

# OVERVIEW OF CA VALUES ACT (SB 54)

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](http://www.iceoutofca.org).

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