

Resolution Urging State Legislature to Repeal Requirement

This resolution serves the function of authorizing the county's lobbyist to advocate for this position. A more narrow version, could focus on Florida Statutes §§908.11, 908.103, 908.105, 908.107.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF _____ COUNTY, FLORIDA, that this Board:

Section 1: Urges the Florida legislature to repeal Florida Statutes Chapter 908, which preempts local governments in a number of matters related to immigration and requires participation in 287(g) agreements.

Section 2: Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, the Senate President, the House Speaker, *[any specific state delegation members]*, and the Chair and remaining Members of the _____ County State Legislative Delegation.

Section 3: Directs the County's state lobbyists to advocate for the policy aims set forth in section 1 above, and authorizes and directs the Office _____ to a) amend the 2026 State Legislative Package to include this item and b) include this item in future State Legislative Packages when they are presented to the Board.

Proposed Trigger Resolution Language

This resolution shall take effect immediately upon any of the circumstances described below or after the passage of a resolution by the Board of County Commissioners stating that the County has the authority to withdraw from its 287(g) agreement with Immigration and Customs Enforcement:

A. The State of Florida enacts legislation affirming the County's legal authority to withdraw from any 287(g) agreements it has entered.

B. The State of Florida repeals the preemptive language of Florida Statutes §908.11 thereby establishing the authority of the County to withdraw from any 287(g) agreements it has entered.

C. Changes in constitutional, statutory, regulatory, or case law enable the County to withdraw from any 287(g) agreements it has entered.

Upon any of the circumstances described above, the County shall promptly withdraw from any and all 287(g) agreements to which it is a participant.

At such time, the County Attorney is directed to immediately send a notice of termination of all such 287(g) agreements to ICE's Field Operations Directorate (FOD) and any other required parties in order to effectuate County's withdrawal from all 287(g) agreements.