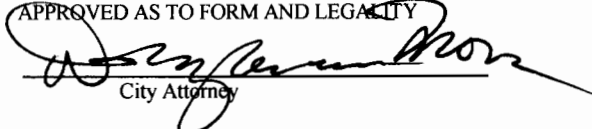


FILED 3)  
OFFICE OF THE CITY CLERK  
OAKLAND

APPROVED AS TO FORM AND LEGALITY  
  
City Attorney

2011 JUN 21 PM 3: 25

# OAKLAND CITY COUNCIL

RESOLUTION NO. 83376 C.M.S.

INTRODUCED BY COUNCILMEMBER IGNACIO DE LA FUENTE

**RESOLUTION SUPPORTING ASSEMBLY BILL 1081 (AMMIANO)  
“TRUST ACT” WHICH WOULD GIVE LOCAL GOVERNMENTS THE  
RIGHT TO OPT-OUT OF THE IMMIGRATION AND CUSTOMS  
ENFORCEMENT (“ICE”) AGENCY’S SECURE COMMUNITIES  
PROGRAM, WHICH REQUIRES LOCAL LAW ENFORCEMENT  
AGENCIES TO AUTOMATICALLY TRANSMIT FINGERPRINTS OF  
EVERYONE ARRESTED TO ICE**

**WHEREAS**, the Transparency and Responsibility Using State Tools *Act* (“TRUST Act”) would give local governments the right to opt-out of the Immigrations and Customs Enforcement (“ICE”) Agency’s Secure Communities Program; and

**WHEREAS**, under the Secure Communities Program the fingerprints of everyone arrested by local police are now sent automatically to an electronic database reviewed by ICE whose agents go to county jails to pick up immigrants thought to be deportable, including illegal immigrants and legal immigrants who may have committed a crime; and

**WHEREAS**, a Freedom of Information Act lawsuit by the National Day Laborer Organizing Network and other civil rights groups has shown that 13 California counties rank among the nation’s top 38 in terms of *non-criminal* deportations under the program; and

**WHEREAS**, according to federal government statistics, about 29 percent of the 102,000 immigrants deported under the program since it began in 2008 have no criminal conviction; and

**WHEREAS**, the continued enforcement of the Secure Communities Program without concerned jurisdictions having the option to opt-out of the program will continue to negatively impact our community by separating families as a result of deportations and will negatively impact relations between law enforcement and our immigrant communities; and

**WHEREAS**, the TRUST Act would improve the agreement between the State of California and Immigrations and Customs Enforcement so as to honor the right of local governments to opt out of the S-Comm or “Secure Communities” immigration program; now, therefore be it

**RESOLVED:** The City of Oakland declares its support for AB 1081; and be it

**FURTHER RESOLVED:** That the City Council hereby directs the City Administrator and the City's legislative lobbyist to advocate for the above position in the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 7 2011, 2011  
PASSED BY THE FOLLOWING VOTE:

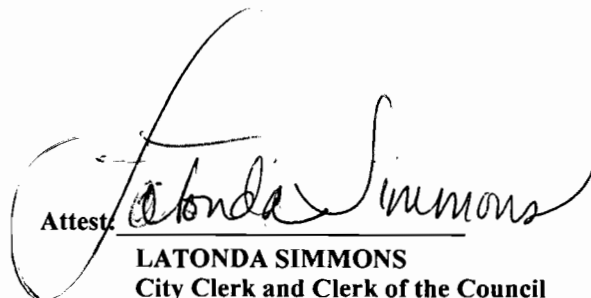
**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, AND  
PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

Attest:   
**LATONDA SIMMONS**  
City Clerk and Clerk of the Council  
of the City of Oakland, California