



SHERIFF'S OFFICE

A TRADITION OF SERVICE SINCE 1856

San Mateo County Community Presentation

SHERIFF CARLOS G. BOLANOS

DECEMBER 4, 2018



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TRUTH ACT

- Transparent Review of Unjust Transfers and Holds (TRUTH) Act, requires local law enforcement agency, prior to an interview between Immigration and Customs Enforcement (ICE) and an individual in custody regarding civil immigration violations, to provide the individual a written consent form.
- Commencing January 1, 2018, the local governing body of any county, city, or city and county in which a local law enforcement agency has provided ICE access to an individual during the last year, will hold at least one public community forum during the following year.



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2018 – Senate Bill 54 and The Truth Act

- Pursuant to SB 54 the SMC Sheriff's Office may respond to an ICE request for notification for an adult who meets the following criteria:
 - The individual has been convicted of a serious violent felony identified in 1197.2(c) or 667.5 (c) PC.
 - The individual has been convicted of a felony punishable by imprisonment in the state prison.
 - The individual is a current registrant on the California Sex and Arson Registry.
 - The individual is arrested for a serious felony or violent felony, as identified in Penal Code Section 1192.7 (c) or 667.5 (c), or a felony that is punishable by imprisonment in state prison; and after appearing before a magistrate for a preliminary hearing, the magistrate has determined under Penal Code Section 872 that there is probable cause to hold the individual to answer to the crime.
 - The individual has been convicted within the past 5 years of a misdemeanor for a crime that is punishable as either a misdemeanor or a felony for, or has been convicted within the last 15 years of a felony as described in section 7282.5 of the Government Code.



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THE SHERIFF'S OFFICE DOES NOT

- Enforce Federal immigration law
- Honor immigration detainers
- Deport anyone
- Hold inmates past their release date
- Ask an individual's immigration status
- Conduct immigration sweeps



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WHAT DOES THE SHERIFF'S OFFICE DO?

- Primary mission is to protect public safety
- Helps undocumented victims get U-Visas
- Controls ICE access to our Correctional Facilities
- Provides inmate release dates to ICE in response to a request for notification only as allowed by law
- Facilitates the transfer of inmates to the custody of ICE only as allowed by law
- Provides inmate release dates to the public



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SHERIFF'S OFFICE POLICY 413

413.2- It is the policy of the San Mateo County Sheriff's Office that all employees make personal and professional commitments to equal enforcement of the law and equal service to the public. Confidence in this commitment will increase the effectiveness of this department in protecting and serving the entire community and recognizing the dignity of all persons, regardless of their immigration status.

413.3 – California state law leaves direct enforcement of immigration laws to federal agencies and officials. Consistent with this, and in recognition of the fact that the primary function of the Sheriff's Office is to enforce the laws of the State of California, the Sheriff's Office does NOT directly investigate or enforce immigration laws.

Sheriff's Office personnel do not inquire about, investigate, or report to Immigrations and Custom's Enforcement (ICE), an individual's immigration status.



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DATA COLLECTION ON ARRESTEES

The following personal identification data:

Name—(full name)

Aliases

Monikers

Race

Sex

Date of birth

Place of birth (state or country)

Height

Weight

Hair color

Eye color

CII number

FBI number

Social security number

California operator's license number

Fingerprint classification number

Henry

NCIC

Address

The following arrest data:

Arresting agency

Booking number

Date of arrest

Offenses charged

Statute citations

Literal descriptions

Police disposition

Released

Cited and released

Turned over to

Complaint filed



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2018 NOTIFICATIONS & PICK UPS

January – October

Total Inquiries Received	611
ICE Pick Ups	38
ICE Entries	36
Signed Consent to Interview Forms	16
ICE Interviews	0
Total Bookings	12,518
Total Releases	12,542



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Thank You