**Summary**
The TRUTH Act (AB 2792) would provide vital know your rights information to our immigrant community members who are in Immigration and Customs Enforcement’s (ICE) cross-hairs and bring some transparency to local law enforcement participation in federal immigration enforcement.

**Background**
California’s TRUST Act—AB 4 (Ammiano) (2013)—was instrumental in preventing the separation of thousands of families. This law limits immigration “hold” or detainer requests, triggered by deeply controversial deportation programs such as Secure Communities (S-Comm). The hold requests, which were found unconstitutional by a federal court in 2014, caused immigrants to be detained for extra time, at local expense, merely for deportation purposes.

On November 20, 2014, the Obama administration acknowledged the failure of S-Comm and announced the rebranding of the program as the Priority Enforcement Program (PEP). PEP contains the same fundamental flaws as S-Comm and continues to check the immigration status of all individuals at the point of booking by reviewing fingerprints without any due process whatsoever.

While PEP relies more on requests to local law enforcement to notify ICE when an individual is released, the end result is the same. ICE requests notification of release times so that they can detain the person at the point of release, leading to unconstitutional detentions in many cases at local jails and the separation of Californian families. PEP, like its predecessor, is overburdening local law enforcement’s resources while undercutting confidence between the community and law enforcement.

In addition to ICE notification requests, ICE has utilized other troubling tactics to burden local law enforcement with deportations since passage of the TRUST Act. This includes racially profiling individuals for interrogations in jail about their immigration status, while denying them access to counsel. ICE is also reviewing inmate logs and searching jail computers to gather addresses and telephone numbers to conduct home raids or courthouse raids, traumatizing family members, and invoking fear in immigrant communities.

The recent case of a San Francisco father illustrates how ICE’s new tactics hurt families and further damage confidence in law enforcement. This father sought the police’s help in locating his stolen car, only to end up being detained by ICE for two months as a result of going to police.

In another recent case, a father of six was transferred to ICE and deported after he was stopped by California State University Long Beach police for a broken headlight. This case led to outrage by students and their families who were gravely alarmed that police at an educational institution were engaging in immigration enforcement.

**The Solution**
The TRUTH Act would take a significant step towards bringing transparency to local law enforcement participation in federal immigration enforcement.

Specifically, the bill would do the following:
• **Provides “Know Your Rights” to Every Individual.** The TRUTH Act would require a local law enforcement agency, prior to an interview between ICE and an individual in custody, to provide a written consent form that would explain the purpose of the interview, that it is voluntary, and that the individual may decline the interview. The bill requires the form to be translated in multiple languages.

• **Ensures Fair Notice to Every Individual.** The TRUTH Act requires that if a local law enforcement agency provides ICE with notification of an individual’s release date and time, then the local law enforcement agency must also provide the same notification to the individual and their attorney or permitted designee.

• **Shines a Light and Increases Transparency Around Local Engagement with ICE.** The Truth Act requires a local legislative body to hold a community forum annually if local law enforcement allows ICE access to any individual. Additionally, this bill ensures that records related to ICE access are subject to the public records act.

For more information, visit [www.catruthact.org](http://www.catruthact.org).

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Asian Americans Advancing Justice – California
National Day Laborers Organizing Network
California Immigrant Policy Center
Mexican American Legal Defense and Educational Fund
American Civil Liberties Union of California
Immigrant Legal Resources Center

**Support**
African Advocacy Network
Alameda County Board of Supervisors
Alliance for Boys and Men of Color
Alliance San Diego
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Asian Law Alliance
Asian Pacific Islander Legal Outreach
Asian Women’s Shelter
ASPIRE
ASPIRE - LA
Bay Area Community Resources
Bill of Rights Defense Committee/ Defending Dissent Foundation
California Immigrant Youth Justice Alliance
California Partnership to End Domestic Violence
Canal Alliance
CARECEN-LA
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Centro Laboral de Graton
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CHALK
Community Health for Asian Americans
Community Initiatives for Visiting Immigrants in Confinement
Community United Against Violence
Confederación de Organizaciones de California
Congregations Building Community
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Day Labor Center - Hayward Oakland
Dolores Street Community Services
Dream Team Los Angeles
East Bay Immigrant Youth Coalition
East Bay Organizing Committee
East Bay Sanctuary Covenant
Ella Baker Center
Filipino Advocates for Justice
Fools Mission
Fresno Immigrant Youth in Action
Immigrant Youth Coalition
Immigration Action Group
Inland Coalition for Immigrant Justice
Inland Empire Immigrant Youth Coalition
Inland Empire Rapid Response Network
Institute of Popular Education of Southern California
Interfaith Coalition for Immigrant Rights
Khmer Girls in Action
Korean Resource Center
Lawyers Committee for Civil Rights
La Voz Latina del Tenderloin
Los Angeles County Supervisor, District 3, Sheila Kuehl
Los Angeles Immigrant Youth Coalition
Los Angeles LGBT Center
Mixteco/Indigena Community Organizing Project
Mujeres Unidas y Activas
National Immigration Law Center
National Lawyers Guild Los Angeles Chapter
Native Hawaiian & Pacific Islander Alliance
Nicaragua Center for Community Action
North Bay Immigrant Youth Union
Orange County Immigrant Youth United
Pangea Legal Services
PICO California
PODER
Pomona Economic Opportunity Center
Prison Policy Initiative
RAIZ
Sacramento Immigration Alliance
San Diego Immigrant rights Consortium
San Fernando Dream Team
San Fernando Valley Immigrant Youth Coalition
San Joaquin Immigrant Youth Collective
San Mateo County Democracy for America
Social Action Committee of Unitarian Universalist Fellowship of Redwood City
Street Level Health Project
Task Force on the Americas
Thai Community Development Center
Thai Health And Information Services
TODEC Legal Center
Vital Immigrant Defense Advocacy and Services

**Opposed**
California State Sheriffs’ Association
California Police Chiefs’ Association