



BOARD OF SUPERVISORS **Agenda Number:**
AGENDA LETTER

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Sheriff
Department No.: 032
For Agenda Of: December 4, 2018
Placement: Departmental
Estimated Time: 90 minutes
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Bill Brown, Sheriff-Coroner (ext. 4290)
Director(s)
Contact Info: Ryan Sullivan, Custody Lieutenant (Ext. 4245)

SUBJECT: Annual TRUTH Act Report and Community Forum

County Counsel Concurrence

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- a. Receive and file the annual TRUTH Act report regarding United States Immigration and Customs Enforcement (ICE) access to individuals as required by Government Code section 7283.1(d); and
- b. Hold a public hearing, as required by Government Code section 7283.1(d), regarding ICE's access to individuals, and receive and consider public comment; and
- c. Determine pursuant to CEQA Guidelines 15378(b)(5) that the above actions are not a project subject to CEQA review, because it is a government administrative activity that does not result in direct or indirect physical changes to the environment.

Summary Text:

Government Code Section 7283.1(d), of the Transparent Review of Unjust Transfers and Holds ("TRUTH Act") requires the Board of Supervisors to hold at least one community forum annually, with at least 30 days of notice, "to provide information to the public about ICE's access to individuals and to receive and consider public comment."

Background:

As of January 1, 2018, Government Code Section 7283.1(d) requires the Board of Supervisors to hold at least one community forum annually, with at least 30 days of notice. (Gov. Code § 7283.1(d).) The purpose is "to provide information to the public about ICE's access to individuals and to receive and consider public comment." Notice of the December 4th community forum has been provided to the public through the "set hearing" action taken on October 16, 2018 and through publication in a newspaper of general circulation.

Section 7283.1(d) also provides that the Sheriff's Office "may provide the governing body with data it maintains regarding the number and demographic characteristics of individuals to whom the agency has provided ICE access, the date ICE access was provided, and whether the ICE access was provided through a hold, transfer, or notification request or through other means. Data may be provided in the form of statistics or, if statistics are not maintained, individual records, provided that personally identifiable information shall be redacted." As a part of the community forum, the Sheriff's Office will present relevant data.

Authored by:

Ryan Sullivan, Custody Lieutenant – Santa Barbara County Sheriff's Office