

## CO-SPONSORSHIP MEMORANDUM

TO: All Legislators

FROM: Representatives John Spiros and Jesse Kremer & Senator Stephen Nass

DATE: March 1, 2017

RE: Co-sponsorship of LRB-1205/1 – Prohibiting Sanctuary Cities in Wisconsin

**DEADLINE: WEDNESDAY MARCH 15, 2017 AT 5 P.M.**

On July 1, 2015 32 year old Kathryn Steinle was shot and killed as she was walking on a San Francisco pier with her father. The shooter was Francisco Sanchez, an illegal immigrant and convicted felon who had been previously deported five times. In March, after serving a third prison term for entering the country illegally, he was sent to San Francisco for an outstanding drug charge. The San Francisco district attorney's office declined to prosecute the case. U.S. Immigration and Customs Enforcement (ICE) had issued a detainer for Sanchez requesting that he be kept in custody until immigration authorities could pick him up. However, since San Francisco is a sanctuary city, the city did not honor the detainer and he was released from jail and set free. Less than 4 months later he opened fire on the San Francisco pier. Sadly, this is not the only situation where a violent crime has been committed by an illegal immigrant who has been released in spite of an ICE detainer.

This bill is common sense legislation that protects public safety by calling for cooperation with federal law enforcement agencies. This will ensure protection for all Wisconsin citizens as well as those visiting our state. As a state we should be preemptive and make sure that what happened in San Francisco cannot happen here.

This bill seeks to ensure our local governments are complying with federal immigration laws and detainers by prohibiting them from enacting any ordinances, resolutions, or policies that prevent them from doing otherwise. Those political subdivisions that still fail to comply will see a reduction in shared revenue payments and will be held liable for damages caused by the illegal alien.

The bill we introduced last session passed the Assembly floor, as well as the Senate Committee on Labor and Government Reform. After taking significant feedback from law enforcement groups, legislators, citizens, and other concerned parties, we are introducing a bill that is a substantial development from the one introduced last session. Rather than potentially impacting anyone who has been stopped by law enforcement, we limited the scope of the bill in an effort to only impact those individuals who pose a legitimate public safety risk to our state.

If you would like to co-sponsor this legislation, or if you have any questions, please reply to this email or contact Erin in Rep. Spiros office (6-1182) or Adam in Sen. Nass's office (6-2635) by Wednesday, March 15th at 5 p.m.

*Analysis by the Legislative Reference Bureau*

*This bill prohibits a city, village, town, or county from enacting or enforcing an ordinance, resolution, or policy that prohibits the enforcement of a federal or state law relating to illegal aliens or ascertaining whether an individual has satisfactory immigration status. The bill also requires a political subdivision to comply with a lawful detainer that is issued by U.S. Immigration and Customs Enforcement, and authorizes the attorney general or appropriate district attorney or sheriff to file a writ of mandamus with the circuit court to require compliance with the requirements created by the bill if he or she believes that the political subdivision is failing to comply with the requirements.*

*If a court finds that a political subdivision has failed to comply, the department of revenue must reduce the political subdivision's shared revenue payments in the next year by \$500 to \$5,000, depending on the political subdivision's population, for each day of noncompliance. Also under the bill, if a court makes such a finding, the political subdivision is liable for any damages caused by the illegal alien.*