

EFFECTIVE May 2, 2016

SUBJECT: Immigration and Customs Enforcement

ISSUED BY: Fernando M. Solorzano

I. BACKGROUND

The California State University does not currently have a systemwide order regarding immigration and customs enforcement. Pending any systemwide order on the subject, this general order memorializes a written directive regarding what enforcement a California State University Long Beach Police Officer may take when confronted with a matter dealing with a foreign national with an undocumented status on campus or in our areas of approved jurisdiction in our neighboring community.

II. POLICY

It is the policy of this Department to comply with all applicable California State law and not engage in federal enforcement of immigration laws without appropriate Federal authority. This agency does not have any Memorandums of Understanding with the Department of Immigration and Customs Enforcement.

III. PROCEDURE:

1. Officers shall not stop or detain persons solely for determining immigration status.
2. Officers shall not hold detainees pursuant to ICE detainers or wants at the University Police Station unless the individual is being detained for a separate violation of California State law.
3. Officers shall not arrest detainees pursuant to federal wants and warrants obtained by ICE.
4. Officers shall not arrest foreign nationals solely for alleged undocumented entry into the U.S.

ARREST PROCEDURE

Officers may arrest foreign nationals only under the following circumstances:

1. There is probable cause to believe the foreign national has violated a state law, or a local ordinance, or a non-immigration-related federal statute, regulation or law for which a judicial warrant has been issued.

DOCUMENTATION

Officers shall document on the face page and in the narrative of the appropriate Arrest-Investigation Report the date and time of the incident.

1. If the officer detains the individual further, the officer shall follow all arrest policies of our department stated in policy 700.10 and process the individual at the Long Beach Jail or County Sherriff's Facility.
2. It will be the discretion of the Intake Sergeant or other properly designated official at the Jail Facility to determine if the individual will be further detained or released from custody. If any ICE wants/warrants are revealed during the initial detention or arrest of the individual, the transporting officer shall inform the Intake Sergeant.

APPROVED