

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

628P0749

HOUSE CONCURRENT RESOLUTION NO. 1009

Introduced by: Representatives Jerke, Ahlers, Boomgarden, Bradford, Brunner, Buckingham, Carson, Cutler, Davis, Deadrick, Dennert, DeVries, Dreyer, Dykstra, Elliott, Faehn, Feinstein, Gassman, Gillespie, Gilson, Glenski, Gosch, Hackl, Halverson, Hargens, Haverly, Heineman, Hills, Howie, Hunt, Kirkeby, Koistinen, Krebs, Lucas, Lust, McLaughlin, Miles, Moore, Nelson, Noem, Novstrup (Al), Novstrup (David), Nygaard, Olson (Betty), Olson (Russell), Olson (Ryan), Pederson (Gordon), Peters, Pitts, Putnam, Rausch, Rave, Rhoden, Rounds, Sigdestad, Steele, Thompson, Tidemann, Turbiville, Van Etten, Van Norman, Vanneman, Vehle, Weems, Wick, and Willadsen and Senators Lintz, Abdallah, Albers, Apa, Bartling, Dempster, Duenwald, Gant, Garnos, Gray, Greenfield, Hansen (Tom), Hanson (Gary), Hauge, Hoerth, Hunhoff, Kloucek, Knudson, Koetzle, Maher, McCracken, McNenny, Napoli, Olson (Ed), Peterson (Jim), Schmidt (Dennis), Smidt (Orville), Sutton, and Two Bulls

1 A CONCURRENT RESOLUTION, Supporting full funding, at the federal level, for
2 immigration and custom enforcement officers for the detention of persons who have been
3 determined to be in South Dakota illegally and have been reported to them by local law
4 enforcement officers.

5 WHEREAS, local law enforcement officers already report to Immigration and Customs
6 Enforcement any person that is unable to provide documentation or who provides questionable
7 documentation that they come into contact with; and

8 WHEREAS, unless that person has committed a violent crime, Immigration and Customs
9 Enforcement officials are usually unable to authorize the detention of that person; and



1 WHEREAS, Immigration and Customs Enforcement are not able to deport everyone that
2 Immigration and Customs Enforcement is contacted about that is confirmed to be in South
3 Dakota illegally because of limited funding at the federal level; and

4 WHEREAS, Immigration and Customs Enforcement should be reimbursing local law
5 enforcement agencies for detention of illegal immigrants:

6 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Eighty-
7 Third Legislature of the State of South Dakota, the Senate concurring therein, that the South
8 Dakota Legislature urges the federal government to provide full funding so that when local law
9 enforcement officers contact Immigration and Customs Enforcement about a person suspected
10 of committing a crime in South Dakota and it is determined by Immigration and Customs
11 Enforcement that that person is indeed illegal, the person may be detained and, if convicted, be
12 deported.