

RESOLUTION NO. 2018-_____

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF
SHASTA DECLARING THAT SHASTA COUNTY’S POLICIES COMPLY WITH
FEDERAL IMMIGRATION LAWS AND THE COUNTY DOES NOT
CONSTITUTE A “SANCTUARY” JURISDICTION**

WHEREAS, the County of Shasta respects both the rights of members of immigrant communities, and the authority of the United States government to regulate immigration; and

WHEREAS, federal law, 8 U.S.C. §§ 1373 and 1644, provides that no government entity may prohibit or restrict its officials from sending to, or receiving from, United States immigration authorities information regarding the citizenship or immigration status of any individual; and

WHEREAS, in addition to the foregoing legal restrictions, United States immigration authorities often request additional voluntary assistance from local governments and law enforcement agencies; and

WHEREAS, such voluntary assistance is largely unreimbursed by the United States government, and as with all requests for interagency aid, local governments and law enforcement agencies with limited resources are often forced to make difficult decisions regarding whether assistance can be provided on a case-by-case basis, including considerations of funding, personnel availability, jail capacity, and other legal obligations; and

WHEREAS, the County of Shasta is a political subdivision of the State of California and, as such, may not lawfully disregard the requirements of state law in the absence of a court order that the law is invalid.

NOW, THEREFORE, BE IT RESOLVED that the County of Shasta, acting by and through the Shasta County Board of Supervisors, hereby declares that the County of Shasta’s policies comply with 8 U.S.C. §§ 1373 and 1644, and do not prohibit or restrict its officials, employees, or any other person from sending to, or receiving from, United States immigration authorities information regarding the citizenship or immigration status of any individual.

BE IT FURTHER RESOLVED that the County of Shasta acting by and through the Shasta County Board of Supervisors, hereby declares that it does not refuse to comply with federal immigration laws as the result of any local policy decisions by County elected officials, does not have any intention of hindering enforcement of those laws, and does not meet any reasonable definition of a “sanctuary” jurisdiction.

BE IT FURTHER RESOLVED that the County of Shasta will endeavor to provide appropriate interagency assistance to United States immigration authorities within the limits of its resources, including funding, personnel availability, and jail capacity, and also within the limits of its legal obligations, including the limits of its legal obligations imposed by state law and judicial authority.

BE IT FURTHER RESOLVED that the United States Congress, federal administration, and other appropriate agencies of the federal government are hereby urged to include representatives of rural local governments in California and nationwide in the process of developing any legal definition of a "sanctuary" jurisdiction.

BE IT FURTHER RESOLVED that the United States Congress, federal administration, and other appropriate agencies of the federal government are hereby urged not to reduce, restrict, or eliminate any federal funding to local governments, on the sole basis that such local governments are sometimes unable to provide voluntary assistance to United States immigration authorities due to resource limitations and legal obligation limitations as described above.

BE IT FURTHER RESOLVED that the United States Congress, federal administration, and other appropriate agencies of the federal government are hereby urged to provide local governments with full cost reimbursement for any assistance requested by and rendered to United States immigration authorities.

BE IT FURTHER RESOLVED that the California Legislature, Governor, and appropriate California state agencies are hereby urged to adopt legislation, regulations, and policies applicable to local governments that adhere to federal law and are consistent with the authority of the United States government to regulate immigration.

DULY PASSED AND ADOPTED this ____ day of _____, 2018, by the Board of Supervisors of the County of Shasta by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

LES BAUGH, CHAIRMAN
Board of Supervisors, County of Shasta
State of California

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By: _____
Deputy