



Transparent Review of Unjust Transfers and Holds (TRUTH) Access Forum

- Public Forum Under the TRUTH Act (AB2792)
- Information Regarding Federal Immigration and Customs Enforcement (ICE) Requests

Presented to the Solano County Board of Supervisors
on August 11, 2020
Solano County Sheriff's Office



The TRUTH Act

- Governor Brown signed into law on September 28, 2016.
- Mandates California law enforcement agencies to provide notification to an inmate if Federal Immigration and Customs Enforcement (ICE) agents request:
 - To interview an inmate;
 - An inmate's date and time of release from custody; or
 - An inmate be held once eligible for release



Requirements

- **Local Law Enforcement Must:**
 - Provide a written consent form that explains the purpose of the interview; that it is voluntary; and that the individual may decline to be interviewed.
 - Provide consent form in multiple, specified languages.
 - Provide copies of certain documents received from ICE to the inmate and their representative.
 - Notify the inmate of the agency's intent to comply with the ICE request.
 - Consider records related to ICE as public records for purposes of the California Public Records Act.
 - Local governing body where local law enforcement agency has provided ICE access to an individual during the previous year must hold at least one public community forum during the following year.



2019 Details

**Booked
&
Fingerprinted**



13,238

2019 Bookings

DHS Detainer Requests



132/.99%

5/.03% ICE Pick Up



2019 Demographic Data

CATAGORY	DATA
Race	4: Hispanic 1: Black
Sex	4: Male 1: Female
Age	18 – 29: 2 30 – 49: 2 50 – 64: 1 65 – Older: 0



TRUST Act Data 2017 - 2019

YEAR	BOOKED & FINGERPRINTED	DHS DETAINER REQUESTS	ICE PICK UP
2017	15,555	98 or .63%	15 or .09%
2018	15,362	132 or .85%	7 or .04%
2019	13,238	132 or .99%	5 or .03%



TRUTH Act – Flow Chart

Arrest



**Transport
To
Jail**



**Booked
&
Fingerprinted**



**Fingerprints
Electronically**

**Sent to
DOJ, FBI, DHS**



DOJ



FBI



DHS



**ICE
Request
To Sheriff's Office**



California Immigration Related Laws

TRUST Act – Effective January 1, 2014

- No transfers or notifications for ICE unless serious prior record. As of January 1, 2018 no hold requests honored.

TRUTH Act – Effective January 1, 2017

- Notice and procedural protections for individuals in custody and transparency for ICE interactions.

California Values Act (Sanctuary State Law) – Effective January 1, 2018

- Sets parameters for participation in immigration-related activities and DOJ reporting requirements.