

115TH CONGRESS  
2D SESSION

# H. R. 5617

To prohibit sanctuary jurisdictions from receiving Federal funds under the State Criminal Alien Assistance Program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2018

Mr. DONOVAN (for himself, Mr. BIGGS, Mr. BUCK, Mr. LAMALFA, Mr. PERRY, and Mr. BARLETTA) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To prohibit sanctuary jurisdictions from receiving Federal funds under the State Criminal Alien Assistance Program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Enforcement, No  
5 Grant for Sanctuary Cities Act of 2018”.

6 **SEC. 2. SANCTUARY JURISDICTIONS INELIGIBLE FOR CER-**  
7 **TAIN FEDERAL FUNDS.**

8 (a) IN GENERAL.—A sanctuary jurisdiction is not eli-  
9 gible to receive any Federal funds under section 241(i)

1 of the Immigration and Nationality Act (8 U.S.C. 1231(i))  
2 for the fiscal year in which the jurisdiction was determined  
3 to be a sanctuary jurisdiction.

4 (b) DETERMINATIONS.—The Secretary of Homeland  
5 Security shall determine, on an annual basis, which juris-  
6 dictions are sanctuary jurisdictions.

7 (c) SANCTUARY JURISDICTION DEFINED.—

8 (1) IN GENERAL.—Except as provided in para-  
9 graph (2), the term “sanctuary jurisdiction” means  
10 any State or political subdivision of a State that has  
11 in effect a statute, ordinance, policy, or practice that  
12 prohibits or restricts any government entity or offi-  
13 cial from—

14 (A) sending, receiving, maintaining, or ex-  
15 changing with any Federal, State, or local gov-  
16 ernment entity information regarding the citi-  
17 zenship or immigration status (lawful or unlaw-  
18 ful) of any individual; or

19 (B) complying with a request lawfully  
20 made by the Department of Homeland Security  
21 under section 236 or 287 of the Immigration  
22 and Nationality Act (8 U.S.C. 1226, 1357) to  
23 comply with a detainer for, or notify about the  
24 release of, an individual.

1           (2) EXCEPTION.—A State or political subdivi-  
2           sion of a State shall not be deemed a sanctuary ju-  
3           risdiction based solely on its having a policy whereby  
4           its officials will not share information regarding, or  
5           comply with a request made by the Department of  
6           Homeland Security under section 236 or 287 of the  
7           Immigration and Nationality Act (8 U.S.C. 1226,  
8           1357) to comply with a detainer regarding, an indi-  
9           vidual who comes forward as a victim or a witness  
10          to a criminal offense.

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