



NEVADA COUNTY SHERIFF'S OFFICE

Lieutenant Rob Bringolf

TRUTH ACT

- Transparent Review of Unjust Transfers and Holds
- Approved by Governor Brown on September 26, 2016
- Requires NCSO to provide an inmate a written consent form prior to ICE interview
- NCSO established policies and procedures
 - Effective April 18, 2017 - Corrections Division Directive 72 (Updated to Lexipol 502 Sept. 29, 2020)
 - Addresses requirements of Government Code 7283-7283.2 and 7282.5

GOVERNMENT CODES

- Government Code 7282.5
 - Identifies charges inmates can be held by ICE
- Government Code 7283
 - Defines which inmates to include during community forum
- Government Code 7283.1
 - Outlines process (providing forms, information availability, community forum)
- Government Code 7283.2
 - Specifies chapter doesn't change authority to detain per ICE



LEXIPOL 502.3

- Inmate receives copy of ICE request as well as one other person designated by inmate (e.g. an attorney)
- Notify inmate if jail plans on complying
- Consent form has to be available in several different languages
- Jail keeps a copy, inmate receives original
- All documents and communications are public record

PROCESS

- Inmate is booked into WBCF
- ICE is notified via LiveScan
 - Send detainer to WBCF
- Detainer form is completed
- Notification and consent forms are given to inmate
 - If inmate consents, they are interviewed by ICE
- ICE receives Notification of Release form



FORMS

- In 2019 NCSO served:
 - 15 ICE Request and Comply forms
 - 1 Consent for Interview form
 - 1 Notification of Release form

Immigration and Customs Enforcement Request (Truth Act Form 2)

- Solicito recibir este formulario en español. / I request to receive this form in Spanish.
 請寄來中文表格。 / I request to receive this form in Chinese.
 Nais ko pong makiusap na matanggap ang forma na ito sa Tagalog. / I request to receive this form in Tagalog.
 Tôi yêu cầu để nhận mẫu đơn này trong tiếng Việt. / I request to receive this form in Vietnamese.
 저는 이서류를 한국어로 번역된 것으로 받고 싶습니다 / I request to receive this form in Korean.

Name: _____ Booking #: _____ Date: _____

The purpose of this notice is to inform you that Immigration and Customs Enforcement ("ICE") has requested that the Nevada County Sheriff's Office:

- Hold you for up to 48 hours after your release from criminal custody to allow ICE time to take you into immigration detention. (I-247 or I-247D)
- Notify ICE of your release date, so that ICE may detain you (I-247N)
- Transfer you into immigration detention (I-247X or other request)

Under the Transparent Review of Unjust Transfers and Holds (TRUTH) Act, the Nevada County Sheriff's Office is required to provide you with a copy of ICE's request and inform you whether The Nevada County Sheriff's Office intends to comply with the request. A copy of the request is attached.

Nevada County Sheriff's Office DOES DOES NOT intend to comply with ICE'S request.
(check one)

You will promptly receive a separate letter if the Nevada County Sheriff's office notifies ICE of your release date. The Nevada County Sheriff's office is required by law to notify both you and your attorney or designee if the Nevada County Sheriff's Office notifies ICE of your release. Please provide contact information, including phone number and/or email, for your attorney or designee that you choose below.

Name of Detained Individual: _____

Attorney or Designee (choose one): _____

Name of Attorney or Designee: _____

Email for Attorney or Designee: _____

Phone number for Attorney or Designee: _____

Served by: _____ ID #: _____ Date: _____

DEMOGRAPHICS

Age

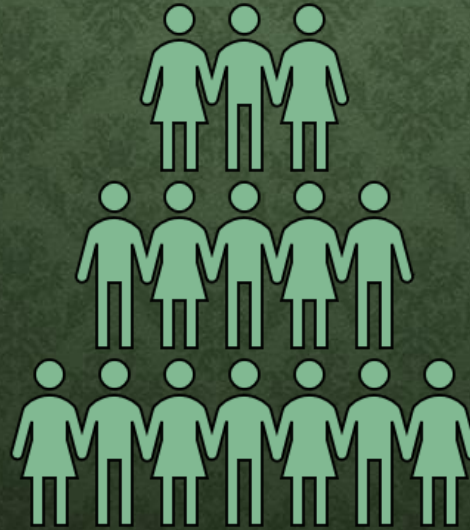
- 25-30 10
- 31-40 10
- 40-50 2
- 50+ 1
- Youngest 24
- Oldest 54
- Average 33

Ethnicity

- Hispanic 20
- Caucasian 2
- Afr. Amrcn. 1

Gender

- Male 20
- Female 3



Country of Birth (Self Reported)

- Mexico 19
- Honduras 1
- Ireland 1
- Spain 1
- Jamaica 1

Citizenship (Self Reported)

- Foreign 9
- Mexico 7
- US 4
- Unknown 2
- Non US 1

2019 ICE STATISTICS

- Of those inmates with some level of ICE involvement, there were:
 - 20 bookings
 - 2 Federal bookings
 - 3 with holds from other agencies
 - 18 releases
 - 2 releases to ICE
 - 1 was from a Federal Booking
 - 1 was from Placer County Sheriff's Office
 - There were 4 inmates in custody with ICE holds on any given day on average in WBCF
 - 80 days was the average length of stay for inmates with ICE holds