



Human Rights Commission Meeting

Tuesday, January 7, 2025 at 6:30 PM

Agenda

ACCESS INFORMATION:

- A. This meeting will be held on January 7, 2025 at 6:30 PM. Location: 3rd Floor Conference Room
 - B. Public may comment through email: dnwton@watertown-ma.gov
 - C. The public can join the virtual meeting online: <https://watertown-ma.zoom.us/j/86169656103>
-

- 1. Call to Order
- 2. Roll Call
- 3. Acceptance of Minutes
 - A. Minutes for Previous Meeting
- 4. Discussion
 - A. HRC Support for Immigrant Community
- 5. Adjournment

KNOW YOUR RIGHTS

If an immigration officer (ICE) tries to talk to you,



**You do not have to
open the door to
your home**



You can stay silent



**Try to stay calm
and do not run**



**You do not have to
sign anything**



**You should speak to
a lawyer or your
consulate**



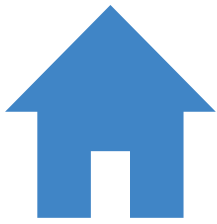
**It is important to
have a plan that you
share with your
friends and family**



CITY of BOSTON

KONCHE BU DIREITUS

Si pulisia di imigrason (ICE) tenta fala ku bo



**Bu ka ten ki abri
porta di bu kaza**



**Bu pode fika
kaladu**



**Tenta fika kalmu y
ka bu korre**



**Bu ka mesti
sina nada**



**Bu mesti fala ku bu
adivogadu ó bu
konsuladu**



**E inportanti pa bu ten
un planu ki bu ta kon-
partidja ku bus amigus
y ku bu família**



CITY of BOSTON

Pa más ajuda, vizita [Boston.gov/immigrants](https://boston.gov/immigrants) ó telefona pa Boston 3-1-1 ó 617 635-4500

ES È SO INFORMASON GERAL. ES È KA CONSEDJU LEGAL.

了解您的权利

如移民局官员(ICE)试图与你交谈,



你可以不打开家门



你可以保持沉默



要试着保持冷静且不要
逃跑



你没有必要签署任何文件



你应当向律师和领事馆
咨询。



你要有一个应急计划，
并且和朋友与家人分享
，这非常重要。



CITY of BOSTON

了解您的權利

如果移民局的官員(ICE)試圖與你交談



你可以不打開家門



你可以保持沉默



要試著保持冷靜且不要
逃跑



你沒有必要簽署任何文件



你應當向律師和領事館
諮詢。



你要有一個應急計劃，
並且和家人分享，這非
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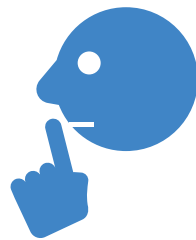
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SOYEZ INFORMÉS DE VOS DROITS

Si un agent d'immigration (ICE) essaie de vous parler,



**Vous pouvez refuser
d'ouvrir la porte de
votre maison**



**Vous pouvez garder
le silence**



**Restez calme et ne
vous enfuyez pas**



**Vous n'avez pas à
signer quoi que ce soit**



**Vous devriez con-
sultier un avocat et
communiquer avec
votre consulat**



**C'est important d'avoir
un plan d'urgence que
vous pouvez partager
avec vos amis et avec
votre famille.**



CITY of BOSTON

Pour plus d'aide, visitez boston.gov/immigrants ou appelez Boston 3-1-1 ou (617) 635-4500

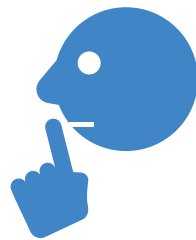
**CES CONSEILS NE SONT QUE DES INFORMATIONS GÉNÉRALES ;
CE NE SONT PAS DES AVIS JURIDIQUES.**

KONN DWA'W

Si yon ofisye imigrasyon eseye pale avè'w,



**Ou pa oblije ouvri
pòt lakay ou bay yo**



Rete an silans



**Rete dousman e pa
kouri**



**Ou pa oblije siyen
anyen**



**Ou sipoze pale ak
avoka'w oubyen ak
konsila'w**



**Li enpòtan ke ou gen
yon plan preparasyon
ke ou ka pataje ak
zanmi'w e ak fanmi'w**

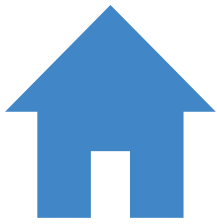


MAYOR'S OFFICE
FOR IMMIGRANT
ADVANCEMENT
Martin J. Walsh, Mayor of Boston

CITY of BOSTON

CONOZCA SUS DERECHOS

Si un agente de migración (ICE) trata de hablarle:



No debe de abrir la puerta de su casa



Puede guardar silencio



Trate de mantener la calma y no corra



No tiene que firmar nada



Deberia de hablar con un abogado o con su consulado



Es importante tener un plan que pueda compartir con sus amigos y familiares



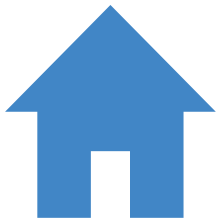
CITY of BOSTON

Para ayuda adicional, visite boston.gov/immigrants o llame a Boston 3-1-1 or (617) 635-4500.

ESTA ES SÓLO INFORMACIÓN GENERAL. ESTO NO ES UN CONSEJO LEGAL.

BIẾT QUYỀN CỦA MÌNH

Nếu nhân viên di trú (ICE) muốn nói chuyện với bạn:



Không mở cửa nhà



Giữ im lặng



**Giữ bình tĩnh và
không bỏ chạy**



**Từ chối ký bất kỳ
đơn nào**



**Nói chuyện với luật
sư và tòa lãnh sự
của mình**



**Bạn nên có một kế
hoạch để chia sẻ với
bạn bè và gia đình**



CITY of BOSTON

Để được trợ giúp thêm, hãy truy cập [Boston.gov/Immigrants](https://boston.gov/immigrants) trên mạng
hoặc gọi số điện thoại 3-1-1 hoặc (617) 635-4500.

ĐÂY CHỈ LÀ THÔNG TIN TỔNG QUÁT. ĐÂY KHÔNG PHẢI LÀ TƯ VẤN PHÁP LÝ.

[Home](#) > [Executive Office of Health and Human Services](#) > [Office for Refugees and Immigrants](#) > [Office for Refugees and Immigrants \(ORI\) Programs and Services](#)

OFFERED BY [Office for Refugees and Immigrants](#)

List of ORI Programs and Services

Programs offered by the Office for Refugees and Immigrants

[Citizenship for New Americans Program \(CNAP\)](#)

Assists legal permanent residents of the Commonwealth to become U.S. citizens.

[Financial Literacy for Newcomers Program \(FLNP\)](#)

Provides culturally and linguistically appropriate financial literacy content to refugees and immigrants.

[Program to Enhance Elder Refugee Services \(PEERS\)](#)

Strengthens relationships between elder and refugee organizations to link refugees to elder services in their communities.

[Refugee Health Promotion Program \(RHPP\)](#)

Provides on-going individual health care access assistance to the newest refugee arrivals, preventive health information to refugee communities, and cultural information to mainstream agencies.

[Refugee Case Management \(RCM\)](#)

Provides access to Massachusetts Refugee Resettlement Program (MRRP) benefits and services through MRRP application intake, orientation, employability assessment, basic social services and referrals for eligible populations.

[Refugee Cash Assistance \(RCA\)](#)

Provides up to 8 months of cash assistance for income-eligible refugees without dependent children, who reside in Massachusetts.

[Refugee Employment Services \(RES\)](#)

Provides targeted services for both early employment and long-term self-sufficiency through an integrated model including English and Literacy instruction; employment-related case management; employment readiness; access to vocational skill trainings; and job placement, retention and upgrade services.

[Refugee Health Assessment Program \(RHAP\)](#)

In collaboration with MA Department of Public Health, ensures newly-arriving refugees receive an initial health assessment and linked to primary care.

[Refugee Medical Assistance \(RMA\)](#)

Provides up to 8 months of medical coverage for refugees ineligible for the Medicaid/MassHealth program.

[Refugee School Impact Program \(RSI\)](#)

Supports local public school districts in fostering high academic and social success among refugee youth.

[Refugee Social Services \(RSS\)](#)

Ensures wraparound service availability to refugees including case management, referral, translation and interpretation, and adjustment support for refugee youth.

[Unaccompanied Refugee Minors Program \(URMP\)](#)

Collaboratively administered between ORI and the MA Department of Children and Families, provides residential and foster care services to refugee minors arriving in the U.S. without parents or guardians.

CONTACT

Office for Refugees and Immigrants Contact

Phone

Main [\(617\) 727-7888](#)

This line is open from 9:00 a.m. - 5:00 p.m. M-F

TTY [\(617\) 727-8147](#)

For those who need accessible services M-F.

Fax

Fax (617) 727-1822

Please allow 24 hours for a response.

[more contact info](#)

RELATED

[Office for Refugees and Immigrants](#)

[Office for Refugees and Immigrants \(ORI\) Programs and Services](#)

Contact

Office for Refugees and Immigrants Contact



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Immigration Legal Assistance

Immigrant service agencies offer refugee resettlement, English language classes, referrals, and other services for noncitizens. Massachusetts agencies include:

Catholic Charities

Helps refugees and other immigrants with basic needs, legal advice, and counseling and training to become self-sufficient.

Services:

- Refugee Resettlement Program
- Legal counseling on immigration for low-income clients
- Walk-in immigration clinic
- English as a second language (ESL) classes
- Employment training and counseling
- Case management and counseling
- Information and referrals for housing, food assistance, health care, etc. Interpreter and translation services
- Citizenship preparation
- Computer training
- Haitian multi-service center (Dorchester)
- Other immigrant services

LABOURÉ CENTER

South Boston – 275 West Broadway, South Boston, MA 02127 | Phone: [617-464-8100](tel:617-464-8100)

Greater Boston – 75 Kneeland St., Boston, MA 02125 | Phone: [617-451-7979](tel:617-451-7979)

- Refugee Resettlement
- Community Interpreter Services
- Immigration Legal Services
- Refugee Employment Services
- Adult Education ESOL (South Boston location)
- Refugee and Immigration Services (Greater Boston location)

HAITIAN MULTI-SERVICE CENTER

185 Columbia Rd., Dorchester, MA 02121

Phone: [617-506-6600](tel:617-506-6600) | Fax: 617-474-1009

WORCESTER COUNTY REFUGEE RESETTLEMENT PROGRAM

10 Hammond Street, Worcester, MA 01610

Phone: [508-798-0191](tel:508-798-0191) | Fax: 508-797-5659

International Institute of New England

Offers a wide range of services to refugees and other immigrants to help them become self-sufficient members of their communities. Services are free, except for certain legal and citizenship services which are offered at a reasonable fee. Services may vary by location.

Services:

- Refugee Resettlement Program
- Legal Services (walk-in immigration clinic; full legal representation for asylum seekers and low-income immigrants; application assistance)
- English language and literacy skills training
- Refugee Employment and Training Program
- Case management and counseling
- Information and referrals for housing, food assistance, health care, etc.
- Translations
- Homebuyer training
- Family reunification
- Other immigrant services

BOSTON OFFICE:

One Milk St., Boston, MA 02109

Phone: [617-695-9990](tel:617-695-9990) | Fax: 617-695-9191 | [Email](#)

LOWELL OFFICE:

144 Merrimack St., Suite 202, Lowell, MA 01852

Phone: [978-459-9031](tel:978-459-9031) | Fax: 978-459-0154 | [Email](#)

Jewish Family & Children's Service (JF&CS)

Helps refugees become reunited with family members and transition into American life by offering social, educational, vocational, medical, and economic assistance.

Services:

- Refugee Resettlement Program
- Job training and counseling
- Citizenship preparation
- Information and referral services
- English language classes
- Social and recreational programs
- Youth programs
- Translations
- Special programs for elder refugees

WALTHAM OFFICE:

1430 Main St., Waltham, MA 02451

Phone: [781-647-5327](tel:781-647-5327)

LYNN OFFICES:

298 Union St. Lynn, MA, 01901

Phone: [781-593-0100](tel:781-593-0100) | Fax: 781-599-3329

FRAMINGHAM OFFICE:

475 Franklin St., Suite #101, Framingham, MA 01702

Phone: [508-875-3100](tel:508-875-3100) | Fax: 508-875-4373

JFS New American Services

Jewish Family Service of Metrowest (JFS) provides vital social, health, and community services to alleviate suffering, enhance lives, and support people in need.

WESTERN MASSACHUSETTS:

15 Lenox St., Springfield, MA 01108

Phone: [413-737-2601](tel:413-737-2601) | Fax: 413-737-0323

Ascentria Care Alliance

Provides resettlement and support services to help refugees and other immigrants become self-sufficient and productive citizens of the United States.

Services:

- Refugee Resettlement Program
- Unaccompanied Refugee Minor Program
- Sponsorship
- Refugee Employment and Training Program
- Case management and counseling
- Information and referrals for housing, food assistance, health care, etc. Translations and legal assistance
- English language instruction
- Family reunification
- Other immigrant services

WORCESTER OFFICE:

11 Shattuck Street, Worcester, MA 01605

New American Services

Phone: [774-243-3100](tel:774-243-3100)

Unaccompanied Refugee Minors Program

Phone: [774-243-3068](tel:774-243-3068) | Fax: 508.519.8310

WEST SPRINGFIELD OFFICE:

425 Union Street, West Springfield, MA 01809

New American Services

Phone: [413-562-6015](tel:413-562-6015)

WALTHAM OFFICE:

230 Second Avenue, Suite 125, Waltham, MA 02451

Unaccompanied Refugee Minors Program

Phone: [781-373-9152](tel:781-373-9152) | Fax: 781-373-9157

Massachusetts Alliance of Portuguese Speakers

Description: provides a wide range of health and human services to Portuguese speakers and other residents of eastern Massachusetts.

Services:

- Immigrant social services, including job and housing search, and benefits program assistance
- Elder services
- Youth services and family counseling
- Youth violence prevention
- Citizenship classes, naturalization support, and other immigration services
- English and Portuguese language instruction
- Computer skills and other education classes
- Domestic violence prevention and batterer intervention
- Housing counseling for homebuyers and renters
- Substance abuse prevention and treatment
- HIV/AIDS outreach, education, case management, and transportation
- Cape Verdean Women's Initiative for reproductive health
- Community Health Project (outreach, education, and screening for high blood pressure, diabetes, heart disease, breast and cervical cancer)

HEADQUARTERS

1046 Cambridge St., Cambridge, MA 02139

Phone: [617-864-7600](tel:617-864-7600) | Fax: 617-864-7621

ALLSTON

Cambridge St., Allston, MA, 02134

Phone: [617-787-0557](tel:617-787-0557) | Toll-free: 800-232-7725 569

DORCHESTER

Stoughton St., Dorchester, MA, 02125

Phone: [617-825-5897](tel:617-825-5897)

FRAMINGHAM

24 Union Ave., Suites 8 & 10, Framingham, MA 01702

Phone: [508-872-2652](tel:508-872-2652) | Portuguese: [508-397-9051](tel:508-397-9051) | Spanish: [508-259-9889](tel:508-259-9889)

LOWELL

11 Mill St., Lowell, MA, 01852

Phone: [978-970-1250](tel:978-970-1250)

SOMERVILLE

92 Union Square, Somerville, MA 02143

Phone: [617-864-7600](tel:617-864-7600) (open by appointment only)

Refugee and Immigrant Assistance Center (RIAC)

Helps Somali women and children and other immigrants by providing resettlement and support services.

Services:

- Refugee Resettlement Program
- Case management and counseling
- Information and referrals for housing, food assistance, health care, etc., Translations, and legal assistance
- English language instruction
- Family reunification
- Domestic violence awareness HIV/AIDS education
- Youth programs
- Other immigrant services

JAMAICA PLAIN

31 Heath St., Jamaica Plain, MA 02130

Phone: [617-522-8882](tel:617-522-8882) | Fax: 617-238-0064

WORCESTER

340 Main St., Suite #965, Worcester, MA 01608

Phone: [508-756-7557](tel:508-756-7557) | Fax: 508-756-7708

LYNN

298 Union St., Lynn, MA 01901

Phone: [781-593-0100](tel:781-593-0100) | Fax: 781-599-3329

United States Citizenship and Immigration Services

Based on the 2018 census data, 67.3 million U.S. residents, both immigrants and native-born, speak a language other than English at home. It's safe to say this number will likely continue to grow this year. Stats like this underscore the need for services that support language translation, including the ability to translate official and legal documents. For example, immigration or [USCIS translation services](#) are very valuable when needing to translate a birth certificate among other important documents.

LAWRENCE

2 Mill St, Lawrence, MA 01840

Phone: [800-375-5283](tel:800-375-5283)

Resolution of the City of Chelsea, Massachusetts

June 4, 2007

Whereas, The City of Chelsea has long been known as a city with a rich and diverse ethnic and cultural identity; and

Whereas, For decades Italian, Irish, Hispanic, Polish, African-American, Russian, Jewish, Asian, African and French people have made Chelsea their home; and

Whereas, It is more difficult now than ever before to navigate the process of becoming a citizen of the United States; and

Whereas, Over the past two decades, immigration policy has become even more restrictive and punitive and has closed off avenues previously available for immigrants to obtain legal, permanent residency; and

Whereas, Many immigrants are in the legal and lengthy process of becoming a permanent resident, but they are still referred to by many as "illegal" and "aliens;" and

Whereas, The City of Chelsea respects all persons regardless of race, class, ethnicity or legal status; and

Whereas, Every Chelsea resident has the right to live, work and play without fear; and

Whereas, Every worker in Chelsea has the right to fair wages and safe working conditions; and

Whereas, Immigration raids that spread fear and break-up families are not warranted or wanted in Chelsea; and

Whereas, The City of Chelsea supports a fair and just reform to the immigration process; and

Whereas, Cities such as Cambridge MA, Chicago IL, and Maywood, Huntington Park and Coachella in CA, have declared themselves as Sanctuary Cities; and

Whereas, Sanctuary Cities promote a community as a safe haven for refugees and immigrants who are currently residing in that community from other countries; and

Whereas, Sanctuary Cities do not initiate or welcome raids that are not related to public safety and other heinous crimes; now therefore, be it

Resolved, That the City of Chelsea go on record as a Sanctuary City; and be it further

Resolved, That the City of Chelsea rejects the use of the word "illegal" and "alien" to describe any human being; and be it further

Resolved, That the City of Chelsea calls upon all workplaces in Chelsea and throughout the Region to treat immigrants fairly, with dignity and respect and to provide proper trainings and equipment and to pay individuals properly; and be it further

Resolved, That the City of Chelsea supports a just and fair immigration reform that respects individuals and allows proper and affordable navigation channels for individuals to become permanent residents and

eventually naturalized citizens who can fully participate in the civic and political processes in the United States; and be it further

Resolved, That a copy of this resolution be forwarded to the Massachusetts Congressional District on behalf of the Chelsea City Council.

Councillor Roseann T. Bongiovanni, President

Councillor Roy Avellaneda

Councillor Paul Nowicki

Councillor Marilyn Vega-Torres

Councillor Brian Hatleberg



CITY OF SOMERVILLE, MASSACHUSETTS
BOARD OF ALDERMEN

Docket # 197939

Officer's Communication
Ordinance

Regular Meeting, October 23, 2014
Item ID 10499

SUMMARY: Assistant City Solicitor submitting an updated Trust Act Ordinance as approved at the Committee on Legislative Matters on October 22, 2014.

COMPLETE TEXT:

To the Honorable Board:

Attached you will find the Trust Act Ordinance as approved by the Committee on Legislative Matters on Wednesday, October 22, 2014.

Please feel free to contact me with any questions.

Very truly yours,
David Shapiro
Assistant City Solicitor

RESULT: ORDINANCE ORDAINED. [UNANIMOUS]

AYES: Connolly, Rossetti, Sullivan, White Jr., McLaughlin, Heuston, McWatters, Lafuente, Niedergang, Gewirtz, Ballantyne

ORDINANCE ORDAINED. BY THE BOARD OF ALDERMEN OF THE CITY OF SOMERVILLE, MA, AT A REGULAR MEETING ON THE 23rd DAY OF OCTOBER, 2014.

APPROVED BY THE MAYOR OF THE CITY OF SOMERVILLE, MA, ON THE 29th DAY OF OCTOBER, 2014.

ATTEST:

John J. Long

John J. Long, City Clerk

CITY OF SOMERVILLE
ORDINANCE NO. 2014-07
In Board of Aldermen: October 23, 2014

Be it ordained by the Board of Aldermen, in session assembled, that the Code of Ordinances of the City of Somerville is amended by adding the following provisions to the Code of Ordinances of the City of Somerville:

WHEREAS, The City of Somerville seeks to ensure that all immigrants are able to fully participate in the civic and economic life of their neighborhoods and nurture and grow the spirit of unity in our City; and

WHEREAS, The City of Somerville desires to provide opportunity, access, and equality for immigrants, and highlight the essential role immigrants have played and continue to play in moving Somerville forward; and

WHEREAS, The federal government's Immigration and Customs Enforcement ("ICE") Secure Communities program uses local law enforcement data to identify suspected "criminal aliens" in local custody; and

WHEREAS, ICE issues civil immigration detainer requests which allow for prolonged detention during which ICE investigates the immigration status of suspected "criminal aliens" in local custody; and

WHEREAS, In other jurisdictions, honoring civil immigration detainer requests based on less than probable cause has been ruled a violation of the Fourth Amendment, exposing local law enforcement agencies to liability under 42 U.S.C. § 1983; and

WHEREAS, When local law enforcement officials indiscriminately honor all ICE civil immigration detainer requests, including those that target non-criminal aliens, immigrant residents are less likely to cooperate and public trust erodes, hindering the ability and effectiveness of Somerville's police force; and

WHEREAS, A local Trust Act is necessary to establish the City's policy for responding to ICE's civil immigration detainer requests;

NOW THEREFORE, Be it ordained by the Board of Aldermen of Somerville, as follows:

Section 1. Definitions.

(a) "Civil immigration detainer request" means a non-mandatory request issued by an authorized federal immigration officer under Section 287.7 of Title 8 of the Code of Federal Regulations to a local law enforcement official to maintain custody of an individual for a period not to exceed forty-eight (48) hours, excluding Saturdays, Sundays, and holidays, and advise the authorized federal immigration officer prior to the release of that individual.

(b) “Convicted” means a state of having been proved guilty in a judicial proceeding, unless the conviction has been expunged or vacated pursuant to applicable law.

(c) “Eligible for release from custody” means that the individual may be released from custody because any of the following conditions has occurred:

- (1) All criminal charges against the individual have been dropped or dismissed;
- (2) The individual has been acquitted of all criminal charges filed against him or her;
- (3) The individual has served all the time required for his or her sentence;
- (4) The individual has posted a bond, or has been released on his or her own recognizance;
- (5) The individual has been referred to pre-trial diversion services;
- (6) The individual is otherwise eligible for release under state or local law.

(d) “Law enforcement official” means any City of Somerville department, or officer or employee of a City of Somerville department, authorized to enforce criminal statutes, regulations, or local ordinances; operate jails or maintain custody of individuals in jails; and operate juvenile detention facilities or maintain custody of individuals in juvenile detention facilities.

Section 2. Detainment.

(a) Except as provided in subsection (b), a law enforcement official shall not detain an individual on the basis of a civil immigration detainer request after that individual becomes eligible for release from custody.

(b) Law enforcement officials may continue to detain an individual in response to a civil immigration detainer request for up to forty-eight (48) hours after that individual becomes eligible for release from custody, excluding Saturdays, Sundays, and holidays, if the individual meets any of the following criteria:

- (1) ICE has a criminal warrant for the individual;
- (2) The individual has ever been convicted of a violent crime as defined in Massachusetts General Laws Chapter 140, Section 121;
- (3) In the past ten (10) years, the individual has been convicted of a felony as defined in Massachusetts General Laws Chapter 274, Section 1;
- (4) The individual is a current registrant on the Massachusetts Sex Offender Registry;
- (5) The individual is identified in the federal government’s consolidated Terrorist Watchlist.

(c) Law enforcement officials shall make good faith efforts to seek federal reimbursement for all costs incurred in continuing to detain an individual pursuant to this Section.

Section 3. Reporting.

Beginning no later than December 31, 2015, and no later than December 31 of each subsequent year, the Somerville Police Chief shall submit a report to the Clerk of the City of Somerville, and the Clerk shall forward the report to the Mayor of the City of Somerville and shall docket the report and include the docket on the agenda of the next-occurring meeting of the Somerville Board of Aldermen. The report shall include the following information for the preceding twelve (12) month period:

- (a) A statistical breakdown of the total number of civil immigration detainer requests lodged with the City's law enforcement officials, organized by the reason(s) given for the request;
- (b) A statistical breakdown of the total number of individuals that City law enforcement officials detained pursuant to Section 2(b), organized by the reason(s) supporting the detention;
- (c) The total number of individuals transferred to ICE custody; and
- (d) A statistical breakdown of the total cost reimbursements received from the federal government pursuant to Section 2(c), organized by individual case.

Approved:

William A White Jr / JJC
President

Offered by Councilor Josh Zakim



CITY OF BOSTON

IN THE YEAR TWO THOUSAND NINETEEN

BOSTON TRUST ACT AMENDMENTS

WHEREAS, The City of Boston seeks to ensure that all immigrants are able to fully participate in the civic and economic life of their neighborhoods and nurture and grow the spirit of unity in our City; *and*

WHEREAS, The City of Boston desires to provide opportunity, access, and equality for immigrants, and highlight the essential role immigrants have played and continue to play in moving Boston forward; *and*

WHEREAS, Protecting the civil rights, civil liberties, and safety of residents and visitors alike are core values of the City of Boston; *and*

WHEREAS, On August 20, 2014, the Boston Trust Act ("Trust Act") was unanimously passed by the City Council and signed into law by Mayor Martin J. Walsh; *and*

WHEREAS, It is important that the Trust Act be updated to further these goals; **NOW, THEREFORE BE IT**

Be it ordained by the City Council of Boston, as follows:

That the City of Boston Code, Ordinances is hereby amended by striking Chapter 11-1.9 in its entirety and replacing it with the following amended Boston Trust Act:

Section 1. Definitions.

(a) "Civil immigration detainer request" means a non-mandatory request issued by an authorized federal immigration officer under Section 287.7 of Title 8 of the United States Code to a local law enforcement official to maintain custody of an individual for a period not to exceed forty-eight (48) hours, excluding Saturdays, Sundays, and holidays, and advise the authorized federal immigration officer prior to the release of that individual.

(b) "Convicted" means a state of having been proved guilty in a judicial proceeding, unless the conviction has been expunged or vacated pursuant to applicable law.

(c) “Eligible for release from custody” means that the individual may be released from custody because any of the following conditions has occurred:

- (1) All criminal charges against the individual have been dropped or dismissed;
- (2) The individual has been acquitted of all criminal charges filed against him or her;
- (3) The individual has served all the time required for his or her sentence;
- (4) The individual has posted a bond, or has been released on his or her own recognizance;
- (5) The individual has been referred to pre-trial diversion services;
- (6) The individual is otherwise eligible for release under state or local law.

(d) “Immigration and Customs Enforcement” or “ICE,” means the federal agency whose enforcement and removal division enforces federal immigration laws, including issuance and action on civil detainers and detainer requests.

(e) “ICE-HSI” means the Department of Homeland Security Investigations division of ICE whose purpose is to work alone or in concert with other federal, state, and local law enforcement to investigate and enforce laws prohibiting human smuggling and trafficking; narcotics and weapons smuggling and trafficking; transnational gang activity; cybercrimes; money laundering, financial crimes, bulk cash smuggling; document and benefit fraud; human rights violations; commercial fraud and intellectual property theft; export enforcement; and international art and antiquities theft.

(f) “ICE administrative warrant” means a warrant issued by a federal immigration officer, not a judicial officer, that does not confer detention authority on a local jurisdiction.

(g) “Law enforcement official” means any City of Boston department, or officer or employee of a City of Boston department, authorized to enforce criminal statutes, regulations, or local ordinances; operate jails or maintain custody of individuals in jails; and operate juvenile detention facilities or maintain custody of individuals in juvenile detention facilities.

(h) “Personal Information” means any information that is maintained by an agency that identifies or describes an individual, that can be used, either alone or in combination with other information, to identify individual subjects, such as his or her name, social security number, physical description, home address, and/or work address.

(i) “Immigration Enforcement” means identifying, arresting, detaining or assisting in the arrest or detention of any person solely on the basis of their immigration status or a suspected violation of federal civil immigration law.

Section 2. Detainer Requests.

A law enforcement official shall not detain an individual solely on the basis of a civil immigration detainer request or an ICE administrative warrant after the individual is eligible for release from custody, unless ICE has a criminal warrant, issued by a judicial officer, for the individual.

Section 3. Reporting.

No later than December 31 of each year, the Boston Police Commissioner shall submit a report to the Clerk of the City of Boston, and the Clerk shall forward the report to the Mayor of the City of Boston and shall docket the report and include the docket on the agenda of the next-occurring meeting of the Boston City Council. The report shall include the following information for the preceding twelve (12) month period:

- (a) A statistical breakdown of the total number of civil immigration detainer requests lodged with the City's law enforcement officials, organized by the reason(s) given for the request;
- (b) A statistical breakdown of the total number of individuals that City law enforcement officials detained pursuant to Section 2, organized by the reason(s) supporting the detention;
- (c) The total number of individuals transferred to ICE custody; and
- (d) A statistical breakdown of the total cost reimbursements received from the federal government pursuant to Section 2, organized by individual case.

Section 4. Law Enforcement.

(a) A law enforcement official or an employee of a city department, agency or commission, shall not:

(1) Use agency or department moneys or personnel to interrogate, detain, or arrest persons for immigration enforcement purposes, that are otherwise the responsibility of the federal Immigration and Customs Enforcement agency, including any of the following:

(A) Inquiring of an individual his, her, or their immigration status.

(B) Detaining an individual solely on the basis of a civil immigration detainer request.

(C) Providing personal information, as defined in section 1, or regarding a person's release date or time to the federal Immigration and Customs Enforcement agency.

(D) Providing personal information, as defined in section 1, or regarding a person's release date or time to ICE-HSI solely for the purpose of enforcing civil violations of U.S. immigration laws.

(E) Making arrests based solely on ICE administrative warrants including administrative warrants after the individual is eligible for release from custody.

(F) Performing the functions of an immigration officer.

(2) Transfer an individual to immigration authorities unless authorized by a judicial warrant or other judicial order.

(b) Notwithstanding the limitations in subdivision (a), this section does not prevent any Boston law enforcement official or an employee of a city department, agency or commission from doing any of the following:

(1) Investigating, enforcing, or detaining upon reasonable suspicion of, or arresting for a criminal violation of, Section 1326(a) of Title 8 of the United States Code that may be subject to the enhancement specified in Section 1326(b)(2) of Title 8 of the United States Code and that is detected during an unrelated Boston Police activity. Any arrests executed under this provision by any Boston law enforcement official shall be included in the annual report of the Boston Police Commissioner to the Clerk of the City of Boston, in accordance with Section 3 of this ordinance.

(2) Responding to a request from ICE-HSI for information about a specific person's criminal history, including, but not limited to, previous criminal arrests, convictions, or CORI, where otherwise permitted by state law.

(3) Conducting enforcement or investigative duties associated with partnerships with federal authorities or task forces, including the sharing of confidential information with the Boston Police or other agencies for purposes of joint investigations, so long as the primary purpose of the partnership or task force is not to enforce civil violations of U.S. immigration laws.

(4) Certifying an individual who has been identified as a potential crime or trafficking victim for a T or U Visa pursuant to Section 1101(a)(15)(T) or 1101(a)(15)(U) of Title 8 of the United States Code.

(5) Enforcing Section 922(d)(5) of Title 18 of the United States Code.

(6) An inquiry into an individual's citizenship status by the City of Boston Elections Commission to determine their eligibility to vote in local, state, and federal elections.

(c) This section does not prohibit or restrict any government agency from complying with Sections 1373 and 1644 of Title 8 of the United States Code.

(d) Nothing in this section shall prohibit the Boston Police from asserting its own jurisdiction over criminal law enforcement matters.

(e) Within six months of the passage of this ordinance, the Boston Police Department shall incorporate the requirements of this ordinance into its regular training for all officers.

Section 5. Effective Date.

The provisions of this ordinance shall be effective immediately upon passage.



CITY OF SOMERVILLE, MASSACHUSETTS
JOSEPH A. CURTATONE
MAYOR

EXECUTIVE ORDER

May 22, 2014

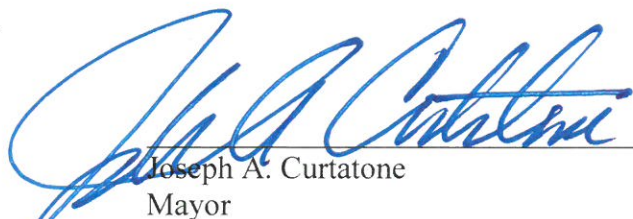
By the power vested in me as Mayor of the City of Somerville, it is hereby ordered the following Executive Policy be implemented immediately:

Executive Policy for Responding to ICE detainees.

The Somerville Police Department has the discretion to honor an ICE detainer request. A request will be honored only if one or more of the following instances are met and if detaining the person would not violate any federal, state, or local law or local policy:

- ICE has a criminal warrant,
- Somerville officials have a law enforcement or public safety purpose that is not related to the enforcement of civil immigration law,
- The individual:
 - has ever been convicted of:
 - a serious crime or violent felony as defined in Massachusetts General Laws
 - a felony punishable by imprisonment in state prison
 - is arrested and taken before a magistrate on a charge involving
 - a serious or violent felony as defined in Massachusetts General Laws
 - a felony punishable by imprisonment in state prison
 and the magistrate finds probable cause to believe that the individual is guilty of a violent felony,
 - is a current registrant on the Massachusetts Sex Offender Registry.

This Order shall take effect immediately.


Joseph A. Curtatone
Mayor



CITY OF SOMERVILLE

ORDINANCE NUMBER 2019-14

IN CITY COUNCIL: June 13, 2019

SOMERVILLE WELCOMING COMMUNITY ORDINANCE

Be it ordained by the City Council, in session assembled, that Section 2-6 of the Code of Ordinances of the City of Somerville, is hereby amended by deleting the existing Section 2-6 and inserting the following new Section 2-6.

Section 2-6. Somerville Welcoming Community Ordinance.

(a) Purpose.

The purpose of this ordinance is to establish our city as a Welcoming Community, to declare that all are welcome here, and to increase public confidence in Somerville's government by providing guidelines associated with our city's voluntary involvement in federal immigration enforcement. This Welcoming Community Ordinance shall replace Section 2.6 of the Somerville Municipal Code ("The Trust Act") in its entirety.

(b) Background.

The City of Somerville first declared itself to be a Sanctuary City by Resolution of the Board of Aldermen in 1987. Policies regarding the city's voluntary involvement in federal immigration enforcement were formally established by Executive Order in May of 2014 and in October of 2014 the Board of Alderman ordained the "Trust Act," which codified certain aspects of those policies. In 2016 the Board of Aldermen, by Resolution, reaffirmed Somerville as a Sanctuary/Trust Act City. This Welcoming Community Ordinance further codifies existing policy and serves to reinforce the city's ongoing commitment to the immigrant community and Sanctuary City status.

(c) Preamble.

It is not within the purview nor mandate of the City of Somerville to enforce federal immigration law or seek the detention, transfer, or deportation of Somerville residents for civil immigration purposes, nor should the City of Somerville's resources be expended toward that end. The City of Somerville will equally enforce the law and serve the public without consideration of immigration status, citizenship, national origin, race, or ethnicity.

(d) Definitions.

ICE means the federal agency "Immigration and Customs Enforcement" (ICE), and any other federal agency charged with the enforcement of immigration laws.

ICE administrative warrant means a warrant, notice to appear, removal order, warrant of deportation, or other ICE custody document (I-200, I-203, I-205 or another listed in the National Crime Information Database (NCIC)) issued by a federal immigration official, not a judicial officer, and not based on a finding of probable cause for an alleged criminal law violation.

Immigration detainers and *ICE detainers* are requests made by federal immigration officials,

including but not limited to those authorized under Section 287.7 of Title 8 of the Code of Federal Regulations to local Law Enforcement or Courts, to voluntarily maintain custody of an individual once that individual is released from local custody, and/or to notify a federal agency before the pending release of an individual.

- (e) Order.
- (1) Equal treatment. The City of Somerville will treat all persons equally, enforce laws, and serve the public without consideration of immigration status. Citizenship, immigration status, national origin, race, and ethnicity shall have no bearing on an individual's treatment by employees or officers of city agencies or departments.
- (2) Inquiries about immigration status. Officers and employees of the city may not inquire about the immigration status of any victim, suspect, arrestee, 911 caller, or other member of the public with whom they have contact, except as required to provide a public benefit.
- (3) Role of police in immigration enforcement. The Somerville Police Department will not initiate investigations or take law enforcement action on the sole basis of actual or perceived immigration status, including without limitation the initiation of a stop, an apprehension, or arrest. The Somerville Police Department shall not take part in or assist with federal immigration enforcement operations.
- (4) ICE detainers and administrative warrants. Consistent with Massachusetts law, no officer or employee of the Somerville Police Department may arrest or detain an individual solely on the basis of an ICE detainer or ICE administrative warrant. This includes extending the length of detention by any amount of time once an individual is or would otherwise be released from local custody, or before being transferred to court or admitted to bail.
- (5) Federal requests for information. No officer or employee of the Somerville Police Department shall provide a federal officer with the following information relating to a person in the custody of the Somerville Police Department: information about an individual's incarceration status, length of detention, home address, work address, personal information other than citizenship or immigration status, hearing information, or pending release, except information that is available through the Massachusetts Public Records Laws, G.L. c. 66, section 10 and G.L. c. 4, section 7 (twenty-sixth).
- (6) Encountering persons driving without a license. When taking action against a person who is found to be driving without a valid driver's license, officers of the Somerville Police Department shall, whenever possible and if there are no other violations causing the person to be arrested, issue a summons to court instead of taking the person into custody. In such circumstances, the law enforcement officer taking action shall endeavor to provide the driver a reasonable opportunity to arrange for a properly licensed operator to drive the vehicle before seeking to impound the vehicle.
- (7) Notice to individuals subject to ICE interventions. If the Somerville Police Department receives an immigration detainer or ICE administrative warrant for a person in its custody, the Department shall provide the person with a copy of such detainer request or administrative warrant, and any other documentation it possesses pertaining to the person's immigration case.
- (8) ICE access to facilities. Except in response to a judicial warrant or other court order, ICE agents shall not be allowed access to individuals in custody either in person or via telephone or videoconference.

- (9) U Visa Certification. In furtherance of the US Victims of Trafficking and Violence Prevention Act, the Somerville Police Department shall consider and sign a U Visa certification request if an individual (i.) is the victim of a qualifying crime, and (ii.) has been, is being, or will likely be helpful in the investigation/prosecution of that crime.
- (10) Raids and other immigration enforcement actions. No officer or employee of the Somerville Police Department may participate in an operation led by a federal agency to detain persons for deportation purposes, except in response to a request to assist with support services deemed necessary to ensure officer safety or to prevent a breach of the peace during a federal operation, such as requests to establish traffic perimeters, control traffic, or provide police escort.
- (11) Deputizing of local officials. No officer or employee of the City of Somerville shall perform the functions of an immigration officer, whether pursuant to 8 U.S.C. section 1357(g) or any other law, regulation, or policy, whether formal or informal.
- (12) School records and enrollment. No employee of the Somerville Public Schools shall require a student or parent to provide information regarding their immigration or citizenship status to establish the student's residency in the district for enrollment purposes. If such information becomes known to an employee of the Somerville Public Schools, such information shall not be kept or distributed, and shall have no bearing of the student's ability to register for school or the school's treatment of that student. Information collected regarding place of birth (if any) for the purpose of providing English Language Learners with appropriate services shall be used only for that purpose and not distributed further.

(f) Complaints.

Allegations of violations of this ordinance may be filed by any method provided for filing of complaints, including without limitation with the Personnel Department or, in the case of a complaint against an officer or employee of the Somerville Police Department, the Department's Internal Affairs office, who shall investigate the complaint and take appropriate disciplinary action.

(g) Reporting.

Beginning on the date of passage of this ordinance and every six months thereafter, the Somerville Chief of Police shall submit a report, with the information detailed below, to the Mayor and the City Clerk and such report will be placed on the agenda of the next- occurring meeting of the City Council, with notification provided to the local immigration nonprofits in the city.

- (1) The total number ICE holds, administrative warrants, and notification requests lodged with Somerville Law Enforcement officials, organized by the reason(s) given for the request;
- (2) The total number of individuals detained on an ICE hold or administrative warrants, if any;
- (3) The total number of individuals transferred to ICE custody, if any; and
- (4) The total reimbursements received from the federal government pursuant to any granted hold, administrative warrant, or notification request, organized by case.

(h) Compliance with federal law.

Nothing in this ordinance shall be construed to violate any valid federal law, or to prohibit any city agency or department from providing another law enforcement agency citizenship or information status, consistent with 8 U.S.C. section 1373.

(i) Other.

The provisions of this ordinance shall be effective immediately upon passage.

All policies, practices, procedures, directives, and training necessary to effectively and faithfully implement this ordinance shall be promptly developed and promulgated by the Administration, the Somerville Police Department, and all other relevant entities.

If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Approved:

President, City Council