



Rep. Emanuel Chris Welch

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1 AMENDMENT TO HOUSE BILL 426

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 426 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the  
5 Immigration Safe Zones Act.

6 Section 5. Findings. The General Assembly makes the  
7 following findings:

8 (1) The State of Illinois is committed to ensuring that  
9 all residents of this State are treated equally  
10 notwithstanding race, religion, national origin, sexual  
11 orientation, gender, or immigration status.

12 (2) All residents of this State are entitled to live  
13 with dignity and without fear.

14 (3) Immigrants in this State should be able to live  
15 full and productive lives without fear of the government.

16 (4) The General Assembly shall continue to strive to

1 create an environment where all residents are protected to  
2 the best of this State's ability.

3 Section 10. Definitions. In this Act:

4 "Appropriate personnel" means the personnel of a facility  
5 listed in subsection (a) of Section 15 of this Act that the  
6 Department of Human Services has determined, by rule, to be a  
7 person of authority for that facility. For a public elementary  
8 or secondary school, the Department shall deem "appropriate  
9 personnel" to be the school district's superintendent, in  
10 consultation with the school district's chief legal counsel.  
11 For an institution of higher education, the Department shall  
12 deem "appropriate personnel" to be the president or chancellor  
13 of the institution.

14 "Department" means the Department of Human Services.

15 "ICE" means the United States Immigration and Customs  
16 Enforcement agency of the United States Department of Homeland  
17 Security, the Homeland Security Investigations agency of the  
18 Department of Homeland Security, and any successor agency  
19 charged with the enforcement of civil immigration laws.

20 "Immigration issues" means issues facing immigrants  
21 concerning their legal status and the process of deportation.

22 Section 15. Prohibitions.

23 (a) The following entities in this State may not grant  
24 access to ICE or to State and local law enforcement agencies

1 acting pursuant to an agreement with ICE or undertake other  
2 joint efforts with federal, State, or local law enforcement  
3 agencies to investigate, detain, or arrest individuals for  
4 violation of federal immigration law, unless a court has issued  
5 a warrant and appropriate personnel have reviewed that warrant:

6 (1) State-funded schools, including licensed day care  
7 centers, pre-schools, and other early learning programs;  
8 elementary and secondary schools; and institutions of  
9 higher education.

10 (2) State-funded medical treatment and health care  
11 facilities, including hospitals, health clinics, emergency  
12 or urgent care facilities, nursing homes, group homes for  
13 persons with developmental disabilities,  
14 community-integrated living arrangements, and State mental  
15 health facilities.

16 (b) Employees of elementary and secondary schools in this  
17 State and institutions of higher education in this State shall  
18 be prohibited from asking about a student's immigration status  
19 or that of the student's family members, except in cases of  
20 in-State or in-district tuition verification, scholarships,  
21 grants, or services that are contingent upon this information.

22 Section 20. Training. In accordance with rules adopted by  
23 the Department, the Department shall provide training or make  
24 training available from a source with expertise in immigration  
25 to teachers, administrators, and other staff of elementary and

1 secondary schools in this State, as well as to staff of medical  
2 treatment and health care facilities, on how to deal with  
3 immigration issues and how to notify families of those issues  
4 in multiple languages. Training in how to deal with immigration  
5 issues may include, but is not limited to, providing  
6 information regarding the legal rights of immigrants,  
7 explaining the process of deportation, assisting in finding  
8 resources available to help immigrants, and anything else the  
9 Department determines by rule.

10 Section 25. Assistance. The appropriate personnel of a  
11 facility listed in subsection (a) of Section 15 of this Act  
12 shall develop a plan within 90 days after the effective date of  
13 this Act to provide assistance, information, and safety to  
14 persons who are concerned about the government's immigration  
15 enforcement efforts.

16 Section 30. Removal of file information. Beginning on the  
17 effective date of this Act, all applications, questionnaires,  
18 and interview forms used in relation to benefits,  
19 opportunities, or services provided by a State agency or  
20 in-State or in-district tuition verification, scholarships,  
21 grants, or services provided by a public elementary or  
22 secondary school or public institution of higher education must  
23 be promptly reviewed by that State agency, school, or  
24 institution, and any questions regarding citizenship or

1 immigration status, other than those required by statute,  
2 ordinance, federal law, or court order, must be removed within  
3 60 days after the effective date of this Act. Sixty days after  
4 the effective date of this Act, no applications,  
5 questionnaires, or interview forms used in relation to  
6 benefits, opportunities, or services provided by a State agency  
7 or in-State or in-district tuition verification, scholarships,  
8 grants, or services provided by a public elementary or  
9 secondary school or public institution of higher education may  
10 contain any questions regarding citizenship or immigration  
11 status, other than those required by statute, ordinance,  
12 federal law, or court order.

13 Section 90. Rules. The Department shall adopt any rules  
14 necessary to implement this Act.

15 Section 97. Severability. The provisions of this Act are  
16 severable under Section 1.31 of the Statute on Statutes.

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.".