

September 10, 2018

Dear fellow ACRJ Board Members,

I will be attending the annual Sheriff's Association Conference later this week and will be unable to attend the Jail Board meeting on September 13th, 2018. I am hoping to send one of the Sheriff's Office Deputies to represent me (or possibly call in) for this meeting. However, I would like to express my thoughts and explain my position regarding the notification policy.

The Albemarle-Charlottesville Regional Jail Board is made up of community members that serve the community and/or Jail Board to the best of their abilities in various capacities. Some are elected representatives, some are in government management, some are citizens volunteering, and others are elected law enforcement. Over the years, we have worked together to create one of the most progressive jails in Virginia in regards to inmates programs and services. The Albemarle Charlottesville Regional Jail (ACRJ) also works with other agencies in regards to matters they may have involving the jail and the people we have in custody.

I understand there are concerns about Immigration and Customs Enforcement (ICE) using their authority to detain without a signed document from a Judge or Magistrate and how all other agencies have to follow that process to obtain a warrant and have it served. For some reason, Congress has not required ICE to go through that process to detain and hold a person. There has been a large increase in the number of civil illegal immigration detentions, and it seems as though this special authority has played a part in those increased numbers. I feel that the best way to address this concern with civil detainees is through the legislative branch of government that created the rules and regulations permitting ICE to use this process in the first place. I also understand that there is no requirement for the jail to notify ICE, but it is a consistent state-wide practice and it is a lawful document presented to ACRJ due to the authority given by Congress.

Even though the people in custody at ACRJ were not picked up as a part of an ICE raid but were picked up for allegedly violating the law, there are still concerns regarding the process for them if they are not dangerous and do not appear to be a threat to society. With all of this being said, I do think the immigration process can be improved and made to be a more consistent and fair process; I am open to suggestions. I would also like to see consistency across the state in regards to how the ICE detainees are processed. As a law enforcement official, if I am given a valid document to process I do my best to facilitate the execution of said document whether I agree with it or not. I have had various documents to process that I disagreed with, but that is my primary role to the community and upholds the oath I took to serve the community. Until some other agreement is reached, I support the continuation of the current process.

Sincerely,

James Brown, III
Charlottesville City Sheriff

INDIVIDUALS WITH ICE FILED DETAINERS BUT NOT TAKEN INTO ICE CUSTODY FROM THIS JAIL

	C	D	E	F	G	H	I	J
1	Country	Jurisdiction	Charge	Release Date	ICE Warrant	ICE Detainer	Lifted / Canceled	Release Reason
2	El Salvador	Albemarle JDR	Strangulation, Domestic Assault	5/21/2018	Yes	Yes		Court Ordered Release
3	Honduras	Albemarle GD	Hit & Run, DWI 2nd Off, DWI refusal of breath test	5/6/2018	Yes	Yes		Bonded
4	Mexico	Albemarle GD	Drive License Revoked	2/5/2018	Yes	Yes	Yes	Sentence Served
5	Guatemala	Albemarle GD	DUI	11/3/2017	Yes	Yes	Yes	Sentence Served
6	Honduras	Albemarle JDR	Fail to Appear	6/8/2017	Yes	Yes		Bonded
7	Honduras	Albemarle JDR	Fail to Pay Child Support	10/10/2017	Yes	Yes		Bonded
8	Mexico	Albemarle GD	DUI, Refusal of Breath test, Drive after forfeiture of Lic	08/22/17	Yes	Yes		Sentence Served
9	Mexico	Albemarle GD	Robbery	9/11/2017	Yes	Yes		Bonded
10	Mexico	Nelson JDR	Fail to Appear	12/20/2017	Yes	Yes		Bonded
11	Mexico	Nelson GD	DWI 1st	10/15/2017	Yes	Yes		Bonded
12	Mexico	Albemarle GD	DUI, Driving without License, Reckless driving	2/11/2018	Yes	Yes		Bonded
13	Honduras	Albemarle GD	Revoked/Suspended License	8/19/2017	Yes	Yes	YES	Sentence Served
14	Mexico	Albemarle GD	Driving without License	11/16/2017	Yes	Yes		Sentence Served
15	Honduras	Albemarle JDR	Violate Protective Order	8/4/2017	Yes	Yes		Bonded
16	Mexico	Albemarle GD	DWI 1st, Drive without License	9/17/2017	Yes	Yes		Bonded
17	Unknown	Albemarle JDR	Kidnapping by Parent x5	2/23/2018	Yes	Yes		Bonded
18	Honduras	Albemarle GD	Hit & Run	05/27/18	Yes	Yes		Bonded
19	Mexico	Albemarle JDR	Assault & battery	9/26/2017	Yes	Yes		Bonded
20	Mexico	Albemarle JDR	Assault & battery, Strangulation	7/17/2017	Yes	Yes		Court Ordered Release