

1 S.209

2 Representative Greer of Bennington moves that the House propose to the
3 Senate that the report of the Committee on the Judiciary be amended by adding
4 a new section to be Sec. 1a to read as follows:

5 Sec. 1a. 20 V.S.A. chapter 207 is amended to read:

6 CHAPTER 207. PROTECTION OF PERSONALLY IDENTIFYING
7 INFORMATION

8 § 4651. PROHIBITED DISCLOSURE OF PERSONALLY IDENTIFYING
9 INFORMATION

10 (a) As used in this ~~section~~ chapter:

11 (1) “Personally identifying information” means information concerning
12 a person’s sex, sexual orientation, gender identity, marital status, race, color,
13 religion, national origin, immigration status, age, or disability.

14 (2) “Public agency” has the same meaning as in 1 V.S.A. § 317 and
15 ~~shall include~~ includes all officers, employees, agents, and independent
16 contractors of the public agency.

17 (b) A public agency shall not:

18 (1) collect information regarding the religious beliefs, practices, or
19 affiliation of any individual for the purpose of registration of an individual
20 based on ~~his or her~~ the individual’s religious beliefs, practices, or affiliations;

1 (2) knowingly disclose personally identifying information to any federal
2 agency or official for the purpose of registration of an individual based on ~~his~~
3 ~~or her~~ the individual's personally identifying information; or

4 (3) use public agency money, facilities, property, equipment, or
5 personnel to assist in creating or enforcing any federal government program for
6 the registration of an individual based on ~~his or her~~ the individual's personally
7 identifying information.

8 (c) Any section, term, or provision of an agreement in existence on ~~the~~
9 ~~effective date of this section~~ (March 28, 2017), that conflicts with subsection
10 (b) of this section shall be invalidated on that date to the extent of the conflict.

11 (d) Nothing in this section is intended to prohibit or impede any public
12 agency from complying with the lawful requirements of 8 U.S.C. §§ 1373 and
13 1644. To the extent any State or local law enforcement policy or practice
14 conflicts with the lawful requirements of 8 U.S.C. §§ 1373 and 1644, said
15 policy or practice is, to the extent of such conflict, abolished.

16 (e) Nothing in this section is intended to prohibit or impede any public
17 agency from disclosing or exchanging aggregated information that cannot be
18 used to identify an individual with any other public agency or federal agency
19 or official.

1 § 4652. AUTHORIZATION TO ENTER INTO IMMIGRATION
2 AGREEMENTS PURSUANT TO 8 U.S.C. § 1357(G) AND 19
3 U.S.C. § 1401(I)

4 (a) Notwithstanding any other provision of law, only the Governor, in
5 consultation with the Vermont Attorney General, is authorized to enter into,
6 modify, or extend an agreement pursuant to ~~8 U.S.C. § 1357(g) or~~ 19 U.S.C.
7 § 1401(i).

8 (b) No public agency, ~~as that term is defined in 1 V.S.A. § 317, or an~~
9 ~~officer, employee, agent, or independent contractor of a public agency,~~ shall
10 enter into an agreement pursuant to section 287(g) of the Immigration and
11 Nationality Act, 8 U.S.C. § 1357(g) or 19 U.S.C. § 1401(i) ~~unless the~~
12 ~~Governor has authorized the agreement as set forth in subsection (a) of this~~
13 ~~section.~~

14 and that after passage the title of the bill be amended to read: “An act
15 relating to prohibiting civil arrest in sensitive locations and certain immigration
16 agreements”