

AMENDMENT NO. _____ Calendar No. _____

Purpose: To amend the Immigration and Nationality Act by expressly preempting any State or local law imposing a civil or criminal sanction, impairment, or liability on the basis of immigration status.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. 744

To provide for comprehensive immigration reform and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mrs. FEINSTEIN

Viz:

1 On page 32, strike line 16 and insert the following:

2 **SEC. 8. FEDERAL PREEMPTION.**

3 Title I is amended by adding at the end the following:

4 **“SEC. 107. FEDERAL PREEMPTION.**

5 “(a) IN GENERAL.—Except as otherwise permitted or
6 required by Federal law, the provisions of this Act shall
7 preempt any State or local law that—

8 “(1) imposes a civil or criminal sanction, im-
9 pairment, or liability on the basis of immigration
10 status or a violation of any provision of this Act; or

1 “(2) requires the disclosure of immigration sta-
2 tus as a condition of receiving any dwelling, good,
3 merchandise, program, or service.

4 “(b) RULE OF CONSTRUCTION.—Nothing in this sec-
5 tion may be construed to restrict the authority of a State
6 or local government to cooperate in the enforcement or
7 administration of Federal immigration law, to the extent
8 that such cooperation is authorized by this Act or is con-
9 ducted pursuant to the authorization of the Department
10 of Homeland Security or other agency of the Federal Gov-
11 ernment.”.

12 **SEC. 9. DEFINITIONS.**