



General Assembly

January Session, 2025

***Raised Bill No. 7211***

LCO No. 6170



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING CIVIL IMMIGRATION DETAINERS FOR  
PERSONS WHO ARE CHARGED WITH THE COMMISSION OF A  
CLASS A, B OR C FELONY OR A FAMILY VIOLENCE CRIME.***

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Section 54-192h of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2025*):

3 (a) For the purposes of this section:

4 (1) "Administrative warrant" means a warrant, notice to appear,  
5 removal order or warrant of deportation issued by an agent of a federal  
6 agency charged with the enforcement of immigration laws or the  
7 security of the borders, including ICE and the United States Customs  
8 and Border Protection, but does not include a warrant issued or signed  
9 by a judicial officer.

10 (2) "Civil immigration detainer" means a request from a federal  
11 immigration authority to a local or state law enforcement agency for a  
12 purpose including, but not limited to:

13 (A) Detaining an individual suspected of violating a federal  
14 immigration law or who has been issued a final order of removal;

15 (B) Facilitating the (i) arrest of an individual by a federal immigration  
16 authority, or (ii) transfer of an individual to the custody of a federal  
17 immigration authority;

18 (C) Providing notification of the release date and time of an  
19 individual in custody; and

20 (D) Notifying a law enforcement officer, through DHS Form I-247A,  
21 or any other form used by the United States Department of Homeland  
22 Security or any successor agency thereto, of the federal immigration  
23 authority's intent to take custody of an individual;

24 (3) "Confidential information" means any information obtained and  
25 maintained by a law enforcement agency relating to (A) an individual's  
26 (i) sexual orientation, or (ii) status as a victim of domestic violence or  
27 sexual assault, (B) whether such individual is a (i) crime witness, or (ii)  
28 recipient of public assistance, or (C) an individual's income tax or other  
29 financial records, including, but not limited to, Social Security numbers;

30 (4) "Federal immigration authority" means any officer, employee or  
31 other person otherwise paid by or acting as an agent of ICE or any  
32 division thereof or any officer, employee or other person otherwise paid  
33 by or acting as an agent of the United States Department of Homeland  
34 Security or any successor agency thereto who is charged with  
35 enforcement of the civil provisions of the Immigration and Nationality  
36 Act;

37 (5) "ICE" means United States Immigration and Customs  
38 Enforcement or any successor agency thereto;

39 (6) "ICE access" means any of the following actions taken by a law  
40 enforcement officer with respect to an individual who is stopped by a  
41 law enforcement officer with or without the individual's consent,

42 arrested, detained or otherwise under the control of a law enforcement  
43 official or agency:

44 (A) Responding to a civil immigration detainer or request for  
45 notification pursuant to subparagraph (B) of this subdivision  
46 concerning such individual;

47 (B) Providing notification to a federal immigration authority that  
48 such individual is being or will be released at a certain date and time  
49 through data sharing or otherwise;

50 (C) Providing a federal immigration authority nonpublicly available  
51 information concerning such individual regarding release date or time,  
52 home address or work address, whether obtained through a computer  
53 database or otherwise;

54 (D) Allowing a federal immigration authority to interview such  
55 individual under the control of the law enforcement agency;

56 (E) Allowing a federal immigration authority to use a facility or  
57 resources in the control of a law enforcement agency to conduct  
58 interviews, administrative proceedings or other immigration  
59 enforcement activities concerning such individual; or

60 (F) Providing a federal immigration authority information regarding  
61 dates and times of probation or parole supervision or any other  
62 information related to such individual's compliance with the terms of  
63 probation or parole;

64 "ICE access" does not include submission by a law enforcement  
65 officer of fingerprints to the Automated Fingerprints Identification  
66 system of an arrested individual or the accessing of information from  
67 the National Crime Information Center by a law enforcement officer  
68 concerning an arrested individual;

69 (7) "Judicial officer" means any judge of the state or federal judicial  
70 branches and any federal magistrate judge. "Judicial officer" does not

71 mean an immigration judge;

72 (8) "Law enforcement agency" means any agency for which a law  
73 enforcement officer is an employee of or otherwise paid by or acting as  
74 an agent of;

75 (9) "Law enforcement officer" means:

76 (A) Each officer, employee or other person otherwise paid by or  
77 acting as an agent of the Department of Correction;

78 (B) Each officer, employee or other person otherwise paid by or acting  
79 as an agent of a municipal police department;

80 (C) Each officer, employee or other person otherwise paid by or  
81 acting as an agent of the Division of State Police within the Department  
82 of Emergency Services and Public Protection; and

83 (D) Each judicial marshal, state marshal and adult probation officer;

84 (10) "Bail commissioner or intake, assessment or referral specialist"  
85 means an employee of the Judicial Branch whose duties are described in  
86 section 54-63d; and

87 (11) "School police or security department" means any police or  
88 security department of (A) the constituent units of the state system of  
89 higher education, as defined in section 10a-1, (B) a public school, or (C)  
90 a local or regional school district.

91 (b) (1) No law enforcement officer, bail commissioner or intake,  
92 assessment or referral specialist, or employee of a school police or  
93 security department shall:

94 (A) [Arrest] Except as provided in subdivision (2) of this subsection,  
95 arrest or detain an individual pursuant to a civil immigration detainer;  
96 [unless (i) the detainer is accompanied by a warrant issued or signed by  
97 a judicial officer, (ii) the individual has been convicted of a class A or B

98 felony offense, or (iii) the individual is identified as a possible match in  
99 the federal Terrorist Screening Database or similar database;]

100 (B) Expend or use time, money, facilities, property, equipment,  
101 personnel or other resources to communicate with a federal  
102 immigration authority regarding the custody status or release of an  
103 individual targeted by a civil immigration detainer, except in a case  
104 where the individual has been charged, after a finding of probable  
105 cause, with a class A, B or C felony offense or a family violence crime  
106 pursuant to section 46b-38h, or as provided in subsection (e) of this  
107 section;

108 (C) Arrest or detain an individual based on an administrative  
109 warrant, unless such individual has been charged, after a finding of  
110 probable cause, with a class A, B or C felony offense or a family violence  
111 crime pursuant to section 46b-38h;

112 (D) Give a federal immigration authority access to interview an  
113 individual who is in the custody of a law enforcement agency unless the  
114 individual (i) has been [convicted of] charged with, after a finding of  
115 probable cause, a class A, [or] B or C felony offense or a family violence  
116 crime pursuant to section 46b-38h, (ii) is identified as a possible match  
117 in the federal Terrorist Screening Database or similar database, or (iii) is  
118 the subject of a court order issued under 8 USC 1225(d)(4)(B); or

119 (E) Perform any function of a federal immigration authority, whether  
120 pursuant to 8 USC 1357(g) or any other law, regulation, agreement,  
121 contract or policy, whether formal or informal.

122 (2) A law enforcement officer or bail commissioner may detain, for a  
123 period not to exceed forty-eight hours, an individual pursuant to a civil  
124 immigration detainer if:

125 (A) The detainer is accompanied by a warrant issued or signed by a  
126 judicial officer;

127     (B) The individual has been charged, after a finding of probable  
128     cause, with a class A, B or C felony offense or a family violence crime  
129     pursuant to section 46b-38h; or

130     (C) The individual is identified as a possible match in the federal  
131     Terrorist Screening Database or similar database.

132     (3) The provisions of this subsection shall not prohibit submission by  
133     a law enforcement officer of fingerprints to the Automated Fingerprints  
134     Identification system of an arrested individual or the accessing of  
135     information from the National Crime Information Center by a law  
136     enforcement officer concerning an arrested individual.

137     (c) Prior to responding to a request for notification of the release date  
138     and time from custody of a law enforcement agency of an individual  
139     suspected of violating a federal immigration law or who has been issued  
140     a final order of removal, the law enforcement officer shall forward the  
141     request to the head of the law enforcement agency for review.

142     (d) Any confidential information of an individual who comes into  
143     contact with a law enforcement officer may be disclosed to a federal  
144     immigration authority only if such disclosure is:

145         (1) Authorized in writing by the individual to whom the information  
146         pertains, or by the parent or guardian of such individual if the  
147         individual is a minor or not legally competent to consent to such  
148         disclosure;

149         (2) Necessary in furtherance of a criminal investigation of terrorism;  
150     or

151         (3) Otherwise required by law.

152     (e) (1) Upon receiving a civil immigration detainer, a law enforcement  
153     agency shall provide a copy of the detainer to the affected individual  
154     who is the subject of the detainer and inform the individual whether the  
155     law enforcement agency intends to comply with the detainer. If a law

156 enforcement agency provides ICE with notification that an individual is  
157 being, or will be released on a certain date, the law enforcement agency  
158 shall promptly provide to the individual and to the individual's attorney  
159 or shall make a good faith effort to contact one other individual who the  
160 individual may designate, a copy of such notification as well as the  
161 reason, in writing, that such law enforcement agency is complying with  
162 the detainer.

163 (2) All records relating to ICE access maintained by law enforcement  
164 agencies shall be deemed public records under the Freedom of  
165 Information Act, as defined in section 1-200. Records relating to ICE  
166 access include, but are not limited to, data maintained by the law  
167 enforcement agency regarding the number and demographic data of  
168 individuals to whom the agency has provided ICE access, the date ICE  
169 access was provided to an individual, the type of ICE access provided  
170 to an individual, the amount of resources expended on providing ICE  
171 access and any communication between the law enforcement agency  
172 and any federal immigration authority. No provision of this section  
173 shall be construed to require disclosure of any record exempt from  
174 disclosure under section 1-210 or 1-215.

175 (3) Beginning January 1, 2020, the legislative body of any  
176 municipality with a law enforcement agency that has provided ICE  
177 access to an individual during the prior six months shall provide to the  
178 Office of Policy and Management, on an ongoing basis every six months,  
179 data regarding the number and demographic data of individuals to  
180 whom the law enforcement agency has provided ICE access, the date  
181 ICE access was provided to an individual and whether the ICE access  
182 was provided as part of compliance with a civil immigration detainer or  
183 through other means. Data may be provided in the form of statistics or,  
184 if statistics are not maintained, as individual records, provided  
185 personally identifiable information is redacted.

186 (f) The Office of Policy and Management shall ensure that the  
187 requirements of this section are disseminated to, and appropriate

188 training is provided for, all affected law enforcement agencies and  
189 school police or security departments and employees and agents of such  
190 law enforcement agencies and school police or security departments.  
191 Such training may entail how law enforcement officers and other  
192 officials performing similar duties will adhere to the provisions of this  
193 section and how they will interact with crime victims, criminal suspects  
194 and individuals cooperating with law enforcement officers.

195 (g) No provision of this section shall be construed to provide, expand  
196 or ratify the legal authority of any law enforcement agency to detain an  
197 individual based on a civil immigration detainer request, except in a  
198 case where the individual has been charged, after a finding of probable  
199 cause, with a class A, B or C felony offense or a family violence crime  
200 pursuant to section 46b-38h.

This act shall take effect as follows and shall amend the following sections:		
---	--	--

Section 1	<i>October 1, 2025</i>	54-192h
-----------	------------------------	---------

***Statement of Purpose:***

To permit law enforcement to detain for a limited period a person charged, after a finding of probable cause, with a class A, B, or C felony or a family violence crime for purposes of a civil immigration detainer.

***[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]***