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OAKLAND

2017 NOV -9 PM 4:44

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Anne E. Kirkpatrick
Chief of Police

SUBJECT: Second Supplemental Report on
Immigration Policy, Partnerships, and
Data Sharing

DATE: October 30, 2017

City Administrator
Approval

Clinton Daffin SBL

Date

11/9/17

RECOMMENDATION

Staff Recommends That The City Council Receive This Second Supplemental Report From the Oakland Police Department (OPD) On To What Extent The City of Oakland's Existing Law Enforcement Policies And Rules Align With The American Civil Liberties Union's (ACLU's) Freedom Cities Nine Model State And Local Law Enforcement Policies And Rules.

REASON FOR THE SUPPLEMENTAL REPORT

On July 11, 2017, staff presented the original report to the Public Safety Committee. In response, the committee requested additional information including a focus on what law enforcement partners have access to which databases. The Committee expressed a concern about what law enforcement partners who have access to OPD data are using the data and if they are using the data to determine immigration status.

On October 10, 2017, staff presented the first supplemental report to the Public Safety Committee. In response, the committee requested another supplemental report with more information about what kind of access Immigration and Customs Enforcement (ICE) has to data provided by OPD.

In response to this request, OPD staff contacted several stakeholders and collaborated on two meetings with Councilmember Guillen. The October 17, 2017 meeting provided an understanding of the Alameda County CRIMS (Consolidated Records InfoRmation System), the data collected, and the necessity for the data collected. The October 27, 2017 meeting provided an understanding of NCRIC (Northern California Regional Intelligence Center) and the information provided to ICE by NCRIC. Key findings are as follows:

- Much of the information included in the CRIMS eProcess template (**Attachment A**) is required for booking arrestees into Alameda County jails per California Department of Justice regulations.

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- The two data fields of greatest concern in the information accessible by CRIMS law enforcement agencies are "Birth Place" and "Citizen" (**Attachment B**). Only one of these two data fields is provided by OPD – Birth Place is coded as "POB Loc" in **Attachment A** and is a mandatory entry for booking an arrestee into an Alameda County jail.
- ICE ERO (Enforcement and Removal Operations) has no ability to access CRIMS data through NCRIC. ICE ERO is not a criminal law enforcement entity and therefore not entitled to the same information as criminal law enforcement entities.

Although the Alameda County Sheriff's Office mandates completion of the Birth Place field whenever an individual is booked into an Alameda County jail facility, it is unknown if this field is also required by the California Department of Justice. The Alameda County Sheriff's Office completes the Citizenship field but it is unknown if this field is required by the California Department of Justice. OPD will continue to work with the Alameda County Sheriff's Office and will contact the California Department of Justice to determine if either of these fields is mandated by the California Department of Justice.

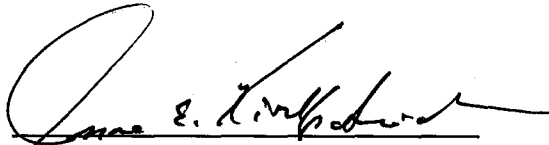
OPD staff will continue to work with the Privacy Advisory Commission and graduate students from the UC Berkeley School of Information on database transparency and accountability. The focus of the project will be substance as well as process, with CRIMS serving as the first database examined.

ACTION REQUESTED OF THE PUBLIC SAFETY COMMITTEE

Staff Recommends That The City Council Receive This Second Supplemental Report From the Oakland Police Department (OPD) On To What Extent The City of Oakland's Existing Law Enforcement Policies And Rules Align With The American Civil Liberties Union's (ACLU's) Freedom Cities Nine Model State And Local Law Enforcement Policies And Rules.

For questions regarding this report, please contact Police Services Manager I Timothy Birch, Research and Planning, at (510) 238-6443.

Respectfully submitted,



Anne E. Kirkpatrick
Chief of Police
Oakland Police Department

Prepared by:
Timothy Birch, Police Services Manager I
OPD, Research and Planning, OCOP

Attachments (2)

A: CRIMS eProcess Input Template

B: CRIMS Event Detail Redacted Example

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Consolidated Records Information Management System

User: AARON BOWIE (OAB9053) | OAKLAND POLICE DEPARTMENT

05-October-2017 12:25:42

Night View | DOJ-Q

Logout | History | My Settings

Resources | Codes | User Guide | Contact Us

Person Summary	Case	Probation	Custody	Charge	Sentence	RPO							
Person Query	Vehicle Query	Location Query	Juvenile	eProcess	ARIES	Reports	Name Search						

New CAR | New PC Dec | Queue | New Search

Consolidated Arrest Report Entry

*Destination Jail	Cite & Release	Citation #	849B	Authorized By	Confidential	Document #
<input type="text"/>	<input type="checkbox"/>	<input type="text"/>	<input type="checkbox"/>	<input type="text"/>		

Jail Use

Suspect/Arrestee

PFN	Get PFN Data	* Last Name	* First Name	Middle Name	Gen	AKA LName	AKA FName		
<input type="text"/>	<input type="button"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>		
* DOB	No DOB	Age	* POB Loc	POB City	No POB	* Height	* Weight	* Hair	* Eyes
<input type="text"/>	<input type="checkbox"/>	<input type="text"/>	UNKNOWN	<input type="text"/>	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
* Race	* Sex	Pregnant?	* Facial Hair	* Clothing	Marital Status	License#	State		
<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	UNKNOWN		
SMT Category	SMT Code	SMT Desc	Add	Mlec # Type	Mlec #	Add			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="button"/>	<input type="text"/>	<input type="text"/>	<input type="button"/>			
Home Phone	Cell phone	E-Mail	Occupation	SSN					
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>					
* Home Address									
Refused <input type="checkbox"/> Transient <input type="checkbox"/>									
Enter Address (Type at a steady pace to auto-populate after 5 characters)									
<input type="text"/> Press Esc to clear the field									
School/Employer Name	School	Employer	Business Phone						
<input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text"/>						
Business Address									
Enter Address (Type at a steady pace to auto-populate after 5 characters)									
<input type="text"/> Press Esc to clear the field									

Vehicle Information

Vehicle License#	State	Make & Model (Enter Make then Model to auto-populate)	Color	Year
<input type="text"/>	UNKNOWN	<input type="text"/>	<input type="text"/>	<input type="text"/>
Towed to	Tow tag	Hold for		
<input type="text"/>	<input type="text"/>	<input type="text"/>		

* Charges Add

* Charge	Attempted	* How many?	* CC	Court	Warrant#	CEN	Ball(0=No Ball)	Delete
<input type="text"/>	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="button"/>
Get AWS Data Search PFN for AWS warrants. Local warrants without a PFN or out-of-county warrants still need to be manually entered.								

Arrest Information

* Arrest Date	* Time(HHMM)	* Report#	Juvenile/Arrest#
10/05/2017	<input type="text"/>	<input type="text"/>	<input type="text"/>
* Arrest Address			
Enter Address (Type at a steady pace to auto-populate after 5 characters)			
<input type="text"/> Press Esc to clear the field			
Arrest Location	Arrest City		
<input type="text"/>	<input type="text"/>		

* Court Jurisdiction: NO. COUNTY (OAKLAND)

Citizen Arrest:

* Arresting Officer:

First Name	Last Name	Badge #	Update?	Delete?
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* Transporting Officer:

First Name	Last Name	Badge #	Update?	Delete?
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Submitting Officer: AARON BOWIE Badge#: 9053 Agency: OAKLAND POLICE DEPARTMENT (CA0010900)

* Agency Phone: (510) 2383455 Agency Fax: (510) 7778826

Notifications Refused Add

OPD Rules

Approving Officer: Badge#: Approval Time: Location of Arrest Approval if Defendant Relocated: Reason for Defendant Relocation:

* CP Beat: * Incident#: Crime Rpt Detailed to: No Known Witnesses:

Probation For Charges: Parole For Charges:

Felony Ball Enhancements

Total Felony Non-Strike Convictions: X \$5,000 Line Total Ball Enhancement:

1 Felony Strike Conviction 1170.12(c)(1)PC: Ball Enhancement \$100K:

2+ Felony Strike Conviction 1170.12(c)(2)PC: Ball Enhancement \$500K:

Crime Information

Modus Operandi:

* Admonishment:

* Codefendants: None # Unknown Codefendants:

Last Name	First Name	Sex	Race	Age	PFN
Notes/Special Instructions					

ITD Help Desk Telephone: (510)383-5000. ITD Help Desk E-Mail: support@accgov.org

The CRIMS web site is best viewed in Internet Explorer version 9.0 or later for Windows.
Click the following link to download the latest internet browser version: [Microsoft Internet Explorer](#)

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Custody Activity						Attachment B	
Arrest Date / Time	Booking Date / Time	HFAC	HFAC In Date	In Status	HFAC Out Date	Out Status	Days Served
██████████	██████████	██████	██████████	██████	██████████	██████	██████
██████████	██████████	██████	██████████	██████	██████████	██████	██████
							Total Days Served: ██████

CEN: ██████ **CONVICTION**

Arrest and Booking Information

Arrest Date and Time: ██████████ Arresting Agency: ██████████
 Arrest Location: ██████████ Arresting Officer: ██████
 Booking Date and: ██████████ Booking Type: ██████
 Booking Agency: ██████ Booking Officer: ██████
 Agency Report #: ██████ Other Report #: ██████

COURT: ██████████ **CASE NUMBER:** ██████████

Def Attorney: ██████████ Time Waiver: ██████████ Bail Amount: ██████████
 Pros: ██████████ Time Waiver: ██████████

Last Court Date / Time	Results
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████
██████████	██████████

Sentencing Information

Date	Judge Name	Results
██████████	██████████	██████████
██████████	██████████	██████████

Charge History

Count	Charge	FPL	Disposition	Dispo Date	Jail	Fine	Mand Sup	Probation
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████				
██████	██████████	██████	██████████	██████	██████████			██████
██████	██████████	██████	██████████	██████				

Arrest Date / Time	Booking Date / Time	HFAC	HFAC In Date	In Status	HFAC Out Date	Out Status	Days Served
██████████	██████████	██████	██████████	██████	██████████	██████	██████
							Total Days Served: ██████

CEN: ██████ **CONVICTION**

Arrest and Booking Information

Arrest Date and Time: ██████████ Arresting Agency: ██████████
 Arrest Location: ██████████ Arresting Officer: ██████
 Booking Date and: ██████████ Booking Type: ██████
 Booking Agency: ██████ Booking Officer: ██████
 Agency Report #: ██████ Other Report #: ██████

