

T.R.U.T.H. ACT

TRANSPARENT
REVIEW OF UNJUST
TRANSFERS AND
HOLDS



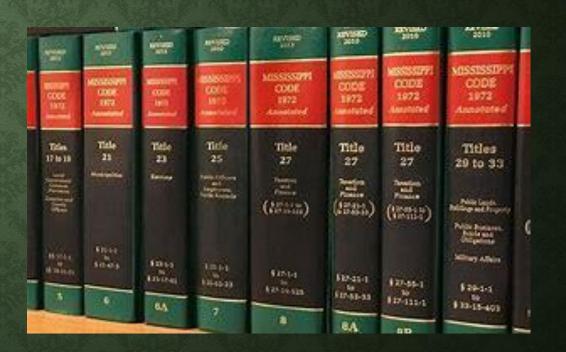


TRUTH ACT

- 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



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 days was the average length of stay for Incarcerated Person with ICE holds



2023 STATISTICS CONT.

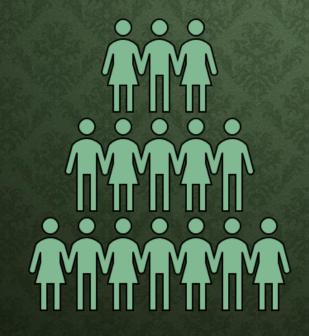
The increase in the average length of stay over last year is mainly due to two individuals.

- 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	