

# Local Law Enforcement & Immigration

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RESOURCE CENTER

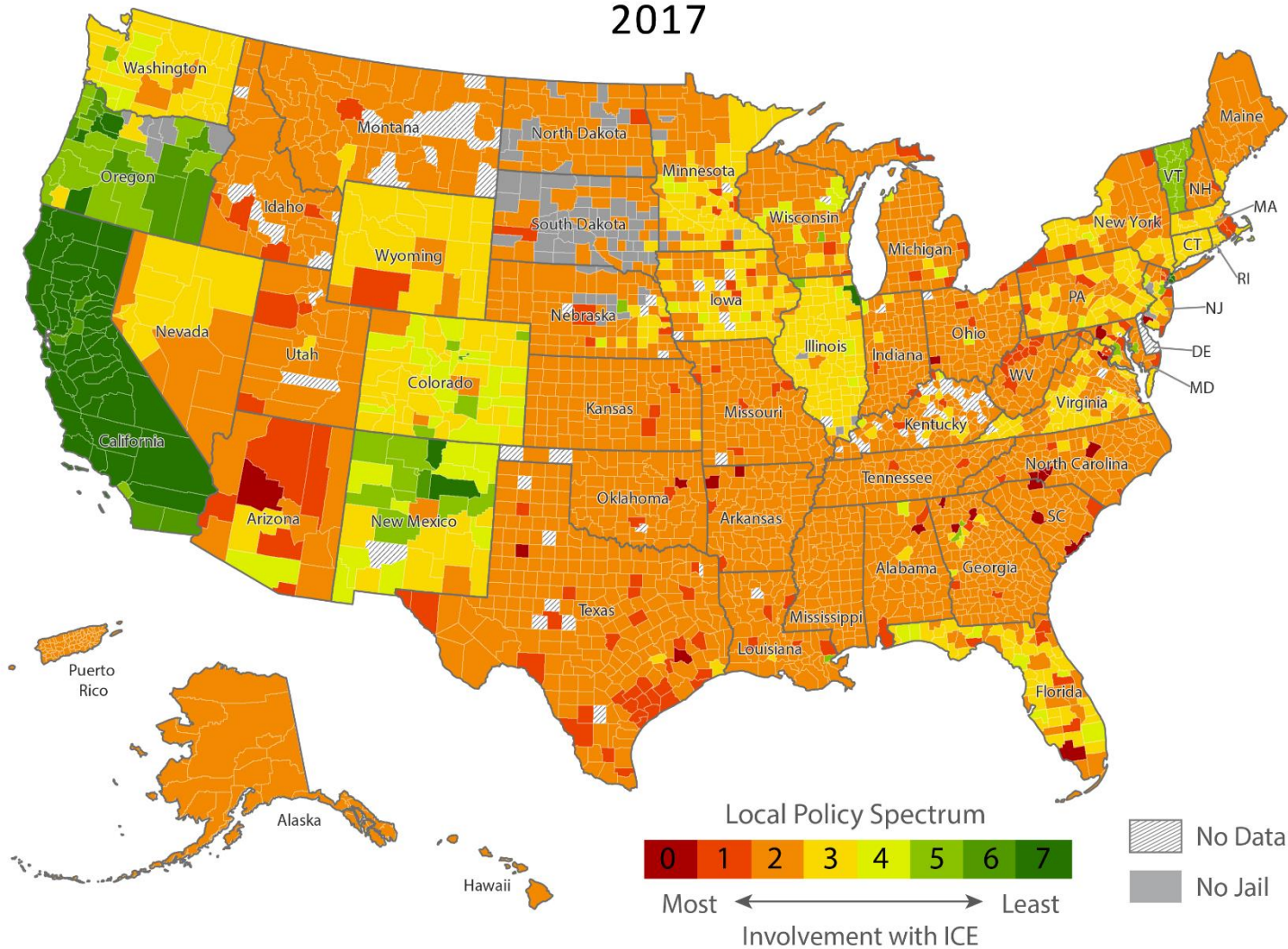
Detainers

Threats to Sanctuary Cities

Courthouse Enforcement

# Overall Coordination with ICE

## COUNTY POLICIES ON ASSISTING IMMIGRATION ENFORCEMENT 2017



## ICE Detainers and Detention

- Courts continue to find holding people for ICE illegal
  - See e.g., *Gonzalez v. ICE* and *Roy v. Los Angeles Sheriff's Dept*
- SB 54 does not allow honoring detainers
- It does allow for other immigration cooperation such as notification

## What's Going on with DOJ Threats?

- Executive order defunding Sanctuary Cities is enjoined
- DOJ is trying workaround of adding strings to existing law enforcement grant programs – mostly Byrne JAG program
- Most of these conditions have been enjoined as well

## 8 USC 1373

- One grant condition not enjoined: applicants must certify compliance with 8 USC 1373
- 8 USC 1373 is a federal statute that prohibits local policies from limiting communication with ICE about immigration status
- DOJ interprets this law broadly

- New ICE Policy, “Civil Immigration Enforcement Actions Inside Courthouses,” January 10, 2018
  - ICE will engage in civil immigration enforcement actions inside courthouses against targeted individuals, but will not target other immigrants encountered absent special circumstances
  - ICE should avoid enforcement actions in non-criminal courthouses
  - Imm enforcement actions should, if possible, take place in non-public areas of courthouses

- [www.ilrc.org/local-enforcement-map](http://www.ilrc.org/local-enforcement-map)
- [www.ilrc.org/enforcement](http://www.ilrc.org/enforcement)
- <https://www.ilrc.org/ice-detainer-court-cases-update-october-2017>
- <https://www.ilrc.org/fact-sheet-sanctuary-policies-and-federal-funding>
- <https://www.ilrc.org/doj-byrne-jag-program-conditions-regarding-immigration-enforcement>