



San Diego County Sheriff

Training Bulletin

William D. Gore, Sheriff

December 2017



## **California Senate Bill 54 - California Values Act**

California Senate Bill 54, also known as the California Values Act, was recently enacted and amended California Government Code Sections 7282 through 7282.5, and added sections 7284 through 7284.12. These laws regulate how the Sheriff's Department can share data with federal agencies responsible for immigration enforcement. The bill takes effect January 1, 2018. One of the many changes was a repeal of a section of existing state law which mandated notification of federal immigration authorities when a person arrested for certain violations of the uniform controlled substances act was believed to not be a citizen of the United States.

Many provisions of the new act are administrative or apply specifically to joint law enforcement task forces. Joint law enforcement task forces are defined by the new Government Code Sections as at least one California law enforcement agency collaborating, engaging, or partnering with at least one federal law enforcement agency in investigating federal or state crimes. This new definition of a joint law enforcement task force will include joint task force operations with U.S. Customs and Border Protection, and U.S. Immigration and Customs Enforcement, as well as collaboration with any other federal authorities.

There are some key points for all Sheriff's personnel to be aware of. CA Government Code Section 7284.6 (a) (1) states, in part, that California law enforcement agencies **shall not** use agency resources or personnel to investigate, interrogate, detain, detect or arrest persons for immigration enforcement purposes, including **any** of the following:

Inquiring into someone's immigration status

Detaining an individual on the basis of a hold request from an immigration agency

Providing information to immigration authorities regarding a person's release date or responding to requests for notification by providing release dates or other information unless that information is available to the public, or is in response to a notification request from immigration authorities in accordance with Section 7282.5 which includes serious and violent felonies among other crimes

Providing personal information to immigration officials, as defined in Section 1798.3 of the Civil Code, about an individual, including, but not limited to the individual's home address, work address, and other identifying information unless that information is available to the public (the full list is identified in the code section)

Making or intentionally participating in arrests based on civil immigration warrants

Assisting immigration authorities with the enforcement of immigration law

Performing the functions of an immigration officer, whether pursuant to Section 1357(g) of Title 8 of the United States Code or any other law, regulation, or policy, whether formal or informal

SB 54 also expressly prohibits a California law enforcement agency from:

Using immigration authorities as interpreters for law enforcement matters relating to individuals in department custody

Providing office space exclusively dedicated for immigration authorities for use within a county law enforcement facility.

All Sheriff's personnel should also review and be familiar with the new laws in their entirety.

The sections can be found at the following link:

[http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201720180SB54](http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201720180SB54)

Sheriff's Department Policy and Procedures will be changed to reflect the mandated provisions of the new laws. In the meantime, all sworn staff should be familiar with the act and understand our roles in complying with the new sections of law.

The information in this Training Bulletin was edited for distribution by the In-Service Training Unit. If you have expertise in a particular subject and would like to write a training bulletin, please contact Corporal Michael Cruz at In-Service Training, [REDACTED]