

SENATE FILE NO. SF0166

Border wall and sanctuary city transport.

Sponsored by: Senator(s) Hicks, Kinskey, Kolb and Steinmetz
and Representative(s) Bear, Burkhart,
Jennings and Oakley

A BILL

for

1 AN ACT relating to the administration of government;
2 providing legislative findings; providing an appropriation
3 for the purpose of constructing a border wall along the
4 southwest land border as specified; providing an
5 appropriation to aid other states in transporting non-
6 citizens of the United States to sanctuary cities located
7 in other states; and providing for an effective date.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

10

11 **Section 1.**

12

13 (a) The legislature finds that:

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1 (i) On July 10, 1890, the United States Congress
2 enacted the Act of Admission that admitted Wyoming as the
3 forty-fourth state in the United States of America;

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5 (ii) The southwest land border is the border
6 between the United States and Mexico that includes the
7 states of California, Arizona, New Mexico and Texas;

8
9 (iii) There were two million three hundred
10 seventy-eight thousand nine hundred forty-four (2,378,944)
11 encounters at the southwest land border in fiscal year 2022
12 by the United States Border Patrol and the Office of Field
13 Operations. These encounters included apprehensions and
14 expulsions;

15
16 (iv) The amount of encounters at the southwest
17 land border in fiscal year 2022 reflected an eleven and
18 one-half percent (11.5%) increase from fiscal year 2021;

19
20 (v) The encounters at the southwest land border
21 in fiscal year 2022 included migrants from the countries of
22 Colombia, Cuba, El Salvador, Guatemala, Haiti, Honduras,
23 Mexico, Nicaragua and Venezuela;

1

2 (vi) The United States Border Patrol encountered
3 ninety-eight (98) non-citizens of the United States and the
4 Office of Field Operations encountered sixty-seven (67)
5 non-citizens of the United States who had records with the
6 Terrorist Screening Dataset also known as the terrorist
7 watchlist on the southwest land border in fiscal year 2022;

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9 (vii) The United States Border Patrol
10 encountered a total of twelve thousand twenty-eight
11 (12,028) non-citizens of the United States with criminal
12 convictions in all apprehensions in fiscal year 2022
13 including apprehensions at the southwest land border;

14

15 (viii) The Office of Field Operations
16 encountered a total of sixteen thousand nine hundred
17 ninety-three (16,993) non-citizens of the United States
18 with criminal convictions in all apprehensions in fiscal
19 year 2022 including apprehensions at the southwest land
20 border;

21

22 (ix) The United States Border Patrol and Office
23 of Field Operations seized a total of six hundred fifty-

1 five thousand seven hundred eighty (655,780) pounds of
2 drugs in fiscal year 2022. The drug fentanyl accounted for
3 fourteen thousand six hundred ninety-nine (14,699) pounds
4 of the total pounds of drugs seized;

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6 (x) The Wyoming Department of Criminal
7 Investigation reported that law enforcement seized a total
8 of seventeen thousand three hundred twenty-four (17,324)
9 grams of fentanyl in 2021;

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11 (xi) Five hundred six (506) migrants crossing or
12 attempting to cross the southwest land border were reported
13 dead or missing in 2022;

14

15 (xii) The illegal immigration of non-citizens of
16 the United States at the southwest land border negatively
17 impacts the state of Wyoming's economy and places a burden
18 on Wyoming law enforcement agencies;

19

20 (xiii) Construction of a permanent border along
21 the southwest land border between the United States and
22 Mexico constitutes a public purpose and provides

1 substantial benefits to the health and welfare of citizens
2 of the state of Wyoming.

3

4 **Section 2.** There is appropriated three million
5 dollars (\$3,000,000.00) from the legislative stabilization
6 reserve account to the office of the governor for purposes
7 of allowing the governor to enter into a contract with the
8 state of Texas for the construction or partial construction
9 of a permanent border wall along the southwest land border
10 between Texas and Mexico and for the transportation of non-
11 citizens of the United States from Texas to sanctuary
12 cities in other states. The contract shall provide that the
13 state of Texas may use not more than two hundred and fifty
14 thousand dollars (\$250,000.00) of this appropriation to
15 transport non-citizens of the United States from Texas to
16 sanctuary cities in other states. The contract shall
17 require the state of Texas to submit an accounting
18 outlining legitimate and reasonable expenditures made for
19 the construction of the permanent border wall along the
20 southwest land border and the expenditures for transporting
21 non-citizens of the United States from Texas to sanctuary
22 cities in other states. This appropriation shall be for the
23 period beginning with the effective date of this act and

1 ending on June 30, 2026. This appropriation shall not be
2 transferred or expended for any other purpose and any
3 unexpended, unobligated funds remaining from this
4 appropriation shall revert as provided by law on June 30,
5 2026. To the extent funds are not expended or obligated by
6 July 1, 2024 the office of the governor may expend the
7 funds for the purposes enumerated in sections 3 and 4 of
8 this act.

9

10 **Section 3.** There is appropriated two million dollars
11 (\$2,000,000.00) from the legislative stabilization reserve
12 account to the office of the governor for purposes of
13 allowing the governor to enter into a contract with the
14 state of Arizona for the construction or partial
15 construction of a permanent border wall along the southwest
16 land border between Arizona and Mexico and for the
17 transportation of non-citizens of the United States from
18 Arizona to sanctuary cities in other states. The contract
19 shall provide that the state of Arizona may use not more
20 than two hundred fifty thousand dollars (\$250,000.00) of
21 this appropriation to transport non-citizens of the United
22 States from Arizona to sanctuary cities in other states.
23 The contract shall require the state of Arizona to submit

1 an accounting outlining legitimate and reasonable
2 expenditures made for the construction of the permanent
3 border wall along the southwest land border and the
4 expenditures for transporting non-citizens of the United
5 States from Arizona to sanctuary cities in other states.
6 This appropriation shall be for the period beginning with
7 the effective date of this act and ending on June 30, 2026.
8 This appropriation shall not be transferred or expended for
9 any other purpose and any unexpended, unobligated funds
10 remaining from this appropriation shall revert as provided
11 by law on June 30, 2026. To the extent funds are not
12 expended or obligated by July 1, 2024 the office of the
13 governor may expend the funds for the purposes enumerated
14 in sections 2 and 4 of this act.

15

16 **Section 4.** There is appropriated two hundred fifty
17 thousand dollars (\$250,000.00) from the legislative
18 stabilization reserve account to the office of the governor
19 for purposes of allowing the governor to enter into a
20 contract with the state of Florida for the transportation
21 of non-citizens of the United States from Florida to
22 sanctuary cities in other states. The contract shall
23 require the state of Florida to submit an accounting

1 outlining legitimate and reasonable expenditures made for
2 transporting non-citizens of the United States from Florida
3 to sanctuary cities in other states. This appropriation
4 shall be for the period beginning with the effective date
5 of this act and ending on June 30, 2026. This appropriation
6 shall not be transferred or expended for any other purpose
7 and any unexpended, unobligated funds remaining from this
8 appropriation shall revert as provided by law on June 30,
9 2026. To the extent funds are not expended or obligated by
10 July 1, 2024 the office of the governor may expend the
11 funds for the purposes enumerated in sections 2 and 3 of
12 this act.

13

14 **Section 5.** This act is effective July 1, 2023.

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(END)