

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 464

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO AN INTERSTATE COMPACT FOR BORDER SECURITY; AMENDING TITLE 67,
2 IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 67, IDAHO CODE,
3 TO AUTHORIZE THE GOVERNOR TO DEVELOP AND EXECUTE AN INTERSTATE COMPACT
4 FOR BORDER SECURITY, TO PROVIDE THAT CONGRESSIONAL APPROVAL SHALL NOT
5 BE REQUIRED, AND TO PROVIDE FOR PROVISIONS TO BE INCLUDED IN AN INTER-
6 STATE COMPACT; AND DECLARING AN EMERGENCY.
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8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Title 67, Idaho Code, be, and the same is hereby amended
10 by the addition thereto of a NEW CHAPTER, to be known and designated as Chap-
11 ter 97, Title 67, Idaho Code, and to read as follows:

12 CHAPTER 97

13 INTERSTATE COMPACT FOR BORDER SECURITY

14 67-9701. AUTHORITY TO DEVELOP AND EXECUTE COMPACT. On behalf of this
15 state, the governor may develop an interstate compact for border security
16 among interested states. By operation of section 10, article I of the con-
17 stitution of the United States, the governor is authorized to execute such a
18 compact without legislative approval when either this state or another state
19 with whom the compact is executed is subject to an invasion or is in imminent
20 danger as will not admit delay.

21 67-9702. CONGRESSIONAL APPROVAL NOT REQUIRED. (1) It is the intent of
22 the legislature that the compact developed and executed under this chapter
23 not require congressional approval.

24 (2) The compact may not increase the political power of the compacting
25 states in relation to the federal government.

26 67-9703. INTERSTATE COMPACT PROVISIONS. The compact authorized by
27 this chapter must provide for joint action among compacting states on mat-
28 ters that include:

29 (1) Sharing law enforcement intelligence on illegal activity occurring
30 at the border with Mexico or Canada;

31 (2) Sharing state resources in order to build a physical barrier, a com-
32 prehensive technological surveillance system, or both, on state land to de-
33 ter or detect illegal activity occurring at the border with Mexico or Canada;

34 (3) Sharing other law enforcement resources to ensure the protection of
35 personnel and property; and

36 (4) Other actions that are necessary by existing circumstances to se-
37 cure the border or borders identified in the interstate compact.

1 SECTION 2. An emergency existing therefor, which emergency is hereby
2 declared to exist, this act shall be in full force and effect on and after its
3 passage and approval.