

**CLERK OF THE BOARD OF SUPERVISORS
EXHIBIT/DOCUMENT LOG**

MEETING DATE & AGENDA NO. 04/22/2025 #14

STAFF DOCUMENTS (Numerical)

No.	Presented by:	Description:
1	Staff	16-page PowerPoint presentation

2

3

4

5

PUBLIC DOCUMENTS (Alphabetical)

No.	Presented by:	Description:
A	Ian Seruelo, & Paulina Reyes-Perrariz	7-page PowerPoint presentation

B

C

D

E

F

OFFICIAL RECORD

Clerk of the Board of Supervisors

County of San Diego

Exhibit No. 1

Meeting Date: 4/22/25 Agenda No. 14

Presented by: staff

SAN DIEGO COUNTY BOARD OF SUPERVISORS

TRUTH ACT

Community Forum

APRIL 22, 2025

AGENDA ITEM #14

Key Immigration-Related Laws

- The TRUST Act, Assembly Bill 4 (Chapter 570, Statutes of 2013), which limits the circumstances under which local law enforcement can detain individuals on behalf of federal immigration authorities.
- The TRUTH Act, Assembly Bill 2792 (Chapter 768, Statutes of 2016), which ensures transparency and oversight regarding local law enforcement's communication with federal immigration authorities.
- The VALUES Act, Senate Bill 54 (Chapter 495, Statutes of 2017), which limits the circumstances under which local law enforcement may use funds or personnel to support immigration enforcement and prevents police officers and sheriff's deputies from asking about an individual's immigration status, from sharing a person's personal information with immigration authorities, unless otherwise required or permitted by law, or from arresting anyone only for having a deportation removal order or for most other immigration violations.

San Diego Sheriff's Office Role with Immigration-related Enforcement

- DO NOT** ask immigration status
- DO NOT** investigate or enforce immigration law
- DO NOT** detain an individual for an ICE hold request
- DO NOT** participate in immigration raids, checkpoints, or mass deportations
- DO NOT** provide personal information, about an individual, including, but not limited to, the individual's home address or work address unless that information is available to the public
- DO** share release date information or transfer to ICE when an individual is convicted of a qualifying crime (individual is already in San Diego County Jail custody) or unless authorized by a judicial warrant
- DO** participate in regional task forces and enforce state and federal law related to narcotics, transnational criminal activity, human trafficking, weapons, terrorism and other violent criminal acts that do not focus on immigration enforcement

Release Authority per SB 54 (Gov Code 7282.5)

The incarcerated individual qualifies if they are:

- Convicted of a serious or violent felony; or
- Convicted of a felony that is punishable by imprisonment in state prison; or
- Convicted within the past 5 years of a misdemeanor for a crime that is punishable as either a misdemeanor or felony; or
- Convicted of specific offenses within the last 15 years of a felony; or
- A current registrant on the California Sex and Arson Registry; or
- Convicted of a federal crime that meets the definition of an aggravated felony; or
- Currently facing a charge for a crime that is considered a serious or violent felony or is punishable by a term in state prison and where a judge has made a probable cause finding; or

Judicial Warrants override state law.

HOW THE JAIL PROCESS TAKES PLACE

ICE WANTS TO SPEAK WITH/INTERVIEW AN INDIVIDUAL IN SHERIFF'S CUSTODY

SDSO Action

SDSO screens the request to determine if the individual meets the qualifying charges.

- › **If they don't meet the qualification, the process ends, and the individual will receive a copy of the form for their records.**
- › **If they meet the qualification, SDSO provides an ICE interview consent form to the individual (J-330 form).**
 - **If the individual meets the qualification, then:**
 - **The incarcerated individual receives the consent form (available in preferred language), and determines if they want to:**
 - **Deny interview request; or**
 - **Approve the interview request; or**
 - **Approve with their attorney present**

HOW THE JAIL PROCESS TAKES PLACE

**ICE WANTS TO RECEIVE A NOTIFICATION ON THE RELEASE DATE OF
AN INDIVIDUAL IN SHERIFF'S CUSTODY**

SDSO Action (*if release date is available*)

SDSO screens the request to determine if the individual meets the qualifying charges.

- › **If they don't meet the qualification, the process ends.**
- › **If the individual meets the qualification, and their release date is available, then:**
 - **The incarcerated individual receives a J-335 form (available in preferred language), which notifies them that ICE will be contacted on the day of their release.**
The call is for notification purposes only. We do not schedule or coordinate a person's release with ICE, nor is the release delayed as part of this process.

HOW THE JAIL PROCESS TAKES PLACE

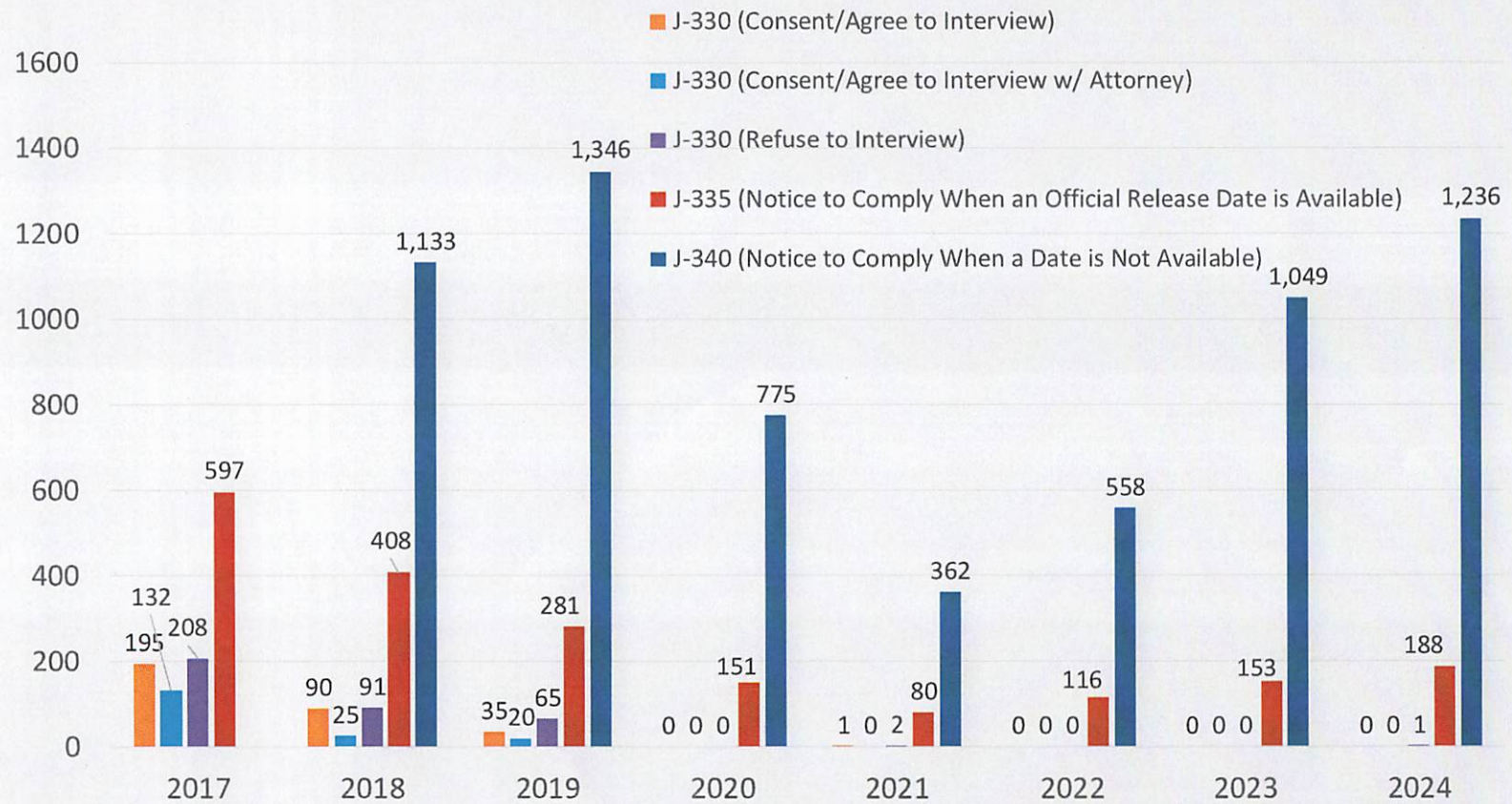
**ICE WANTS TO RECEIVE A NOTIFICATION ON THE RELEASE DATE OF
AN INDIVIDUAL IN SHERIFF'S CUSTODY**

SDSO Action (*if release date is unknown/not available*)

SDSO screens the request to determine if the individual meets the qualifying charges.

- **If they don't meet the qualification, the process ends.**
- **If the individual meets the qualification, and their release date is not available, then:**
 - **The incarcerated individual receives a J-340 form (available in preferred language), which notifies them that ICE is interested in their release date and will be notified once that date becomes available.**

ICE REQUESTS OVER THE YEARS



2024 ICE INTERVIEW REQUESTS



**INTERVIEWS
REQUESTED**

1*



**AGREED TO AN
INTERVIEW**

0



**INDIVIDUAL
DECLINED
INTERVIEW**

1*



**AGREED TO
INTERVIEW WITH
AN ATTORNEY**

0

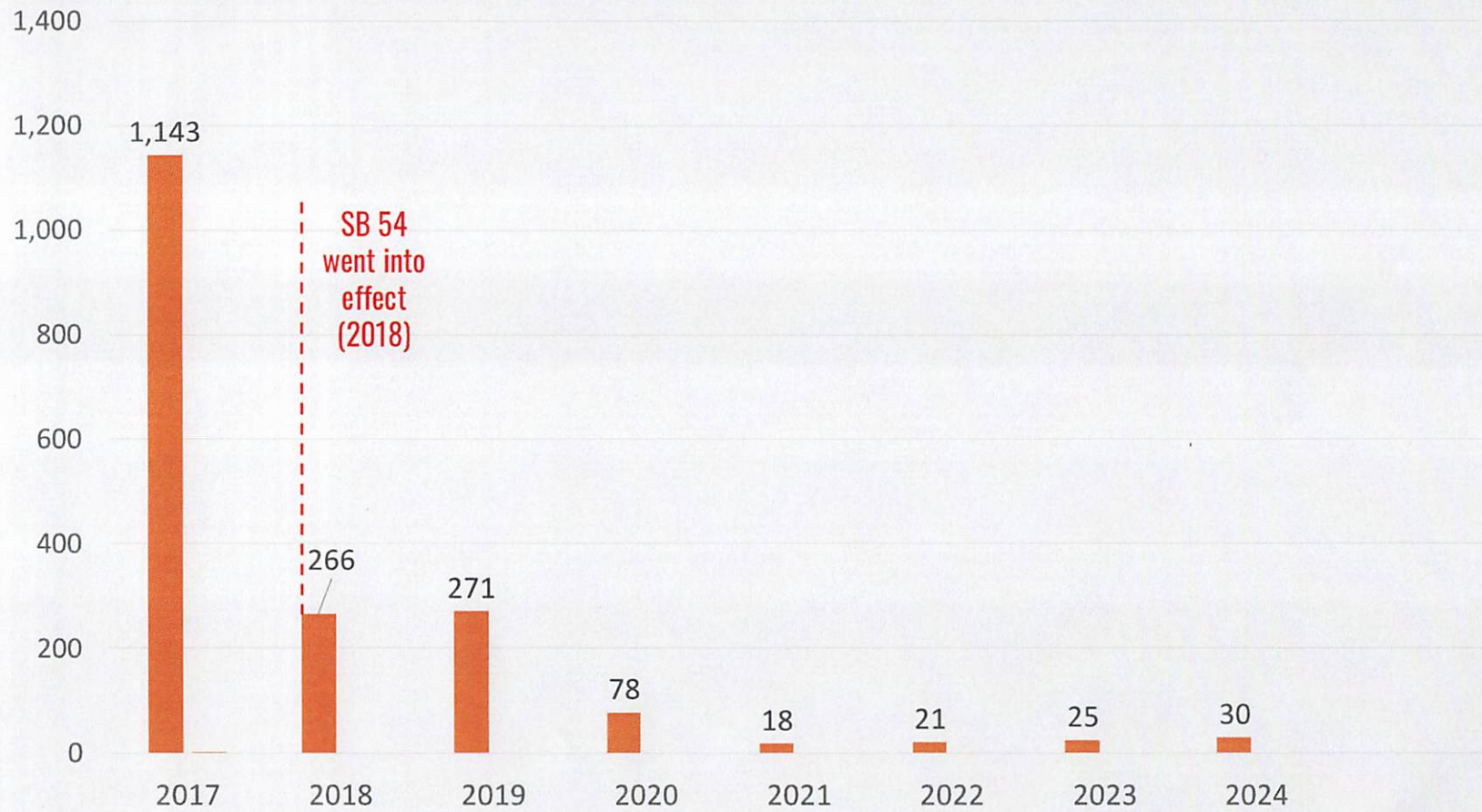
*** Reporting error – no interviews took place.**

2024 ICE RELEASE NOTIFICATIONS

1,236 Received & Screened
ICE Release Notification
Requests

MONTH	REJECTED REQUESTS	APPROVED REQUESTS
January	12	88
February	19	78
March	12	82
April	19	92
May	20	81
June	18	73
July	19	101
August	18	103
September	19	95
October	22	78
November	11	73
December	13	90
TOTAL	202	1,034

ICE TRANSFERS OVER THE YEARS

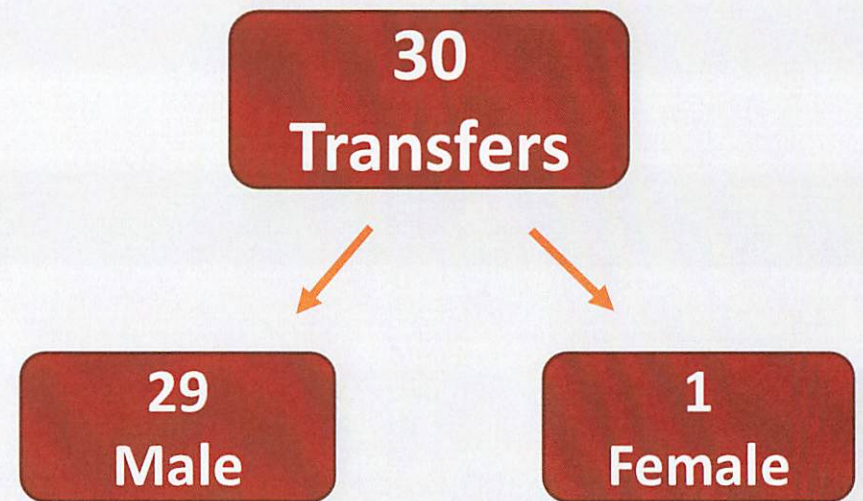


2024 ICE TRANSFER REPORTING



2024 ICE TRANSFER REPORTING

Self-Reported Country of Origin	
3	Guatemala
1	Honduras
20	Mexico
1	Thailand
5	USA




2024 ICE TRANSFER REPORTING

Qualifying Convictions	
Transportation or sale of restricted dangerous drug	Evading an officer while driving with wanton disregard for safety
Robbery – theft by force or fear	Possession of firearm by prohibited person
DUI – driving under influence of alcohol or drugs w/ priors (4+ priors)	Grand theft – more than \$950 value
DUI – driving under influence of alcohol or drugs causes bodily injury to another person	Residential & commercial burglary – enter with intent to commit theft
DUI – driving under influence of alcohol or drugs with .08% or greater BAC causes bodily injury to another person	Receiving stolen property >\$950
False imprisonment	Threat or Violence towards a peace officer in performance of duty
Assault upon the person of another with a deadly weapon or instrument other than a firearm	Federal Warrant
Assault upon the person of another by any means of force likely to produce great bodily injury	Evading an officer while driving with wanton disregard for safety

2024 ICE TRANSFER REPORTING

30
Transfers


Generated

108
Bookings*
Over the Last 7 Years

***The individuals ranged from 1-12 prior bookings. Approximately, two out of the three bookings were for felony-level offenses such as assault, burglary, robbery, vehicle theft, domestic violence, multiple DUIs, drug sales, supervision violations, etc.**

TRUTH ACT

Community Forum

APRIL 22, 2025

AGENDA ITEM #14

OFFICIAL RECORD

Clerk of the Board of Supervisors

County of San Diego

Exhibit No. A

Meeting Date: 4/22/25 Agenda No. 14

Presented by: Paulina Reyes-Perranz

Ian Servelo, Crystal Felix



SDIRC

2025 TRUTH ACT COMMUNITY FORUM

San Diego Immigrant Rights Consortium

The current Trump Administration threatens due process, human rights, and our safety

SD Sheriff's continued collusion with DHS/ICE aids the current administration's inhumane immigration policies that deny people's human rights and due process.

- Immigrant communities are living in fear under the current administration's immigration policies.
 - They are afraid to go to work, go to school, go to church, seek medical help, seek government services, and call law enforcement.
- People are being disappeared off the streets, from their homes, and from work. DHS/ICE officials are accessing schools, churches, hospitals, and our data.
- Immigrants are being asked to sign voluntary departure forms under duress, with false representations, without due process, and without access to legal counsel.
 - Immigrants in ICE custody are being told they will go home, but instead are at risk of being sent to CECOT which is known for human rights violations.



SDIRC

SD Sheriff's Actions Puts Community at Risk and Fosters Distrust in Law Enforcement

SD Sheriff's continued collusion with DHS/ICE aids in the unjust detention, deportation and separation of families in our region.

- **Transferring individuals to ICE and notifying ICE when individuals are being released from jail** creates a dual criminal justice system & punishes immigrants twice for the same crime.
- **Allowing DHS/ICE access to county property** including jails and parking lots, creates distrust in County agencies, which prevents immigrants from accessing key services.
- **Sharing data, information and resources with DHS/ICE** poses a risk not only to immigrant's security but all of our data.

SDSD collusion with DHS/ICE creates fear and mistrust of local law enforcement AND local government. It undermines trust and confidence in law enforcement, making our communities and families in San Diego County feel less safe.



SDIRC

Compliance With San Diego County Board Policy L-2 Is Required To Follow State Law and Maintain Public Trust

SD Sheriff Kelly Martinez has been very public about her refusal to comply with county board policy L-2 and her resolve to continue conducting ICE notifications and transfers using county resources and funds.

- The California Values Act (SB 54) makes clear that local law enforcement agencies “shall not use agency or department moneys or personnel to investigate, interrogate, detain, detect, or arrest persons for immigration enforcement purposes.
 - It allows for **limited exceptions so long as they do not violate any state or local law, or local policy.**
- Now that the County Supervisors passed a local policy prohibiting the use of county resources and funding for immigration enforcement, **it is clear that ICE notifications and transfers without judicial warrants violate local policy and state law.**



SDIRC

SDSD Transfers & Notifications to ICE

2024 Data

- 218 immigrants were subject to ICE notifications and transfers for deportation.
- ICE transfer numbers have been increasing. In 2022, there were 18, in 2023 there were 25, and in 2024 the Sheriff transferred 30 individuals to ICE.
- SDSD is not being transparent in identifying whether transfers occurred as a result of a judicial warrant when they list “federal warrants” on transfer reports.

- CA State law *allows* the Sheriff to notify ICE and transfer certain individuals to ICE, but it **DOES NOT** require it.
- As of Dec 10, 2024, local policy prohibits the use of County resources and funding for immigration enforcement purposes unless there is a judicial warrant.
- The Sheriff refuses to comply with local policy and with state law SB 54.



SDSD Is Not Being Transparent

SD Sheriff transfer data indicates “federal warrant” but does not indicate a qualifying conviction, qualifying date or if there was a judicial warrant.

Values Act: 2024 Transfer Reporting
San Diego County Sheriff's Department

ID	BOOK DATE	GENDER	ETHNICITY	SELF-REPORTED PLACE OF BIRTH	SELF-REPORTED HOME ADDRESS CITY/STATE/ZIP			CURRENT BOOKING PRIMARY CHARGE & SEVERITY			RELEASE DATE/ FACILITY		QUALIFYING CONVICTION DATE, CHARGE & SEVERITY		
1	03/31/24	Male	Hispanic	USA	San Diego	CA	92113	273.6(A) PC	Violation of a Protective Order:Prevnt Domes Viol	M	05/20/24	GBDF	FED WARRANT		
2	10/16/24	Male	Hispanic	USA	San Diego	CA	92154	211 PC	Robbery – Theft by Force or Fear	F	10/19/24	SDCJ	FED WARRANT		
3	05/12/24	Male	Hispanic	Mexico	San Diego	CA	92103	23152(B) VC	DUI - Driving Under Influence of Alcohol or Drugs/0.08 Percent	M	05/20/24	GBDF	FED WARRANT		
4	04/19/24	Male	Hispanic	Mexico	National City	CA	91950	273.5(A) PC	Willfully Inflicts Corporal Injury Resulting in a Traumatic Injury	F	10/17/24	GBDF	FED WARRANT		
5	12/19/23	Male	Hispanic	USA	El Cajon	CA	92021	417(A)(1) PC	Exhibit Deadly Weapon: Not Firearm	M	01/03/24	SDCJ	05/30/96 211 PC/ FED WARRANT	Robbery – Theft by Force or Fear	F
6	09/27/24	Male	Hispanic	Mexico	Lemon Grove	CA	91945	594(B)(1) PC	Vandalism \$400 or More	F	10/04/24	SBDF	FED WARRANT		
7	08/03/24	Male	Hispanic	Guatemala	Escondido	CA	92025	23152(A) VC	DUI – Driving Under Influence of Alcohol or Drugs	M	09/03/24	EMRF	09/15/21 236/237(A) PC/ FED WARRANT	False Imprisonment	F
8	07/27/24	Male	Hispanic	Mexico	Vista	CA	92081	2800.1(A) VC	Evading Peace Officer	M	08/05/24	VDF	08/09/22 23152(A) VC per 23550 VC	DUI – Driving Under Influence of Alcohol or Drugs w/ Priors (4+ priors)	F
9	02/15/24	Male	Hispanic	Mexico	San Diego	CA	92105	496D(A) PC	Receiving Stolen Property- Possession of Stolen Vehicle/Vessel/Etc.	F	02/21/24	SDCJ	08/24/17 30305(A)(1) PC/ FED WARRANT	Possession of Firearm by Prohibited Person	F
10	04/04/24	Male	Hispanic	Mexico	San Diego	CA	92102	2800.2(A) VC	Evading an Officer While Driving with Wanton	F	06/27/24	EMRF	04/04/24 2800.2(A) VC	Evading an Officer While Driving with Wanton Disregard for	F
11	06/30/24	Male	Hispanic	Mexico	Encinitas	CA	92024	166(C)(1) PC	Contempt- Violating a Court Order	M	12/14/24	SBDF	FED WARRANT		
12	09/27/24	Male	Hispanic	Guatemala	San Diego	CA	92105	11352(A) HS	Transport/Import/Sale of Narcotics/Controlled Substances	F	12/20/24	VDF	01/08/14 245(A)(4) PC/ FED WARRANT	Assault Upon the Person of Another By Any Means of Force Likely to Produce Great Bodily Injury	F
13	06/25/24	Male	Hispanic	Mexico	San Diego	CA	92114	273.6(A) PC	Violation of a Protective Order:Prevnt Domes Viol	M	07/12/24	SBDF	04/04/23 23153(A) VC	Bodily Injury to Another Person	F
14	06/30/24	Male	Hispanic	Mexico	Hemet	CA	92083	31 VC	Give False Info to PO	M	07/12/24	VDF	06/07/23 245(A)(1) PC/ FED WARRANT	Assault Upon the Person of Another with a Deadly Weapon or Instrument Other Than a Firearm	F
15	12/03/23	Male	Hispanic	Mexico	Escondido	CA	92025	245(A)(1) PC	Assault Upon the Person of Another with a Deadly	F	10/25/24	GBDF	FED WARRANT		



SDIRC

**SDIRC urges the San Diego Sheriff to
IMMEDIATELY COMPLY with county board policy L-2.**

**SDIRC urges the San Diego County Sheriff to
IMMEDIATELY STOP:**

- ICE Transfers & Notifications
- Allowing DHS/ICE access to county facilities, including parking lots
- Sharing information, data and resources with DHS/ICE

The moment demands that San Diego Sheriff's Department comply with local and state laws that protect San Diego's immigrant community; to do otherwise is dangerous for our communities.

Public trust depends on compliance with the law, including county board policy L-2.

