Laws, Resolutions and Policies Instituted Across the U.S. Limiting Enforcement of Immigration Laws by State and Local Authorities

This chart is a work in progress. Please contact us at chart_updates@nilc.org if you have any updates, changes or additional policies that should be added to this list.

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Alaska

Alaska State	House Joint Resolution 22 (5/03)	- State agencies and instrumentalities may not use state resources or institutions for the enforcement of federal immigration laws, which are the responsibility of the federal government. http://www.legis.state.ak.us/pdf/23/Bills/HJR022C.PDF
Anchorage	Resolution No. 2003-223 (7/03)	- Agencies and instrumentalities of the municipality may not use municipal resources or institutions for the enforcement of federal immigration laws, unless necessary to "protect the safety of people." http://www.muni.org/iceimages/Assembly2/AR2003-223.pdf
Sitka	City and Borough Resolution No. 03-886 (9/03)	- The resources or institutions of the City and Borough of Sitka shall not be used for the enforcement of federal immigration matters, which are the responsibility of the federal government. http://www.aclu.org/safefree/resources/17715res20031002.html
Haines Borough	Borough Resolution 05-12-078 (12/05)	- Prohibits the Borough, its officers, employees and agents even where permitted by the USA Patriot Act or related Executive Orders to enforce immigration matters, which are under the jurisdiction of the U.S. Immigration and Naturalization Service (now USCIS). http://www.hainesborough.us/Resolutions/R511278.pdf

Arizona

Chandler	Police Dept. General Order E-17.100B (11/06)	- Affirms that the investigation and enforcement of federal laws relating to illegal entry and residence in the United States is specifically assigned to the US Citizenship and Immigration Services (USCIS). - Prohibits officers from: o stopping, detaining or interrogating persons for the purpose of determining immigration status o arresting a person when the only violation is an infraction of a federal immigration law

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		- Prohibits officers from contacting USCIS regarding an undocumented person when: o the undocumented person is a victim or a witness to a crime o contacted during family disturbances o the only offenses are minor traffic violations or minor misdemeanors o the person is seeking medical treatment http://www.chandlerpd.com/gos/E17-1undocum.pdf

California

Berkeley	City Council Resolution 63,711-NS (05/07)	- No agency, officer or City employee shall use any City funds or resources to assist in the enforcement of Federal immigration law or to disseminate information status [*sic*] of individuals in the city unless such assistance is required by federal or state statute, regulation or court decision. http://www.ci.berkeley.ca.us/citycouncil/resos/2007/63711.pdf
East Palo Alto	City Council Resolution No. 2673 (03/07)	- Directs the City Manager to direct the police department and all city departments to refrain from acting as agents of Immigration and Customs Enforcement (ICE) in any program or operation that targets individuals based solely on their immigration status. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/East%20Palo%20Alto.pdf
Fresno	Police Dept. Standing Order (7/03)	- Police officers may not implement immigration laws. - Except in emergency situations, officers will not assist the USCIS and U.S. Border Patrol. - Absent other occurring or alleged crimes, officers can only refer information regarding suspected unauthorized aliens to INS (USCIS) border patrol. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/FresnoPoliceDept.pdf
Garden Grove	Police Department General Order 17.3 (06/05, amended 1/07)	- Suspicion of an immigrant's undocumented status alone shall not be the basis for contact, detention, or arrest. - Police officers shall not conduct independent sweeps or other concentrated efforts to detain suspected undocumented aliens. http://www.ci.garden-grove.ca.us/internet/pdf/pd/ch17.pdf
Los Angeles	Special Order 40 (11/79) reaffirmed by City Council on 06/12/07	- Police officers may not initiate police action with the objective of either discovering the immigration status of a person or of enforcing immigration law. - All persons, regardless of immigration status, enjoy equal protection under the law. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/SpecialOrder40.pdf http://clkrep.lacity.org/onlinedocs/2007/07-0002-S133_ca_06-12-07.pdf

Oakland	Resolution No. 80584 (05/07)	- City employees, including members of the Oakland Police Department, shall not enforce federal civil immigration laws, nor use city monies, resources, or personnel to investigate, question, detect or apprehend persons whose only violation is or may be a civil violation of immigration law. - In accordance with state and federal laws, the Oakland Police Department will continue to cooperate with federal immigration agencies in matters involving criminal activity and the protection of public safety. http://clerkwebsvr1.oaklandnet.com/detailreport//matter.aspx?key=13879 http://clerkwebsvr1.oaklandnet.com/attachments/16374.pdf
Richmond	Resolution No. 11-07 (02/07)	- All officers and employees of the City may not inform, assist or cooperate with the Immigration and Customs Enforcement (ICE) without the specific authorization of the Richmond City Manager or the Chief of Police. - ICE officers conducting any future official business in Richmond should clearly and specifically identify themselves as federal immigration officers, and proactively and clearly state that they are not officers of the Richmond Police Department. http://www.ci.richmond.ca.us/archives/67/reso.%2011-07%20Immigration%20Reform.pdf
Richmond	Police Department	- Section 428.31 The fact that an individual is suspected of being an undocumented alien alone shall not be the basis for contact, detention or arrest. - Section 428.32 The Police Department does not independently conduct sweeps or other concentrated efforts to detain suspected undocumented aliens. - Section 428.35 Determination of immigration status is primarily the jurisdiction of the U.S. INS. - Section 504.00 (L) Instructs Department personnel to not detain any person, whether citizen or non-citizen, without the presence of a reasonable suspicion of criminal activity. Further instructs officers to not investigate the citizenship of any person based solely on ethnic or cultural profiles alone. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Richmond-Police-Dept.pdf
San Diego	Police Department Procedure 6.18 PATROL (2/00, revised 10/08)	- Police officers shall not make an effort to look for violations of immigration law. - Prohibits officers from releasing undocumented persons to INS/Border Patrol when they are victims or witnesses of a crime, when contacted during family disturbances, when involved in minor traffic offenses, or when they seek medical treatment. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/SanDiegoPD-10-22-08.pdf
San Francisco	Ordinance (in Administrative Code Ch. 12H) (1989, amended 9/92 and 8/93). Executive Directive (07/01)	- Prohibits departments, agencies, commissions, officers, or employees from using City funds or resources to assist in the enforcement of federal immigration law, or to gather or disseminate information regarding immigration status unless such assistance is required by federal or State statute, regulation or court decision. - No officer, employee or law enforcement agency of the City and County of San Francisco shall stop, question, arrest or detain any individual solely because of the individual's national origin or immigration status. http://www.municode.com/Resources/gateway.asp?pid=14131&sid=5

		Executive Directive http://www.sfgov.org/site/uploadedfiles/sf311csc/Sanctuary%20City%2003-01-07.pdf
San Francisco	City and County of San Francisco, Board of Supervisors Resolution No. 389-02 (6/02)	- Re-affirms prohibition on use of City resources to assist in enforce of federal immigration laws, except in limited circumstances described in San Francisco Administrative Code Section 12H (above). - Urges the San Francisco Chief of Police to issue a written directive to all local law enforcement officials reminding them of the City Ordinance against enforcing immigration law. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/SanFranciscopdf.pdf
San Jose	City Council Resolution No. 73677 (03/07)	- Reaffirms the San José Police Department's policy that prohibits officers from arresting persons merely for their unlawful presence in the United States. - States that police officers will not inquire about the immigration status of law-abiding undocumented immigrants who come forward to report a crime as a victim or a witness. http://www.sanjoseca.gov/clerk/ORDS_RESOS/RESO_73677.pdf
San Jose	Police Department Duty Manual 2007	- L 7911. The Police Department will not initiate police action where the primary objective is directed towards discovering the immigration status of a person. - Instructs Police Department members to not detain or arrest any person not suspected of crime solely on the basis that they may be deportable aliens. Page 519–520 http://www.sjpolice.org/download/Duty_Manual_2007_Electronic_Distribution.pdf
San Rafael	City Council Resolution No. 11418 (9/03)	- Opposes any amendments to the USA PATRIOT Act or other federal regulations that would compel local law enforcement to enforce federal immigration law. http://www.aclu.org/safefree/resources/17683res20030923.html
Santa Cruz	Resolution No. NS-27,504 (04/07)	- The City of Santa Cruz shall not cooperate with ICE and shall prohibit the use of City funds or resources for any Federal immigration enforcement including, but not limited to, gathering or disseminating information regarding immigration status or country of birth of individuals in the City. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/SantaCruz-04-12-07.pdf
Sonoma County	Sheriff's Dept. General Law Enforcement Division, Immigration Violations Policy. No. 428	- 428.1 The immigration status of individuals is not a matter for law enforcement action - 428.31 The fact that an individual is suspected of being an undocumented alien alone shall not be the basis for contact, detention or arrest - 428.32 Mandates that the Sheriff's Department is not to conduct independent sweeps or other concentrated efforts to detain undocumented aliens. - 428.34 Allows Sheriff to assist in the investigation of undocumented immigrants only when criminal activity is involved. - Prohibits the questioning of victims or complainants about their immigration status. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/SonomaCountyPoliceDepartment.pdf

Watsonville	Police Department Policy # 17 (01/02)	- Officers shall not stop, question, detain, arrest or place an "immigration hold" on any person not suspected of a crime, solely on the grounds that they may be a deportable alien. - Instructs officers to not approach, question or detain any person for purposes of enforcing any provision(s) of Title 8 United States code, other than Alien Smuggling, except in the execution of a criminal arrest warrant authorizing arrest for an alleged violation of Title 8 United State Code. http://www.democracyinaction.org/dia/organizations/NILC/images/Watsonville%20Police.pdf
Watsonville	City Council Resolution No. 98-07 (05/07)	- Directs City officers and/or employees to not use any City funds or resources to cooperate in the enforcement of federal immigration law or to gather or disseminate information regarding the immigration status of an individual unless criminal activity is suspected. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Watsonville%20Resolution.pdf

Colorado

Durango	City Council Resolution No. 2004-40 (7/04)	- Reaffirms that the City will not use city resources to identify or turn over undocumented immigrants to federal officials unless they have committed a crime. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Durango-07-06-04.pdf

Connecticut

New Haven	Police Department General Order No. 06-2 (12/06)	- Instructs police officers to not inquire about a person's immigration status unless investigating criminal activity. - Directs police officers to not detain a person solely on the belief that he or she is not present legally in the United States. - Affirms that enforcement of the civil provisions of U.S. immigration law is the responsibility of federal immigration officials. - Instructs City officers and City employees to not disclose confidential information relating to an individual's immigration status unless: o such disclosure is required by law o such disclosure is necessary to fulfill the purpose or achieve the mission of any City agency o such disclosure is authorized in writing by the individual to whom such information pertains o the individual is suspected of engaging in illegal activity. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/New%20Haven.pdf
Hartford	City Council Resolution (11/07)	- The Mayor should assist the chief of the Hartford Police Department in developing policies that do not hinder the Police from properly carrying out their duties in identifying criminal elements and assuring the public safety but to avoid becoming involved in immigration issues or asking the immigration status of individuals detained for other reasons. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Hartford.pdf

Hartford	Ordinance (7/08)	- Hartford police shall not inquire about the immigration status of crime victims, witnesses, or others who call, approach or are interviewed. - Instructs officers to not detain a person solely on the belief that he/she is not present legally in the U.S. http://www.hartford.gov/Government/Town&CityClerk/Proposed%20Ordinances/immigration%20status.htm

District of Columbia

District of Columbia	Police Department General Order 201.26 (1984, reaffirmed by Memorandum 84-41, 7/03)	- Prohibits officers from making inquiries into immigration status for the purpose of determining whether an individual has violated civil immigration law, and prohibits the enforcement of immigration law. - Allows inquiries into immigration status only when officers are investigating crimes involving the criminal smuggling and harboring of immigrants, and other crimes that have as an element of the crime the illegality of a person's presence in the U.S. - Prohibits officers from running database inquiries (e.g. NCIC database checks) solely for the purpose of inquiring about immigration status. http://www.democracyinaction.org/dia/organizations/NILC/images/District%20of%20Columbia.pdf

Illinois

Chicago	Municipal Code of Chicago, IL - 2-173-020 Executive Order 89-6 (4/89)	- No city agent or agency shall request information about or otherwise investigate or assist in the investigation of the citizenship or residency status of any person, unless such inquiry or investigation is required by statute, ordinance, federal regulation, or court decision. - Directs city agents and agencies to refrain from disseminating information regarding the citizenship or residency status of any person unless required to do so by legal process. - City agents and agencies cannot condition the provision of city benefits, opportunities, or services on matters related to citizenship or residency status, unless required to do so by law, federal regulation, or court decision. Requires all applications, questionnaires, and interview forms relating to city benefits, opportunities, or services to delete any questions regarding individuals' immigration status, if these questions are not required by law, regulation, or court decision. Go to http://www.amlegal.com/library/il/chicago.shtml choose Frames and then type "2-173-020" in the Quick Search box in the top center side.
Cicero	Police Dept. General order 61-01-02 (11/98)	- Prohibits Police Department from detaining a person on the suspicion that he or she may be undocumented, from initiating police action where the primary objective is discovery of immigration status, from initiating immigration status checks unless the person is a gang member or under felony arrest or arrest for a sex offense, and from arresting an undocumented person on the lone fact of undocumented status. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/CiceroPoliceDept.pdf
Cicero	Safe Space Resolution (11/08)	- No general city service or public safety service shall be denied on the basis of citizenship. - Prohibits city agents from the enforcement of federal immigration laws.

		- City agents shall not single out individuals for legal scrutiny or enforcement activity based solely on their country of origin, religion, ethnicity, or citizenship or residency status. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Cicero-10-08.pdf
Cook County	Resolution passed by full board (4/07)	- Declares the County a "Fair and Equal County for Immigrants." - Prohibits Cook County Sheriff's Office from assisting in the investigation of the citizenship status of any County resident, subject to certain exceptions or as otherwise required by law.. - Prohibits the County employees from disseminating information regarding the citizenship of a County resident, or to condition the provision of County of Cook services or benefits on matters related to citizenship unless required by law. - The Cook County Sheriff's Office shall not make inquiries into immigration status for the sole purpose of determining whether an individual has violated the civil immigration laws. http://www.robertomaldonado.com/english/show_article.php?id=76

Maine

Portland	Ordinances 2-21, 2-22 (7/06)	- Prohibits city officers and employees from inquiring into the immigration status of any person or engaging in activities for the purpose of ascertaining immigration status, unless otherwise required by law or by court order. - Permits police officers to inquire into immigration status if they have reason to believe that an individual is present in the US after previously being deported and is committing or has committed a felony violation, and directs officers to detain any individual, regardless of immigration status, if there is reasonable suspicion that an individual poses a credible threat to national security. http://www.portlandmaine.gov/Chapter002.pdf
Portland	Resolution (03/04)	- Opposes measures that single out individuals for legal scrutiny or enforcement activity based primarily upon their race or country of origin. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Resolution%20Portland%20Maine.pdf

Maryland

Baltimore	City Council Resolution (5/03)	- Directs Police Department to refrain from enforcing immigration matters. - No city service shall be denied on the basis of citizenship. http://www.aclu.org/safefree/resources/17260res20030519.html
Prince George's County	County Council Resolution No. CR-78-2003 (11/03)	- Directs Chief of Police and each member of Prince George's County Police Department to refrain from enforcing immigration matters that are the responsibility of the Department of Homeland Security. http://www.aclu.org/safefree/resources/16982res20031215.html

Takoma Park	Ordinance No. 2007-58 Amending Takoma Park Code Chapter 9.04 (10/07)	- Prohibits agents, officers and employees of the City from assisting ICE in the investigation or arrest of any person in violation of immigration and nationality laws except when criminal activity is suspected. - Instructs officers to not inquire on the immigration status of an individual. This section does not prohibit the collection of information in connection with the registration of non US citizens to vote in City elections. - Prohibits City officers from discriminating against any person on the basis of citizenship or immigration status. - Prohibits City officers from releasing any information regarding the immigration status of any individual to any third party. http://www.takomaparkmd.gov/clerk/ordinance/2007/or200758.pdf

Massachusetts

Boston	City Resolution (03/06)	- The Boston City Council opposes any efforts to transfer federal immigration responsibility to state and local officials, since these proposals might damage relationships with immigrant communities. - Affirms that asking local law enforcement to check immigration status would tax the already overburdened Police Department and might also make immigrants more fearful of cooperating with law enforcement and reporting crime. http://www.cirnow.org/file/239.pdf
Brewster	Town Resolution (11/03)	- Forbids all local and non-local officials, in the absence of probable cause of criminal activity, to the extent legally permissible, from, *inter alia*, enforcing immigration matters. http://www.aclu.org/safefree/resources/16953res20031125.html
Brookline	Amendment to 11/85 Resolution (11/06)	- Reaffirms its commitment as a Sanctuary Town, declared by Town Meeting in November 1985 to include all undocumented immigrants from all countries. - Reaffirms the Town's policy that, to the extent legally possible, no department or employee will officially assist investigations or arrests related to alleged violations of immigration law by undocumented immigrants. - The Town will not persecute those who in good faith offer humanitarian assistance to undocumented immigrants. See pages 9-11 http://www.townofbrooklinemass.com/selectmen/PDFs/MinutesArchive/SMM10.24.2006.PDF
Cambridge	Community Resolution (6/02)	- Reaffirms 1985 City declaration of Cambridge as a "sanctuary city," and prohibits city employees from participating in the investigation, arrest or deportation of refugees accused of violating immigration laws. http://www.cambridgema.gov/cityClerk/PolicyOrder.cfm?item_id=13247
Lexington	City Council (04/04)	- Requests that the Board of Selectmen require the Town Manager direct the Police Department to refrain from enforcing immigration matters, which are the responsibility of the Department of Homeland Security; and from denying any town service on the basis of citizenship. http://www.bordc.org/detail.php?id=212

Orleans	Resolution (5/03)	- Forbids all local and non-local officials, in the absence of probable cause of criminal activity and to the extent permissible, from enforcing immigration matters. http://www.acluonline.org/safefree/resources/17243res20030515.html

Michigan

Ann Arbor	Resolution (7/03)	- Directs Chief of Police to continue to limit local enforcement actions with respect to immigration matters to penal violations of federal immigration law (as opposed to administrative violations), except in cases where the Chief of Police determines that there is a legitimate public safety concern. http://www.aclu.org/safefree/resources/16842res20030716.html
Detroit	Local Resolution (12/02)	- The Police Department shall refrain from the enforcement of federal immigration laws. http://www.aclu.org/safefree/resources/17086res20021206.html
Detroit	Ordinance No. 1007 (07/07)	Amends Chapter 27 of the 1984 Detroit City Code, Human Rights, by adding Article IX, Bias-Based Policing and Solicitation of Immigration Status, adding Sections 27-9-1 through 27-9-7 - Section 27-9-1 (a) (1). Prohibits profiling on the basis of race, immigration status, national origin, religious beliefs, physical appearance, sexual orientation, and manner of dress. - Section 27-9-4 (a) (2). Prohibits police officers from soliciting information concerning immigration status for the purpose of ascertaining a person's compliance with federal immigration law. - Section 27-9-4. Instructs police officers to not inquire about the immigration status of an individual who is seeking police services, or is a victim or a witness. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Detroit%20.pdf
Hamtramck	Ordinance 2008-1 (01/08)	- Prohibits police and other city employees profiling on the basis of race, immigration status, national origin, physical characteristic and religious beliefs - Instructs police officers to not inquire about the immigration status of an individual who is not suspected of engaging in criminal activity or who is seeking police and other city services, or is a victim or a witness. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/ProfilingOrdinance2008-1_1-22-08.pdf
Lansing	City Resolution 022 (02/02/04)	Encourages the Police Department to: - Continue to refrain from stopping drivers or pedestrians to scrutinize identification documents or commence an investigation or surveillance without particularized suspicion of criminal activity or civil infractions, or as a necessary part of protecting public safety; - Continue to refrain from utilizing race, religion, ethnicity or national origin as a factor in selecting which individuals to subject to investigatory activities unless that person's race, religion, ethnicity or nationality is part of that suspect's description (Continued)

		- Use the City of Lansing resources or institutions for the enforcement of federal immigration matters only when such enforcement would further local law enforcement goals. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/CityofLansing.doc

Minnesota

Minneapolis	Code of Ordinances 19.10-19.50 (5/07)	- Section 19.10. States that the city does not operate its programs for the purpose of enforcing federal immigration laws. - Section 19.20 (2) Mandates that city employees shall only solicit immigration information or inquire about immigration status when specifically required to do so by law or program guidelines as a condition of eligibility for the service sought. - (4) Allows the presentation of a photo identity document issued by the person's nation of origin (including matrícula consular) as an adequate evidence of identity and further instructs that the person not be subject to a higher level of scrutiny or different treatment. - Section 19.30 Directs public safety officials to not undertake any law enforcement action for purpose of detecting the presence of undocumented persons, or to verify immigrations status. Go to http://www.municode.com/resources/gateway.asp?pid=11490&sid=23 and type "CHAPTER 19. EMPLOYEE AUTHORITY IN IMMIGRATION MATTERS" in the Search Box in the upper left hand side.
Minneapolis	Resolution No. 2003R-109 (4/03)	- Directs the Police Department to not engage in profiling based on race, ethnicity, citizenship, religious, or political affiliation. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Minneapolis.pdf
St. Paul	Ordinance No. 04-316 Administrative Code Sec. 44.01, 44.02 (05/04)	- Sec. 44.01 The city does not operate its programs for the purpose of enforcing federal immigration laws. - Sec 44.02 Instructs city officers and employees to not inquire into the immigration status of any person or request any documents or information verifying the immigration status of any individual; unless specifically required to do so by law or program guidelines as a condition of eligibility for the service sought. - Directs city employees and representatives to not use city resources or personnel solely for the purpose of detecting or apprehending persons whose only violation of law is or may be being undocumented. Clarifies that the presentation of a photo identity document issued by a person's nation of origin, such as a driver's license, passport, or matricula consular (consulate-issued document), or of a photo identity document issued by any Minnesota county, shall not subject the person to an inquiry into their immigration status. http://www.municode.com/resources/gateway.asp?pid=10061&sid=23 (Type in "Ordinance 04-316" and click on "Chapter 44: Employee Authority in Immigration Matters")

Missouri

St. Louis	City Resolution Resolution No. 273 (03/04)	- Encourages the St. Louis Board of Police Commissioners and the St. Louis Metropolitan Police Department to adopt and to follow policies that prohibit its employees from participating in the enforcement of federal immigration laws, except to prevent persons from a continuing practice of transporting and harboring illegal aliens - Mandates the employees of the City and its departments to refrain from: 1. denying any city service on the basis of citizenship 2. discriminating in every function of City government http://www.bordc.org/detail.php?id=93

Montana

State of Montana	Senate Joint Resolution No. 19 (04/08/05)	- Admonishes every agency and instrumentality of the state to not use state resources or institutions for the enforcement of federal immigration matters that are responsibility of the federal government. http://data.opi.mt.gov/bills/2005/billhtml/SJ0019.htm
City of Helena	City Resolution No. 19181 (12/04)	- Affirms its support of policing currently followed by the City of Helena, including that the City: o refrains from using city resources to enforce federal immigration laws which are the responsibility of the federal government, except when an alien has been detained or arrested on suspicion of a criminal offense o refrains from stopping drivers or pedestrians for the purpose of scrutinizing their identification documents without particularized suspicion of criminal activity, except under those limited circumstances specifically authorized by Montana law - Affirms its opposition to: o secret detention, secret immigration proceeding and detention without access to counsel. o measures that single out individuals for legal scrutiny or enforcement activity based solely on their particular religious, cultural or ethnic origins, and therefore affirms its strong support for the rights of immigrants http://www.democracyinaction.org/dia/organizationsORG/NILC/images/CIty%20of%20Helena%20Resolution.doc
Butte-Silver Bow County	Council Resolution No. 05-08 Section 3 (02/16/05)	- Affirms that the City-County: o refrains from using City-County resources to enforce federal immigration laws which are the responsibility of the federal government, except when an alien has been detained or arrested on suspicion of a criminal offense o refrains from stopping drivers or pedestrians for the purpose of scrutinizing their identification documents without particularized suspicion of criminal activity, except under those limited circumstances specifically authorized under Montana law. http://www.bordc.org/detail.php?id=680

Nevada

Silver City	City Resolution (11/05)	- Calls upon the Lyon County Commission as well as the duly elected Sheriff to publicly clarify that they will not use state, county, or city resources or institutions for the enforcement of federal immigration matters, which are the responsibility of the federal government. http://www.bordc.org/detail.php?id=721
Elko	City Resolution (03/04)	- An agency or instrumentality of the City may not use State, County, or City resources or institutions for the enforcement of federal immigration matters, which are the responsibility of the federal government http://www.bordc.org/detail.php?id=45

New Jersey[1]

Hightstown Borough	Resolution 2005-66 (03/05)	*Please see footnote below* - Encourages the Bureau of Immigration and Customs Enforcement (ICE) officers to not identify themselves as "Police" when executing federal warrants as it creates the erroneous appearance that they are part of, or associated with Hightstown Police, thus substantially putting at risk the trust and confidence of the immigrant community with the local police and government. - Affirms that the Mayor and Council of Hightstown will commit itself and the resources of the Borough to restoring the trust that the residents have in the Police department, so that all the residents, including all immigrants, can have the confidence to contact and interact with local police without fear of immigration consequences. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/HightstownBorough.doc
Montclair Township	Township Resolution (04/04)	*Please see footnote above* - Urges the Police Department of the Township of Montclair, to the extent permitted by law, to consider refraining from participating in the enforcement of federal immigration and anti-terrorism laws and policies to the extent such laws or policies may violate the civil rights and liberties of individuals http://www.montclairnjusa.org/content/view/323/281/
Newark	City Council Resolution No. 7RBB- (10/06)	*Please see footnote above* - All City officers and employees should be reminded that no person shall be denied any City services or benefits by reason of his or her immigration status. - Instructs City officers and City employees to not disclose confidential information relating to an individual's immigration status unless: o such disclosure is required by law

[1] On August 22, 2007, the New Jersey Attorney General issued Directive No. 2007-3 (http://blog.nj.com/ledgerupdates/__files/2007/08/ag-le-directive-2007-3.pdf) requiring state, county and local law enforcement agencies to inquire about immigration status after arresting a person for a serious violation of state criminal law, and to report such arrested persons to federal immigration authorities if there is reason to believe that they are undocumented.

		o such disclosure is necessary to fulfill the purpose or achieve the mission of any City agency o such disclosure is authorized in writing by the individual to whom such information pertains o the individual is suspected of engaging in illegal activity, other than the mere status as an undocumented alien. - Instructs City officers and employees, other than law enforcement officers, to not inquire about a person's immigration status unless such a person's immigration status is necessary for the determination of program, service or benefit eligibility. - Establishes that City officers or employees shall accept a photo consular identification issued by the nation of a foreign national as a valid form of photo identification. - Directs Police Officers to not inquire about a person's immigration status unless investigating illegal activity other than the mere status as an undocumented alien. - Directs Police officers to not inquire about the immigration status of crime victims, witnesses or others who call or approach the police seeking help. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/CityofNewark.pdf
Trenton	Executive Order 04-01 (12/04)	*Please see footnote above* - Reaffirms the City's policy that no person shall be denied any City services or benefits by reason of his or her immigration status. - Instructs City officers and City employees to not disclose confidential information relating to an individual's immigration status unless: o such disclosure is required by law o such disclosure is necessary to fulfill the purpose or achieve the mission of any City agency o such disclosure is authorized in writing by the individual to whom such information pertains o the individual is suspected of engaging in illegal activity, other than the mere status as an undocumented alien. - Instructs City officers and employees, other than law enforcement officers, to not inquire about a person's immigration status unless such a person's immigration status is necessary for the determination of program, service or benefit eligibility. - City officers or employees shall accept a photo consular identification issued by the nation of a foreign national as a valid form of photo identification. - Directs Police Officers to not inquire about a person's immigration status unless investigating illegal activity other than the mere status as an undocumented alien. - Directs Police officers to not inquire about the immigration status of crime victims, witnesses or others who call or approach the police seeking help. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/CityofTrenton.pdf

New Mexico

State of New Mexico	Executive Order No. 2005-019 (04/05)	Prohibits State Law Enforcement Officers from: - Inquiring about a person's immigration status solely for the sole purpose of determining whether that person is in the U.S. in violation of federal civil immigration law - Inquiring about the immigration status of crime victims, witnesses or others who call or approach the police seeking assistance. http://www.governor.state.nm.us/orders/2005/EO_2005_019.pdf
City of Albuquerque	Resolution No. R-2001-009 (11/00)	- Prohibits the use of municipal resources to identify an individual's immigration status or apprehend persons on the sole basis of immigration status, unless otherwise required to do so by law. http://www.democracyinaction.org/dia/organizations/NILC/images/City%20of%20Albuquerque%20Resolution.pdf
City of Albuquerque	Police Department Procedural Order 08/06/07	- Enforcement of immigration laws and the arrest of illegal foreign nationals resides exclusively with the federal government. - Instructs officers to not stop and question, detain, arrest any persons not suspected of crimes, solely on the ground that they may be deportable foreign nationals. - Instructs officers to not inquire about or seek proof a person's immigration status, unless the person is in custody or is a suspect in a criminal investigation for a non-immigrant criminal violation. - Officers are not required to notify or call federal immigration officials to the scene of a stop or investigation except in the case of suspected human trafficking. - Officers should accept the Matrícula Consular as a valid form of identification. It further affirms that the Matrícula is not an indication of a person's immigration status. - Prohibits officers from stopping, questioning, detaining or investigating minor children on any immigration-related matter while on the vicinity of public school grounds or property. http://www.democracyinaction.org/dia/organizationsORG/NILC/images/Albuquerque.pdf
City of Albuquerque	City Resolution No. 2004-070 (6/04)	- Reaffirms Resolution No. 9-2001 which stated that no municipal resources will be used to identify and apprehend persons solely based on their immigration status. - Reaffirms its commitment to civil rights and equal access to all city services including police protection regardless of immigration status. - Opposes the enactment of the Clear Act and the HSEA or any other legislation that encourages or compels local law enforcement to enforce federal civil immigration laws http://cabq.legistar.com/LegislationDetail.aspx?ID=248057&GUID=61136E1D-26C6-48C3-B5C7-FBAAC32DCAFE&G=A2669236-9D0F-4237-9E85-3CE42553BDA5&Search=&Options=
Rio Arriba	County Resolution No. 2003-085 (4/03)	- Affirms the County's strong support for the rights of immigrants and directs all state and local law enforcement agencies operating in the County to refrain from participating in the enforcement of federal immigration laws. http://www.bordc.org/detail.php?id=300

Santa Fe	Resolution No. 1999-6 (1/99)	- Prohibits the use of municipal resources to identify or apprehend any non-citizen solely on the basis of immigration status. - Prohibits discrimination on the basis of national origin. http://www.democracyinaction.org/dia/organizations/NILC/images/City%20of%20Santa%20Fe.pdf

New York

New York City	Executive Order 41 (9/03, amending Executive Order 34)	- Prohibits city officers or employees from disclosing confidential information, including information concerning immigration status, unless (i) the individual to whom such information pertains is suspected of engaging in illegal activity "other than mere status as an undocumented alien," (ii) the dissemination of such information is necessary to apprehend a person suspected of engaging in illegal activity other than unlawful presence, or (iii) such disclosure is necessary in furtherance of a potential terrorist activity investigation. - Prohibits city officers and employees, other than law enforcement, from inquiring into an individual's immigration status unless immigration status is necessary for the determination of eligibility for a program, service, or benefit or the officer or employee is required by law to inquire into the person's immigration status. - Instructs law enforcement officers to not inquire about a person's immigration status unless for the investigation of an illegal activity other than an immigration violation, and directs the Police Department to have a policy not to inquire about the immigration status of crime victims, witnesses, or others who ask for police assistance. http://www.nyc.gov/html/imm/downloads/pdf/exe_order_41.pdf
Syracuse	City Resolution No. 37-R (9/03)	- Calls on the Syracuse Police Department to recognize that the enforcement of federal immigration laws is a function of federal law enforcement. Asks the Police Department therefore to refrain from participating in the enforcement of immigration laws except when specifically requested by federal officials in relation to particularized suspicion of criminal activity. http://www.cnyclu.org/syracuse.pdf

North Carolina

Durham	Resolution No. 9046 (10/03)	- Establishes that, unless otherwise required as part of a city officer or employee's duties or by law or by court order, no city officer or employee shall inquire into the immigration status of any person or engage in activities designed to ascertain the immigration status of any person. - This policy shall not be construed to prohibit officers or employees from cooperating and sharing information with federal or state authorities and other governmental entities as required by law. - In the event of conflict between federal law or regulations and the resolution, the federal law or regulation shall supersede any conflicting provision of the resolution. http://www.democracyinaction.org/dia/organizations/NILC/images/Durham.pdf

Oregon

Oregon State	Statute 181.850 (2001 amended 6/03)	- Prohibits generally state and local law enforcement agencies from using agency moneys, equipment, or personnel for the purpose of detecting or apprehending persons of foreign citizenship based solely on violations of federal immigration law. - Permits law enforcement agencies to exchange information with the INS to verify immigration status if an individual is arrested for any criminal offense. http://www.democracyinaction.org/dia/organizations/NILC/images/Oregon%20State.pdf http://www.leg.state.or.us/ors/181.html
Ashland	Resolution No. 2003-05 (2/03)	- Directs the Police Department to refrain from participating in the enforcement of federal immigration laws. http://www.ashland.or.us/Page.asp?NavID=1147
Gaston	City Council Resolution No. 03-01 (4/02)	- No City employee or department may violate Oregon State law prohibiting state and local law enforcement agencies from detecting or apprehending persons of foreign citizenship based only on violation of federal immigration law. http://www.bordc.org/detail.php?id=334
Marion County	Administrative Police Order 97-99 (6/97)	- Establishes that the County may not operate its programs for the sole or primary purpose of enforcing immigration laws, and law enforcement entities cannot use their resources to detect or apprehend persons solely for violation of immigration law. http://www.democracyinaction.org/dia/organizations/NILC/images/Marion%20County.pdf
Portland	City Resolution No. 36179 (10/03)	- Reaffirms Oregon State statute 181.850's prohibition against law enforcement from detecting or apprehending persons whose only violation is under federal immigration law. http://www.aclu.org/safefree/resources/17728res20031030.html
Salem	Resolution (12/97)	- It is the City's policy to not operate any city program for the sole purpose or primary purpose of enforcing immigration law. - Bars city employees from using city resources to detect or apprehend persons whose only violation of the law is unlawful presence. - Permits city employees to seek national origin information so long as it is not used to enforce immigration law. http://www.democracyinaction.org/dia/organizations/NILC/images/City%20of%20Salem.pdf
Talent	Resolution No. 03-642-R (4/03)	- Directs the Police Department to refrain from participating in the enforcement of federal immigration law in accordance with Oregon State law. http://www.aclu.org/safefree/resources/17324res20030404.html

Pennsylvania

Philadelphia	Police Dept. Memorandum 01-06 (5/01)	- The Police Department will preserve the confidentiality of all information regarding law-abiding immigrants to the maximum extent of the law. - Establishes that immigration information will be transmitted to federal authorities only when required by law, at the individual's request, or when the individual is suspected of engaging in criminal activity. - States that immigrants who are the victims of crime will not have their immigration status transmitted in any manner. http://www.democracyinaction.org/dia/organizations/NILC/images/Philadelphia%20Police%20Department.pdf
Philadelphia	Resolution No. 020394 (5/02)	- Opposes federal policy giving local and state law enforcement agencies the authority to investigate the citizenship and residency status of any person, unless required by court decision or statute. http://webapps.phila.gov/council/detailreport/?key=2157
Philadelphia	City Council Resolution (5/03)	- Reaffirms Resolution No. 020394, which opposes federal policy giving local and state law enforcement agencies the authority to investigate the citizenship and residency status of any person, unless required by court decision or statute. - Reaffirms Police Directive Memorandum 01-06 requiring all police personnel to "preserve the confidentiality of all information regarding law abiding immigrants to the maximum extent permitted by law." http://www.aclu.org/safefree/resources/17231res20030529.html
Philadelphia	City Solicitor Memorandum to All City Commissioners and Department Heads (10/03)	- Clarifies that it is the legal responsibility of all City of Philadelphia officers and employees to provide City services and benefits to all persons regardless of immigration status. - Prohibits city officers or employees from disclosing confidential information, including information concerning immigration status, unless (i) the individual to whom such information pertains is suspected of engaging in illegal activity "other than mere status as an undocumented alien," (ii) the dissemination of such information is necessary to apprehend a person suspected of engaging in illegal activity other than unlawful presence, or (iii) such disclosure is necessary in furtherance of a potential terrorist activity investigation. - Prohibits city officers and employees, other than law enforcement, from inquiring into an individual's immigration status unless immigration status is necessary for the determination of eligibility for a program, service, or benefit or the officer or employee is required by law to inquire into the person's immigration status. - Instructs law enforcement officers to not inquire about a person's immigration status unless for the investigation of an illegal activity other than an immigration violation, and directs the Police Department to have a policy not to inquire. http://www.democracyinaction.org/dia/organizations/NILC/images/Memorandum%20Philadelphia.pdf
Pittsburgh	City Resolution. Bill No. 2004-0295 (04/04)	- Affirms its strong support for the rights of immigrants and opposes measures that single out individuals for legal scrutiny or enforcement activity based on their country of origin. - Requests the Mayor to direct the Police Department of the City of Pittsburgh to: o Refrain from participating in the enforcement of federal immigration laws which are solely the responsibility of the federal government;

		o Refrain from racial profiling. The police department shall not utilize race, religion, ethnicity, or national origin as a factor in selecting which individuals to subject to investigatory activities except when seeking to apprehend a specific suspect whose race, religion, ethnicity or national origin is part of the description of the suspect; o Refrain from the practice of stopping drivers or pedestrians for the purpose of scrutinizing their identification documents without particularized suspicion of criminal activity http://www.democracyinaction.org/dia/organizationsORG/NILC/images/CityofPittsburgh.pdf

Texas

Austin	Resolution (1/97)	- Creates a "safety zone" where no services will be denied on the basis of a person's immigration status, and where all persons are treated equally. http://www.democracyinaction.org/dia/organizations/NILC/images/City%20of%20Austin.pdf
Houston	Police Dept. General Order No. 500-5 (6/92)	- Establishes that undocumented immigration status on its own does not constitute a matter for local police action, and unlawful entry is not to be treated as an on-going offense occurring in the presence of a local police officer. - Prohibits police officers from stopping or apprehending individuals solely on the belief that they are in the country illegally. - Officers may not make inquiries as to the citizenship status of any person, nor detain or arrest any individual solely on the belief that they are in the U.S. illegally. - Police officers are prohibited in participating in INS raids where the primary purpose is the arrest of persons for their undocumented status. - Police officers may assist INS agents on criminal matters of mutual concern only when o they have been requested to do so by INS agents, o they will be clearly exercising their police powers under Texas state laws, and o they have obtained authorization from an Assistant Chief prior to participation. http://www.democracyinaction.org/dia/organizations/NILC/images/Houston%20Police%20Department.pdf http://www.houstontx.gov/police/pdfs/immigration_facts.pdf

Washington

Seattle	Ordinance No. 121063 (1/03)	- Prohibits city officers and employees from inquiring into the immigration status of any person or engaging in activities designed to ascertain immigration status, unless otherwise required by law or court order. - Permits police officers to inquire into immigration status if they have reason to believe that an individual is present in the U.S. after previously being deported and is committing or has committed a felony violation. http://clerk.ci.seattle.wa.us/~scripts/nph-brs.exe?d=CBOR&s1=121063.ordn.&Sect6=HITOFF&l=20&p=1&u=/~public/cbor2.htm&r=1&f=G

Seattle	Police Department Directive D02-40 (6/02)	- Determining the status of an undocumented person in this country, barring any criminal activity, is a federal civil violation that should not be enforced by the municipal police department. - Establishes that request for specific documents for the sole purpose of determining someone's civil immigration status is not permitted. - Police officers shall not initiate police action based solely on an individual's civil immigration status, nor shall they ask for identification or documents pertaining to an individual's status. http://www.democracyinaction.org/dia/organizations/NILC/images/Seattle%20Police%20Department.pdf
Seattle	City Resolution 30672 (04/19/04)	- Reaffirms ordinance 121063 and the policies of the Seattle Police Department, instituted to protect immigrants' access to police protection and public services. - The City of Seattle opposes enactment of HR 2671, the CLEAR Act, and S. 1906, the Homeland Security Enhancement Act because of the requirement that state and local police officers enforce civil federal immigration laws or lose Federal funding. - Affirms that the policy of the Seattle Police Department is that officers shall not consider ancestry, race, ethnicity, national origin, color, age, sex, sexual orientation, gender variance, marital status, physical or mental disability, or religion as a sole basis for establishing reasonable suspicion, probable cause, or a basis for requesting consent to search. http://clerk.ci.seattle.wa.us/~public/RESN1.htm Type "30672" in Resolution No. Search box

Wisconsin

Dane County	Resolution (09/04)	- A county officer or employee, other than law enforcement officers, shall not inquire about a person's immigration status unless: o Such person's immigration status is necessary for determination of program, service or benefit eligibility or the provision of county services; or o Such officer or employee is required by law to inquire about such person's immigration status. - Law enforcement officers shall not inquire about a person's immigration status unless investigating criminal activity, other than mere status as an undocumented alien. - Police officers may cooperate with federal authorities in investigating and apprehending aliens suspected of criminal activity. - Police officers and other employees shall not inquire about the immigration status of crime victims, witnesses, or others who call or approach the police seeking assistance. http://www.co.dane.wi.us/pdfdocs/minutes/cb20040923.pdf
Madison	Resolution (10/02)	- Forbids, in the absence of probable cause of criminal activity, the enforcement of immigration matters. http://www.aclu.org/safefree/resources/17093res20021113.html

Milwaukee	City Resolution Legislative ID: 031413 (03/02/04)	- The City of Milwaukee opposes any unfounded federal mandates instructing local police to attempt to enforce the complex civil immigration laws of the U.S. to the detriment of their primary law enforcement duties http://www.aclu.org/safefree/resources/18552res20040302.html