

**Item No. 12**

County of San Mateo  
Board of Supervisors

Ordinance Restricting County Cooperation  
with Immigration Authorities

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**COUNTY OF SAN MATEO**



# Overview of Ordinance

- Restricts County's ability to cooperate with or assist Immigration Authorities in immigration enforcement activities
- Includes limited exceptions

# General Restrictions (subd. (a))

- Absent an exception applying, County entities and personnel cannot use County resources to:

# General Restrictions (subd. (a))

- Absent an exception applying, County entities and personnel cannot use County resources to:
  1. Assist or cooperate with Immigration Authorities to **hold, detain, house, transfer, or facilitate arrest** of individuals in County custody

## General Restrictions (subd. (a))

- Absent an exception applying, County entities and personnel cannot use County resources to:
  2. **Communicate** with Immigration Authorities to assist or cooperate in immigration enforcement, including information gathering

## General Restrictions (subd. (a))

- Absent an exception applying, County entities and personnel cannot use County resources to:
  3. Provide **access to or use** of non-public County property to Immigration Authorities

## General Exceptions (subd. (a))

- Restrictions do not apply (i.e., County resources can be used) if:
  - Assistance is pursuant to a judicial warrant
    - Requires probable cause for a violation of federal criminal immigration law
    - Issued by a federal judge
  - Assistance is required by federal or state law
    - “Fail-safe” exception

## Specific Exception (subd. (b))

- Restrictions do not apply (i.e., County resources can be used) if:
  - Assisting in **criminal investigations and enforcement** that do not involve “immigration enforcement” under the California Values Act
    - No assisting in civil investigations or enforcement
    - No assisting in investigations or enforcement of federal criminal immigration laws that penalize someone’s presence in, entry, or reentry to, or employment in, the United States



**COUNTY** OF **SAN MATEO**

