

Resolution 20180614-074 – Immigration Enforcement
Quarterly Report #6: April 1st - June 30th, 2020
Report Date: July 31st 2020

Overview

The purpose of this memorandum is to provide an update on the Council directive adopted on June 14, 2018 related to immigration enforcement and information sharing. The directive requires the Austin Police Department to provide quarterly reports regarding the number of inquiries into someone's immigration status, as well as the number of requests for assistance or cooperation made by ICE or other federal immigration officials.

Resolution Requirements and APD Definitions of Responsive Data

Resolution Requirement 1 and APD definitions

Anonymized and individualized records of every instance that a police officer inquires into the immigration status of a suspect. Such records should include a documented reason for the stop or the arrest, the reason for the inquiry into immigration status, the race and ethnicity of the person detained or arrested, a confirmation that the person was informed of their rights, the number of unduplicated officers involved, and the general location, such as the zip code of the incident.

- 1. There were no incidents where any police officers inquired into the immigration status of any individuals.**

Resolution Requirement 2 and APD definitions

All City resources used on immigration law enforcement assistance, and a justification for the use of those resources in relation to City's budget, public safety priorities, the city's strategic priorities, or legal requirement. Examples of immigration enforcement assistance include, at a minimum: contacting an immigration law enforcement agency to provide the agency information about a resident or person in custody, transferring custody of an individual to an immigration law enforcement agency, responding to an immigration law enforcement agency's request for information, providing backup for an immigration law enforcement agency operation, engaging in joint operations with an immigration law enforcement agency, and facilitating immigration arrests or interrogations of individuals in conjunction with an immigration law enforcement agency. The report should include the number of officers that assisted immigration law enforcement, the amount of time those officers were involved in such assistance, the financial resources and human resources dedicated to such assistance, the number of individuals arrested as a result of immigration law enforcement assistance (if known), the number of these arrestees charged with criminal offenses, if any and if known, the number of arrestees taken into federal immigration custody for alleged civil immigration violations (if known), and, when it is possible to identify, what, if any, other criminal law enforcement work was scheduled to be completed and was delayed or was incomplete due to the immigration law enforcement assistance provided.

2a. There were no instances in which APD aided in immigration enforcement during the time period – ICE requested APD assistance:

2b. There were two instances where immigration enforcement authorities were contacted due to the immigration status of a subject during the time period – APD requested ICE Assistance:

<i>Resolution 74 Requirements</i>	<i>Data</i>
Case Number	2020-1010009
Reason for the stop or arrest	Kidnapping Investigation
Reason for contacting ICE	APD contacted ICE to confirm that the missing person was not in ICE custody.
Race and ethnicity of the person detained or arrested	No one was detained or arrested.
The number of unduplicated officers involved	1
General location of the incident	78758

<i>Resolution 74 Requirements</i>	<i>Data</i>
Case Number	2020-81156
Reason for the stop or arrest	Aggravated Rape of a Child Investigation
Reason for contacting ICE	APD contacted ICE to determine if the suspect was in ICE custody or at large.
Race and ethnicity of the person detained or arrested	Hispanic
The number of unduplicated officers involved	1
General location of the incident	78702

Resolution Requirement 3 and APD definitions

Any information that the City shared with a federal immigration enforcement agency at the request of a federal immigration agency. The information provided in the report to Council should be anonymized and aggregated. The information provided shall include, at a minimum, how many records, and what kind of records, were requested from and shared by the City, and with whom the records were shared with.

3. Below is the anonymized and aggregated data provided to federal immigration agencies, by type of record provided and quantity, as required by the resolution.

APD provided a total of 83 records for 46 requests for assistance or cooperation from a federal immigration officer. Prior to releasing the information, the requesting agency must provide APD with a case number, name of the investigator assigned, the criminal nexus, and the crime type (e.g. Aggravated Assault, Robbery, DWI, etc.).

<i>Type of Report</i>	<i>Total for Q2 2020</i>
Police Report (Police General Offense Report)	28
Utility Report (A query of utility information such as Austin Electric and Austin Water)**	14
Booking Photo (Photo of the person at the time they were booked into jail)	17
Public Record Report (ARIC has subscriptions to several databases that provide information that is publicly available)	15
Vehicle Registration Report (Query of an individual's vehicle registration)	1
License Plate Reader Report (A query of a specific license plate through license plate reader databases)	0
Driver License Report (A query of an individual's driver license report)	0
Phone Subscription (A query of an individual's cellular carrier administrative information. No data, location information, messages, or call logs are provided by this report)	6
CAD Report (A query of Computer-Aided Dispatch information: 911 calls and 911 call information associated with the individual)	0
ISD Police Report (A query of Austin Regional Intelligence Center partner school district General Offense police reports)	0
Incarceration Report (A check of local jail populations)	0
Insurance Report (Inquiries made to a database maintained by insurance companies. Law enforcement has been granted limited access)	0

DL Photo	0
Email Information	0
Facebook Information	2
Total	83

*The next report will include data from July 1st through September 30th and will be published November 1st, 2020.

** Due to security concerns regarding the Customer Care & Billing System, ARIC lost access to utility accounts on June 24th, 2020.