

119TH CONGRESS
1ST SESSION

H. R. 5005

To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to direct the Secretary of Homeland Security and the Attorney General to develop a database of sanctuary jurisdictions, prohibit Federal funds from being obligated or expended with respect to such jurisdictions, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 19, 2025

Mr. ROY (for himself, Mr. WEBER of Texas, Mr. MCCAUL, Mr. TIFFANY, Mr. CRANE, Mr. NORMAN, Mr. GOSAR, Mr. HARRIS of Maryland, Mr. BABIN, Mr. CLYDE, Ms. MACE, Mr. OGLES, Mr. DONALDS, Ms. BOEBERT, and Mr. FULCHER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, 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

A BILL

To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to direct the Secretary of Homeland Security and the Attorney General to develop a database of sanctuary jurisdictions, prohibit Federal funds from being obligated or expended with respect to such jurisdictions, and for other purposes.

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 “Sanctuary Penalty and
3 Public Protection Act of 2025”.

4 **SEC. 2. DATABASE AND FUNDING PROHIBITION FOR SANC-**
5 **TUARY JURISDICTIONS.**

6 (a) IN GENERAL.—The Illegal Immigration Reform
7 and Immigrant Responsibility Act of 1996 is amended by
8 inserting after section 642 (8 U.S.C. 1373) the following
9 new section:

10 **“SEC. 642A. DATABASE AND FUNDING PROHIBITION FOR**
11 **SANCTUARY JURISDICTIONS.**

12 “(a) DATABASE.—Not later than 90 days after the
13 date of the enactment of this section, the Secretary of
14 Homeland Security, acting through the Director of U.S.
15 Immigration and Customs Enforcement, and the Attorney
16 General shall jointly develop, update not less frequently
17 than quarterly, and make publicly available a database of
18 each State or local government entity the Secretary and
19 Attorney General jointly determine to have a law, regula-
20 tion, policy, or practice that—

21 “(1) is in conflict with, or in violation of, as the
22 case may be—

23 “(A) subsection (a) or (b) of section 642;

24 “(B) section 274(a)(1)(A)(iii) of the Immi-
25 gration and Nationality Act (8 U.S.C.
26 1324(a)(1)(A)(iii)); or

1 “(C) section 277 of such Act (8 U.S.C.
2 1327);

3 “(2) prohibits or restricts—

4 “(A) State or local law enforcement agen-
5 cies from complying with a detainer issued by
6 the Secretary under section 236(c)(3) of such
7 Act (8 U.S.C. 1226(c)(3)), with respect to an
8 alien in the custody of such a law enforcement
9 agency; or

10 “(B) State or local law enforcement offi-
11 cials from arresting or detaining individuals de-
12 scribed in section 439 of the Antiterrorism and
13 Effective Death Penalty Act of 1996 (8 U.S.C.
14 1252c), as authorized under such section; or

15 “(3) prohibits the Secretary or the Attorney
16 General, as the case may be, from interviewing an
17 incarcerated individual to determine whether the in-
18 dividual is—

19 “(A) an alien and, if so, whether the indi-
20 vidual is lawfully present in the United States;
21 or

22 “(B) suspected of being involved in a
23 crime.

24 “(b) SANCTUARY JURISDICTION.—A State or local
25 government entity included in the database under sub-

1 section (a) shall be referred to as a ‘sanctuary jurisdic-
2 tion’.

3 “(c) PROHIBITION.—Federal funds made available
4 after the date of the enactment of this section may not
5 be obligated or expended with respect to a sanctuary jurisdic-
6 tion.”.

7 (b) CLERICAL AMENDMENT.—The table of contents
8 in section 1(d) of the Illegal Immigration Reform and Im-
9 migrant Responsibility Act of 1996 is amended by insert-
10 ing after the item relating to section 642 the following
11 new item:

“Sec. 642A. Database and funding prohibition for sanctuary jurisdictions.”.

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