

ALAMEDA COUNTY BOARD OF SUPERVISORS' PUBLIC PROTECTION COMMITTEE

Thursday, September 10, 2015
1:00 p.m.

Supervisor Richard Valle, Chair
Supervisor Scott Haggerty

Location: Board of Supervisors' Chambers – Room 512 – 5th Fl
County Administration Building
1221 Oak Street, Oakland, CA 94612

Summary/Action Minutes

I. **Fiscal & Procurement Workgroup Proposed CCP Grant Program** [Attachment](#)

Cynthia Burnett, Development Director, Alameda County Fund Development Office, presented a PowerPoint presentation on the Reintegration Grants Program, formerly known as the Community Corrections Partnership (CCP) Grants Program.

The Reintegration Grants Program represents the implementation of the fifty percent (50%) of AB 109 Realignment Funds approved by the Board of Supervisors to fund Community Based Organizations to implement services for the reentry population.

Program Areas

The first program area is direct service grants, which will be 24 month grants to cover services of employment, education, case management, For Us By Us and pre-trial services. The second program area is the Capacity Building Fund in two (2) phases: Phase 1, three (3) month planning grants and Phase 2, six to twelve (6-12) month implementation grants.

The program goals have been identified as follows:

- 1) Reduce recidivism in the reentry population served by the community based organizations
- 2) To expand the range of community based organizations that are able to manage County contracts
- 3) To expand the capacity of the Probation Department to deliver and manage performance based contracts with community providers

The presentation included an estimated timeline for releasing the Requests for Proposals (RFP's) and contract implementation for the various community providers.

Speaker

Steve Weiss, Bay Area Legal Aid, would like more attention to be given to the disabled reentry population.

Purpose:

- Report progress
- Advocacy or Education
- Request Public Protection Committee Recommendation or Position
- Other:

Recommendation from the Public Protection Committee: Supervisor Valle requested the Probation Department have a Town Hall Meeting in District 2 for the community based providers that will apply for the Reintegration Grants Program before the release of the RFPs.

II. Alameda County Children of Incarcerated Parents

[Attachment](#)

Carol Burton, Chief Executive Officer, Jeweld Legacy Group, presented a PowerPoint presentation on the Alameda County Children of Incarcerated Parents (ACCIP) Partnership. Representatives from the Sheriff's Office, Probation Department, Social Services Agency and the Public Health Department and several community providers contributed to this presentation.

ACCIP was established in 2010 with partnership from law enforcement, social service, health providers, representatives of government bodies, educators, advocates and others. The ACCIP has established a Children of Incarcerated Parents Bill of Rights, as a framework for activities.

Social stigma causes families to avoid discussing the absence of an incarcerated parent. Being kept in the dark can influence children emotionally and psychologically and impact the restoration of parent-child relations when the parent is prison and is released.

There are no interagency efforts to assess the impact that law enforcement and criminal justice policies have on children and families. The ACCIP works with several partners to develop a protocol for police officers to consider children at the time of the arrest of a parent and to improve services and policies for children of incarcerated parents.

The ACCIP requests to work with the Alameda County BOS to prioritize this population county-wide at all points of contact children of incarcerated parents have with service providers and government agencies. The ACCIP requested the Board of Supervisors to pass a resolution to adopt the Children of Incarcerated Parents Bill of Rights.

Speaker

Darris Young, Ella Baker Center, supports the Alameda County Children of Incarcerated Parents.

Purpose:

- Report progress
- Advocacy or Education
- Request Public Protection Committee Recommendation or Position**
- Other:

Recommendation from the Public Protection Committee: 1) The ACCIP will submit the Children's Bill Rights in the proper form and submit to the Board for adoption. 2) This item will be referred to the Social Services Committee.

III. Immigration and Customs Enforcement (ICE) Priorities Enforcement Program

A) Alameda County Sheriff's Office General Order 1.24

[Attachment](#)

Brett Keteles, Assistant Sheriff, Alameda County Sheriff's Office presented an update on the Sheriff's Office policy as it relates to the United States Immigration and Customs Enforcement (ICE) Priorities Enforcement Program.

The previous ICE program was known as Secure Communities, or S-Comm, where ICE placed detainees on persons in local jurisdictions and it became very controversial. The United States Court ruled in Clackamas County, Oregon that local jurisdictions could be held liable for violating a person's Fourth Amendment rights by enforcing the detainer hold. The Department of Homeland Security has since discontinued the S-Comm program and has implemented the Priorities Enforcement Program (PEP).

The PEP program will not seek detainees on persons with civil offenses, but will seek detainees on those persons who have been convicted of particular crimes, known participant of gang activity and or a threat to public safety. The PEP program requests that local jurisdictions notify ICE of a pending release of a person with an immigrant status.

The purpose of General Order 1.24 is to provide deputies with guidelines on their duties and responsibilities associated with immigration law, enforcement, arrests, detentions/detainers, and Requests for Notification.

The Alameda County Sheriff's Office will equally enforce laws and serve the public without consideration of immigration status. The Sheriff's Office does not accept and or honor immigration detainees from Immigration and Customs Enforcement, also known as ICE. The immigration status of a person, and the lack of immigration documentation, alone, shall have no bearing on the manner in which staff executes their duties.

Larry Blazer, Consumer and Environmental Worker's Protection Division, District Attorney's Office, presented the District Attorney's position on the Priorities Enforcement Program. The District Attorney's guidelines state: when it would be just to do so, it is appropriate to consider the collateral consequences (including potential immigration consequences) of a criminal conviction during the plea negotiation process. This sort of analysis will necessarily be fact specific and require consideration of a variety of relevant factors. There is no specific formula that can be applied in every case.

B) Building Trust with Communities, Upholding Due Process [Attachment](#)

Angie Junck, Supervising Attorney, Immigrant Legal Resource Center, presented a PowerPoint presentation on Building Trust with Communities, Upholding Due Process.

The Immigrant Legal Resource Center has been working on Immigrant and Civil rights for the protection of immigrant residence. The new program Priorities Enforcement Program is the same as the S-Comm program except instead of placing an immigrant in hold status, ICE will receive a notification prior to the person's release, allowing time for ICE to arrest the person upon their release. The Immigrant Legal Resource Center is concerned that enforcement priorities are overbroad in practice and there are no mechanisms within ICE to ensure accountability.

Raha Jorjani, Immigration Unit, Public Defender's Office, reported on several experiences of clients that the Public Defender's Office has assisted and are faced with deportation after being charged with minor criminal offense due to ICE policies.

Speakers

Several speakers spoke in opposition to the Immigration and Customs Enforcement Priorities Enforcement Program. Speakers stated that immigrant persons are often afraid to report crimes to law enforcement due to their immigrant status. In addition speakers told of their personal stories with interacting with law enforcement and ICE.

Purpose:

- Report progress
- Advocacy or Education
- Request Public Protection Committee Recommendation or Position
- Other:

This item was informational only required no Committee action.

PUBLIC COMMENT

Mickey Duxbury is opposed to the Alameda County Jail Expansion to build a mental health unit. She asked that the Board of Supervisors reconsider the proposal.