

47 wear duty jackets and make their badges visible at all times while in Dane County
48 facilities. Dane County follows these procedures, and it is the current policy of the Dane
49 County Sheriff that any federal law enforcement agency in the Dane County Jail must display
50 proper identification, including a badge.

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53 ***Protect our friends, families and neighbors' privacy:***

54 #5) *Don't Ask Rule:* Dane County officials shall not inquire into the immigration or
55 citizenship status of an individual, except where the inquiry relates to a legitimate law
56 enforcement purpose that is unrelated to the enforcement of a civil immigration law,
57 or where required by state or federal law to verify eligibility for a benefit, service, or
58 license conditioned on verification of certain status. Dane County has endorsed these
59 procedures in Res. 520 and OA 8. Dane County employees shall not ask or report the
60 immigration status of individuals it serves.

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62 #6) *Privacy Protection Rule:* No Dane County official shall voluntarily release
63 personally identifiable data or information to ICE or CBP regarding an inmate's
64 custody status, release date or home address, or information that may be used to
65 ascertain an individual's religion, ethnicity or race, unless for a law enforcement
66 purpose unrelated to the enforcement of a civil immigration law. Dane County has
67 asked the Dane County Sheriff, via Res. 520, not to report the immigration status of any
68 individual booked in the Dane County jail to ICE unless the individual is charged with a felony or
69 poses a terrorist threat or danger to the safety of the nation, except as required by court order or
70 law.

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72 #7) *Discriminatory Surveillance Prohibition Rule:* No Dane County agency or official
73 may engage in any surveillance that is based, to any extent or degree, upon a person
74 or group's actual or perceived religion, ethnicity, race, national origin, or immigration
75 status, except where doing so is based on a reliable, specific description of a suspect
76 and adheres to appropriate Constitutional standards. Dane County follows these
77 procedures, and it is the current policy of the Dane County Sheriff to not conduct any action
78 based on race, religion, ethnicity, national origin, gender, immigration status or sexual
79 orientation.

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81 ***Help our friends, families and neighbors get redress when abuses and mistakes***
82 ***occur:***

83 #8) *Redress Rule:* Any person who alleges a violation of this policy may file a written
84 complaint for investigation with Dane County. Formal complaints with the Dane County
85 Sheriff's office can be filed at the Sheriff's website at www.danesheriff.com.

86

87 ***Help ensure our friends, families, and neighbors are protected from***
88 ***discrimination:***

89 #9) *Fair and Impartial Policing Rule:* No Dane County official shall interrogate, arrest,
90 detain or take other law enforcement action against an individual based upon that
91 individual's perceived race, national origin, religion, language, or immigration status,
92 unless such personal characteristics have been included in timely, relevant, credible
93 information from a reliable source, linking a specific individual to a particular criminal

94 event/activity. Dane County follows these procedures, and Dane County law prohibits
95 discrimination based on race, gender, national origin, ethnicity, religion, immigration status,
96 sexual orientation, disability, and other protected classes.
97

98 Under 8 U.S.C. § 1373 and 8 U.S.C. § 1644, federal law prohibits Dane County
99 officials from imposing limits on maintaining, exchanging, sending, or receiving
100 information regarding citizenship and immigration status with any Federal, State, or
101 local government entity. Nothing in Dane County policies is intended to violate 8
102 U.S.C. § 1373 and 8 U.S.C. § 1644.

103 **NOW, THEREFORE, BE IT RESOLVED** that the Dane County Board of Supervisors supports
104 the ACLU's nine model policies and rules as part of the "Freedom Cities" campaign.

105
106 *This substitute amendment further supports and clarifies Dane County's position based in*
107 *policy, ordinance, and previous resolutions.*