

CB 17-0857 - Public Safety Enforcement Priorities Act

Summary of Bill Changes

Below is a list of changes made to the bill based on feedback from law enforcement and Administration officials between May and July. Items marked with an * are new to the version of the bill that will be filed with the SAFEHOUSE committee on August 2.

Section 250:

- (a)(2) and (a)(4) Clarified that compliance with “**international treaties**” was an exception to the limit on collecting information about national origin (to ensure law enforcement could continue to provide verbal consular notifications when citizens of their countries are in custody)
- (a)(3) Clarified that information on national origin and citizenship can be collected if required by **regulations** as well (because some state forms involving these questions result from state regulatory processes rather than statutes)
- * (b) Expanded the exception for when cooperation is allowed to include **writs for the transfer of custody of prisoners back and forth between immigration officials and the Denver legal system.**
- (c) Reworded to make even clearer that law enforcement can respond to any scene for any purpose related to **public peace, safety or any city or state law** as long as they are not engaged in effectuating immigration arrests (to clarify that DPD is not prohibited to responding to scenes simply because ICE is present if there is a bona fide local issue DPD needs to address)
- * (c) Added new language to explicitly clarify that **participation in joint law enforcement actions with federal agencies is permitted provided the primary purpose is criminal law enforcement** (DPD is not prohibited from participating simply because ICE may also be a part of an action that is focused on enforcement of criminal laws)
- * (d) new subsection added to allow for continued agreements between Denver and DEN for **prisoner transport through the airport**

Section 252:

- (b) Revised to allowed for the **continuation of phone interview** access (for the purposes of ensuring individuals receive a legal advisement rather than potentially being surprised by ICE if they were not allowed to request such interviews in their official capacity)

Section 253:

- * Removed the requirement for terrorism or national security-related notifications to be attested in writing

Section 254:

- * Removed this entire section on complaints (it is not necessary, individuals already have the right to complain to city departments and it was confusing to have a special section on this topic in this bill that did not exist in other areas of city code)