

HF16 - 0 - Immigration Cooperation and Reporting Modified

Chief Author: **Max Rymer**
 Committee: **Public Safety Finance And Policy**
 Date Completed: **3/12/2025 8:54:59 AM**
 Lead Agency: **Attorney General**
 Other Agencies:
 Public Safety Dept Supreme Court

| State Fiscal Impact | Yes | No |
|---------------------------|-----|----|
| Expenditures | | X |
| Fee/Departmental Earnings | | X |
| Tax Revenue | | X |
| Information Technology | | X |
| Local Fiscal Impact | | X |

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions shown in the parentheses.

| State Cost (Savings) | | Biennium | | | Biennium | |
|----------------------|----------------|----------|--------|--------|----------|---|
| Dollars in Thousands | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 | |
| State Total | | | | | | |
| | Total | - | - | - | - | - |
| | Biennial Total | | | - | | - |

| Full Time Equivalent Positions (FTE) | Biennium | | | Biennium | |
|--------------------------------------|----------|--------|--------|----------|--------|
| | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | - | - | - | - | - |

Lead LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Chloe Burns **Date:** 3/12/2025 8:54:59 AM
Phone: 651-297-1423 **Email:** chloe.burns@lbo.mn.gov

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

| State Cost (Savings) = 1-2 | | Biennium | | | Biennium | |
|--|--|-----------------|---------------|---------------|-----------------|---------------|
| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 1 - Expenditures, Absorbed Costs*, Transfers Out* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 2 - Revenues, Transfers In* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

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 Committee: **Public Safety Finance And Policy**
 Date Completed: **3/12/2025 8:54:59 AM**
 Agency: **Attorney General**

| State Fiscal Impact | Yes | No |
|---------------------------|-----|----|
| Expenditures | | X |
| Fee/Departmental Earnings | | X |
| Tax Revenue | | X |
| Information Technology | | X |
| Local Fiscal Impact | | X |

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| State Cost (Savings) | | Biennium | | | Biennium | |
|----------------------|--|----------|--------|--------|----------|--------|
| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

| Full Time Equivalent Positions (FTE) | | Biennium | | | Biennium | |
|--------------------------------------|--|----------|--------|--------|----------|--------|
| | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Chloe Burns **Date:** 3/7/2025 7:52:14 AM
Phone: 651-297-1423 **Email:** chloe.burns@lbo.mn.gov

State Cost (Savings) Calculation Details

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*Transfers In/Out and Absorbed Costs are only displayed when reported.

| State Cost (Savings) = 1-2 | | Biennium | | | Biennium | |
|--|--|-----------------|---------------|---------------|-----------------|---------------|
| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 1 - Expenditures, Absorbed Costs*, Transfers Out* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 2 - Revenues, Transfers In* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

Bill Description

HF16 prohibits any state or local entity or authority from prohibiting or restricting the sharing of citizenship or immigration status information with federal immigration authorities. It also prohibits all political subdivisions from enacting any ordinance, regulation, or policy that prohibits a criminal justice agency, peace officer, or official or employee of the political subdivision from communicating or cooperating with federal immigration authorities regarding the immigration status of any person within the state; and the enforcement of federal immigration laws and regulations. The bill also requires county attorneys to notify federal immigration authorities when an undocumented person is arrested for a crime of violence.

Assumptions

The bill directs the attorney general and county attorneys to investigate violations of the proposed legislation. Any work related to this legislation will be done by the Office's existing attorneys and investigators.

Expenditure and/or Revenue Formula

n/a

Long-Term Fiscal Considerations

n/a

Local Fiscal Impact

n/a

References/Sources

n/a

Agency Contact: Laura Sayles

Agency Fiscal Note Coordinator Signature: Laura Capuana

Phone: 651-402-2213

Date: 3/6/2025 5:42:42 PM

Email: laura.capuana@ag.state.mn.us

HF16 - 0 - Immigration Cooperation and Reporting Modified

Chief Author: **Max Rymer**
 Committee: **Public Safety Finance And Policy**
 Date Completed: **3/12/2025 8:54:59 AM**
 Agency: **Public Safety Dept**

| State Fiscal Impact | Yes | No |
|---------------------------|-----|----|
| Expenditures | | X |
| Fee/Departmental Earnings | | X |
| Tax Revenue | | X |
| Information Technology | | X |
| Local Fiscal Impact | | X |

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| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

| Full Time Equivalent Positions (FTE) | | Biennium | | | Biennium | |
|--------------------------------------|--|----------|--------|--------|----------|--------|
| | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Laura Cecko **Date:** 3/12/2025 8:34:04 AM
Phone: 651-284-6543 **Email:** laura.cecko@lbo.mn.gov

State Cost (Savings) Calculation Details

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| State Cost (Savings) = 1-2 | | Biennium | | | Biennium | |
|--|--|-----------------|--------|--------|-----------------|--------|
| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 1 - Expenditures, Absorbed Costs*, Transfers Out* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 2 - Revenues, Transfers In* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

Bill Description

This bill requires law enforcement cooperation with federal immigration or citizenship requests. It also requires reporting and notification to federal authorities by county attorneys when an undocumented person is arrested for a crime of violence. The bill creates several new statutes and is effective the day after enactment.

Assumptions

There is no fiscal impact to Department of Public Safety divisions. It is assumed that all formal reporting requirements outlined in this proposal would be the responsibility of the various county attorney's offices. The Minnesota State Patrol would provide awareness and any needed training on these laws requiring cooperation with federal immigration authorities through organizational memorandum and/or scheduled in-service sessions. There is no fiscal impact to Driver and Vehicle Services.

Expenditure and/or Revenue Formula**Long-Term Fiscal Considerations****Local Fiscal Impact****References/Sources****Agency Contact:**

Agency Fiscal Note Coordinator Signature: Brian Awsumb

Phone: 651-539-3387

Date: 3/11/2025 9:13:27 PM

Email: brian.awsumb@state.mn.us

HF16 - 0 - Immigration Cooperation and Reporting Modified

Chief Author: **Max Rymer**
 Committee: **Public Safety Finance And Policy**
 Date Completed: **3/12/2025 8:54:59 AM**
 Agency: **Supreme Court**

| State Fiscal Impact | Yes | No |
|---------------------------|-----|----|
| Expenditures | | X |
| Fee/Departmental Earnings | | X |
| Tax Revenue | | X |
| Information Technology | | X |
| Local Fiscal Impact | | X |

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| State Cost (Savings) | | Biennium | | | Biennium | |
|----------------------|--|----------|--------|--------|----------|--------|
| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

| Full Time Equivalent Positions (FTE) | | Biennium | | | Biennium | |
|--------------------------------------|--|----------|--------|--------|----------|--------|
| | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Susan Nelson **Date:** 3/5/2025 1:03:03 PM
Phone: 651-296-6054 **Email:** susan.nelson@lbo.mn.gov

State Cost (Savings) Calculation Details

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| State Cost (Savings) = 1-2 | | Biennium | | | Biennium | |
|--|--|-----------------|--------|--------|-----------------|--------|
| Dollars in Thousands | | FY2025 | FY2026 | FY2027 | FY2028 | FY2029 |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 1 - Expenditures, Absorbed Costs*, Transfers Out* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |
| 2 - Revenues, Transfers In* | | | | | | |
| Total | | - | - | - | - | - |
| Biennial Total | | | | - | | - |

Bill Description

HF16-0 ("the bill") adds three new statutes related to sharing information regarding immigration status with federal immigration authorities.

Section 1: Creates a new statute in the Data Practices Act (Chapter 13), 13.021, prohibiting any state or local entity or authority from prohibiting or restricting the sharing of citizenship or immigration status information with federal immigration authorities. Section 1 authorizes the attorney general or a county attorney to seek a court order for compliance.

Section 2: Creates a new statute in Chapter 299A, which generally governs the Department of Public Safety. The new statute, 299A.82, prohibits all political subdivisions from enacting any ordinance, regulation, or policy that "limits or prohibits a criminal justice agency, peace officer, or official or employee of the political subdivision from communicating or cooperating" with federal immigration authorities regarding: (1) the immigration status of any person within the state; and (2) the enforcement of federal immigration laws and regulations. Section 2 authorizes the attorney general or a county attorney to seek a court order for compliance.

Section 3: Creates a new statute in Chapter 388, which generally governs county attorneys. The new statute, 388.165, requires all county attorneys to report any undocumented person to U.S. Immigration and Customs Enforcement who is arrested on suspicion of committing a crime of violence as defined by Minn. Stat. § 624.712, subd. 5, regardless of whether charges are filed.

Assumptions

It is assumed that judicial branch practices regarding record access and information disclosure will be unaffected by this bill because judicial branch records are governed by the Rules of Public Access to Records of the Judicial Branch and the judiciary is exempt from the Data Practices Act, pursuant to Minn. Stat. § 13.90.

It is assumed that civil case filings will increase because the bill authorizes the attorney general and county attorneys to seek court orders for compliance of certain provisions. It is assumed there may be an increase in criminal cases filed under Ch. 13.

It is assumed that any increase in case filings, both civil and criminal, will bear some relationship to the number of current criminal filings for violations of Chapter 13. Due to the low numbers of current filings under Chapter 13, it is anticipated that the judicial branch will absorb any increased workload as a result of this bill.

Expenditure and/or Revenue Formula

Based on five years of judicial branch data (2020-2024), there were 89 charges filed statewide alleging a violation of Minn.

Stat. § 13.09(a). This amounts to an annual average of just under 18 charges statewide. Even if each charge represented a single case, an additional 18 criminal cases statewide per year would not have a significant fiscal impact on the judicial branch and an additional 18 civil cases statewide would also not have a significant fiscal impact on the judicial branch.

Long-Term Fiscal Considerations

None

Local Fiscal Impact

References/Sources

Agency Contact:

Agency Fiscal Note Coordinator Signature: Callie Lehman

Phone: 651-297-7579

Date: 3/5/2025 8:54:55 AM

Email: callie.lehman@courts.state.mn.us