

**SENATE, No. 4085**

**STATE OF NEW JERSEY**  
**221st LEGISLATURE**

INTRODUCED FEBRUARY 3, 2025

**Sponsored by:**

**Senator DOUGLAS J. STEINHARDT**

**District 23 (Hunterdon, Somerset and Warren)**

**Senator CARMEN F. AMATO, JR.**

**District 9 (Ocean)**

**Co-Sponsored by:**

**Senators Holzapfel, Space and Tiver**

**SYNOPSIS**

Requires certain law enforcement entities and courts to cooperate with federal immigration authorities.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning immigration and supplementing various  
2 sections of the statutory law.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. a. As used in this section:

8 “Federal immigration authority” means any officer, employee, or  
9 person otherwise paid by or acting as an agent of United States  
10 Immigration and Customs Enforcement or United States Customs and  
11 Border Protection, or any division thereof, or any officer, employee, or  
12 person otherwise paid by or acting as an agent of the United States  
13 Department of Homeland Security who is charged with immigration  
14 enforcement.

15 “Law enforcement agency” means a State, county, or municipal law  
16 enforcement agency, and State or county correctional facility.

17 b. Within 24 hours of an arrest, every law enforcement agency in  
18 this State shall notify the appropriate federal immigration authority if  
19 the person arrested is a non-citizen who is unlawfully present in this  
20 county and is charged with a crime of the first through fourth degree or  
21 any disorderly or petty disorderly persons offense involving the  
22 unlawful manufacture, distribution, possession and use of controlled  
23 dangerous substances, theft, robbery, or any other crime or offense  
24 resulting in the arrest. The purpose of the notification shall be to  
25 initiate deportation proceedings.

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27 2. Every sentencing court shall immediately contact appropriate  
28 federal immigration authorities as defined in subsection a. of section 1  
29 of P.L. , c. (C. ) (pending before the Legislature as this bill) to  
30 initiate deportation proceedings upon convicting a non-citizen who is  
31 unlawfully present in this country and convicted of a crime of the first  
32 through fourth degree or any disorderly or petty disorderly persons  
33 offense involving the unlawful manufacture, distribution, possession  
34 and use of controlled dangerous substances, theft, robbery, or any  
35 other crime or offense resulting in the conviction.

36

37 3. a. “Convicted non-citizen” means a non-citizen who is  
38 unlawfully present and convicted of a crime of the first through fourth  
39 degree or any disorderly or petty disorderly offense involving the  
40 unlawful manufacture, distribution, possession and use of controlled  
41 dangerous substances, theft, robbery, or any other crime or offense  
42 resulting in the detention.

43 b. A correctional facility in which the convicted non-citizen is  
44 held shall contact appropriate federal immigration authorities as  
45 defined in subsection a. of section 1 of P.L. , c. (C. ) (pending  
46 before the Legislature as this bill) for the purpose of initiating  
47 deportation proceedings. If the convicted non-citizen is not in the  
48 custody of a correctional facility, the agency or official best suited to

1 notify and cooperate with federal immigration authorities with respect  
2 to the convicted non-citizen, including, but not limited to, any parole  
3 or probation officer with a supervisory role over the convicted non-  
4 citizen, shall provide notification.

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6 4. This act shall take effect immediately.

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STATEMENT

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11 This bill requires every law enforcement agency to notify the  
12 appropriate federal immigration authorities when a person who is  
13 arrested and charged with any crime and certain offenses is a non-  
14 citizen who is unlawfully present in this county. The purpose of  
15 notifying federal immigration authorities is to initiate deportation  
16 proceedings. Under the bill, “federal immigration authority” is  
17 defined as any officer, employee, or person otherwise paid by or acting  
18 as an agent of United States Immigration and Customs Enforcement or  
19 United States Customs and Border Protection, or any division thereof,  
20 or any officer, employee, or person otherwise paid by or acting as an  
21 agent of the United States Department of Homeland Security who is  
22 charged with immigration enforcement.

23 The bill also requires every sentencing court to immediately contact  
24 appropriate federal immigration authorities in order to initiate  
25 deportation proceedings upon convicting a non-citizen who is  
26 unlawfully present in this country of certain crimes or offenses.

27 Finally, correctional facilities in which the convicted non-citizen is  
28 held would be required to contact appropriate federal immigration  
29 authorities for the purpose of initiating deportation proceedings.  
30 Parole or probation officers with a supervisory role over a convicted  
31 non-citizen also would be required to contact federal immigration  
32 authorities for the purpose of initiating deportation proceedings.

33 The crimes and offenses included under the bill that would require  
34 notification are any crime of the first through fourth degree or any  
35 disorderly or petty disorderly persons offense involving the unlawful  
36 manufacture, distribution, possession and use of controlled dangerous  
37 substances, theft, robbery, or any other crime or offense resulting in  
38 detention.