






CA VALUES ACT (SB 54)

OVERVIEW

These prohibitions apply to local and state law enforcement agencies, excluding state prisons, unless otherwise noted. **In all cases, local law enforcement agencies can adopt policies that provide more protections.** For more information, visit www.iceoutofca.org.

POLICE-ICE TACTIC	UNDER SB 54
 Immigration Holds	Prohibited.
 Making arrests on civil immigration warrants	Prohibited.
 287g	Prohibited.
 Asking about immigration status or using immigration agents as interpreters.	Prohibited.
 Sharing personal info with ICE (e.g., work, home addresses)	Prohibited unless publicly available.
 Notifying ICE of release dates	Prohibited unless: <ul style="list-style-type: none"> Revised TRUST Act exception applies, including: <ul style="list-style-type: none"> Conviction for a felony punishable by imprisonment in state prison at any time Conviction within past 15 years for any other specified felony. The 15-year "wash" is an improvement on the old TRUST Act standard. Conviction within the past 5 years for a misdemeanor for a specified wobbler offense. Charges for a crime that is serious, violent, or punishable by a term in state prison if finding of probable cause has been made by a magistrate pursuant to PC 872. If release dates/times are already publicly available, can be shared
 Transfers to ICE	Prohibited unless: <ul style="list-style-type: none"> Revised TRUST Act exception applies (see above under notifications) Warrant or probable cause determination from a judge that someone has violated federal criminal immigration law. Local law enforcement required to report number of transfers and basis for transfer to Attorney General's Office.
 Local arrests for "criminal" violations of immigration law	Prohibited except local law enforcement may arrest someone for unlawful re-entry following deportation <i>if</i> <ul style="list-style-type: none"> The re-entry is detected during an unrelated law enforcement activity, and The person has a prior "aggravated felony" conviction Any person arrested for unlawful reentry may be transferred to ICE only if a revised TRUST exception applies.
 ICE interviews in jail and prison	TRUTH Act protections essentially expanded to prisons (can't be interviewed by ICE unless sign consent form prior to interview). Prohibition on providing office space exclusively dedicated to ICE in local jails.
 Joint Task forces	Some limitations and reporting requirements imposed. <ul style="list-style-type: none"> Primary purpose of task force must be unrelated to immigration enforcement, and Participation does not violate any local law or policy. Local law enforcement required to report information about joint taskforce operations to CA Attorney General and information is available as a public record.
 Databases	Attorney General will draft advisory guidelines to ensure that databases are not used for immigration enforcement. State and local law enforcement agencies are encouraged but not required, to adopt guidelines.

