**South Carolina General Assembly**

125th Session, 2023-2024

**A109, R110, H4120**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Pope and Long

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Introduced in the House on March 9, 2023

Introduced in the Senate on March 30, 2023

Last Amended on March 29, 2023

Currently residing in the House

Governor's Action: February 5, 2024, Signed

Summary: Illegal Immigration Enforcement Unit

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 3/9/2023 House Introduced, read first time, placed on calendar without reference (House Journal‑page 15)

 3/28/2023 House Requests for debate-Rep(s). Beach, Cromer, McCabe, AM Morgan, TA Morgan, Pope, Forrest, Ott, Hixon, Hiott, Ligon, Guffey, McCravy, Guest, McGinnis, BL Cox, MM Smith, Kirby, Hart, BJ Cox, Taylor (House Journal‑page 53)

 3/29/2023 House Member(s) request name added as sponsor: Long

 3/29/2023 House Amended (House Journal‑page 96)

 3/29/2023 House Read second time (House Journal‑page 96)

 3/29/2023 House Roll call Yeas-113 Nays-0 (House Journal‑page 97)

 3/30/2023 House Read third time and sent to Senate (House Journal‑page 50)

 3/30/2023 Senate Introduced and read first time (Senate Journal‑page 10)

 3/30/2023 Senate Referred to Committee on **Judiciary** (Senate Journal‑page 10)

 5/2/2023 Senate Referred to Subcommittee: Hutto (ch), Matthews,
 Rice, Senn, Adams

 5/10/2023 Senate Recalled from Committee on **Judiciary** (Senate Journal‑page 175)

 1/16/2024 Senate Read second time (Senate Journal‑page 10)

 1/16/2024 Senate Roll call Ayes-40 Nays-0 (Senate Journal‑page 10)

 1/17/2024 Senate Read third time and enrolled (Senate Journal‑page 10)

 1/30/2024 Ratified R 110

 2/5/2024 Signed By Governor

 2/9/2024 Effective date 02/05/24

 2/9/2024 Act No. 109

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**VERSIONS OF THIS BILL**

[03/09/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4120_20230309.docx)

[03/09/2023-A](https://www.scstatehouse.gov/sess125_2023-2024/prever/4120_20230309a.docx)

[03/29/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4120_20230329.docx)

[05/10/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4120_20230510.docx)

(A109, R110, H4120)

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 23‑3‑80 SO AS TO CREATE THE “ILLEGAL IMMIGRATION ENFORCEMENT UNIT” WITHIN THE SOUTH CAROLINA LAW ENFORCEMENT DIVISION, TO PROVIDE FOR ITS ADMINISTRATION AND DUTIES, AND TO REQUIRE IT TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT AGENCY; AND BY REPEALING SECTION 23‑6‑60 AND CHAPTER 30 OF TITLE 8 RELATING TO THE CREATION OF THE ILLEGAL IMMIGRATION ENFORCEMENT UNIT WITHIN THE DEPARTMENT OF PUBLIC SAFETY AND the RECORDING AND REPORTING OF IMMIGRATION LAW VIOLATIONS.

Be it enacted by the General Assembly of the State of South Carolina:

Illegal Immigration Enforcement Unit

SECTION 1. Article 1, Chapter 3, Title 23 of the S.C. Code is amended by adding:

 Section 23‑3‑80. (A) There is created an “Illegal Immigration Enforcement Unit” within the South Carolina Law Enforcement Division (SLED). The purpose of the Illegal Immigration Enforcement Unit is to enforce immigration laws as authorized pursuant to federal laws and the laws of this State.

 (B) The Illegal Immigration Enforcement Unit is under the administrative direction of the Chief of SLED. SLED shall designate such agents and other personnel that the chief deems necessary and proper to enforce the immigration laws as authorized pursuant to federal laws and the laws of this State and to administer and oversee the operations of the Illegal Immigration Enforcement Unit.

 (C) Notwithstanding any other provision of law, the Illegal Immigration Enforcement Unit must be funded annually by a specific appropriation to the Illegal Immigration Enforcement Unit in the state general appropriations act, separate and distinct from SLED’s other appropriations.

 (D) To the extent possible SLED shall negotiate the terms of a memorandum of agreement with the United States Immigration and Customs Enforcement Agency pursuant to Section 287(g) of the federal Immigration and Nationality Act as soon as possible after the effective date of this act.

 (E) Nothing in this section may be construed to prevent other law enforcement agencies of the State and political subdivisions of the State, including local law enforcement agencies, from enforcing immigration laws as authorized pursuant to federal laws and the laws of this State.

 (F) SLED shall develop an illegal immigration enforcement training program and shall make this training program available to all local law enforcement agencies to assist any local law enforcement agency wishing to utilize the training program in the proper implementation, management, and enforcement of applicable immigration laws.

Repeal

SECTION 2. Section 23‑6‑60 of the S.C. Code is repealed.

Repeal

SECTION 3. Chapter 30, Title 8 of the S.C. Code is repealed.

Time effective

SECTION 4. This act takes effect upon approval by the Governor.

Ratified the 30th day of January, 2024.

Approved the 5th day of February, 2024.

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