



County of Santa Cruz

BOARD OF SUPERVISORS

701 OCEAN STREET, SUITE 500, SANTA CRUZ, CA 95060-4069
 (831) 454-2200 • FAX: (831) 454-3262 TDD: (831) 454-2123

JOHN LEOPOLD
FIRST DISTRICT

ZACH FRIEND
SECOND DISTRICT

NEAL COONERTY
THIRD DISTRICT

GREG CAPUT
FOURTH DISTRICT

BRUCE MCPHERSON
FIFTH DISTRICT

APPROVED AND FILED BOARD OF SUPERVISORS

DATE: 3-5-13
 COUNTY OF SANTA CRUZ
 SUSAN A. MAURIELLO
 EX-OFFICIO CLERK OF THE BOARD
 BY [Signature] DEPUTY

AGENDA: 3/5/13

February 22, 2013

BOARD OF SUPERVISORS
 County of Santa Cruz
 701 Ocean Street
 Santa Cruz, CA 95060

RE: SUPPORT FOR ASSEMBLY BILL 4 - TRUST ACT

Dear Members of the Board:

Attached is a letter from the Santa Cruz County Latino Affairs Commission requesting that the Board take action concerning enforcement of the Secure Communities program.

To provide some background, the Board of Supervisors acted in 2011 and 2012 to support the passage of Assembly Bill 1081, introduced by Assembly Member Ammiano, to ensure that, as originally stated by the United States Department of Homeland Security, enforcement of the Secure Communities program by the Immigration and Customs Enforcement agency (ICE) would be geared solely towards criminals charged with serious or violent felonies, or who have past histories of serious or violent felonies. Unfortunately, Assembly Bill 1081 was not enacted.

The Board has also urged that Sheriff Wowak devise a local enforcement policy relative to the Secure Communities program, guided by the language contained in Assembly Bill 1081, to prevent the detention of persons who would otherwise be released from custody were it not for ICE requests that these individuals be held. We believe the Sheriff has considered the Board's previously stated concerns, which are shared by the Commission and so many others in our community, in developing policies for use by staff in his department.

Assembly Member Ammiano has now introduced Assembly Bill 4 and the Latino Affairs Commission is requesting our Board's support for this legislation. AB 4 would prohibit a

BOARD OF SUPERVISORS
February 22, 2013
Page 2

law enforcement official, as outlined, from detaining an individual on the basis of an ICE hold after that individual becomes eligible for release from criminal custody unless, at the time the individual becomes eligible for release from criminal custody, certain conditions are met. AB 4 would also provide important safeguards to prevent racial profiling, protect victims of crime, and improve transparency and accountability.

We believe that our Board should continue to support efforts to ensure that the Secure Communities program is implemented as originally intended. Accordingly, we recommend that the Board adopt the attached resolution supporting the passage of Assembly Bill 4.

Sincerely,



NEAL COONERTY, Supervisor
Third District



JOHN LEOPOLD, Supervisor
First District

NC/JL:ted
Attachment

cc: Latino Affairs Commission
Assembly Member Ammiano
Sheriff Wowak

1795A6