

Memorandum

Date: May 21, 2019
To: All Personnel
From: Sol Linver, Undersheriff
Subject: Use of California DMV records and immigration investigations




Sheriff's Bulletin: 19-3

This numbered bulletin is being distributed to provide an interim directive until such time as our agency policies for Immigration (#428) and Protected Information (#812) can be updated to reflect changes that occurred to our DMV Government Requester Account Agreement. In order to maintain our access to CA DMV records, we had to agree to new requirements related to the use of DMV records for immigration related investigations.

Per the State of California, Department of Motor Vehicles, Communication Programs Division and pursuant to Senate Bill No. 54 ("the Values Act"), the California Department of Motor Vehicles has incorporated new language into its Government Requester Account Application and Agreement to ensure information in its databases is being used in a manner consistent with federal and state law. The new language is as follows:

"Federal, state or local law enforcement agencies shall not use any non-criminal history information contained within this database for immigration enforcement purposes. This restriction does not pertain to any information that is regarding a person's immigration or citizenship status pursuant to 8 U.S.C §§ 1373 and 1644."

As such, Sheriff's Office personnel shall not utilize non-criminal history information contained within California DMV maintained databases for the purposes of conducting or assisting in immigration enforcement, unless a valid exception is present pursuant to 8 U.S.C §§ 1373 and 1644.



SOL LINVER
Undersheriff