San Diego Police Department

TRAINING BULLETIN

A PUBLICATION OF THE SAN DIEGO POLICE DEPARTMENT

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CALIFORNIA ASSEMBLY BILL 1747
(GOVERNMENT CODE 15160)

This Training Bulletin supersedes Training Bulletin 21-04 for renewal purposes without substantive change.

I.   **PURPOSE**

The purpose of this Training Bulletin is to explain Assembly Bill (AB) 1747 and provide direction regarding restrictions and requirements governing the use of the California Law Enforcement Telecommunications System (CLETS).

II.   **BACKGROUND**

Under existing law, the California Values Act generally prohibits California law enforcement agencies from using money or personnel to investigate, interrogate, detain, detect, or arrest persons for immigration enforcement purposes (Government Code 7284.6(a)).

Effective January 1, 2020, AB 1747 prohibits CLETS subscribers from using information, other than criminal history information, for immigration enforcement purposes. It also prohibits CLETS subscribers from using the system to investigate violations of Section 1325 of Title 8 of the United States Code if a violation of that section is the only criminal history in an individual's record.

Effective July 1, 2021, any inquiry for information, other than criminal history information, submitted through CLETS shall include a reason for the initiation of the inquiry.

In accordance with this requirement, systems that access CLETS information shall be updated to require the mandated purpose codes by July 1, 2021. These systems include CLETS queries made through interfaces available in CAD, ARJIS SRFERS, SDLaw and Cal-Photo. ARJIS Global Query will not be updated to capture the required purpose code and will no longer provide information from CLETS in its returns.

III.   **PROCEDURES**

To comply with the new requirement, **beginning on July 1, 2021**, users shall select the code that accurately reflects the reason for the inquiry for every transaction submitted to CLETS:

C = Criminal Justice
I = Immigration Enforcement
U = Investigate Violations of Title 8, section 1325 of the United States Code

In accordance with DP 1.26, Access and Release of Criminal Records, and DP 6.18, Adult Undocumented Persons, inquiries shall be restricted to criminal justice purposes. Queries shall not be initiated for immigration enforcement or to investigate violations of Title 8, section 1325 of the United States Code.

For any questions, please contact Information Systems Project Manager (**Deleted – records of security**)