



Mendocino County

Legislation Details (With Text)

File #: 18-2311 **Version:** 1 **Name:**

Type: Presentations **Status:** Accepted

File created: 11/15/2018 **In control:** County Counsel

On agenda: 12/4/2018 **Final action:**

Title: Noticed Public Forum - Discussion and Possible Action Including Conducting a Community Forum in Accordance with Government Code section 7283.1; Receive Report Regarding County Law Enforcement Agencies Interaction and Communications with the Federal Immigration and Customs Enforcement (ICE) Regarding Access to Individuals for Civil Immigration Enforcement in 2017; and Receive Public Comment
(Sponsor: Sheriff-Coroner/County Counsel)

Sponsors: Sheriff-Coroner

Indexes:

Code sections:

Attachments: 1. The Comm Forum ICE Proof Notice Is Hereby Given #6245881.pdf, 2. Actual UDJ page with post 11-4-18.pdf, 3. 12-05-18 Allman Correspondence

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

To: Board of Supervisors

From: Sheriff-Coroner / County Counsel

Meeting Date: December 4, 2018

Department Contact: Thomas D. Allman

Phone: 463-4085

Department Contact: Katharine Elliott

Phone: 234-6885

Item Type: Noticed Public Hearing

Time Allocated for Item: 30 mins

Agenda Title:

Noticed Public Forum - Discussion and Possible Action Including Conducting a Community Forum in Accordance with Government Code section 7283.1; Receive Report Regarding County Law Enforcement Agencies Interaction and Communications with the Federal Immigration and Customs Enforcement (ICE) Regarding Access to Individuals for Civil Immigration Enforcement in 2017; and Receive Public Comment
(Sponsor: Sheriff-Coroner/County Counsel)

Recommended Action/Motion:

Conduct a Community Forum in accordance with Government Code section 7283.1; receive report regarding County law enforcement agencies interaction and communications with ICE regarding access to individuals for civil immigration enforcement in 2017; and receive public comment.

Previous Board/Board Committee Actions:

None

Summary of Request:

The Transparent Review of Unjust Transfers and Holds (“TRUTH”) Act (Act) was signed into law on September 28, 2016. Beginning January 1, 2018, the Act requires local law enforcement agencies, prior to an interview between the ICE and an individual in custody regarding civil immigration violations, to provide the individual with a written consent form. The Act also requires that records related to ICE access be public records for the purposes of the California Public Records Act among other provisions.

The Act also calls for the local governing body of any county in which a local law enforcement agency has provided ICE access to an individual during the last year, to hold at least one public community forum during the following year. At that time, the local governing body must provide information to the public about ICE's access to individuals and receive and consider public comment with at least 30 days' notice. This public form is being held pursuant to that requirement. A public notice of the forum was posted in the Ukiah Daily Journal on November 4, 2018, meeting the 30 day notice requirement.

Alternative Action/Motion:

None

Supplemental Information Available Online at: N/A

Fiscal Impact:

Source of Funding: N/A

Current F/Y Cost: N/A

Budgeted in Current F/Y: N/A

Annual Recurring Cost: N/A

Supervisory District: All

Vote Requirement: Majority

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Choose an item.

CEO Review: Choose an item.

CEO Comments:



FOR COB USE ONLY

Executed By: Meribeth Dermond

Final Status: Approved

Date: **DECEMBER 5, 2018**