



# Contra Costa County Office of the Sheriff

## ICE Access Forum – 2023 Report *Cal Gov. Code Section 7283.1(d)*

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## **Background**

1. Review current Sheriff's Office General Policy on Immigration Status
2. Brief overview of Field Operations relative to ICE Access
3. Overview of Custody Operations relative to ICE Access

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**Sheriff's Office General Policy No. 1.02.28**

1. “No person shall be contacted, detained or arrested solely on the basis of his or her immigration status.”
2. “...the immigration status of a person, and the lack of immigration documentation should have no bearing on the manner in which Deputies execute their duties.”

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**Sheriff's Office General Policy No. 1.02.28 (Continued)**

3. IMMIGRATION DETAINERS: “The request to detain will not be honored.”

4. IMMIGRATION REQUEST FOR NOTIFICATION (ICE Form I-247A): Allowed but only in compliance with The Truth Act (Cal Gov. Code Section 7282.5).

5. Notifications of anticipated release dates are honored only for inmates held for certain charges, specifically inmates convicted of a serious or a violent felony (PC Sections 1192.7(c) and 667.5(c)).

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**Updates effective July 1, 2021:**

- As requested by advocacy organizations, a list of release dates is no longer posted on the Sheriff's Office website; victims can still search for release dates by name.
- ICE Agents who request to pick up a released inmate may only wait in the public lobby and will not receive any assistance unless there is a compelling risk to public safety.
- At the Sheriff's direction, Custody Services command staff collaborated with the Asian Law Caucus to further clarify custody policy in accordance with California Government Code 7284.6(a)(4)

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## **Field Operations – Patrol & Investigations**

1. Deputies cover the entire county – 750 square miles with a population of 1.2 million.
2. Patrol Division includes servicing 521 square miles of unincorporated area.
3. Serve a population of nearly 175,000 residents.
4. Responded to 156,317 calls for service last year.
5. Field Operations does not do any immigration enforcement.

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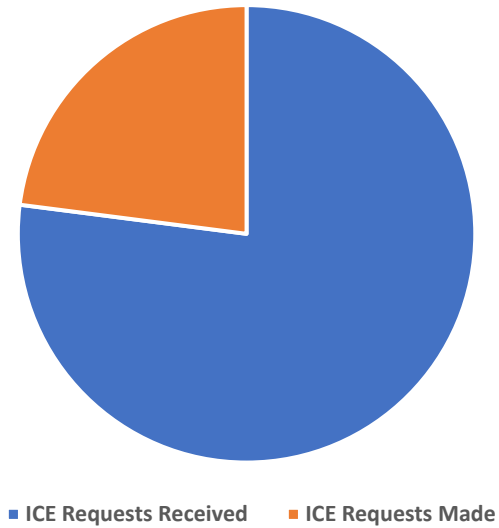
**Custody Services Bureau**

1. Books ADULTS only for all law enforcement agencies in the county.
2. Booked approximately 15,734 inmates into Martinez Detention in 2023

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**ICE ACCESS INFORMATION - 2023**

ICE I-247a Requests for Notification - 2023



ICE I-247A Requests for Notification:

Total Requests Received: 483

Total Notifications Made: 144

*Notifications on Same Person:* 41

*Net Total Notifications Made:* 103 (21%)



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**ICE ACCESS INFORMATION – 2023**

**Demographic Data For Those Notifications Made to ICE (n=103)**

<b>Hispanic</b>	<b>7</b>
<b>Asian</b>	<b>6</b>
<b>Black</b>	<b>2</b>
<b>White</b>	<b>15</b>
<b>Other</b>	<b>6</b>
<b>Unknown</b>	<b>67</b>

<b>Male</b>	<b>98</b>
<b>Female</b>	<b>5</b>

# Qualifying Prior Convictions as defined by: California Penal Code Sections 1192.7(c) & 667.5 (c) & California Government Code Section 7282.5(3)

<u>Code Violation</u>	<u>Description</u>	<u>Total</u>
10851(A)	UNLAWFUL TAKING OR DRIVING OF A VEHICLE	12
459-460(B)	NON- RESIDENTIAL BURGLARY	8
236-237(A)	FALSE IMPRISONMENT	7
417	EXHIBIT DEADLY WEAPON	5
459	BURGLARY	5
243(E)(1)	BATT SPOUSE/EC SP/DATE/ETC	5
245(A)(4)	ASSAULT BY FORCE LIKELY TO PRODUCE GBI	5
496(A)	RECEIVING STOLEN PROPERTY	4
211	ROBBERY	3
2800.2(A)	EVADING	3
646.9(A)	STALKING	3
242	BATTERY	2
288	LEWD ACT WITH CHILD UNDER 14 YRS	2
11351	POSS/PURCHASE/SALE COCAINE BASE	2
11350(A)	POSSESSION OF CONTROLLED SUBSTANCES	2
212.5(A)	ROBBERY	2
245(A)(1)	ASSAULT WITH A DEADLY WEAPON	2
25850(A)-(C)(6)	CARRYING LOADED FIREARM	2
32	ACCESSORY	1
69	RESISTING AN EXECUTIVE OFFICER	1
273.5	CORPORAL INJURY ON A SPOUSE OR COHOBITANT	1
11378	POSS CONTROL SUB	1
21310	CONCEALED DIRK/DAGGER	1
11379(A)	TRANSPORT/SALE OF CONTROLLED SUB	1
136.1(B)(1)	PRVNT/DISUADE WITNESS	1

# Qualifying Prior Convictions as defined by: California Penal Code Sections 1192.7(c) & 667.5 (c) & California Government Code Section 7282.5(3) (Cont.)

<u>Code Violation</u>	<u>Description</u>	<u>Total</u>
191.5(B)	VEHICLE MANSLAUGHTER	1
21 USC 844	POSS CONTROLLED SUBSTANCE	1
215(A)	CARJACKING	1
23153(B)	DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS	1
241(c)	ASSAULT ON A PEACE OFFICER	1
243(C)(2)	BATTERY ON PEACE OFFICER	1
245(A)(2)	ASSAULT WITH A FIREARM	1
261.5(C)	UNLAWFUL SEXUAL INTERCOURSE W/MINOR	1
273.5(A)	CORPORAL INJURY ON A SPOUSE OR COHOBITANT	1
273A(A)	CHILD CRUELTY: PSS INJURY OR DEATH	1
273A(B)	CHILD ENDANGERMENT W/ RISK OF GBI	1
29800(A)(1)	CONVICT IN POSS OF FIREARM	1
452(C)	ARSON FOREST/ STRUCTURE	1
459-460(A)	RESIDENTIAL BURGLARY	1
470(D)	FALSE CHECKS/RECORDS/CERTS/ETC	1
647.6(A)(1)	ANNOY/ MOL VILT UNDER 18	1
666.5(A)	VEHICLE THEFT W/PRIORS	1
FED CODE	FED CODE/ DANGEROUS DRUGS	1
MICHIGAN CODE	CRIMINAL SEXUAL CONDUCTE AGES 13-15	1
NEVADA CODE	ASSAULT WITH A DEADLY WEAPON	1
RICO	RACKETTEERING	1
WISCONSIN CODE	941.20(1)(A)	1

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**ICE ACCESS INTERVIEWS – 2022**

**REQUESTS FOR ICE INTERVIEWS – 2021 (*Cal Gov Code  
Section 7283.1(a)*):**

0 Requests

*NOTE: ICE Supervisors advised Sheriff's Office staff that ICE stopped the practice of requesting interviews in California.*

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Questions?