer to distribute to
10 county sheriffs' offices for the purposes of administering this act.

11 B. The sum of \$_____ is appropriated from the state general
12 fund in fiscal year 2025-2026 to the state department of corrections for
13 the purposes of administering this act.

14 C. The appropriation made in subsections A and B of this section is
15 exempt from the provisions of section 35-190, Arizona Revised Statutes,
16 relating to lapsing of appropriations.]]>>

17 Sec. 2. Legislative findings

18 The legislature finds:

19 1. That enforcement of our nation's immigration laws is critically
20 important to the safety and security of Arizona and the United States.

21 2. That illegal immigration to America has surged since 2021.
22 During the past four years, the United States customs and border
23 protection recorded more than eight million five hundred thousand
24 encounters at the southwest border of the United States. Border Crisis
25 Startling Stats: The Biden-Harris Border Crisis Continues as Nationwide
26 Encounters Reach Over 11 Million Since FY2021, U.S. House Committee on
27 Homeland Security (Jan. 3, 2025). "Shockingly, this number does not
28 include the reported 2.2 million known gotaways who have evaded Border
29 Patrol between ports of entry since FY2021."
30 <https://homeland.house.gov/wp-content/uploads/2025/01/November-24-SS.pdf>.

31 3. That the safety and security of Arizona families is threatened
32 by the illegal immigration that has occurred since 2021. In just four
33 years, the border patrol arrested more than fifty-seven thousand aliens
34 with criminal convictions or outstanding warrants. Border Crisis
35 Startling Stats: The Biden-Harris Border Crisis Continues as Nationwide
36 Encounters Reach Over 11 Million Since FY2021, U.S. House Committee on
37 Homeland Security (Jan. 3, 2025).
38 <https://homeland.house.gov/wp-content/uploads/2025/01/November-24-SS.pdf>.

39 Other aliens who have entered the country include:

40 (a) Suspected ISIS terrorists. Stepheny Price et al., Authorities
41 nab 8 suspected terrorists with ties to ISIS in multi-city sting
42 operation, Fox News, (June 11, 2024).
43 [https://www.foxnews.com/us/authorities-nab-8-suspected-terrorists-ties](https://www.foxnews.com/us/authorities-nab-8-suspected-terrorists-ties-isis-multi-city-sting-operation)
44 [isis-multi-city-sting-operation](https://www.foxnews.com/us/authorities-nab-8-suspected-terrorists-ties-isis-multi-city-sting-operation).

45 (b) Murderers. Jennie Taer, Migrant charged with Laken Riley's
46 murder easily entered US despite links to bloodthirsty gang, bombshell

1 [Post probe reveals](#), New York Post (Mar. 8, 2024).
2 [https://nypost.com/2024/03/08/us-news/migrant-charged-with-murdering-](https://nypost.com/2024/03/08/us-news/migrant-charged-with-murdering-laken-rileys-easy-path-to-us/)
3 [laken-rileys-easy-path-to-us/](https://nypost.com/2024/03/08/us-news/migrant-charged-with-murdering-laken-rileys-easy-path-to-us/).

4 (c) Dangerous gang members. Julia Ainsley, [DHS is seeking more](#)
5 [than 600 migrants for possible ties to Venezuelan gang](#), NBC News,
6 (Oct. 23, 2024). [https://www.nbcnews.com/news/dhs-identified-600-](https://www.nbcnews.com/news/dhs-identified-600-migrants-possible-ties-venezuelan-gang-rcna176020)
7 [migrants-possible-ties-venezuelan-gang-rcna176020](https://www.nbcnews.com/news/dhs-identified-600-migrants-possible-ties-venezuelan-gang-rcna176020).

8 (d) Individuals on the terrorist watchlist. [Border Crisis](#)
9 [Startling Stats: CBP Records More Than 140,000 Encounters Nationwide to](#)
10 [Start FY2025](#), U.S. House Committee on Homeland Security (Nov. 20, 2024).
11 [https://homeland.house.gov/wp-content/uploads/2024/11/October-FY25-](https://homeland.house.gov/wp-content/uploads/2024/11/October-FY25-Startling-Stats.pdf)
12 [Startling-Stats.pdf](https://homeland.house.gov/wp-content/uploads/2024/11/October-FY25-Startling-Stats.pdf).

13 4. That Arizona taxpayers also are affected by illegal immigration.
14 A recent report estimated that the four hundred fifty-three thousand
15 aliens who are unlawfully present in Arizona in 2023 cost Arizona
16 taxpayers \$3,190,000.000 that year. [The Fiscal Burden of Illegal](#)
17 [Immigration on United States Taxpayers 2023](#), Federation for American
18 Immigration Reform, (Mar. 8, 2023).
19 https://www.fairus.org/sites/default/files/2023-03/arizona2023_0.pdf.

20 5. That it is an important state interest to cooperate and assist
21 the federal government in the enforcement of federal immigration laws
22 within this state.

23 6. That it is the intent of the legislature to require Arizona law
24 enforcement officials to work in conjunction with federal immigration
25 authorities and to use all resources made available by the federal
26 government to assist state and local law enforcement officers in the
27 enforcement of the laws of this state and of the immigration laws of the
28 United States.

29 7. That because the matters contained in this act have important
30 statewide ramifications for compliance with and enforcement of federal
31 immigration laws and for the welfare of all citizens in this state, these
32 matters are of statewide concern.

33 8. That allowing aliens who are unlawfully present in the United
34 States to reside within Arizona undermines federal immigration laws and
35 state laws allocating available resources.

36 9. That all appropriate state officials and law enforcement
37 agencies are to vigorously pursue all federal ~~[moneys]~~ ~~[monies]~~ to which
38 the state may be entitled for the reimbursement of ~~[moneys]~~ ~~[monies]~~ spent
39 to comply with federal immigration laws.

40 Sec. 3. Retroactivity

41 This act applies retroactively to from and after December 31, 2024.

42 Sec. 4. Severability

43 If a provision of this act or its application to any person or
44 circumstance is held invalid, the invalidity does not affect other
45 provisions or applications of the act that can be given effect without the

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1 invalid provision or application, and to this end the provisions of this
2 act are severable.

3 Sec. 5. Short title

4 This act may be cited as the "Arizona Immigration, Cooperation and
5 Enforcement Act or the Arizona ICE Act".

6 Enroll and engross to conform

7 Amend title to conform

DAVID GOWAN

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02/14/2025
~~3:01 PM~~
~~C: LAT~~

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02/14/2025
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