CATHOLIC LEGAL IMMIGRATION NETWORK, INC.

States and Localities That Limit Compliance with ICE Detainer Requests (Nov 2014)

The Obama Administration has removed a record number of individuals - 1.5 million during the first term alone. Many deportable immigrants come to the attention of ICE through its various partnerships with local law enforcement agencies, including Secure Communities, the Criminal Alien Program, and 287(g). Through these programs, ICE targets individuals who have come into contact with local and state law enforcement. If ICE has reason to believe that an individual in criminal custody may be removable, it can issue an immigration detainer asking the local law enforcement agency to continue to hold that individual for up to 48 hours to give ICE a chance to place the person into immigration custody – regardless of whether the person was ever convicted of a crime. Although immigration detainers are merely requests - not mandatory – more often than not local law enforcement agents comply. The result is the deportation of increasing numbers of often innocent immigrants. According to recent data, only 14% of the detainers ICE issued in FY 2012 and during the first four months of FY 2013 "target[ed] individuals who pose a serious threat to public safety or national security" while approximately half implicated individuals with "no record of criminal conviction, not even a minor traffic violation."

Accompanying the increase in removals is an increase in the number of states and localities that are refusing to do the federal government's job of enforcing immigration laws. Among the concerns cited by policymakers are burdens on limited local resources; the undermining of public safety; the destruction of trust between law enforcement and immigrant communities; the separation of families; and the questionable constitutionality of ICE detainers. Over the past several years, three states, the District of Columbia, and at least 293 localities (29 cities and 264 counties) have officially restricted the extent to which law enforcement may continue to detain individuals to hand over to ICE. These policies range from broad limitations prohibiting local law enforcement from honoring any ICE detainer requests to more narrow measures restricting compliance to cases where ICE has obtained a warrant from a judge backed by probable cause, or when ICE has agreed to reimburse the locality for the costs of the detention, or when the individual has been convicted of a certain felony or other serious crime.

JURISDICTION	ANTI-DETAINER LAW OR POLICY	DATE PASSED
STATE LAWS AND POLICIES[1]		
California	"Transparency and Responsibility Using State Tools" (TRUST) Act	Oct 5, 2013
Connecticut	TRUST Act	Jul 19, 2013
Rhode Island	Governor's Order to the Rhode Island Department of Corrections	July 17, 2014

[1] Similar legislation has been introduced in Arizona, Maryland, Massachusetts, and Washington but has not yet passed.

CATHOLIC LEGAL IMMIGRATION NETWORK, INC.

CITY AND COUNTY POLICIES		
	Arizona	
City of South Tucson	South Tucson Police Department Policy	June 2014
	California	
Alameda County	Sheriff's Office Order	May 21, 2014
City of Anaheim	Police Department Bulletin	Aug 2014
City of Berkeley	City Council Policy	Oct 31, 2012
Butte County	Butte County Sheriff's Policy	June 2014
Calaveras County	Calaveras County Sheriff's Policy	AUg 2014
Contra Costa County	Contra Costa County Sheriff's Policy	May 2014
Del Norte County	Del Norte County Sheriff's Policy	Aug 2014
City of East Palo Alto	City Council Resolution	Oct 2012
El Dorado County	El Dorado County Sheriff's Office Procedural Order	Aug 2014
City of Glendora	Glendora Police Department Policy	July 2014
Glenn County	Glenn County Sheriff's Policy	Aug 2014
Humboldt County	Humboldt County Sheriff's Policy	Aug 2014
City of Huntington Beach	Huntington Beach Police Department Directive	Jul 2014
Imperial County	Imperial County Sheriff's Policy	June 2014
Inyo County	Inyo County Sheriff's Policy	June 2014
Kings County	Kings County Sheriff's Policy	June 2014
City of La Habra	La Habra Police Department Memorandum	Jul 2014
Lake County	Lake County Sheriff Policy	Aug 2014
City of Long Beach	Long Beach Police Department Policy	July 2014
City of Los Angeles	LA Police Department Policy	Dec 11, 2012
Los Angeles County	Los Angeles County Sheriff's Policy	May 2014
Marin County	Marin County Sheriff's Policy	May 2014
Mariposa County	Mariposa County Sheriff's Policy	Aug 2014
Mendocino County	Mendocino County Sheriff's Policy	June 2014
Mono County	Mono County Sheriff's Policy	May 2014
Monterey County	Sheriff's Office General Order No: 14-01	May 9, 2014
Napa County	Napa County Department of Corrections Policy	June 2014
Orange County	Orange County Sheriff's Policy	June 2014
City of Richmond	Police Department Policy 428	Aug 1, 2013
Riverside County	Riverside County Sheriff's Policy	May 2014
Sacramento County	Sacramento County Sheriff's Policy	May 2014
San Benito County	San Benito County Sheriff's Policy	July 2014
San Bernardino County	San Bernardino County Sheriff's Policy	May 2014
San Diego County	San Diego County Sheriff's Policy	May 29, 2014
City of San Francisco	Board of Supervisors Due Process for All Ordinance	Oct 8, 2013
San Francisco County	San Francisco Sheriff's Policy	May 2014
San Joaquin County	San Joaquin County Sheriff's Policy	May 2014
San Luis Obispo County	San Luis Obispo County Sheriff's Policy	May 2014
San Mateo County	San Mateo County Sheriff's Policy	May 2014
Santa Barbara County	Santa Barbara County Sheriff's Policy	June 2014
Santa Clara County	Board of Supervisors Policy	Oct 18, 2011

Santa Cruz County	Santa Cruz County Sheriff's Policy	May 12, 2014
Shasta County	Shasta County Sheriff's Policy	May 2014
Siskyou County	Siskyou County Sheriff's Policy	July 2014
Solano County	Solano County Sheriff's Policy	May 2014
Sonoma County	Sonoma County Sheriff's Policy	Jul 20, 2011
Sutter County	Sutter County Sheriff's Policy	June 2014
Tehama County	Tehama County Sheriff's Policy	June 2014
City of Torrance	Torrance Police Department Policy	Oct 2014
Tuolomne County	Tuolomne County Sheriff's Policy	June 2014
Tulare County	Tulare County Sheriff's Policy	May 2014
Ventura County	Ventura County Sheriff's Policy	June 2014
Yolo County	Yolo County Sheriff's Policy	May 2014
Yuba County	Yuba County Jail Policy	Jan 2014
	Colorado	
Adams County	Adams County Sheriff's Policy	June 2014
Alamosa County	Alamosa County Sheriff's Policy	Aug 2014
Arapaho County	Arapaho County Sheriff's Policy	June 2014
Archuleta County	Archuleta County Sheriff's Policy	July 8, 2014
City of Aurora	Municipal Policy	May 2014
Baca County	Baca County Sheriff's Policy	Sept 2014
Bent County	Bent County Sheriff's Policy	July 2014
Boulder County	Boulder County Sheriff's Policy	May 21, 2014
Broomfield City and County	Police Department Memorandum	April 2014
Chaffee County	Chaffee County Sheriff's Policy	July 2014
Cheyenne County	Cheyenne County Sheriff's Policy	Aug 2014
Clear Creek County	Clear Creek County Sheriff's Policy	May 2014
Crowley County	Crowley County Sheriff's Policy	July 2014
Custer County	Custer County Sheriff's Policy	July 2014
Conejos County	Conejos County Sheriff's Policy	July 2014
Costilla County	Costilla County Sheriff's Policy	Sept 2014
Delta County	Delta County Sheriff's Policy	May 2014
Denver County	Denver County Sheriff's Policy	April 2014
Dolores County	Dolores County Sheriff's Policy	June 2014
Douglas County	Douglas County Sheriff's Policy	Sept 2014
Eagle County	Eagle County Sheriff's Policy	May 2014
Elbert County	Elbert County Sheriff's Policy	June 2014
El Paso County	El Paso County Sheriff's Policy	Sept 2014
Fremont County	Fremont County Sheriff's Policy	June 2014
Garfield County	Garfield County Sheriff's Policy	May 2014
Gilpin County	Gilpin County Sheriff's Policy	Aug 2014
Grand County	Grand County Sheriff's Policy	May 2014
Gunnison County	Gunnison County Sheriff's Policy	April 2014
Hinsdale County	Hinsdale County Sheriff's Policy	June 2014
Huerfano County	Huerfano County Sheriff's Policy	Sept 2014
Jackson County	Jackson County Sheriff's Policy	July 2014

Jefferson County	Jefferson County Sheriff's Policy	May 2014
Kiowa County	Kiowa County Sheriff's Policy	July 2014
Kit Carson County	Kit Carson County Sheriff's Policy	June 2014
La Plata County	La Plata County Sheriff's Policy	May 2014
Lake County	Lake County Sheriff's Policy	May 2014
Larimer County	Larimer County Sheriff's Policy	July 2014
Las Animas County	Las Animas County Sheriff's Policy	July 2014
Lincoln County	Lincoln County Sheriff's Policy	July 2014
Logan County	Logan County Sheriff's Policy	June 2014
Mesa County	Mesa County Sheriff's Policy	April 2014
Mineral County	Mineral County Sheriff's Policy	July 2014
Moffat County	Moffat County Sheriff's General Order 2014-01	July 2014
Montrose County	Montrose County Sheriff's Policy	May 2014
Montezuma County	Montezuma County Sheriff's Policy	June 2014
Morgan County	Morgan County Sheriff's Memorandum	June 2014
Otero County	Otero County Sheriff's Policy	May 2014
Ouray County	Ouray County Sheriff's Policy	June 2014
Park County	Park County Sheriff's Policy	Aug 2014
Phillips County	Phillips County Sheriff's Policy	Sept 2014
Pitkin County	Pitkin County Sheriff's Policy	May 2014
Prowers County	Prowers County Sheriff's Policy	June 2014
Pueblo County	Pueblo County Sheriff's Policy	May 2014
Rio Blanco County	Rio Blanco County Sheriff's Policy	May 2014
Rio Grande County	Rio Grande County Sheriff's Policy	July 2014
Routt County	Routt County Sheriff's Policy	May 2014
Saguache County	Saguache County Sheriff's Policy	May 2014
San Juan County	San Juan County Sheriff's Policy	May 2014
San Miguel County	San Miguel County Sheriff's Policy	April 29, 2014
Sedgwick County	Sedgwick County Sheriff's Directive	June 16, 2014
Summit County	Summit County Sheriff's Directive	May 2014
Teller County	Teller County Sheriff's Policy	July 2014
Washington County	Washington County Sheriff's Directive	June 2014
Weld County	Weld County Sheriff's Policy	July 2014
Yuma County	Yuma County Sheriff's Policy	May 2014
	Connecticut	
Town of East Haven	East Haven Police Department Policy 428.2	Jun 10, 2014
	District of Columbia	
District of Columbia	D.C. Act 19-379	Jun 15, 2012
	Florida	
Broward County	Broward County Sheriff's Policy	July 17, 2014
Hernando County	Hernando County Sheriff's Policy	July 2014
Hillsborough County	Hillsborough County Sheriff's Policy	Sept 2014
Miami-Dade County	Board of County Commissioners Resolution	Dec 3, 2013
Palm Beach County	Palm Beach County Sheriff's Policy	July 22, 2014
Pasco County	Pasco County Sheriff's Policy	July 2014

Pinellas County	Pinellas County Sheriff's Policy	July 2014
	Georgia	
Clayton County	Clayton County Sheriff's Policy	Nov 19, 2014
Fulton County	County Board of Commissioners Resolution	Sept 3, 2014
	Illinois	
Champaign County	Sheriff's Office Policy	Mar 8, 2012
City of Chicago	City Council Ordinance	Sep 12, 2012
Cook County	Cook County Ordinance 11-O-73	Sep 7, 2011
	Iowa	
Allamakee County	Allamakee County Jail Policy	Aug 2014
Benton County	Benton County Jail Policy	Aug 2014
Cass County	Cass County Jail Policy	Aug 2014
Clinton County	Clinton County Sheriff's Policy	June 2014
Dubuque County	Dubuque County Jail Policy	Aug 2014
Franklin County	Franklin County Jail Policy	Aug 2014
Fremont County	Fremont County Jail Policy	Aug 2014
Greene County	Greene County Jail Policy	Aug 2014
Ida County	Ida County Jail Policy	Aug 2014
Iowa County	Iowa County Jail Policy	Aug 2014
Jefferson County	Jefferson County Jail Policy	Aug 2014
Johnson County	Johnson County Sheriff's Policy	June 2014
Linn County	Linn County Sheriff's Policy	June 2014
Marion County	Marion County Jail Policy	Aug 2014
Monona County	Monona County Jail Policy	Aug 2014
Montgomery County	Montgomery County Jail Policy	Aug 2014
Polk County	Polk County Sheriff's Policy	July 24, 2014
Pottawattamie County	Pottawattamie County Jail Policy	Aug 2014
Sioux County	Sioux County Sheriff's Policy	June 2014
Story County	Story County Sheriff's Policy	June 2014
Wapello County	Wapello County Jail Policy	Aug 2014
Winneshiek County	Winneshiek County Jail Policy	Aug 2014
	Kansas	
Butler County	Butler County Sheriff's Policy	June 2014
Finney County	Finney County Sheriff's Policy	June 2014
Harvey County	Harvey County Sheriff's Policy	June 2014
Johnson County	Johnson County Sheriff's Policy	June 2014
Sedgwick County	Sedgwick County Sheriff's Policy	June 11, 2014
Shawnee County	Department of Corrections Policy	May 2014
	Kentucky	
City of Louisville; Jefferson County	Louisville Metro Department of Corrections Policy	2008
	Louisiana	
New Orleans Parish	Orleans Parish Sheriff's Office Policy	Aug 14, 2013
	Maryland	
Allegany County	Allegany County Sheriff's Policy	Oct 2014

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City of Baltimore	Governor's Policy for Baltimore City Detention Center	April 18, 2014 (revised Aug 27, 2014)
Cecil County	Cecil County Sheriff's Policy	Oct 2014
Garrett County	Garrett County Sheriff's Policy	Oct 2014
Howard County	Howard County Sheriff's Policy	Oct 2014
Kent County	Kent County Sheriff's Policy	Oct 2014
Montgomery County	Montgomery County Executive Order	Oct 7, 2014
Prince George's County	Prince George's County Policy	Oct 1, 2014
Queen Anne's County	Queen Anne's County Sheriff's Policy	Oct 2014
St. Mary's County	St. Mary's County Sheriff's Policy	Oct 2014
Talbot County	Talbot County Sheriff's Policy	Oct 2014
	Massachusetts	
Town of Amherst	Town of Amherst Resolution	May 21, 2012
City of Boston	City Council Ordinance	August 20, 2014
City of Cambridge	City Council Resolution	June 2, 2014
City of Northampton	Mayor's Executive Policy Order	Aug 28, 2014
City of Somerville	Mayor's Executive Order	May 22, 2014
	Minnesota	
Hennepin County	Hennepin County Sheriff's Policy	June 11, 2014
Mower County	Mower County Sheriff's Policy	July 2014
Olmstead County	Olmstead County Sheriff's Policy	July, 2014
Ramsey County	Ramsey County Sheriff's Policy	June 11, 2014
	Nebraska	
Douglas County	Douglas County Department of Corrections Policy	Oct 2014
Hall County	Hall County Department of Corrections Policy	Jul 15, 2014
Lancaster County	Lancaster County Sheriff's Policy	Sept 2014
Sarpy County	Sarpy County Sheriff's Policy	Sept 2014
	Nevada	
Clark County	Clark County Sheriff Policy	July 2014
City of Las Vegas	Las Vegas Metropolitan Police Department Policy	July 14, 2014
Washoe County	Washoe County	Sept 2014
	New Jersey	
Middlesex County	Middlesex County Policy	Jul 8, 2014
City of Newark	Police Department Policy	Jul 24, 2013
Ocean County	Department of Corrections General Order	Jul 24, 2014
City of Princeton	Princeton Police Department General Order	November 2013
Union County	Department of Corrections Policy	Aug 4, 2014
	New Mexico	
Bernalillo County	Metropolitan Detention Center Policy	Jul 29, 2014
Dona Ana County	Dona Ana County Detention Center Policy	June 2014
Town of Mesilla	Board of Trustees Resolution	Sep 9, 2013
San Miguel County	Detention Center Policies and Procedures	Dec 10, 2010
Taos County	Adult Detention Center Policies and Procedures	Jan 4, 2011
	New York	

New York City	Local Law No. 21	Mar 18, 2013
Albany County	Albany County Sheriff's Policy	Aug 2014
Broome County	Broome County Sheriff's Policy	Aug 2014
Cayuga County	Cayuga County Sheriff's Policy	Oct 2014
Columbia County	Columbia County Sheriff's Policy	Oct 2014
Cortland County	Cortland County Sheriff's Policy	Aug 2014
Dutchess County	Dutchess County Sheriff's Policy	Aug 2014
Delaware County	Delaware County Sheriff's Policy	Oct 2014
Erie County	Erie County Sheriff's Policy	Oct 2014
Essex County	Essex County Sheriff's Policy	Oct 2014
Franklin County	Franklin County Sheriff's Policy	Aug 2014
Genesee County	Genesee County Sheriff's Policy	Oct 2014
Greene County	Greene County Sheriff's Policy	Oct 2014
Herkimer County	Herkimer County Sheriff's Policy	Oct 2014
Livingston County	Livingston County Sheriff's Policy	Aug 2014
Madison County	Madison County Sheriff's Policy	Aug 2014
Monroe County	Monroe County Sheriff's Policy	Oct 2014
Nassau County	Nassau County Sheriff's Policy	Aug 2014
Onondaga County	Onondaga County Sheriff's Policy	Aug 2014
Orange County	Orange County Sheriff's Policy	Aug 2014
Orleans County	Orleans County Sheriff's Policy	Oct 2014
Oswego County	Oswego County Sheriff's Policy	Oct 2014
Otsego County	Otsego County Sheriff's Policy	Oct 2014
Rensselaer County	Rensselaer County Sheriff's Policy	Aug 2014
Rockland County	Rockland County Sheriff's Policy	Oct 2014
Saratoga County	Saratoga County Sheriff's Policy	Oct 2014
Schoharie County	Schoharie County Sheriff's Policy	Oct 2014
Schuyler County	Schuyler County Sheriff's Policy	Oct 2014
Seneca County	Seneca County Sheriff's Policy	Oct 2014
St. Lawrence County	St. Lawrence County Sheriff's Policy	Oct 2014
Suffolk County	Suffolk County Sheriff's Policy	Aug 2014
Tompkins County	Tompkins County Sheriff's Policy	Oct 2014
Ulster County	Ulster County Sheriff's Policy	Oct 2014
Warren County	Warren County Sheriff's Policy	Aug 2014
Washington County	Washington County Sheriff's Policy	Aug 2014
Wayne County	Wayne County Sheriff's Policy	Aug 2014
Wyoming County	Wyoming County Sheriff's Policy	Oct 2014
Yates County	Yates County Sheriff's Policy	Oct 2014
	Oregon	
Baker County	Baker County Sheriff Policy	May 2014
Clackamas County	Clackamas County Sheriff Policy	Apr 16, 2014
Clark County	Clark County Sheriff's Directive	April 30, 2014
Clatsop County	Clatsop County Sheriff Policy	May 2014
Coos County	Coos County Sheriff Policy	Apr 2014
Crook County	Crook County Sheriff Policy	Apr 2014

Curry County	Curry County Sheriff Policy	Apr 2014
Deschutes County	Deschutes County Sheriff Policy	Apr 2014
Douglas County	Douglas County Sheriff Policy	Apr 2014
Gilliam County	Gilliam County Sheriff Policy	Apr 2014
Grant County	Grant County Sheriff Policy	Apr 2014
Hood River County	Hood River County Sheriff Policy	Apr 2014
Jackson County	Jackson County Sheriff Policy	Apr 2014
Jefferson County	Jefferson County Sheriff Policy	Apr 2014
Josephine County	Josephine County Sheriff Policy	Apr 2014
Lane County	Lane County Sheriff Policy	Apr 21, 2014
Lincoln County	Lincoln County Sheriff Policy	Apr 2014
Linn County	Linn County Sheriff Policy	Apr 2014
Malheur County	Malheur County Sheriff Policy	Apr 2014
Marion County	Marion County Sheriff Policy	Apr 2014
Multnomah County	Board of County Commissioners Resolution	Apr 4, 2013
Polk County	Polk County Sheriff Policy	Apr 2014
Sherman County	Sherman County Sheriff Policy	Apr 2014
City of Springfield	Springfield Police Department Policy	Apr 2014
Tillamook County	Tillamook County Sheriff Policy	Apr 2014
Umatilla County	Umatilla County Sheriff Policy	Apr 2014
Union County	Union County Sheriff Policy	Apr 2014
Wallowa County	Wallowa County Sheriff Policy	Apr 2014
Wasco County	Wasco County Sheriff Policy	Apr 2014
Washington County	Washington County Sheriff Policy	Apr 14, 2014
Wheeler County	Wheeler County Sheriff Policy	Apr 2014
Yamhill County	Yamhill County Sheriff Policy	Apr 2014
	Pennsylvania	
Lehigh County	Board of Commissioners Resolution 2014-36	May 14, 2014
City of Norristown	Norristown Police Department Policy	May 2014
City of Philadelphia	Mayor Nutter Executive Order No. 1-14	April 16, 2014
	Washington	
Benton County	Benton County Sheriff Policy	May 2014
Chelan County	Chelan County Sheriff Policy	May 2014
Clallam County	Clallam County Sheriff Policy	May 2014
Clark County	Clark County Sheriff Policy	May 2014
Cowlitz County	Cowlitz County Sheriff Policy	May 2014
Douglas County	Douglas County Sheriff Policy	May 2014
Franklin County	Franklin County Sheriff Policy	May 2014
King County	King County Council Ordinance 2013-0285	Dec 2, 2013
Kitsap County	Kitsap County Sheriff Policy	Apr 2014
Pierce County	Peirce County Sheriff Policy	May 2014
Skagit County	Skagit County Sheriff Policy	May 2014
Spokane County	Spokane County Sheriff Policy	May 2014
Snohomish County	Snohomish County Sheriff Policy	May 2014
Thurston County	Thurston County Sheriff Policy	Apr 2014

Wahkiakum County	Wahkiakum County Sheriff Policy	May 2014
Walla Walla County	Sheriff's Office Special Order 2014-002	April 2014
Whatcom County	Whatcom County Sheriff Policy	Apr 2014
Yakima County	Yakima County Sheriff Policy	Apr 2014
	Wisconsin	
Milwaukee County	Board of Supervisors Resolution	Jun 4, 2012

For recent updates on collaboration between ICE and local law enforcement agencies, the shifting legal landscape, and the important ways in which communities are changing their detainer policies, please see the recording of CLINIC's September 19, 2014 Webinar - Communities Resisting Immigration Enforcement: Detainer Policies and Local Advocacy. In addition, you can find strategies for advocating against local involvement in immigration enforcement in CLINIC's Toolkit for Communities to Advocate Against ICE Partnerships with Local Law Enforcement Agencies. Finally, consult CLINIC's Talking Points on Why States Should Separate Local Policing From Immigration Enforcement.

This summary was updated in November 2014. It is for informational purposes only and is not intended as legal advice. For questions, please contact CLINIC's State & Local Advocacy Attorney Jen Riddle at jriddle@cliniclegal.org or (301) 565-4807.