



# T.R.U.T.H. ACT

*TRANSPARENT  
REVIEW OF UNJUST  
TRANSFERS AND  
HOLDS*





A photograph of the Wayne Brown Correctional Facility. The building is a two-story structure with a light beige upper section and a reddish-brown lower section. The words "WAYNE BROWN CORRECTIONAL FACILITY" are mounted on the beige section in large, blue, three-dimensional letters. The building has a blue metal roof. In the foreground, there is a concrete walkway, a large grey rock, and a bed of yellow and grey gravel. The background shows a green lawn and a forest of tall evergreen trees under a clear sky.

WAYNE BROWN  
CORRECTIONAL FACILITY

# TRUTH ACT

- Approved by CA Governor Brown on September 26, 2016
- Requires NCSO to provide an Incarcerated Person with a written consent form prior to I.C.E. interview
- Provides criteria to NCSO for cooperating with Immigration and Customs Enforcement (I.C.E.)
- NCSO established policies and procedures
- Corrections POLICY 502
- Addresses requirements of Government Code 7283-7283.2 and 7282.5



# GOVERNMENT CODES

- Government Code 7282.5
  - Identifies charges and conditions that must be met for Incarcerated Persons to be held for I.C.E.
- Government Code 7283
  - Defines which Incarcerated Person data should be presented at the yearly 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 based upon an I.C.E. hold





## **NCSO POLICY 502.3.2 THRU 502.3.5**

- Notify Incarcerated Person if jail receives a hold request from I.C.E.
  - This notice includes whether NCSO plans to comply with the request
- One additional person designated by Incarcerated Person will also receive copy of I.C.E. request , if we notify I.C.E. of their pending release (I.E. - an attorney)
- All I.C.E. requests for interviews are entirely voluntary
- All forms are available in several different languages



# PROCESS



- Incarcerated Person is booked into Wayne Brown Correctional Facility (WBCF)
- I.C.E. is automatically notified via Live Scan (Fingerprinting)
  - I.C.E. may send a detainer to NCSO
- If I.C.E. places a hold, notification is given to the Incarcerated Person
- If I.C.E. requests to interview an Incarcerated Person, consent forms are given to the Incarcerated Person. The interview is VOLUNTARY
  - If Incarcerated Person consents, they are interviewed by I.C.E.
- I.C.E. receives Notification of Release form, if Incarcerated Person meets criteria





U.S. Immigration  
and Customs  
Enforcement

## 2023 STATISTICS

**Of those incarcerated persons with some level of I.C.E. involvement, there were:**

13 bookings total

- 0 federal bookings
- 2 with holds from other agencies
  - 1 out of county warrant (Amador County)
  - 1 contract agency booking (Placer County- Truckee)

13 Releases

- 0 releases to ICE

There was 1 Incarcerated Person in custody with ICE holds on any given day on average in WBCF  
29 days was the average length of stay for Incarcerated Person with ICE holds



**U.S. Immigration  
and Customs  
Enforcement**

## **2023 STATISTICS CONT.**

**The increase in the average length of stay over last year is mainly due to two individuals.**

- One Incarcerated Person had a total stay of 200 days for felony charges
- The other Incarcerated Person had two separate bookings for a total of 126 days



# DEMOGRAPHICS

AGE	
18-24	0
25-30	3
31-40	8
41-50	2
50+	0
YOUNGEST	26
OLDEST	43

GENDER	
Male	13
Female	0

COUNTY OF BIRTH (Self Reported)	
Mexico	7
India	2
France	1
Nicaragua	1
England	1
Philippines	1

CITIZENSHIP (Self Reported)	
US	5
Foreign	8

