



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: 8/18/11)

Board Clerk Use Only

Meeting Date: 4/4/13
Agenda Item #: R.1
Est. Start Time: 9:15 a.m.
Date Submitted: 3/27/13+

Agenda Title: **RESOLUTION in Support of Multnomah County Sheriff's Office Revised Plan for I-247 Immigration Detainers**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date: 4/4/13 **Time Needed:** 30 min.
Department: Non-Departmental **Division:** Chair Cogen's Office
Contact(s): Guillermo Maciel, Policy Advisor for the Chair's Office
Phone: 503-988-5531 **Ext.** 85531 **I/O Address:** _____
Presenter Name(s) & Title(s): Sheriff Dan Staton, Policy Advisor Guillermo Maciel, Chief Deputy Drew Brosh and Invited Guests

General Information

1. What action are you requesting from the Board?

Approval of resolution supporting Sheriff Dan Staton's new protocol to comply only with I-247 Immigration Detainer - Notice of Action requests for individuals, who are:

- charged with Felonies as defined by Oregon Revised Statutes;
- charged with Class A – Person Misdemeanors as established by the Oregon Criminal Justice Commission - OAR (213-003-001(15));
- or when ICE can demonstrate through affidavit that an individual poses a threat to public safety based on previous, non immigration-related, convictions or current charges related to:
 - violence, threats, or assaults;
 - sexual abuse or exploitation;
 - driving under the influence of alcohol or a controlled substance;
 - unlawful possession of firearm or other deadly weapon;
 - or the distribution or trafficking of a controlled substance.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

In the past, the Board of County Commissioners has shared the public's deep concern regarding issues raised by ICE's national Secure Communities program and its I-247 Immigration Detainer requests.

The Board of Commissioners recognizes that fostering a relationship of trust, respect, and open communication between local law enforcement and county residents is essential to the Multnomah County Sheriff's Office and the Department of Community Justice's core mission of ensuring public safety and serving the needs of our entire community.

The Board of County Commissioners and the Sheriff are committed to the preservation and effective use of county resources to maximize public safety and social service outcomes for the community, and the lawful operation of county jails consistent with prevailing constitutional standards.

The Sheriff is committed to the most effective and efficient administration of the county jails. The Sheriff is the sole individual charged with the administration of Multnomah County jails pursuant to Multnomah County Charter § 6.50, and Multnomah County Code § 15.001 and has custody and control of all persons confined to county correctional facilities pursuant to ORS § 169.320.

The Sheriff, upon consultation with community advocates, service providers and the Multnomah County Chair's Office, has established a policy direction that carefully balances the public safety needs of the county, the preservation of scarce county resources, and compliance with prevailing constitutional standards.

3. Explain the fiscal impact (current year and ongoing).

n/a

4. Explain any legal and/or policy issues involved.

n/a

5. Explain any citizen and/or other government participation that has or will take place.

Public testimony from advocacy groups and the community.

Required Signature

**Elected
Official or
Department
Director:**

Marissa Madrigal /s/
Chief of Staff, Chair's Office

Date: 3/27/13