



INTERNAL SHERIFF'S OFFICE COMMUNICATION

Kitsap County Sheriff's Office

TO: All Corrections Division Personnel
FROM: Chief Ned Newlin *Ned Newlin*
SUBJ: CD-2014-004 Holds for Immigration and Customs Enforcement
DATE: April 24, 2014

Effective immediately, the attached policy replaces all previous policies or practices concerning the placement of holds by the Department of Homeland Security, Immigration and Customs Enforcement agency on an individual incarcerated in our jail.

Due to a recent court decision, we need to ensure our policy and practice meets the court decision in MARIA MIRANDA-OLIVARES, Plaintiff, v. CLACKAMAS COUNTY, Defendant, Case No. 3:12-cv-02317-ST, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON, PORTLAND DIVISION
2014 U.S. Dist. LEXIS 50340

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Holds For The Immigration And Customs Enforcement Office

505.1 POLICY

The Kitsap County Sheriff's Office will no longer accept an ICE form I-247 as the sole basis for detention of an individual incarcerated in our jail facility. This change in policy is related to a recent federal district court decision, which determined that ICE Detainers are not mandated under law, but are merely requests to a local jurisdiction.

The Kitsap County Sheriff's Office will hold an individual in our custody for DHS so long as we are provided an order of deportation or removal from the United States, signed by an immigration judge. This is the only condition under which we are able to hold an individual beyond the time when the individual would otherwise be released from our custody.

Should we hold an individual under the above for DHS, DHS must assume custody of the individual as soon as possible, but in no case later than within 48 hours from the time the individual's local charges have been adjudicated or dismissed. We will provide prompt, written notification to DHS in whatever manner DHS office determines is best to facilitate the transfer of the held individual.

Office members assigned to book inmates shall notify federal immigration officials when any foreign national is committed to the Kitsap County Sheriff's Office Jail. The notification shall include the date, cause and anticipated duration of the commitment (RCW 10.70.140).

The attached form will be used for this notification to DHS, unless and until amended by DHS.

This policy in no way prohibits the Sheriff's Office from sharing law enforcement data as allowable under law.



Homeland Security

U.S. Immigration and Customs Enforcement

Group 8 – ACAP South

12500 Tukwila International Blvd.

Tukwila, WA 98168

From: Kitsap County Sheriff's office

614 Division St. (MS-33)

Port Orchard, WA. 98366

360.337.4437

360.337.4924 (fax)

To: DHS – ICE

206.786.6857

206.835.0095 (fax)

Subject:

Name: _____

DOB: _____

Place of birth: _____

WASID: _____

FBI #: _____

Other ID: _____

(I.E.; A#, DOL, SID, etc)

Father's name: _____

Mother's name: _____

Arrest charge(s): _____

CAP Hotline

If no answer call: 253.396.1007

After hours/Wk'end duty agent: 206.786.8154

Mon-Fri, 0730-1630: 206.277.7393