

Civil Immigration

(A) No County employee, agent or agency may coordinate with an immigration enforcement official in furtherance of a civil immigration enforcement operation, including by:

- (1) permitting immigration enforcement officials access to non-public space within a government facility or any area where County business is being conducted;
- (2) permitting immigration enforcement officials access to a person being detained by, or in the custody of, the agent or agency;
- (3) permitting immigration enforcement officials use of agency facilities, information, or equipment for investigative interviews or other investigative purposes;
- (4) detaining a person when they are eligible for release; or
- (5) expending County resources (including but not limited to facilities, equipment, cell phones, office supplies, radios, emails, databases and employee time while on-duty) to assist or facilitate ICE civil enforcement, including by directly or indirectly providing access to immigration enforcement officials of confidential personal information, unless the employee's action is expressly authorized under this Policy.
- (6) notifying immigration enforcement officials that an individual has been or is ready to be released from custody, unless the individual has been convicted of a crime of violence as defined in Maryland Criminal Law Code Annotated section 14-101.

(B) Howard County will only accept detainees from ICE for the purposes of temporary housing under the county Inter-Governmental Services Agreement if those individuals have been convicted of a crime of violence as defined in Maryland Criminal Law Code Annotated section 14-101.

(C) Notwithstanding any of the provisions set out in subsection (A) above, Howard County may notify immigration officials of the imminent release of a person for whom a civil detainer request has been received from immigration officials only if the person has completed a criminal sentence after being convicted of a crime of violence as defined in Maryland Criminal Law Code Annotated section 14-101 and allow immigration officials access to the facility as necessary to take that person into custody.

(D) The above provisions set out in subsection (A) above do not apply to audits or other actions necessary to carry out the terms or purpose of the Inter-Governmental Services Agreement.

Reporting

Agencies shall report to the County Executive every six (6) months the number of requests received from immigration enforcement officials and the manner in which each request was handled and whether any County agent, officer, employee or official violated any Section of this Division.

Agencies shall respond to any request for information for matters covered under this Division by the County Executive within seven (7) days.

Compliance with Division and federal law.

No provision in this Executive Order shall be interpreted as preventing a law enforcement agent from sending to or receiving from any local, state, or Federal agency information regarding the citizenship or immigration status of an individual if required under Sections 1373 and 1644 of Title 8 of the United States Code, state law or regulation, court order, extradition agreement or any other agreement that allows a County agency to accept custody of an individual pursuant to a criminal warrant. Any intentional violation of a Section by a County public safety agent, officer, employee or official shall be referred to their appointing authority for appropriate discipline.