

Questions for the Record from Chairman Grassley

Senate Committee on the Judiciary Hearing:

Oversight of the Administration's Misdirected Immigration Enforcement Policies: Examining the Impact on Public Safety and Honoring the Victims

July 21, 2015

Questions for Chief of Police Manger:

1. The day before the July 21 hearing, you and other advocates were on a call for the media to talk about the committee's hearing and why sanctuary policies are a benefit to certain people in the country illegally. One of the participants on that call said the hearing was something like a "circus." Do you think hearing from the victims of illegal immigration is a joke, and what would you say to that person who called it a circus? **I am an advocate for public safety, not an advocate for sanctuary cities. I was deeply moved by the testimony at the hearing, especially by that of Mr. Steinle. I am offended by any such disrespectful description of the hearing.**
2. Since the beginning of 2014, how many detainers placed on individuals by Immigration and Customs Enforcement has Montgomery County ignored? **None to my knowledge. Montgomery County, Md. works cooperatively with ICE. Our Dept. of Corrections responds to inquiries from ICE regarding release dates of individuals they are interested in. We continue to work with ICE to ensure that we have the information required to lawfully transfer someone in our custody. This has always been our policy and practice.**
3. Has Montgomery County ever not honored a detainer for a person who was subsequently arrested for another crime? Please provide statistics and explain the cases. **No. I am aware of no such instances.**
4. Does Montgomery County honor warrants from other jurisdictions or other federal entities? **Yes, all of them.**
5. How many requests in the last five years has Montgomery County received for U visa certifications? How many of those did the County sign/approve? **Since 2012 (the last 4 years,) we have received 115 requests for U Visas. 53 were approved, 60 were denied, and 2 have been deferred for action by the prosecutor's office. I do not have any info regarding the numbers of requests prior to 2012.**
6. Secretary Jeh Johnson told a House committee that there are five jurisdictions that continue to not cooperate with ICE, even after announcing its new Priority Enforcement Program, known as PEP. According to the Department of Homeland Security, Montgomery County – your jurisdiction – is one of those five. Will your county participate in PEP? **I am advised by the Office of the Secretary that no such statement was made. This allegation is baseless.**

The Montgomery Police Department as well as the Dept. of Corrections support the PEP and make notifications to ICE.

7. Is there ever an appropriate situation for detainers to be honored? **Yes. When they are supported by a probable cause finding that gives the authority to hold someone in custody.**
8. Given what you know about the case surrounding Kate Steinle's death, would you have also ignored ICE's detainer on Francisco Sanchez? **Montgomery County, Maryland and those jurisdictions that follow the policy of the Major Cities Chiefs Association, provide notifications to ICE, so that persons like this alleged assailant are not released into the community. In other words, we do exactly what you seek to accomplish.**

Law enforcement executives are always ready to engage both DHS and Congress to implement measures to safeguard the public from all violent predators.