

HOUSE No. 1477

The Commonwealth of Massachusetts

PRESENTED BY:

Antonio F. D. Cabral

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to enforcing federal law.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>	<i>2/19/2021</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>2/23/2021</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>2/26/2021</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>	<i>2/26/2021</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/26/2021</i>
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>	<i>2/26/2021</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>	<i>2/26/2021</i>
<i>Marcos A. Devers</i>	<i>16th Essex</i>	<i>3/4/2021</i>
<i>Patricia A. Duffy</i>	<i>5th Hampden</i>	<i>3/4/2021</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>3/4/2021</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/4/2021</i>
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>	<i>3/5/2021</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>3/8/2021</i>
<i>Danillo A. Sena</i>	<i>37th Middlesex</i>	<i>3/8/2021</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>	<i>3/10/2021</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>3/11/2021</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>	<i>3/18/2021</i>
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	<i>3/18/2021</i>

<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>3/18/2021</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>	<i>4/12/2021</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>4/12/2021</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>4/13/2021</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>4/13/2021</i>
<i>Vanna Howard</i>	<i>17th Middlesex</i>	<i>4/16/2021</i>
<i>Peter Capano</i>	<i>11th Essex</i>	<i>5/5/2021</i>
<i>Steven C. Owens</i>	<i>29th Middlesex</i>	<i>5/25/2021</i>

HOUSE No. 1477

By Mr. Cabral of New Bedford, a petition (accompanied by bill, House, No. 1477) of Antonio F. D. Cabral and others relative to enforcement of certain federal law by sheriffs and employees of correctional institutions. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to enforcing federal law.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 37 of the General Laws, as appearing in the 2018 Official Edition,
2 is hereby amended by adding the following section:-

3 “Section 27. Agreements to Enforce Federal Law.

4 (a) Sheriffs and their employees may only perform functions pursuant to an agreement
5 described in 8 U.S.C. § 1357(g) if the costs of such performance, including employee
6 compensation, are borne solely by the Federal government and there is a state statute explicitly
7 authorizing such agreements.

8 (b) The Sheriff shall keep books, records and accounts of all activities under this section,
9 which shall be open to inspection and shall be annually reported to the house and senate
10 committees on ways and means, the joint committee on the judiciary and the joint committee on
11 public safety and homeland security. Said book shall be a public record, as defined in clause 27
12 of section 7 of chapter 4 of the General Laws.”.

13 SECTION 2. Chapter 124 of the General Laws, as appearing in the 2018 Official Edition,
14 is hereby amended by adding the following section:-

15 “Section 11. Agreements to Enforce Federal Law.

16 (a) Any employee of the department of corrections, jail, houses of corrections, or other
17 correctional institutions of the Commonwealth may only perform functions pursuant to an
18 agreement described in 8 U.S.C. § 1357(g) if the costs of such performance, including employee
19 compensation, are borne solely by the Federal government and there is a state statute explicitly
20 authorizing such agreements.

21 (b) The commissioner of correction shall keep books, records and accounts of all
22 activities under this section, which shall be open to inspection and shall be annually reported to
23 the house and senate committees on ways and means, the joint committee on the judiciary and
24 the joint committee on public safety and homeland security. Said book shall be a public record,
25 as defined in clause 27 of section 7 of chapter 4 of the General Laws.”.