





Santa Barbara County Sheriff  
TRUTH Act Forum– 2023 Report  
*Cal Gov. Code Section 7283.1(d)*



# Santa Barbara County Sheriff TRUTH Act – 2023 Report

## The California TRUST Act, TRUTH Act, and VALUES Act:

- TRUST Act: Effective January 1, 2014
- TRUTH Act: Effective January 1, 2017
  - Transparent Review of Unjust Transfers and Holds
- Values Act (SB54): Effective January 1, 2018



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## **Custody Operations Policy 210. ICE Communication**

- **PURPOSE:** To set guidelines for compliance with California’s TRUTH Act, TRUST Act, and VALUES Act, within County Sheriff’s Office jail facilities and for those persons having legitimate business within the Custody Operations branch relative to Immigrations enforcement.
- **POLICY:** The Santa Barbara County Sheriff’s Office prohibits discrimination against persons due to immigration status. The Santa Barbara County Sheriff’s Office adheres to applicable federal and state laws, regulations and guidelines by providing notification to incarcerated persons of communication between the Department of Homeland Security, Immigration and Customs Enforcement (ICE) and County Jail staff for the purpose of deportation and/or detention by ICE agents upon completion of commitments of incarceration.

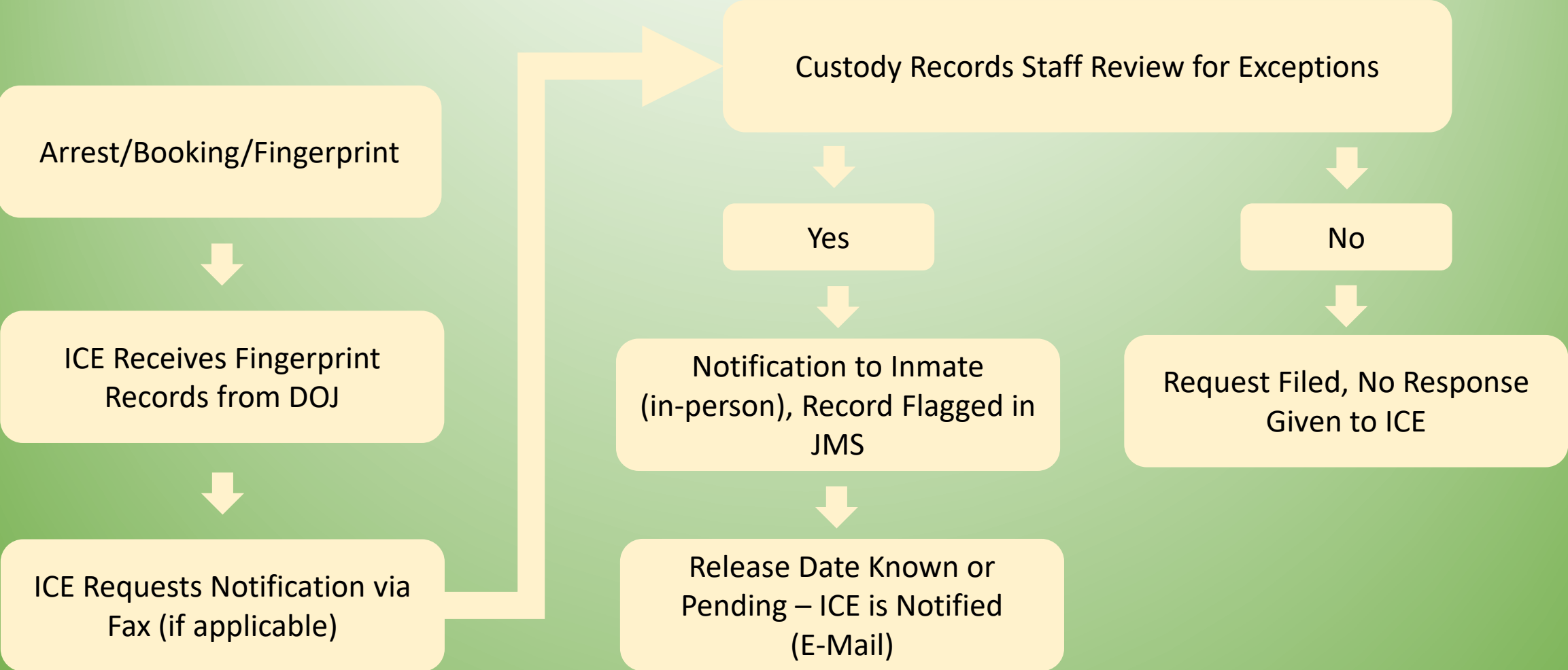
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## ICE ACCESS INFORMATION - 2023

- *Note on Data Collection:* Historically, the Sheriff’s Office has not maintained public records on aggregate ICE “access” data. All data provided herein resulted from manual staff research on individual booking packets. In order to automate capturing this data in the future, SBSO is currently in development with ATIMS, the Sheriff’s Office Jail Management System (JMS) vendor, to upgrade the current JMS system. ATIMS has indicated that data-captures integrated with ICE databases are a future option.
- In 2018, the Values Act (SB 54) became law and changed certain aspects of the Truth Act.

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## ICE NOTIFICATION PROCESS





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## Updates and Refinements to Processes

- 8/22/2023 – 2022 Truth Act Forum presented to Board of Supervisors.
- 8/22/2023 through 9/25/2023 – Staff worked with County Counsel, Public Defender’s Office to update the exception list to be in compliance with Trust, Truth and Values Acts.
- 9/25/23 – Updated exception list was distributed to staff.
- Relevant cases that were discovered prior to 9/25/23 are denoted with an asterisk on Attachment B.



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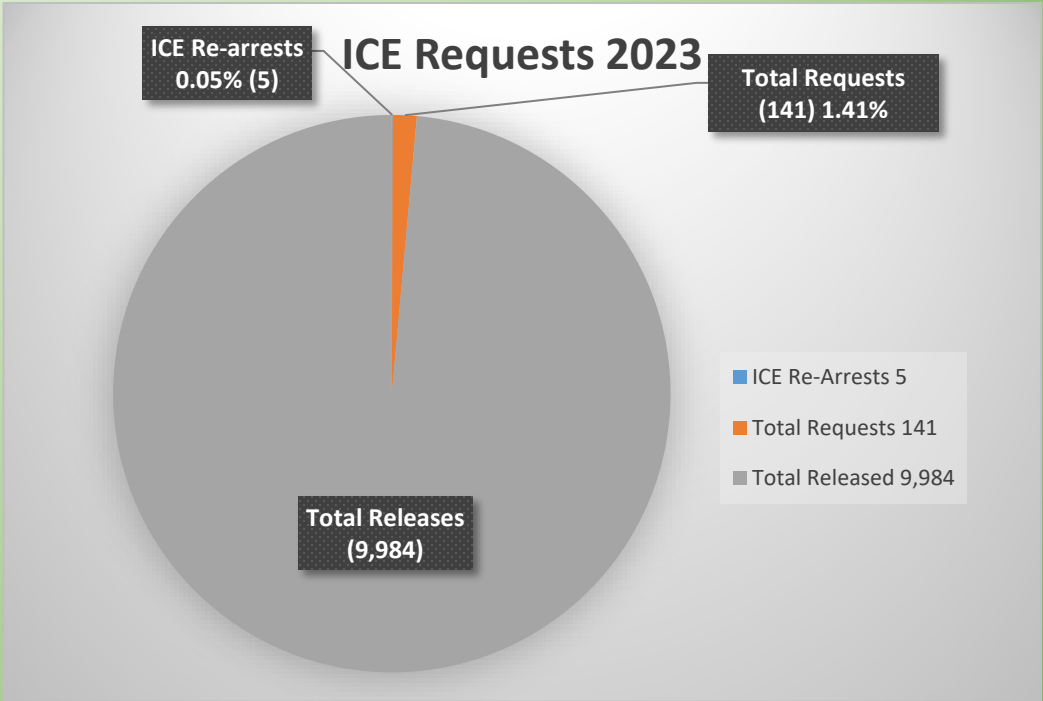
## ICE RE-ARRESTS vs. RELEASES

ICE currently **re-arrests** individuals only after the completion of Santa Barbara County sentences. ICE must be present at the facility at the time of final release to re-arrest any individual.

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From 2022 to 2023, the number of ICE requests increased, additionally, the number of ICE re-arrests increased by three (3).

ICE Request Comparison: 2022 - 2023				
	2022		2023	
	Number:	Percentage:	Number:	Percentage:
ICE Requests:	101	1.09%	141	1.41%
ICE Re-arrests:	2	0.02%	5	0.05%
Total Jail Releases:	<b>9,288</b>		<b>9,984</b>	





# List of Current Charges and Qualifying Charges

Times In SBSO Custody	Current Booking Charges	Qualify for SB54 & ICE Notified	Qualifying Charge for ICE Re-Arrest from Criminal History Run	ICE Re-Arrested	Release Date/Time
11	11364(A) HS M POSS UNLAW PARAPHERNALIA, 166(C)(1) CONTEMPT:VIOL PROTECT ORD, 1206.2 PC F VIOLATION PROBATION	YES	273.5(A) PC M INFL CRPL INJ:SPOUSE/COHAB/DATE	YES	08/27/2023 0807
12	69 PC F OBSTRUCT/RESIST EXEC OFF, 148(D) PC F ATT RMV/ETC F/ARM:PO/ETC	YES	69 PC F OBSTRUCT/RESIST EXEC OFF	YES	07/08/2023 0816
7	469(A) REC KNWN STOLN PROP	YES	496(A) PC F RECEIVE/ETC KNOWN STOLEN PROPERTY	YES	08/08/2023 0803
7	23152(B) DUI ALCOHOL/0.08 PERCENT VC M	YES	273.5(A) PC M INFL CRPL INJ:SPOUSE/COHAB/DATE	YES	12/20/2023 0937
2	11377(A) POSSESS CNTL SUB HS M, 148.9(A) FALSE ID TO SPECIFIC PO'S PC M, 1203.2 VIOLATION PROBATION PC F, 245(A)(1) FORCE/ADW NOT FIREARM:GBI PC F, 186.22(B)(1) PROMOTE/ETC CRIM ST GANG (BAIL ENHANCEMENT CHARGE) PC F	YES	245(A)(1) PC F ASSAULT W/DEADLY WEAPON:NOT F/ARM	YES	12/06/2023 0916

Note: Convictions occurred within 5 years (for misdemeanors) or within 15 years (for felonies)



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Questions?