



Spokane County
Spokane County Detention Services

M E M O R A N D U M

To: United States Immigration and Customs Enforcement (ICE)
United States Customs & Border Patrol

From: Michael W. Sparber
Director of Spokane County Detention Services

Date: August 6, 2019

Reference: Senate Bill 5497 – *Keep Washington Working Act*

Applicable agencies:

I am in receipt of a copy of enacting legislature from the State of Washington, Senate Bill 5497; whereas, the following will be applied to Spokane County Detention Services operations immediately.

- State and local law enforcement agencies may not give federal immigration authorities access to interview individuals about a noncriminal matter while they are in custody, except as required by state or federal law, a court order, or by (b) of this subsection.(b) Permission may be granted to a federal immigration authority to conduct an interview regarding federal immigration violations with a person who is in the custody of a state or local law enforcement agency if the person consents in writing to be interviewed.

Therefore, any representative from your agencies will be required to complete the attached form and specify the intent of such interviews, in writing, prior to such interviews taking place within Detention Services.

- To obtain consent, Spokane County Detentions staff shall provide the detainee with an oral explanation and a written consent form that explains the purpose of the interview and that the interview is voluntary, and that the person may decline to be interviewed or may choose to be interviewed only with the person's attorney present.

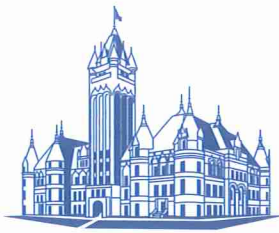
Additionally, though not in current practice by Detention Services, a reiteration of the following applies as well:

- Section 6, subsection 3 (b) (page 8 of the bill) now prohibits State Law Enforcement of all sorts to “provide information pursuant to notification requests from federal immigration authorities for purposes of civil immigration enforcement, except as required by law.”

Spokane Detention Services strives to maintain a sound working relationship with our law enforcement agencies by providing excellent service and commitment to the justice community. Please ensure that your staff are familiar with these changes in our operations.

Sincerely,

Michael W. Sparber



Spokane County

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Spokane County Detention Services – ICE & Border Patrol – Detainee Interview Request Form

I, _____, understand and have been informed by Spokane County Detentions Services that officers of:

(Circle Agency)

- United States Immigration and Customs Enforcement
- Customs and Border Patrol

Wish to interview detainee _____ for the purpose of: (explain below)

I understand that this interview is voluntary, I do not have to agree to be interviewed.

(officer to check one box)

_____ I agree to be interviewed and freely, voluntarily and without threats of any kind waive my right to not participate in the interview; I further understand that any time after agreeing to be interviewed I can state my desire to end the interview and the interview will immediately cease;

Declining to be interviewed will not result in any form of punishment or retaliation.

_____ I agree to be interviewed, but only if an attorney is present during the interview to represent my interests;

_____ Having been fully advised of my rights concerning being interviewed have decided not to be interviewed.

Dated _____, Time: _____,

Witnessed:

Inmate signature

Corrections Officer and Personnel Number