

112TH CONGRESS  
1ST SESSION

# H. R. 3168

To make payments by the Department of Homeland Security to a State contingent on a State providing the Federal Bureau of Investigation with certain statistics, to require Federal agencies, departments, and courts to provide such statistics to the Federal Bureau of Investigation, and to require the Federal Bureau of Investigation to publish such statistics.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 12, 2011

Mr. JONES (for himself, Mr. ROHRABACHER, and Mr. BILBRAY) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To make payments by the Department of Homeland Security to a State contingent on a State providing the Federal Bureau of Investigation with certain statistics, to require Federal agencies, departments, and courts to provide such statistics to the Federal Bureau of Investigation, and to require the Federal Bureau of Investigation to publish such statistics.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Illegal Alien Crime  
3 Reporting Act of 2011”.

4 **SEC. 2. PAYMENTS BY THE DEPARTMENT OF HOMELAND  
5 SECURITY CONTINGENT ON STATE IMMIGRA-  
6 TION REPORTING.**

7 (a) IN GENERAL.—A State or any political subdivi-  
8 sion thereof may not receive funds under any program or  
9 activity administered by the Department of Homeland Se-  
10 curity unless the State—

11 (1) for each person who is arrested, charged  
12 with a crime, convicted of a crime, or incarcerated  
13 after being convicted of a crime by the State or any  
14 political subdivision thereof, compiles statistics on  
15 such person, including—

16 (A) the immigration status of such person;

17 (B) the country of origin of such person;

18 and

19 (C) the crime associated with such arrest,  
20 charge, conviction, or incarceration after convic-  
21 tion;

22 (2) reports such statistics monthly to the Fed-  
23 eral Bureau of Investigation; and

24 (3) monthly certifies compliance with para-  
25 graphs (1) and (2) to the Secretary of Homeland  
26 Security.

1 (b) EFFECTIVE DATE.—This section shall take effect  
2 with respect to funds made available under a program or  
3 activity administered by the Department of Homeland Se-  
4 curity for fiscal years beginning on or after October 1,  
5 2011.

6 **SEC. 3. FEDERAL IMMIGRATION REPORTING REQUIRE-**  
7 **MENT.**

8 (a) IN GENERAL.—Each Federal agency and depart-  
9 ment shall—

10 (1) for any person such agency or department  
11 arrests, charges with a crime, prosecutes to convic-  
12 tion of a crime, or incarcerates after conviction of a  
13 crime, compile statistics on such person, including—

14 (A) the immigration status of such person;

15 (B) the country of origin of such person;

16 and

17 (C) the crime associated with such arrest,  
18 charge, conviction, or incarceration after convic-  
19 tion; and

20 (2) report such statistics monthly to the Fed-  
21 eral Bureau of Investigation.

22 (b) EFFECTIVE DATE.—This section shall take effect  
23 with respect to any person arrested, charged with a crime,  
24 prosecuted to conviction of a crime, or incarcerated after

1 conviction of a crime by a Federal agency or department  
2 on or after October 1, 2011.

3 **SEC. 4. STATISTICS TO BE PUBLISHED.**

4       The Federal Bureau of Investigation shall annually  
5 publish all statistics reported under this Act as a separate  
6 data collection of the Uniform Crime Reports issued by  
7 such Bureau.

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