



OFFICE OF THE SHERIFF CITY AND COUNTY OF SAN FRANCISCO

1 DR. CARLTON B. GOODLETT PLACE
ROOM 456, CITY HALL
SAN FRANCISCO, CALIFORNIA 94102



Ross Mirkarimi
SHERIFF

FOR IMMEDIATE RELEASE
May 29, 2014

CONTACT: Kathy Gorwood or Enrique Luquin
Office: 415-554-7225
Email: Kathy.Gorwood@sfgov.org
Enrique.Luquin@sfgov.org

SAN FRANCISCO SHERIFF'S DEPARTMENT: NO IMMIGRATION AND CUSTOMS ENFORCEMENT DETAINERS

Sheriff Ross Mirkarimi announces that effective immediately; the San Francisco Sheriff's Department will no longer honor U.S. Immigration and Customs Enforcement (ICE) detainers unless they are supported by judicial determination of probable cause or with a warrant of arrest.

As a member of the San Francisco Board of Supervisors, Ross Mirkarimi advocated for separation of the local criminal justice system from the immigration enforcement system. As Sheriff, he strategically advanced department policy to reflect this belief.

In early 2013, Sheriff Mirkarimi revised the Sheriff's Department ICE detainer practice, significantly limiting holds eligible for release to ICE authorities. This revision reduced the number of individuals released to ICE authorities by 62 percent. Only one other county in California had a policy of similar strength.

San Francisco furthered its commitment to immigration reform in November 2013. Sheriff Mirkarimi supported and enforced the "Due Process For All" ordinance passed by the San Francisco Board of Supervisors, extending further limits on the criteria for individuals facing ICE detainers.

San Francisco Sheriff's Department's previous policy actions preceded two major court rulings that are now propelling sheriff's departments throughout the country to stop or limit ICE detainment; *Galarza v. Szalczyk*, U.S. Court of Appeals for the Third Circuit ruled in March 2014 that states and counties are not required to keep undocumented immigrants in jail on immigration detainers; and in April 2014, *Miranda-Olivares v. Clackamas County*, the U.S. District Court in Portland, Oregon found that county governments would be exposed to civil rights lawsuits for honoring detainers without showing probable cause.

"My long-held belief is that local law enforcement should not be in the civil immigration detainer business. Arriving at a no-holds ICE policy culminates from San Francisco's early leadership in challenging the deportation defects of Homeland Security's Secure Communities (S-Comm) Act, coupled with the Oregon court's decision on the unconstitutionality of ICE Detainers. Public safety is not advanced and could be hindered when immigrant communities fear the repercussions of cooperating with law enforcement," stated Sheriff Ross Mirkarimi.

#

PHONE: 415-554-7225 FAX: 415-554-7050

WEBSITE: WWW.SFSHERIFF.COM

EMAIL: SHERIFF@SFGOV.ORG