

STATE IMMIGRATION ENFORCEMENT COUNCIL MEETING

March 31, 2025

10:00 a.m. - 2:15 p.m.

Proceedings Reported By:

Katherine A. Lyle

APPEARANCES

Sheriff Grady Judd, Polk County Sheriff's Office

Sheriff Bob Gualtieri, Pinellas County Sheriff's Office

Sheriff T.K. Waters, Jacksonville Sheriff's Office

Sheriff Bill Prummell, Charlotte County Sheriff's Office

Chief Charles Broadway, Clermont Police Department

Chief Ciro Dominguez, Naples Police Department

Chief Robert Bage, Fort Walton Police Department

Chief Doug Goerke, St. Cloud Police Department

Melissa Bujeda

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P R O C E E D I N G S

SHERIFF JUDD: Good morning.

Welcome to the March 31st, 2025, State
Immigration Enforcement Council Meeting.

This is our first meeting, and it's a public
meeting to discuss issues relating to illegal
immigration in the state of Florida.

Please place all communication devices in
airplane mode or turn them off. This include
devices that can transmit and receive calls or any
messaging. Please answer these devices beyond the
hearing range of the meeting or whatever you say or
whatever these folks hear will be public records.

Council Members, I appreciate your willingness
to serve. I welcome your active participation in
these proceedings.

To the other individuals here with us today,
thank you for taking time to be with us. The State
Immigration Council encourages all members of the
public to provide comments on matters before the
council.

At the end of the meeting you may address the
counsel upon the conclusion of the scheduled agenda
items. Please fill out a comment card if you
intend to speak so I can call you up in an orderly

1 fashion at the end of the meeting today.

2 So, with that, if you will all stand and we'll
3 do our pledge to the flag.

4 (Whereupon, the Pledge of Allegiance was
5 said.)

6 SHERIFF JUDD: Thank you very much.

7 I'm going to provide a few opening remarks.

8 Once again, welcome everyone, including
9 watching this meeting on the Florida Channel.

10 Good things don't just happen. Good people
11 make good things happen. My intent for this State
12 Immigration Enforcement Council is that we do the
13 right things at the right time for the right reason
14 to make sure we keep our state and nation safe and
15 secure. In other words, we, as this council, are
16 going to make good things happen.

17 This council will be focused on supporting the
18 mission of the State Board of Immigration
19 Enforcement with a sense of urgency. I know that
20 we're going to make a positive difference and make
21 our state safer.

22 Today we're going to hear from subject matter
23 experts about what the law is and what our role
24 will be. We will be advised on administrative and
25 technical issues related to the State Board of

1 Immigration Enforcement and the State Immigration
2 Enforcement Council, and we will hear about where
3 we are now, where we are headed in immigration
4 enforcement. We will learn, discuss and focus on
5 how we will work with our federal partners to have
6 a decisive impact on illegal immigration in the
7 state of Florida.

8 Congratulations to each of you who have been
9 appointed to the State Immigration Enforcement
10 Council. We have got a very big job ahead of us.
11 First, I thank my friend and President of Florida
12 Senate, Ben Albritton, the appointed Sheriff
13 Bob Gualtieri in meeting as council. I appreciate
14 his trust.

15 Also, I thank House Speaker Danny Perez for
16 appointing Sheriff T.K. Waters and President of the
17 Florida Sheriff's Association, Sheriff Bill
18 Prummell, and last I thank President Albritton and
19 Speaker Perez for their passionate work and
20 leadership on the immigration issue. Both
21 President Albritton and Speaker Perez are real
22 leaders in the state of Florida who are making a
23 positive difference and improving the lives of
24 Floridians.

25 Now, there are two other critically important

1 people I need to thank today.

2 Governor Ron DeSantis who is at the forefront of
3 this issue. He is a visionary, and he has made a
4 real difference in fighting the negative effects of
5 illegal immigration. It's been my honor to host
6 three news conferences at the Polk County Sheriff's
7 Office with Governor DeSantis to advocate for and
8 highlight Florida's efforts to stand up for law and
9 order, go after cross-border fentanyl traffickers,
10 fight illegal immigration and protect and keep safe
11 the people of Florida.

12 I also had the honor to join Governor DeSantis
13 at the Arizona/Mexico border to highlight the
14 crisis of illegal immigration. Ron DeSantis gets
15 it. He's a dedicated proven leader. I thank him
16 and Attorney General Uthmeier, Chief Financial
17 Officer Patronis and Agricultural Commissioner
18 Simpson for appointing me as Chairman.

19 The governor and cabinet of the state of
20 Florida acting as a state board of immigration
21 enforcement have also appointed to the council
22 outstanding police chiefs who are here this
23 morning. Chief Broadway from Clermont, soon to be
24 considered, Chief Dominguez from Naples, Chief Bage
25 from Fort Walton and Chief -- is it Goerke?

1 CHIEF GOERKE: It's Goerke.

2 SHERIFF JUDD: Goerke?

3 CHIEF GOERKE: Yes, sir.

4 SHERIFF JUDD: Like Turkey, right?

5 CHIEF GOERKE: Right. Appreciate that,
6 Sheriff.

7 SHERIFF JUDD: From St. Cloud.

8 We, as a united council, are proud to work
9 with the State Immigration Enforcement Board to
10 advise, assist, recommend how we can best work, do
11 the work necessary so we solve the problem of
12 illegal immigration in Florida and accomplish
13 President Trump's mission mandated to him by the
14 voters of the United States.

15 The game changer is now President Donald
16 Trump. Under the Biden administration there was no
17 serious attempt to control the border or deal with
18 the illegal immigration crisis. In fact, the Biden
19 administration enabled and encouraged illegal
20 immigration into this country. We have violent
21 crime and over a quarter of a million fentanyl
22 overdose deaths to prove the lack of action over
23 the last four years.

24 In just a few weeks effective policies from
25 the Trump administration since he took office put

1 into action by federal law enforcement on the
2 southern border has reduced illegal immigration at
3 the border from a torrent to a trickle. That
4 wasn't the result of a so-called new comprehensive
5 federal immigration bill. It was a result of
6 strong leadership using the tools that are already
7 in place and a sense of urgency from
8 President Trump. So I thank him for his leadership
9 and his promise to fix our broken system or maybe a
10 better word is a nonexistent system. This system
11 can be better and it will be better. That was step
12 one, secure the border.

13 Step two is holding accountable those who have
14 illegally entered the United States and those who
15 have remained in the United States illegally.
16 They're violating federal law, and many of them are
17 violating state and local laws every day. Illegal
18 aliens or illegal immigrants, whatever term you
19 want to use, I use them interchangeably. Alien
20 does not mean extraterrestrial, it means a person
21 from another country. Merriam-Wester's Dictionary
22 says "relating, belonging or owing allegiance to
23 another country or government." All that's just
24 semantics.

25 President Trump and border czar Tom Homan both

1 said ICE must focus on criminal illegal immigrants
2 under the worst first approach. This means
3 prioritizing the 1.4 million aliens withstanding
4 deportation orders. Serious and violent criminals
5 that are illegally in our country and violent
6 criminals who are illegally in the country and any
7 illegal immigrant who has committed or is
8 committing a crime in the United States after first
9 illegally entering or illegally remaining in the
10 United States. It is reported that there is
11 somewhere between 10 and 20 million illegal aliens,
12 take your choice of the number, in the United
13 States.

14 ICE's infrastructure labor force and capacity
15 to take custody of process for removing illegal
16 immigrants is insufficient at this time, and
17 recently reports say they're already reaching
18 capacity of their estimated 40,000 beds nationwide.

19 Governor DeSantis, President Albritton,
20 Speaker Perez are leading from the front. Florida
21 is stepping up to help solve this immigration
22 crisis. The new Florida immigration law passed
23 during this special session outlines how we're
24 going to assist ICE to accomplish their mission to
25 remove illegal immigrants.

1 We are surveying ways to increase ICE's
2 ability to arrest, house and transport illegal
3 aliens in Florida pending deportation. We're also
4 seeking new ways that we can help take illegal
5 immigrants into custody and help transport them
6 more effectively. This is part of our scope of
7 work.

8 There are obvious areas where we need policy
9 change from ICE or new executive orders from
10 President Trump so state and local law enforcement
11 can help ICE's mission more effectively.

12 Let me underscore. Local ICE supervision and
13 agents are doing a great job within their current
14 scope of duties and the resources they have, but
15 here's some examples of things we need. A waiver
16 of ICE national detention standards and permission
17 to use sheriff, county and state detention
18 facilities governed by Florida law and professional
19 jail housing standards allowing the ability to
20 house individuals for more than 48 hours in jail
21 and prison facilities.

22 Next, allow the state of Florida to set up
23 temporary housing to create much needed additional
24 detention capacity. Fast track designated
25 immigration officers, DIO's. Delays in

1 credentialing and training prevent timely action by
2 local law enforcement officers.

3 We request that law enforcement officers be
4 allowed to begin enforcement immediately after
5 completing the training with background checks and
6 credentialing expedited thereafter. Enhance the
7 Florida Immigration Response Center, the FIRC. To
8 support the increased number of DIO's, we need
9 additional resources for FIRC staffing to ensure a
10 rapid 24/7 response and robust access to ICE
11 databases which is necessary for enabling quicker
12 and more effective immigration enforcement. Draft
13 a policy to immediately detain unauthorized aliens
14 without active removal of warrants or state charges
15 which would allow local law enforcement or state
16 law enforcement to take action with and on behalf
17 of ICE according to the rules that they promulgate.

18 The ultimate purpose of our council is to
19 advise the State Board of Immigration about how
20 Florida's local county and state law enforcement
21 officers in Florida jails can work with federal
22 agencies to enforce our nation's immigration laws
23 as effectively and efficiently as possible or, as
24 we say in Polk County, "to get it done before
25 quick."

1 It cannot be overstated that ICE must modify
2 its current policy and create proactive rules
3 allowing local and state law enforcement in Florida
4 to help ICE reach their full potential, resolve the
5 immigration crisis. This is not something that ICE
6 can do at the local level. It has to be done at
7 the highest level of ICE and even by executive
8 order by the president.

9 We in the state of Florida are on board ready
10 to robustly assist our ICE colleagues. Our Florida
11 sheriffs have already stepped up under the
12 direction of Sheriff Gualtieri. He coordinated
13 with the Florida Sheriff's Association. All 67 of
14 Florida's jail systems signed up for ICE's 287(g)
15 WSO program. The training is underway.

16 All of us have signed a basic order in
17 agreement. They are agreements to allow jails to
18 temporarily house ICE detainees should ICE choose
19 to do so.

20 And third, the 287(g) task force agreements by
21 all 67 sheriffs so law enforcement can become DIO's
22 to properly investigate the status of suspected
23 illegal immigrants. Training is underway, although
24 very slowly.

25 So, Sheriff, thank you for all that hard work

1 that you coordinated with all of your colleagues
2 throughout the state and FSA for getting us all on
3 board quick.

4 In just a few minutes we're going to hear more
5 about this council and what it's authorized to do
6 by law, but here are my priorities as your
7 Chairman. We will act with a sense of urgency
8 supporting the mission of the State Board of
9 Immigration Enforcement to, number one, work
10 closely with ICE to do everything we can within the
11 law to expedite the process of removing illegal
12 aliens from Florida in line with President Trump's
13 and border czar Tom Homan's direction, the worst
14 first, expedite our recommendations in facilitating
15 priorities for what expenses should be reimbursed
16 under local law enforcement immigration grant
17 program and funding criteria for the program. We
18 will present recommended infrastructure for the
19 grant program.

20 I would like us to consider those and approve
21 and recommend them or approve them today at this
22 meeting so we can get started using the grant
23 funds.

24 Number three, work with ICE to request they
25 approve the system to fast track 287(g) training so

1 the city, county and state law enforcement can be
2 full partners with ICE.

3 Four, recommend how we can enhance information
4 sharing between Florida's law enforcement agencies
5 and federal agencies. That must start with making
6 sure all ICE deportation orders and warrants are in
7 NCIC.

8 Next, ensure that Florida law enforcement
9 officers have quick access to robust 24/7 ICE
10 response centers or hotlines so ICE can get Florida
11 law enforcement authorization and the appropriate
12 documents to take illegal immigrants into custody.
13 Without this rapid and active data access, our law
14 enforcement officers are flying blind.

15 I talked about this earlier, but it bears
16 repeating. Find ways to provide available beds at
17 the state and local level for ICE to hold illegal
18 immigrants pending deportation. Capacity or lack
19 of the capacity is one of the biggest problems we
20 see currently.

21 Six, determine what kind of data we should be
22 collecting and how to do it without unnecessary
23 expense or resource or waste.

24 It should be noted none of this would be
25 necessary if those illegally violating Federal law

1 would self deport on their own terms and timetable
2 rather than waiting to be arrested and taken to
3 jail and deported under the government's terms and
4 timetables. It can't be too soon to self deport if
5 you're here illegally violating federal law.

6 Once again, I want to thank Sheriff Gualtieri
7 and his staff at Pinellas County for hosting us
8 today.

9 With that, let's get started.

10 First, for the record, FDLE is going to take a
11 roll call and confirm we have a quorum and then we
12 will follow our agenda.

13 MS. BUJEDA: We'll start with the roll call.

14 Sheriff Bob Gualtieri?

15 SHERIFF GUALTIERI: Here.

16 MS. BUJEDA: Sheriff T.K. Waters?

17 SHERIFF WATERS: Here.

18 MS. BUJEDA: Sheriff Bill Prummell?

19 SHERIFF PRUMMELL: Here.

20 MS. BUJEDA: Chief Charles Broadway?

21 CHIEF BROADWAY: Present.

22 MS. BUJEDA: Chief Ciro Dominguez?

23 CHIEF DOMINGUEZ: Here.

24 MS. BUJEDA: Chief Robert Bage?

25 CHIEF BAGE: Here.

1 MS. BUJEDA: Chief Doug Goerke?

2 CHIEF GOERKE: Here.

3 MS. BUJEDA: Sheriff Grady Judd?

4 SHERIFF JUDD: Here.

5 MS. BUJEDA: Sheriff, we have a quorum.

6 SHERIFF JUDD: Thank you very much.

7 At this time I would like each member to
8 briefly introduce themselves.

9 Let's start with Sheriff Gualtieri.

10 SHERIFF GUALTIERI: Good morning, everyone.

11 I'm Bob Gualtieri of the Pinellas County
12 Sheriffs. I welcome you all here to
13 Pinellas County. I look forward to working with
14 you and getting some effective work done in the
15 local level of immigration.

16 SHERIFF JUDD: Sheriff Waters.

17 SHERIFF WATERS: Sheriff T.K. Waters,
18 Jacksonville, Duval County Sheriff. Pleasure to be
19 here. Looking forward to the work that we're going
20 to do and get done.

21 SHERIFF JUDD: Sheriff Prummell.

22 SHERIFF PRUMMELL: Sheriff Bill Prummell,
23 Sheriff, Charlotte County, Florida. I too look
24 forward to the work we're going to get done here
25 today and I'm very happy to be here.

1 SHERIFF JUDD: Chief Broadway.

2 CHIEF BROADWAY: Charles Broadway, currently
3 the Chief of Police at Clermont Police Department
4 for the next 14 hours. Tomorrow I will be Chief of
5 Police at the Kissimmee Police Department. I am
6 looking forward to making any contribution that I
7 can to enforce the safe streets and safe
8 communities and address this complex issue.

9 Thank you.

10 SHERIFF JUDD: Chief Dominguez.

11 CHIEF DOMINGUEZ: Ciro Dominguez from Naples,
12 Florida. I'm chief of police there. I am really
13 excited about getting to work on this. This is a
14 problem that's been overlooked for decades, and I
15 look forward to working with all of you.

16 SHERIFF JUDD: Chief Bage.

17 CHIEF BAGE: Chief Robert Bage from the City
18 of Fort Walton Beach. I'm honored to be here with
19 these great individuals and look forward to the
20 great work that we're going to do.

21 SHERIFF JUDD: Chief Goerke.

22 CHIEF GOERKE: Chief Doug Goerke, St. Cloud
23 Police. Again, to echo everything, it's an
24 absolute honor to be here. A lot of my years in my
25 career I've actually been with Homeland Security as

1 a task force agent. I've worked with all the
2 federal partners. So I hope I can bring a lot of
3 this to the board to assist them. Looking forward
4 to working with everyone.

5 SHERIFF JUDD: Thank you very much.

6 FDLE Interim General Counselor Kate Holmes,
7 will you please provide the Commission with
8 information about the Sunshine Law.

9 MS. HOLMES: Good morning.

10 Thank you for having me here today. I'm
11 pleased to be able to present on the Sunshine Law
12 issue as well as Florida Statutes as well.

13 So the Sunshine Law is the statute that
14 governs the right of access to public meetings in
15 the State of Florida, and it is found in 286.011.

16 And what does the Sunshine Law mean. There
17 are three basic requirements for the Sunshine Law.
18 It means that meetings of any board must be open to
19 the public, that reasonable notice of a meeting
20 must be given and that minutes are taken of the
21 meeting. It applies to any of the following formal
22 commission, meeting or workshop and any gathering
23 in which two or more members for some matter which
24 may -- discussions of some matter that would
25 foreseeably come before the Commission or the board

1 in the future.

2 It applies to any form of communication,
3 whether that is in a telephone conversation, a text
4 message, email, anything like that. If you all
5 receive emails in connection to your duties as
6 council, it's also important to remember public
7 records law requirements and make sure that you
8 retain those for any sort of public records
9 purposes.

10 It is important to remember and note that it
11 is the content of the communication that determines
12 whether or not the Sunshine Law applies, and that
13 means that if you are going to discuss anything
14 else that pertains to your duties as law
15 enforcement officers that have nothing to do with
16 counsel, you can talk about that. You can talk
17 about the Florida Gators and the basketball team.
18 That is perfectly open and you are able to discuss
19 that. It's just whether or not any of those
20 discussions are pertaining to any of your work that
21 you will be doing here, and with that work you
22 would need to make sure that those discussions are
23 held in the Sunshine Law.

24 There are some penalties if the Sunshine Law
25 is violated. A knowing violation can potentially

1 be a second-degree misdemeanor, and if it's a
2 non-violation it could potentially be a civil
3 infraction up to a \$500 fine.

4 You must have all your discussions done in the
5 Sunshine unless the legislature specifically
6 authorizes closure of a particular public meeting.

7 Sheriff Gualtieri, I'm sure you are familiar
8 with this from your work on the Marjory Stoneman
9 Douglas Public Safety Commission. You were given
10 the opportunity in that to be able to close the
11 meeting and discuss confidential information. That
12 is not the case at this point in time, but that is
13 something that legislature has done in other areas.

14 If there is any sort of pending litigation,
15 you can have discussions with your attorney and be
16 able to close the meeting at that point in time if
17 there is any pending litigation. You will just
18 need to declare that you're going to close a
19 portion of the meeting to then be able to talk to
20 your attorney for that.

21 Does anybody have any questions about the
22 Sunshine Law?

23 It's just a general quick overview of the
24 matter.

25 SHERIFF JUDD: I would like to underscore that

1 we don't have the ability to go into executive
2 session at this time, so we will not be talking
3 about anything that's tactical or strategic. This
4 will just be a policy discussion today.

5 Okay. If you will, Ms. Holmes, would you give
6 us an overview of Florida Statute 908.811 and any
7 other information we need to have.

8 MS. HOLMES: Sure.

9 I'll wait for the power point.

10 All right. So we will talk about 908 first
11 and then I will move into Chapter 811.

12 So 908.101 talks about the legislative
13 findings and intent. The legislature found that it
14 was an important state interest to cooperate and
15 assist the federal government in the enforcement of
16 federal immigration laws within the state. This
17 has been something that has been on the books, I
18 believe, since 2019, so it has been a long standing
19 or longish standing point of the legislature to
20 make sure that we cooperate with any sort of
21 immigration enforcement.

22 908.102 provides some definitions. This
23 statute defines a federal immigration agency. It
24 also defines what an immigration detainer is. I
25 kind of highlighted and underlined some important

1 parts of the statute of the definition. It has to
2 be issued by a federal immigration agency using
3 their official form to request another law
4 enforcement agency to detain a person based upon
5 probable cause to believe that person is a
6 removable alien, and a law enforcement agency is to
7 consider the immigration detainer facially
8 sufficient if it meets these requirements. It's
9 complete, the form is complete and it indicates on
10 its face that there is probable cause to believe
11 that the individuals are a removable alien or, if
12 the form is incomplete and it fails to indicate on
13 its face that the federal immigration official has
14 probable cause to believe that the person is a
15 removable alien, but there is some other sort of
16 documentation that's attached with it that will
17 then show that there is probable cause to believe
18 that that person is a removable alien. Then,
19 finally, there is a warrant that's for their arrest
20 under Florida law that you are issued.

21 So the federal immigration detainer is deemed
22 facially sufficient if it has one of these three
23 things.

24 The definition section also defines an inmate,
25 law enforcement agency, local governmental entity

1 and state entity. These words are used throughout
2 the course of 908, so it's important to understand
3 what those definitions are. I did not include them
4 here, but they are within the statute.

5 It also defines a sanctuary policy. So a
6 sanctuary policy is something that, A, the law,
7 policy, practice, procedure or custom or adopted or
8 allowed by a state entity that prohibits or impedes
9 a law enforcement agency from complying with
10 8-USC-1373.

11 So, there is some sort of policy that
12 prohibits law enforcement cooperation from doing
13 any of these items. So whether or not that is
14 complying with the immigration detainer, you've
15 received it, you know that there is no immigration
16 detainer and there is a policy in your local
17 community that says, no, you're not going to comply
18 with an immigration detainer. That deals with what
19 a sanctuary policy would be defined as.

20 You're complying with the request from a
21 federal immigration agency. You're prohibited from
22 complying with a request from a federal immigration
23 agency to notify the agency before the release of
24 an inmate providing -- you're prohibited from
25 providing information or access to an inmate for an

1 interview. You're prohibited from participating in
2 any program or agreement under 287 and you're
3 prohibited from providing the federal immigration
4 agency with any sort of release date or providing
5 any information regarding to their custody. You're
6 prohibited from executing a lawful judicial warrant
7 or participating in any sort of operation.

8 So, if there is a policy that some local
9 entity issues, then it could be deemed a sanctuary
10 policy if it prohibits a law enforcement agency
11 from doing any of these items in the state of
12 Florida.

13 Now we turn to the new statutes that were just
14 passed in February. That starts with the State
15 Board of Immigration Enforcement. In this
16 situation it defines the board as the cabinet. All
17 board action must be done by unanimous vote and it
18 requires the appointment of an executive director
19 to assist in the implementation of its
20 responsibilities.

21 The executive director that was appointed to
22 do that is Mr. Larry Keefe who is also here today
23 to talk to you all as well.

24 So legislature broke up the different duties
25 between the board as well as you all's duties as

1 the council. So the board is the Chief Immigration
2 Officer of the State, and they will serve as the
3 resource for ICE, coordinate and cooperate with the
4 federal government, coordinate and provide
5 assistance to law enforcement agencies and
6 administer the law enforcement immigration grant
7 program that's established in 908.1033.

8 The board is also to collect data from law
9 enforcement agencies. The board has to submit a
10 report by December 15th of each year to the
11 president of the senate and the speaker of the
12 house. It contains recommendations to improve the
13 state's cooperation in coordination with the
14 federal government, and it must be a detailed
15 number of law enforcement officers that are trained
16 as well as any coordination between federal
17 immigration agencies and state entities, federal
18 immigration agencies and local government and
19 federal immigration agencies and law enforcement
20 agencies.

21 The board is also to actively seek
22 congressional action to amend the National Crime
23 Prevention and Privacy Compact to require states to
24 report immigration status and to be able to share
25 that for criminal justice purposes so people are

1 aware of what an individual's immigration status
2 is.

3 I believe this one has already been completed
4 to the board to submit or report to the president
5 of the senate and speaker of the house a number of
6 vacant beds available for accused that could be
7 subset. The law also allows the board to create
8 rules, and FDLE must provide administrative support
9 to the board.

10 Now your duties as the council. You're
11 created within the State Board of Immigration for
12 purposes of advising the board. Your first meeting
13 shall be held no later than April 1st, so we have
14 been able to meet that. Check that box. We're
15 able to do that. You can have meetings held
16 quarterly thereafter and, Mr. Chair, you definitely
17 can call other meetings as you see fit. You're not
18 bound by just having one every quarter. If there
19 is other work that needs to be done to make sure
20 that things are done expeditiously, then there is a
21 way to be able to call those additional meetings as
22 well. And it can be done by teleconference or
23 other electronic means.

24 So your duty as the council. Your duty is to
25 assist the State Board of Immigration on any issues

1 related to immigration enforcement. You are to
2 recommend to the board participation expenses and
3 what you see based upon you all's work and
4 experiences, what should be reimbursable under the
5 local law enforcement grant program and also
6 establishing a funding criteria as well.

7 You also are required to request guidance
8 pertaining to any additional training that might be
9 available for law enforcement officers in order to
10 be able to help assist in any sort of federal
11 immigration program and then consider those
12 trainings as potentially reimbursable under the
13 grant program and then also advise the board on the
14 efforts of local law enforcement agencies
15 pertaining to federal immigration laws.

16 Your duties continue and you are to provide
17 recommendations on the financial resources
18 necessary to aid local law enforcement agencies and
19 any other resources that are necessary to
20 facilitate the training and cooperation with the
21 federal government in the enforcement of federal
22 immigration laws.

23 You also are to provide recommendations to
24 enhance that information sharing what we talked
25 about earlier, Mr. Chair, relating to how to best

1 be able to provide information and coordinate with
2 all the different levels of the federal government
3 with these other governmental centers as well.

4 You are also required to provide any
5 recommendations that you may see to increase the
6 number of beds that might be available for ICE to
7 be able to utilize, and then upon unanimous
8 approval of the board, which I believe has already
9 been done by resolution at the last board meeting,
10 to collect data from law enforcement agencies as
11 required for the board to then be able to submit
12 their report that they're required to submit by
13 December 15th.

14 The grant program, I'm going to skip over that
15 now, and we will talk about that later this
16 afternoon on that.

17 So, additionally, the statute goes on to talk
18 about the cooperation with federal immigration
19 authorities. The statute says that all agencies,
20 state and local law enforcement agencies, shall use
21 their best efforts to support the enforcement of
22 immigration law and it only applies to the official
23 representative agent when they're acting within the
24 scope of their employment or within the scope of
25 their official duties.

1 The statute goes on to talk about how the
2 local governmental entity or the law enforcement
3 agency or employee may not prohibit or in any way
4 restrict a law enforcement agency from taking any
5 of the following actions with respect to
6 information regarding a person's immigration
7 status.

8 So your agency or a local government cannot
9 prohibit a law enforcement agency from doing any of
10 these items that are listed. For sending
11 information relating to federal immigration agency
12 recording or maintaining any information for
13 purposes of this chapter, you have to document, and
14 we'll talk about that a little bit later, there is
15 some other documentation requirements that an
16 agency will need to maintain for purposes of this
17 chapter.

18 They cannot prohibit you from exchanging
19 information with a federal immigration agency.
20 They cannot prohibit you from using the information
21 to comply with an immigration detainer or to
22 confirm the identity of an individual or to be able
23 to provide any information pertaining to any sort
24 of a verified requirement.

25 A state entity, local governmental entity or

1 law enforcement agency cannot prohibit or restrict
2 a law enforcement agency from executing or
3 assisting in the execution of a lawful judicial
4 warrant. You get to execute your warrants.

5 It goes on to talk about what an applicable
6 criminal case is for another portion of the statute
7 that we'll get into in a moment, and the applicable
8 criminal case means a criminal case in which the
9 judgment requires the Defendant to be confined in a
10 secured detention facility and the judge indicates
11 on the record that the individual is subject to an
12 immigration detainer or that they are somehow
13 otherwise related to being transferred into federal
14 custody.

15 The statute provides that when a judge
16 sentences an individual who is subject to an
17 immigration detainer they shall issue an order that
18 requires the correctional detention facility to
19 reduce a Defendant's sentence by a period of not
20 more than 12 days if the person is going to be
21 transferred into federal custody so that there is a
22 seamless transfer from state custody into that
23 federal custody. Then, if that information that
24 they're subject to the immigration detainer is not
25 available at the time that the judge issues the

1 order, then they will have to go back and be able
2 to get that information to then be able to provide
3 that seamless transfer of custody.

4 This part of the statute continues to go on
5 into where they can securely transport an
6 individual. If you're going to transport an
7 individual out of state, then you need to obtain
8 judicial authorization in order to ensure that that
9 individual can be moved out of state. If the
10 federal immigration asks for anybody who is in your
11 custody who might be subject to removal or any
12 inmate information, you can provide that
13 information to that federal immigration agency.

14 So, while you're required to provide all of
15 that information, there is also this portion of the
16 statute that talks about where you don't
17 necessarily have to provide some information. This
18 is when you're dealing with witnesses or victims of
19 the criminal offense.

20 So, if your witness or victim is necessary to
21 your investigation or prosecution, you're going to
22 need them there in trial if you're going to have a
23 successful prosecution for that, but you have to
24 respond in good faith that they are cooperating
25 with your investigation and they are providing

1 assistance and they're necessary for that
2 successful prosecution.

3 If you are going to have someone who is a
4 necessary witness or a victim, you shall document
5 their cooperation in your investigative records,
6 and you have to retain those records for 10 years
7 for the purpose of any audit or verification or
8 inspection by the auditor general.

9 So, if there is an individual who is an
10 unauthorized alien who is necessary for
11 prosecution, you have to document it and then you
12 have to keep that documentation. You can't detain
13 an alien pursuant to an immigration detainer solely
14 because the alien witnessed or reported a crime or
15 was a victim of a criminal offense.

16 So it also does not apply if the person is a
17 witness or a victim of any of these enumerated
18 crimes that are listed in this. If you're talking
19 about any sexual assault, if you're talking about
20 murder, manslaughter, anything like that, if they
21 are a witness to any of those crimes, this
22 subsection does not apply in terms of being able to
23 provide the information and detain them and remove
24 them from Florida. You have to still maintain that
25 documentation to justify the reason why you are not

1 proceeding further with any of that.

2 So the statute also provides for the duties
3 related to immigration detainers. The law
4 enforcement agency that has custody of a person
5 subject to an immigration detainer shall do these
6 four items.

7 You have to provide to the judge authorized to
8 grant the person's release on bail. You have to
9 notice them that they're subject to an immigration
10 detainer. So this happens a lot at first
11 appearance where they have to be made aware that
12 this person is subject to an immigration detainer.
13 You have to report in your investigative files that
14 they're subject to an immigration detainer. You
15 have to comply with the request of that immigration
16 detainer as well, and you have to notify the state
17 attorney that the person is subject to that
18 immigration detainer so then the State Attorney's
19 Office knows as they move forward through their
20 prosecution that the individual is subject to an
21 immigration detainer.

22 If you are the law enforcement agency A and
23 you make all those notification requirements and
24 that individual is transferred into agency B's
25 custody, agency B doesn't have to go and make all

1 those notifications as long as agency A did
2 everything that they were supposed to do. Then a
3 judge who receives that notice that the person is
4 subject to an immigration detainer shall state that
5 on the record that the person is subject to an
6 immigration detainer.

7 So, what happens if the local governmental
8 entity or anybody adopts a rule that refuses to
9 comply with a federal immigration agency or any
10 immigration detainer. Well, this statute requires
11 that the attorney general must initiate judicial
12 proceedings to enforce the compliance of the
13 section, and if the court finds that there is
14 noncompliance, then they shall declare that
15 ordinance invalid and issue a permanent injunction
16 against that local government prohibiting it from
17 enforcing that ordinance, local ordinance, or
18 regulation or rule.

19 It is not a defense that they were acting on
20 advice of counsel or they were acting on good
21 faith. If there is some sort of policy that is
22 created that refuses to comply with an immigration
23 detainer, the attorney general has his obligations
24 to enforce compliance with the section.

25 If the court determines that there is a

1 willful or knowing violation, there is a civil fine
2 assessed of up to \$5,000 against the elected
3 official, and then you cannot use public funds for
4 defense of that unlawful conduct as well.

5 So 901.106, reimbursement of costs, I believe
6 this has already kind of been done, but each
7 correctional facility shall enter into an agreement
8 or agreements with federal immigration agencies for
9 temporary housing and for payments of the costs
10 associated with the housing detaining of those
11 persons.

12 Enforcement is talked about in 908.107. It
13 says that any executive or administrative state,
14 county or municipal officer who violates his or her
15 duties under this chapter. So, everything that we
16 have already talked about, if anybody violates any
17 of those things, they may be subject to action by
18 the governor, including potential suspension from
19 office and then the governor may initiate judicial
20 proceedings to enforce compliance with whatever the
21 violation is or restrain any other act that is not
22 authorized by this chapter.

23 In addition to the governor's abilities to be
24 able to potentially suspend someone from office or
25 initiate proceedings, the attorney general may also

1 file suit against a local governmental entity or
2 local law enforcement agency for declaratory
3 injunctive relief for any violation of this
4 chapter.

5 The court must enjoin and prohibit an unlawful
6 sanctuary policy. The court will have continuing
7 jurisdiction over that case in order to make sure
8 that the person who violated or had a sanctuary
9 policy no longer has the sanctuary policy and they
10 can initiate contempt proceedings as provided by
11 law if there is a continuing violation, and the
12 judge must make written findings of fact that
13 describes how the individual or how the local
14 governmental entity violated the chapter. So there
15 has to be that additional step from the judge to be
16 able to issue those written findings of fact.

17 This chapter does not apply to education
18 records except that what's relatable in accordance
19 with FERPA. You cannot discriminate as well. You
20 may not base your actions under this chapter on
21 gender, race, religion, national origin or physical
22 disability of a person except to the extent
23 authorized by the United States Constitution or the
24 State Constitution.

25 So 908.11 talks about immigration enforcement,

1 assistance, agreements and the reporting
2 requirements. I believe you all have already done
3 or entered into your immigration 287(g) agreements
4 with this. This is just the statutory requirement
5 in order to be able to do that, but if, for some
6 reason, somebody had not entered into an agreement,
7 they would have to notify the State Board as to why
8 that reason is. The State Board of Immigration
9 must approve any termination of those agreements.
10 There was an April 1st deadline, but I believe that
11 everybody has already complied with this portion of
12 the statute.

13 So 908.111 talks about prohibition against
14 governmental entities contracting with common
15 carriers, and, again, as with most statutory
16 provisions, they provide for definitions, a common
17 carrier contract, governmental entity and
18 unauthorized aliens.

19 What this says is that a local governmental
20 entity cannot enter into a contract or renew a
21 contract if that common carrier is willfully
22 providing any service in furtherance of
23 transporting a person into the state of Florida
24 knowing that person is an unauthorized alien except
25 to facilitate the detention and removal.

1 So, if you need to enter into a contract and
2 have some assistance in terms of transporting the
3 individual from the state or the United States, you
4 can enter into those contracts, but in terms of any
5 other contracts pertaining to just in general the
6 contractor transport of unauthorized aliens into
7 the state, you cannot enter into those contracts.

8 The statute was amended to include any sort of
9 contract renewals to make sure that there is an
10 attestation clause that who you are contracting
11 with says that they are not transporting an
12 unauthorized alien in the state, and DMS created
13 rules to that effect as well.

14 So the next section talks about transnational
15 crime organization. It provides a definition of
16 transnational crime organizations and reclassifies
17 the offenses.

18 So, if an individual has committed a
19 misdemeanor or a felony that's for the purpose of
20 benefiting or promoting or furthering the interest
21 of a transnational crime organization, those
22 offenses are reclassified up. So a second-degree
23 misdemeanor becomes a first-degree misdemeanor, a
24 first-degree misdemeanor become a third-degree
25 felony, a third-degree felony becomes a second, a

1 second-degree felony becomes a first, a
2 first-degree felony becomes a life felony. So it's
3 just your enhancement of the offense which we've
4 seen in other areas of statute.

5 So 908.13 talks about the unauthorized alien
6 transport program. This program is created within
7 DEM for the purpose of facilitating the transport
8 of unauthorized aliens consistent with federal law.

9 In order for the division to provide those
10 transport services, there is three requirements
11 that must be met. ICE must specifically request
12 the assistance with the transport pursuant to
13 specific federal legal authority, ICE must
14 reimburse for the actual cost of the transport of
15 those and the transport must occur under the direct
16 supervision of ICE. Then the section is repealed
17 on June 30th, 2027.

18 So that's all of 908.

19 Then we have 811 which is the new statutes
20 that were just created with the special session in
21 February.

22 So, again, you have your definitions. I'm not
23 going to belabor that point because the next two
24 sections talk about what the state crimes are.

25 So you have 811.102 which talks about the

1 illegal entry by an adult unauthorized alien into
2 the state. So, if an unauthorized alien is
3 18 years old or older, knowingly enters or attempts
4 to enter the state after entering the United States
5 by alluding or avoiding examination or inspection,
6 if it's their first offense, it's a misdemeanor of
7 the first degree, and there is a minimum mandatory
8 term of imprisonment of nine months.

9 If, for some reason, there is a second
10 conviction, they have been convicted the first
11 time, they have been sent to county jail time for
12 nine months, they then get out and they commit the
13 offense again, it now becomes a third-degree felony
14 and now they're sentenced to a minimum mandatory of
15 a year and a day.

16 If there is two or more convictions, it's
17 still a third-degree felony and then they are
18 subject to a term of imprisonment of two years for
19 a third or subsequent conviction; however, there is
20 always a however, they may not be arrested if
21 during the investigation of another crime and the
22 unauthorized alien witnessed or reported such crime
23 or was a victim of a crime.

24 So, if an unauthorized alien reports a
25 burglary or a robbery, then they may not be

1 arrested for the 811.102. The legislature also
2 provided for affirmative defenses to prosecution
3 that if they were -- if the federal government
4 provided them some sort of relief, their relief
5 under the Cuban Adjustment Act or their entry did
6 not violate federal law, then those are affirmative
7 defenses to the prosecution of that offense.

8 Additionally, the legislature said that the
9 court shall presume that there is no conditions of
10 release that will secure their attendance at a
11 future trial date. So they're to be ordered
12 detained at that point in time pending resolution
13 of the state criminal case and they're not eligible
14 for any sort of civil citation or diversion program
15 or anything like that. They're not authorized to
16 have that.

17 So, additionally, the legislature requires
18 some additional notification requirements if an
19 individual is arrested for 811.102. The arresting
20 law enforcement agency shall notify ICE regarding
21 the arrest and shall also notify the Department of
22 Law Enforcement and must include information to us
23 to include their fingerprints, photographs and any
24 other biometric information necessary to identify
25 the unauthorized alien.

1 The final section is the felony version of the
2 offense. So this is an illegal reentry of an
3 unauthorized alien. This is where the individual
4 is 18 years of age or older, they have been denied
5 admission, excluded, removed, deported and after
6 that removal proceeding or that removal order has
7 happened they are then found to enter the state,
8 they attempt to enter the state or they're found in
9 the state, that is a felony of the third degree.

10 If they have reembarked at a place outside the
11 United States and the attorney general expressly
12 consented to it or they were denied or there is
13 something else that happened to where they are now
14 allowed back into the country, then they are not
15 prohibited.

16 So, like with the misdemeanor version of it,
17 there are some minimum mandatories associated with
18 violation of this offense. So, for first offense,
19 the individual has to be sentenced to a year and a
20 day, and if they have three or more prior
21 convictions for a misdemeanor or a felony that does
22 not include an aggravated felony, then they must be
23 imprisoned for two years. If the individual has a
24 prior conviction for a forceable felony or an
25 aggravated felony under federal law, they commit a

1 felony of a second degree and they're sentenced to
2 a minimum mandatory of five years in prison for
3 that.

4 Again, unless there is some sort of
5 prohibition otherwise, the court is to presume that
6 no conditions of release can assure their
7 attendance at future court proceedings and they
8 must be detained pending disposition of the case.
9 They're not eligible for any sort of civil citation
10 or diversion program or anything like that.

11 Again, there are the notification requirements
12 where they must notify -- arresting law enforcement
13 agency must notify ICE regarding the alien's arrest
14 as well as notify the Department of Law Enforcement
15 and provide fingerprints, photographs and any other
16 biometric information as well necessary to identify
17 the individual.

18 And that concludes my presentation.

19 SHERIFF JUDD: Are there any questions of
20 Ms. Holmes?

21 CHIEF BAGE: I do. I have one question.

22 SHERIFF JUDD: Yes, sir.

23 CHIEF BAGE: So, when you were outlining the
24 statutes on 811.103 and 102, the sneaking into the
25 country statutes, there has been some concern. I'm

1 the incoming president for the Florida police
2 chiefs and a lot of the chiefs around the state are
3 concerned that in '03 it talks about at any time
4 found in the state, and in 102 it only talks about
5 entering or attempting to enter the state.

6 So, for 102, would you have to catch them at
7 the state line?

8 MS. HOLMES: So that is something that I've
9 been in discussions with, with the Attorney
10 General's Office, and we are looking into all of
11 that because that is something that I notice that
12 there was that distinction between the felony
13 version as well as the misdemeanor, but that is
14 something that we're looking into for that. I'll
15 be able to provide you with an answer to that once
16 I talk with the Attorney General's Office and get
17 that clarification.

18 CHIEF BAGE: Thank you.

19 SHERIFF JUDD: Any other questions?

20 Yes, sir.

21 SHERIFF PRUMMELL: Yeah. We've had that same
22 discussion, but, in addition to that, if there has
23 been a misdemeanor, if it doesn't occur within our
24 presence, we cannot make the arrest on them; is
25 that correct?

1 MS. HOLMES: Yes. That is correct, and that
2 is something that I'm working with the Attorney
3 General's Office as well on.

4 SHERIFF GUALTIERI: So I've got an opinion on
5 that.

6 MS. HOLMES: Please share.

7 SHERIFF GUALTIERI: I'm going to cover it
8 during my presentation.

9 SHERIFF JUDD: Okay.

10 SHERIFF GUALTIERI: I'll share with you what
11 that is.

12 MS. HOLMES: Thank you.

13 SHERIFF JUDD: Anything else?

14 Thank you very much.

15 Let me underscore before we go on. Some of
16 this is down in the weeds for those of you, maybe
17 police agencies, sheriff's office that may be
18 watching it. I underscore, I highlight, I put in
19 parentheses, make sure you pay attention to this
20 very detailed law.

21 The governor is absolutely unequivocally,
22 along with the attorney general, going to hold any
23 government, any actor, any government actor, no
24 matter what level, accountable and responsible if
25 they don't follow these laws.

1 So, at the end of the day, we want to give
2 fair warning to everyone that the governor is very
3 serious about this, and anyone who tries to desert
4 or defy this law will be held accountable by the
5 appropriate sources.

6 So, as we go through this education period,
7 the reason we're doing that today is so that
8 everyone has a clear understanding. If there is
9 anyone here or anyone that's watching that still
10 does not understand or needs further help, please
11 contact -- you can contact counsel through FDLE and
12 we'll get you educational material. We don't want
13 you in trouble; however, if you don't pay strict
14 attention to these laws, the governor and the
15 attorney general will make sure that you're held
16 accountable.

17 Now, with that, we're going to have three
18 speakers. First we're going to begin with the
19 federal enforcement removal operations overview.
20 Then Sheriff Gualtieri is going to report. Then
21 our executive director of the state board,
22 Mr. Larry Keefe, is going to introduce himself and
23 report to us as well.

24 We're not going to take any questions until
25 the three of them finish speaking because some of

1 this will overlap. Some of the questions you may
2 have of one will be answered later on. Then at the
3 end we'll have a discussion with any of our
4 colleagues.

5 So our next speaker is Deputy Field Office
6 Director Juan Lopez-Vega. He's going to brief us
7 on operations.

8 Sir, welcome to the council.

9 MR. LOPEZ-VEGA: Good morning, and thank you
10 for having us over. It's a pleasure to be here,
11 and I'm looking forward to our future
12 collaboration.

13 I will be presenting on the basics of what our
14 agency is entrusted and delegated to do when it
15 comes to immigration enforcement.

16 The history and the beginning of ICE after the
17 911 terrorist attacks, U.S. Congress passed the
18 Home Security Act of November 2002 thus creating
19 the Department of Homeland Security.

20 Okay. The DHS absolved the former Immigration
21 and Naturalization Services, and the former U.S.
22 Customs Services approved three new agencies, ICE,
23 Immigration and Custom Enforcement, U.S. Customs
24 and Border Protection and the U.S. Citizenship and
25 Immigration Services.

1 We, within ICE, are the enforcement aspect of
2 the immigration. We also have HSI who handles
3 criminal investigations. ERO handles custody
4 management, the enforcement side of field
5 operations, health services corp that does the
6 medical treatment and care of our detainees in
7 custody. Law Enforcement System and Analysis, they
8 are our IT brand. They create all the systems we
9 work with and utilize. We have the non-detained
10 management, which is a large portion of our
11 portfolio, our support, which handles all the
12 purchasing, all the contracting, et cetera, of our
13 operations and then the removals portion.

14 What do we do, ERO. We identify, arrest, we
15 contain, we also process, that is not in the slide,
16 and we remove. They identify and focus our
17 resources on the great threats to our homeland
18 security; however, we do enforce immigration laws
19 and any violators of our immigration laws.

20 We have our partnerships with the local and
21 other state and federal as well through the use of
22 the detainer at 247. It's a lawful request issued
23 by the bureau to federal and state and local or
24 tribal law enforcement agencies to maintain custody
25 of unidentified aliens up to 48 hours beyond when

1 they would have been released to the community
2 and/or notification required allowing us time to
3 assume custody of the subject before its release.

4 Detainers are one of the primary ways ERO's
5 carry out its public safety mission and helps
6 safely remove criminal aliens before they can be
7 released into the community and potentially
8 reoffend.

9 Partnerships with local, state and tribal law
10 enforcement organizations provide a safe and
11 efficient method of engaging criminal offenders in
12 a secured and controlled environment.

13 One big portion of our identifying section is
14 the collaborations with locals and states with the
15 287(g) program. We have the jail enforcement motto
16 of the 287(g) and we have two of the most producing
17 arrest counties in the whole country, one of them
18 being Duval County and the other one being
19 Collier County.

20 The jail enforcement delegates their authority
21 to state and local law enforcement agencies to
22 identify criminal aliens and immigration violators
23 in the state or local custody and place them into
24 immigration proceedings.

25 We also have the Warrant Service Officer

1 program which is delegation to local and state
2 partners to execute a warrant on an alien that ERO
3 has identified as such.

4 The new aspect of the 287(g) program that we
5 are incorporating now is the field Task Force
6 Officer model, TFO. This Task Force Officer model
7 allows certain immigration enforcement authority
8 limited and under our oversight to local and state
9 law enforcement.

10 The arrest focuses on this our enforcement
11 actions are those who pose the biggest threat to
12 national security, public safety and border
13 security; however, we also pursue enforcement on
14 those who are in violation of the immigration law
15 in the country.

16 This is a chart where you can see within the
17 last year how many arrests have been completed by
18 our agency located in 25 field offices across the
19 country. They are criminal prosecutions or this is
20 our ECP initiates prosecution, criminal cases and
21 executes criminal warrants of aliens under Title 8
22 and Title 18 of the United States Code in
23 cooperation with offices of the U.S. Attorney.

24 We aggressively prosecute criminal offenders
25 identified through ICE enforcement activities

1 enhancement public safety. Fiscal year 2024 have
2 resulted in 3,034 arrests in violation of criminal
3 law, 3,012 criminal indictments and 3,014 criminal
4 convictions. Those arrested with a criminal
5 history totaled 516,050 charges and convictions for
6 administrative arrests which are the immigration
7 enforcement aspect of it. ERO conducts these or
8 aids will have probable cause to believe they were
9 removed from the United States, and those were 113
10 administrative arrests as well.

11 We have our field operations. We target large
12 enforcement. The continued operation provides
13 direction and support to locate and arrest at large
14 aliens within the United States and
15 intelligence-driven leads. Our future operation
16 personnel oversee targeted enforcement related to
17 at large aliens, ICE most wanted and foreign
18 fugitives.

19 Fugitive operations consists of 129 fugitive
20 operation scenes across the nation, 10 mobile
21 criminal apprehension teams, and our target
22 enforcement operations are coordinated and focus on
23 specific immigration violators such as sex
24 offenders, previous DUI and opioid traffickers.

25 Our apprehensions program focuses on the

1 identification and administrative arrests of aliens
2 in prisons and jails nationwide who have been
3 arrested by other law enforcement agencies for
4 criminal activities. This ensures secured transfer
5 of those aliens to our ERO officers. They're taken
6 into custody in a secured environment decreasing
7 risk to officers, the aliens and the community.

8 Our official use of resources taking criminal
9 aliens directly into custody is significantly more
10 efficient than attempting to locate and arrest them
11 at large and supports public safety by, I assume,
12 custody of our criminal aliens through CAT. It
13 prevents the alien from being released back into
14 the community where they may reoffend.

15 We have our detention portfolio. We oversee
16 the civil immigration detention of one of the most
17 diverse and fluid detained operations in the world.
18 ERO manages detention operations to provide for the
19 safety, security and care of persons in ICE
20 custody. ERO detains aliens for the purpose of
21 processing and removal.

22 Detention facilities that house aliens operate
23 under one of five sets of detention standards;
24 National Detention Standards 2000,
25 Performance-Based National Detention Standards

1 2008, 2011, National Detention Standards 2019 and
2 Family Residential Standards 2020.

3 The ERO also has also instituted policies and
4 programs to promote the safety and welfare of
5 vulnerable populations in custody.

6 I mentioned earlier the biggest portfolio that
7 we manage is the non-detained portfolio. Within
8 the non-detained portfolio, there is an alternative
9 to the detention program. ATD uses technology,
10 case management and other tools to manage aliens'
11 compliance with release conditions while in the
12 non-detained document.

13 ATD provides additional oversight for aliens
14 who may not warrant ICE's resources and detention.
15 Qualified ATD participants adhere to the following
16 types of monitoring: Facial comparison, GPS
17 monitoring and telephonic or electronic reporting.

18 Facial comparison technology monitors
19 participant's compliance via smart phones and other
20 technologies, GPS monitoring tracks the locations
21 to make sure of compliance, these are done via an
22 ankle brace, ankle monitor or a bracelet that is a
23 new technology being utilized, and the phone calls
24 are telephonic recordings of the phone calls.
25 There is a voice comparison, voiceprint, that is

1 obtained during enrollment, and that's how we check
2 on these subjects.

3 Removal of aliens from the U.S. who are all
4 subject to final removal issued by immigration
5 judge or other lawful order. Removals include
6 aliens arrested by ERO in the interior as well as
7 those apprehended by CBP at the border.

8 How do we remove. ERO is responsible for
9 coordinating, managing and facilitating efforts to
10 remove aliens from the United States. ERO's air
11 operation provides a network of air transportation
12 to ERO's 25 field offices to facilitate the
13 movement of aliens within the United States and the
14 removal of aliens' destination worldwide via air
15 charter and commercial air services.

16 ERO removes aliens subject to final order of
17 removal issued by immigration judge or other lawful
18 order. ERO places personnel onboard brought to
19 work with foreign governments to remove aliens from
20 the U.S. In collaboration with the Department of
21 State, ERO works with the international partners to
22 ensure the countries accept the return of their
23 nationals.

24 In fiscal year 2024 we moved the numbers and
25 conducted removal operations to 192 countries. 237

1 known or suspected terrorists were removed by ERO
2 in 2024, 3,706 known or suspected gang members were
3 removed by ERO and eight human rights violators.
4 Most countries adhere to international regulations
5 to accept the return of citizens.

6 ERO considered countries that systematically
7 refuse to do so to be uncooperative. ERO
8 coordinates with the United States Department of
9 State to address this issue, including through the
10 issuance of visa sanctions.

11 That is a brief summary of what ERO does here
12 in the community here in Florida.

13 SHERIFF JUDD: Thank you very much.

14 We'll take questions after all of the
15 presenters speak. I appreciate you being here.

16 Our next guest is Mr. Larry Keefe. He serves
17 as the Executive Director of the State Board of
18 Immigration.

19 Larry, if you will, tell us a little about
20 yourself and then we look forward to your
21 presentation.

22 MR. KEEFE: Very good.

23 Does the time that I spend here talking about
24 myself count against my perceptions?

25 SHERIFF JUDD: Of course not.

1 MR. KEEFE: Good morning everyone.

2 About me. I grew up in a military family, an
3 Air Force brat that still locates and grew up in
4 the Fort Walton Beach/Destin area of north Florida
5 with a University of Florida undergrad and to law
6 school.

7 I practiced law for about 30 years and then
8 President Trump during his first administration
9 appointed me to be the U.S. Attorney for the
10 northern district of Florida. I did that proudly
11 honorably. It was an honor to serve
12 President Trump then. When his administration
13 ended, I went to work for Governor DeSantis. He
14 referred to me as Florida's public safety czar, and
15 I proudly did that job for a while. Then I went
16 into kind of a retirement, did some private
17 consulting work.

18 I got this call about a month ago when all of
19 us were watching, including myself, in special
20 session and seeing everything unfold of what I
21 thought was kind of a perfect storm as
22 President Trump, his mandate for secured borders,
23 his mandate for mass deportation interior
24 enforcement.

25 Then I knew what the governor was all about in

1 Florida's cabinet, Florida's legislature was all
2 about, so we had that perfect storm come together
3 with the right president in the right place at the
4 right time having had some lessons learned four
5 years prior to that.

6 My work with the governor largely during the
7 Biden administration was kind of fighting an
8 asymmetric battle against the Biden administration
9 and, with all due respect, open borders and the
10 crisis.

11 So, when I saw as a retired grandpa doing some
12 consulting work on the side this perfect storm, and
13 then I saw the special session occur with Florida
14 saying we want to be right there with you,
15 President Trump, Florida is going to be the best as
16 it usually is, we're going to be a model, we're
17 going to be a blueprint and we're providing you the
18 best and brightest in Florida's resources to rule
19 in on this where Florida will be lock stead with
20 the president of the United States.

21 I was sitting there in Shalimar, Florida,
22 wondering man, that's going to be a great job for
23 whoever it is who gets the call to do it. I did
24 get that call, and I immediately accepted the job
25 and here I am as the Executive Director of the

1 State Board of Immigration Enforcement and proud to
2 do that.

3 I want to introduce -- I introduced him to you
4 all before the meeting -- Dan Cadman, my colleague.
5 He just stepped out. Perfect timing.

6 Dan Cadman, as I'll note in a minute in my
7 substantive remarks, has a long history before
8 there was even a DHS before 911, before there was a
9 Department of Homeland Security. He was in
10 Immigration Naturalization Services, INS guy, and
11 he worked very closely with this man who you
12 mentioned a number of times, President Trump, our
13 country's border czar, Tom Homan. Tom Homan refers
14 to Dan Cadman -- actually, I'm glad he's not here
15 because he shrugs whenever I say this.

16 I was in Sarasota with czar Homan and the
17 governor about a week ago and Dan Cadman. He is a
18 Pinellas County product. He lives here in
19 Pinellas County. Tom Homan referred to Dan Cadman
20 as his mentor. The state of Florida could not have
21 a better person with insights into the federal
22 system, immigration system, the ICE system. So,
23 when he comes back in, we'll know these things.

24 If I may, that's enough background on me, I'll
25 jump into what I believe you asked me to do,

1 Sheriff Judd, because nobody has a more plain,
2 frank, straightforward way of speaking than you on
3 this planet, as far as I can tell through my
4 experience with you.

5 You wanted to know my perceptions. I saw some
6 input in that line perception what is the mission
7 of this board, what are we doing here and what are
8 the roles of the council and what are my roles.

9 It all hinges on understanding what I'm about
10 to be say about that. To me it's all dependent on
11 context, looking at this context. Every question
12 that you want to talk about, everything you want to
13 think that about on this overall problem, you have
14 to appreciate the context in which it occurs, and
15 that is the president gets elected in November on
16 this mandate, he gets inaugurated in January and he
17 makes it a national priority, a national emergency.
18 We are no longer in regular order. The President
19 of the United States has declared a state of
20 emergency.

21 Sheriff Judd, you used the expression today of
22 "the sense of urgency," and that's an expression
23 that I wish I could have remembered that you used
24 like "Polk County quick" or something like that.

25 So any time I get into a meeting or something

1 like this where we're talking about this issue, I
2 say we are not in regular order, this is not
3 another wonderful government program, it's a
4 great -- we have to have a board and a commission
5 and council, let's go study this and we'll have a
6 couple legislative sessions and we'll build a
7 bureaucracy.

8 My perception, I hope it's that of the board,
9 I think it is, I hope it's that of the legislature,
10 I think it is. Every time I see the president of
11 the United States it seems to be -- and when I was
12 with czar Homan a week ago with his former mentor
13 Dan Cadman it certainly was. So that's why I'm
14 here. That's why I'm doing this.

15 So, shortly after that happened, the president
16 is inaugurated, we are in a state of emergency.
17 The state of Florida is taking the same posture.
18 We are lodged up with the president who is going to
19 be better, smarter and provide more resources.

20 We see all these laws that were up on the
21 screen a moment ago all designed to implement this
22 mindset that Florida is going to be the best.

23 Now, another thing that I haven't heard
24 mentioned yet in our discussion today that I give a
25 very high degree of priority once I get beyond kind

1 of the description of the context here is, if what
2 you're really trying to do is mass importation at
3 the national level and at the state level in
4 Florida, knowing the feds are primary and we're
5 secondary, we are support to assist them. I know
6 this from working for the governor and from what I
7 know about President Trump, it's about success,
8 being a winner, it's about numbers, it's about
9 measurement.

10 If this is all about mass deportation, how
11 many people in the state of Florida are -- if I get
12 this term right -- amenable to the deportation, how
13 many of them are there, where are they and let's go
14 and make it happen, let's engage, let's find them,
15 sort them in terms of where they are in the
16 continuum of removability. Find them, sort them,
17 arrest, detain -- I just say "detain" -- detain
18 them and deport them.

19 Any conversation I have, sense of urgency and
20 where does it fit in on that analytical framework.
21 Find them. Who knows how to find them. Feds have
22 a lot of edges with lots of databases in these
23 things. The state is developing their own. The
24 locals are working together on that, but it's
25 finding the ones in Florida, sorting them which is

1 uniquely a federal function, lots of lawyers
2 looking at what their criteria and status are,
3 where they are what I call the continuum of
4 removability and then arresting them, apprehending
5 them, detaining them and deporting them.

6 So I get this job and I want to immerse myself
7 in it, and it really becomes know your customers
8 they say in the private sector. You got to know
9 your customer before you can really help and
10 assist.

11 So the first thing I did was go to Washington,
12 and I went to talk to the people as high up as I
13 could get in the organization, including the
14 director and the senior staff of your organization
15 and all the other federal alphabet agencies in
16 Washington that had anything to do with that.

17 Then in Florida the largest concentration from
18 my observation of federal immigration related
19 people are in Miami, the HSI building just south of
20 Miami in Doral.

21 So I went down there and taking my state law
22 enforcement colleagues with me to wrap myself
23 around a customer too, as they describe it,
24 understand their problem set, you know, how are you
25 looking at this, how are you thinking about this.

1 Amongst all the discussion about -- basically
2 there is two approaches to this. There is list
3 based where you can get criteria, identify people,
4 you find them, where is their last known address,
5 what are their criteria, where are they on the
6 scale of an ability to deportation.

7 Then the rest of it really is less of a law
8 enforcement thing. It's more of a logistics thing.
9 It's about once you have them, you've apprehended
10 them, you need to get them into federal detention
11 custody, and there is lot of transportation that's
12 hidden in that.

13 How do you get them from the side of the road
14 or wherever they are to where they need to be
15 within timeframes with all of these different
16 federal, largely federal. Be very careful when you
17 hear is it federal, is it a policy, is it norm, is
18 it custom, is it a federal statute, is it an act of
19 congress that says you can or cannot do something
20 or is it something perhaps a little bit less. It
21 could be a promulgated rule that supports them now.

22 A lot of the conversations you will see in the
23 fine print is, it's a policy, it's custom, it's a
24 norm, it's a way during regular order and ordinary
25 times that you do things.

1 Once again, not to beat the emergency drum too
2 much more, the president of the United States and
3 the Florida legislature and our governor cabinet
4 and all these elected people, just like you four up
5 there are elected and accountable to people, made
6 it a national priority, and that's what we need to
7 focus on.

8 My perception thus far into all of this is
9 that the federal government and the state and local
10 government will share their data and put their
11 databases together are going to be pretty good.
12 They already are pretty good on the find and sort
13 part, but where all roads lead in my time in this
14 job is the transportation, detention, physical
15 capacities, logistics, Federal Express-type stuff,
16 not so much -- it's infused and there is overlays
17 of legal stuff in it, but it's how to effectively
18 and efficiently move people around from the point
19 of apprehension to various facilities, meeting
20 certain timelines and then detaining them safely
21 and humanely.

22 So that's where my focus has almost
23 exclusively been in my vast one month on this job
24 and a couple days is really zeroing in on to do
25 this at scale, to effect a mass deportation. I'm

1 only looking at the state of Florida. It is an
2 attractable Gordian knot problem unless you come up
3 with, as Florida often does -- national problems,
4 you take our sheriffs that are the absolute best,
5 our police chiefs, our law enforcement along with
6 all the accolades.

7 Florida is doing good. We get results. We
8 make things happen. Other states sometimes don't
9 like saying it, but they can copy what we do. We
10 have a lot of smart, highly-motivated people. We
11 are in a very good place as a state.

12 So I'm in this space and I see this. So our
13 leaders say we need somebody other than law
14 enforcement, with all due respect, people in the
15 room, so to speak.

16 Well, I know that we have the world class
17 absolute best in Kevin Guthrie, the Director of the
18 Division of Emergency Management, and he is really
19 good about safely moving people and stuff around in
20 high-stress, high-pressure, emergency situations
21 including soft-sided facilities, hard-sided
22 facilities. Whatever the state of the art is in
23 the planet earth on how to house people and move
24 people and feed people and treat people safely and
25 well, he knows it and his very close, you know,

1 sibling in that space is the Florida National
2 Guard, Lieutenant John Haas. They work very, very
3 well together. General Haas and the National Guard
4 have unique capabilities on the security side of
5 things, and come to find they even have judge
6 advocate general military JAG's and there is a way
7 to get them authorized relatively rapidly to be
8 immigration judges. There is all sorts of tools
9 and fixes if you just look at them.

10 So the greatest contribution I think I've made
11 in this endeavor thus far is recognizing
12 Kevin Guthrie of Emergency Management needs to be
13 here, his brain, and General Haas.

14 So, over the last two or three weeks, to
15 summarize this, those fellows, what I would
16 straight up call geniuses, have been trying to
17 communicate at the Florida level in the fed side up
18 in Washington to the federal level of solutions.

19 We have embraced the federal government, we've
20 gone to Washington, we've gone to Miami, we
21 understand the problem. The attractable Gordian
22 knot is detention capacity and transportation
23 capacity.

24 Low and behold, there are Florida blueprint
25 fixes for that, and they have them and they have

1 been trying to communicate them and express them.
2 That's still under review and consideration. There
3 is a lot of embedded questions like who is going to
4 pay for it and other not necessarily details, but
5 if you really want to know could this be done, it
6 is my assessment and belief that the state of
7 Florida could have a few weeks ago, other than some
8 compliance with 287(g) qualification process,
9 completed the training, but are waiting to get
10 credentials or awaiting background checks. I know
11 some of your agencies polygraph people at the
12 outset before they come onboard. So they're pretty
13 relatively trustworthy people.

14 All of that is coming together well. Of
15 course, Florida is first through the sheriffs,
16 particularly Sheriff Gualtieri, on the 287(g).
17 They're the first ones in line ready to go to be
18 force multipliers.

19 I've heard it said over my time with the
20 Department of Justice that 85 percent of all law
21 enforcement in this country is state, local. Less
22 than 15 percent is federal. Well, it's all about
23 finding them, sort them. Let's get the sheriff's
24 deputies and the police officers out in the field.
25 They're very close to being there. They're very

1 close to being there, but, then again, you run into
2 the problem that you always come back to, detention
3 and transportation.

4 So right now I would just say here that there
5 are viable solutions that have critical aspects of
6 the cost, but in terms of rapid deployment, speed,
7 state of Florida, hurricane, we've learned a lot of
8 lessons from that, we've got people that are there
9 that are ready to go as all part of the Florida
10 blueprint that are scalable and can be used in
11 other states. We're awaiting ultimately federal
12 review consideration and authorization that I hope
13 comes soon.

14 So where things are revolving for me in terms
15 of my perception of my role is certainly not to be
16 duplicative of this obvious group of law
17 enforcement career professionals. I'm always
18 particularly impressed with the sheriffs because
19 you're also accountable with the people. You're
20 elected. No offense to you all, but you're chosen
21 by councils or boards and that sort of thing.

22 I'm the classic political appointee, nobody
23 elected me to do this job, but for so long as I am
24 in it I will try to bear truth and transparency to
25 you.

1 I really see my role right now as being a
2 diplomatic, but an honest straight shooter on
3 identifying what I call show points, frictions, you
4 know, why can't this be different.

5 I sense there is a frustration around the
6 state of Florida where I've lived most of my
7 63 years. We know Governor DeSantis and the
8 cabinet take care of business, we know how the
9 legislature feels and we know how President Trump
10 is.

11 What's the problem. What's going on here.
12 Every day people hear about all the things you are
13 doing to get ready to get on the field and out
14 there through 287(g), not just in the jails, but on
15 the field. You're ready to go and do that.

16 I am a very expendable person, so I will try
17 to do the best I can to be diplomatic and measured,
18 but, at the same time, call it like it is. If it
19 is an intractable problem based on my observation
20 immersing myself in this, I will so tell you that,
21 if I think it is a solvable problem, that it has
22 dynamics to it, everything is simple, but I do
23 think Florida has a lot to offer as being the model
24 or blueprint for the country on this.

25 So, in my wind down on some things, just to

1 particularly highlight, not to the exclusion of
2 anything else, there is many important things that
3 I haven't noted here, but in regard to 287(g) --
4 you know, it's one thing, an important thing, the
5 law requires it, to sign up for it in the jails, in
6 the task forces and it's commendable and it's
7 excellent, but that's kind of like being eligible
8 to get on the field in the basketball game.

9 It's like are you going to get in there and
10 give effort, are you going to play. The statute
11 talks about best efforts and such things and
12 admonishing those that might inhibit, impede or
13 restrict those folks.

14 So that's a critical thing to watch and keep
15 an eye on is the level of exercising best efforts
16 for the mission, actually engaging in play, not
17 just having the credentials to play. So that's an
18 area in which I'm very interested in as well.

19 The other thing is, I noted a little bit
20 earlier, there is this whole notion of are we
21 talking about a federal law, is there a federal
22 statute, an act of congress, or is this a policy or
23 norm or a custom.

24 You noted, Sheriff Judd, I think in one of
25 your remarks or a number of them at the outset of

1 are these the kind of things that President Trump
2 in executive order can say that is no longer the
3 policy, that is no longer the norm, that is no
4 longer the custom, it does not require new
5 legislature of an act of congress.

6 Ask yourself that question when somebody is
7 giving you the can't do, no, because it is my
8 preliminary assessment, and I think I have somewhat
9 a license to say this because I am, one, a lawyer
10 that is, is what I predict is a significant number
11 of these show points will be attributable to not
12 the operational decisions of what is a physical way
13 to get this done.

14 It will be risk eversion, sometimes well
15 placed. It will be fear of what President Trump
16 calls lawfare or weaponization or warfare. We see
17 it play out every day in the news. President Trump
18 strikes this, we're in an emergency posture, he
19 directs the people who carry out his policies to do
20 everything that is all lawful means necessary to go
21 forward. You got to be careful that the
22 distinction unprecedented and unconventional
23 doesn't mean unlawful. There are lawyers, some
24 whom I predict, that are making these judgment
25 calls that become the reason not to do. There may

1 be good reason. All I want to do is see that it be
2 transparent and open so the people know why this
3 isn't happening.

4 At the end of the day, it turns out to be
5 well, we might get sued and be lawsuit Number 1,562
6 related to immigration. Maybe that's where this
7 needs to play out. I see it as my role until the
8 board tells me or you all recommended the board to
9 tell me otherwise.

10 That's about it.

11 I look forward to you asking your questions,
12 but I know we're going to defer the questions until
13 Sheriff Gualtieri goes.

14 SHERIFF JUDD: Thank you, sir.

15 MR. KEEFE: Yes, sir.

16 SHERIFF JUDD: Thank you.

17 Next I would like to introduce
18 Sheriff Gualtieri. He has a wealth of knowledge in
19 the field of illegal immigration. I've had the
20 pleasure of working with him on this issue back to,
21 what, 2017, Bob, something like that.

22 He is our subject matter expert. He's not
23 only an outstanding Florida sheriff, but he's also
24 an attorney and he's focused his effort and his
25 research in this specific area.

1 His focus has been what can we do and what is
2 the limits of our authority so that we don't
3 violate some federal law or some state law or
4 certainly some constitutional issue.

5 There is no one that I'm aware of that is
6 better qualified to educate us than
7 Sheriff Gualtieri. He's made this a mission for
8 years and years.

9 So, Sheriff, thank you.

10 SHERIFF GUALTIERI: Thank you, Sheriff Judd.
11 Good morning everybody.

12 As Sheriff Judd said, I've had, really, the
13 opportunity to be involved with this now for the
14 last, really, seven years.

15 During the first Trump administration there
16 was push to do the same thing that's happening now,
17 but not as robustly as what's happening now. Some
18 of the problems we ran into were some of the things
19 that others have talked about, Mr. Keefe talked
20 about it and others, are these bumps in the road.

21 The way that I've approached this, working
22 with people at headquarters since 2018, including
23 Mr. Homan and others, is let's figure out how to
24 get to the yes. Let's figure out how to get to the
25 finish line. Let's figure out how to make all this

1 happen.

2 Against the constraints of law, rules,
3 regulations and trying to get around the obstacles
4 wherever we can and when you talk about federal
5 immigration law, it is complex. I think it's
6 probably overused, but it's accurate when it comes
7 to federal immigration law, and there are a lot of
8 rules and a lot of regulations and a lot of law
9 that you have to navigate. Again, it is probably
10 one of the most complex areas. It's very difficult
11 to understand.

12 Also, what I'm going to try to do this morning
13 is trying to put it in a local law enforcement
14 perspective, local law enforcement context, because
15 it's not something that we deal with. It is not
16 something that we have traditionally dealt with.
17 It's traditionally been a federal responsibility.

18 So, as we begin talking about it, one of the
19 things, that's why against the backdrop it's been
20 set up, I'm just going to reiterate this briefly.

21 So you've got the Department of Homeland
22 Security, you've got ICE. Within ICE you have ERO,
23 which is Enforcement and Rule Operations, and then
24 the other side under ICE you have HSI, which is
25 Homeland Security Investigations.

1 I would say from my perspective 99 percent of
2 the time when people talk about ICE they're talking
3 about ERO, they're not talking about HSI, and
4 people don't understand that difference.

5 You heard Mr. Lopez-Vega talk about -- he used
6 the term "administrative," administrative charges
7 and administrative warrants. Let's put it in our
8 terms and our terminology. That means civil. It
9 means that it ain't criminal.

10 Okay. So, when you're talking about
11 immigration violations as well, you're talking
12 about immigration charges. There is a whole lot in
13 immigration that is criminal. There is a whole lot
14 that has a civil companion to it or you could flip
15 it around and say there is a whole lot to civil, it
16 has a criminal companion.

17 There is also some things in immigration law
18 that have no criminal charges that are fairly
19 civil. People get all this mixed up and messed up
20 and it all gets twisted around.

21 So, as an example, it's a crime under federal
22 law as well as there being a companion civil
23 charge. If you cross the border illegally, it's
24 criminal and civil, but if all you do is overstay,
25 is that all you do to come here illegally and

1 you're on a visa and you overstay, that's never,
2 never criminal. Congress has always said that's
3 civil. You can't be criminally charged for that
4 under federal law.

5 This is one of the problems that some of the
6 states have run into because they have tried to
7 criminalize simply being present and get shot down
8 under the supremacy clause of the U.S. Constitution
9 because congress has said and they have -- it gets
10 into all this legal stuff. I don't call it legal
11 stuff. It gets into what's called field perception
12 preemption and other forms of preemption, and it
13 says congress has said that ain't never a criminal.
14 So states you can't say that's criminal.

15 So this is where it gets all over the place
16 with it, but just know there are some things that
17 are criminal, there are some things that are
18 criminal and civil and there are some things that
19 are only civil.

20 We're trying to figure this out. We're trying
21 to figure out what can we do and what are our
22 roles, and it also goes to what we can do and can't
23 do, as you will see as I get into this. This is
24 why, as an example, with some of the warrants, that
25 people talk about warrants, is that it gets into

1 why we -- we're cops, we can serve warrants. No,
2 you can't, because there are administrative
3 warrants, there are civil warrants and the law says
4 only these specific people can serve those.

5 Again, it's a very twisted path. It's very
6 achievable, and you can absolutely get to where you
7 need to be and get it done, but you got to wind
8 through it.

9 So where we often face, as local law
10 enforcement, a huge misunderstanding from the
11 community is that the basic premise is that
12 immigration enforcement is solely the
13 responsibility of the federal government and we,
14 generally speaking and traditionally, have not had
15 any authority to enforce immigration law.

16 So, without some specially-designated
17 authority which everybody -- and I would suggest to
18 you that we'd all be well served if we just forgot
19 this term 287(g) because it causes confusion.

20 287(g) -- you will see as I get into this, all
21 287(g) is, is Section 287, Paragraph G of the INA
22 which is the Immigration Nationality Act, and
23 that's all it is. So, there is a whole bunch of
24 stuff under it, but that's what everybody calls
25 them. The Homeland Security Secretary can

1 designate that authority, and that's when we can
2 act.

3 Now, when you get into the authority to act
4 and you get into what we can do, there are really
5 three types of immigration enforcement actions that
6 our people, whether you're a state law enforcement
7 officer, you're a deputy sheriff, you're a city
8 police officer, et cetera, is that where you can
9 function as what's called a DIO, or Designated
10 Immigration Officer, and you can assist ICE,
11 meaning more specifically and most of the time it
12 is ERO in getting these people out of here, and
13 that's what it's all about.

14 Like Mr. Keefe said, the goal on the majority
15 of these is not criminal prosecution. The U.S.
16 Attorney's Office by and large -- the U.S.
17 Attorney's Office is that they will criminally
18 charge some of these people, but most of this is
19 not criminal. The majority is civil, and it's to
20 get them out of here so that they're not in the
21 United States.

22 So we talked about these three models. I'm
23 going to go through these, but another thing that
24 we have an opportunity in some places in the
25 country to cooperate with ICE and to help ICE is,

1 really is ICE doing its own thing. All we're doing
2 is providing them the space and the opportunity
3 where it is the lowest of hanging fruit.

4 You will see in a minute when I talk about
5 this as the priority -- Mr. Lopez-Vega talked about
6 it a little bit about their priorities, and
7 Sheriff Judd talked about it as he's heard from the
8 president, Mr. Homan and from others. It's the
9 worst of the worst first, and that's the criminally
10 illegals, the people who are wreaking havoc in the
11 community that we need to get out of here.

12 In most cases it's the bigger jails, bigger
13 county jails. There are some where there is some
14 medium and maybe some smaller ones, but this is
15 where ICE offices are called. So, remember, we're
16 talking about deportation officers under the ERO
17 side. We're not talking about the special agents
18 on the HSI side. We're talking about the guys that
19 are the boots on the ground every day that are
20 doing the job to get these people out of here or
21 they will embed ERO deportation officers in the
22 county jails.

23 Now, to me, that's the win of the win because
24 they're doing their own work. We don't have to be
25 worried about deputizing people, you don't have to

1 worry about having access to databases, you don't
2 have to worry about navigating all these nuances
3 because they're there and they do it themselves and
4 then they can make those civil arrests, they can
5 watch those detainers, they can do all of that.

6 The reality of it is, ERO doesn't have the
7 personnel to put people in most county jails across
8 the United States. So it's rare that that happens,
9 but there is a model out there where that does
10 occur in some places.

11 So, as we talk about the three programs and,
12 as I said, the authority for those programs comes
13 from the Immigration and Nationality Act,
14 Section 287, and that is all in the Code of Federal
15 Regulations, CFR, and it's in Title 8 of the U.S.
16 Code which is where all the immigration stuff is.

17 So these three types of programs are -- the
18 first of all is the Warrant Service Officer
19 program. That's the newest of all of these. The
20 Warrant Service Officer program is what we came up
21 with back in 2018. We're trying to figure out a
22 way to honor these detainers.

23 We were really beating our heads against the
24 wall trying to figure out a way to do this
25 lawfully. So that's something that we worked with

1 ICE on and then Director Homan to come up with
2 this, and this is the newest of the programs, the
3 WSO program.

4 The second, which was talked about a minute
5 ago briefly, is the JEM program or the Jail
6 Enforcement Model, and then the third, which is
7 attached to this model, which is the cops on the
8 street.

9 I'll talk more about the specifics of these,
10 but you get into what is law, what is rule, what is
11 regulation and what is practice for policy. Well,
12 the DHS secretary really has excessive latitude in
13 determining the implementation of these, if you
14 will, 287(g) programs and what the requirements
15 are, what are the designation of authorities, what
16 does the training have to be, how fast can you do
17 it, how much training has to happen, what are the
18 limits on what you can do.

19 They have great latitude in this, and
20 sometimes -- I'll just say it candidly -- sometimes
21 the bureaucracy gets a little bit much in getting
22 this done, I think, but they're moving fast and
23 they got a lot of people, they're working hard on
24 it, but it's still a process. They do have
25 latitude in this because it depends upon the

1 designation by the DHS secretary.

2 So we talked about, a little bit, I think,
3 some of the priorities and the top priorities. As
4 stated by the administration and by ICE, the top
5 priorities are those who are criminal illegals.
6 Those are people that have committed state law
7 crime, been arrested and they're booked into a
8 jail.

9 Those who also pose a public safety or a
10 national security threat, they are a priority for
11 removal or deportation.

12 Those who have been previously removed, but
13 they come back. To me, you know, that's one of the
14 worst of the worst because what did you not get,
15 they didn't get the message. We told them to get
16 out and then they came back.

17 We had a deputy back in 2022 that was killed
18 here in Pinellas County by a guy who was previously
19 removed twice and he came back through Eagle Pass,
20 Texas, and he killed one of our deputies. So,
21 these people who are removed and come back
22 certainly fall under that category, a priority, and
23 I'm glad to see for ICE it's a priority.

24 Then, finally, those who didn't get the
25 message even after a judge told them to get out.

1 So there are about 1.4 million people here in
2 the United States that have final orders of
3 deportation issued by an immigration judge. That
4 means they had their day in court. That means they
5 got to go through the immigration system. They got
6 to make their case. They got to fight it as much
7 as they wanted to fight it.

8 That system is, you go before an immigration
9 judge and then you go before the Board of
10 Immigration Appeals, you go to the district court
11 if you want, you can go wherever you want, but when
12 you get that final order and then they issue that
13 warrant that says you're done and gone, you need to
14 go. There is about 1.4 million people here who
15 just thumb their nose at the system after they had
16 their day in court and have not left.

17 So those are the priorities.

18 Now, as we talk about the priorities, the one
19 that's at the top of the bucket list are these
20 criminal illegals. The reason why I say that
21 they're at the top of the bucket list is because
22 those are the people that have committed crimes,
23 those are the people that are wreaking havoc in our
24 community, those are the people in which you are a
25 U.S. citizen, you're an LPR or Legal Permanent

1 Risk, whether you're a noncitizen, whatever, there
2 ain't nobody here in this country that wants these
3 people in our communities that are out there
4 committing these crimes and wreaking havoc and
5 causing people to be victimized. I don't care who
6 you are. You want them out of here. It's also the
7 priority because it's the safest way for ICE, for
8 their officers, to take these people into custody.

9 The communities around the United States, and
10 we don't have any here in Florida because of the
11 effective policies of the legislature or the
12 governor of what they have done to say we will not
13 stand for these sanctuary cities in Florida.

14 These sanctuary locations in the United States
15 that won't let ICE into their jails are actually
16 making it worse and they're making it less safe for
17 their officers because when you got the guy who
18 committed that rape, the robbery, the murder or
19 whatever it is, that means they got to go out into
20 the community and pick these people up as opposed
21 to being able to have a seamless transition from
22 the time that their state custody is up. They go
23 right out into ICE custody, they go through that
24 process and right now it probably depends on the
25 circumstances, but 60, 70 days they can get them

1 out of here.

2 Sometimes if they're a rat removal, they can
3 get them out of here in about two days, but it's
4 safe for them. We shouldn't be forcing them
5 because we're not cooperating with them because we
6 don't have that here in Florida to force them out
7 into the community.

8 So this also, okay, maximizes the limited bed
9 space and minimizes or mitigates what people
10 complain about which are collaterals. So when they
11 go out into the community, they do what we do. If
12 we go out to somebody's house because we got a
13 warrant for somebody on a robbery charge and we go
14 into that house and we arrest that guy on the
15 robbery charge, but there is three other people
16 there and they got warrants for no valid DL's,
17 well, they're going too, right. Every place, every
18 time, every cop in the country is going to do that.

19 Well, when they go out there and they got this
20 guy they're trying to pick up because they have an
21 administrative warrant, okay, a 200 or a 205, we'll
22 talk about that, for this guy because he's here
23 illegally because he underlined that he committed a
24 robbery, but there is also three other people who
25 are here illegal even though they didn't commit any

1 crime, they're going too.

2 So those are what they call collaterals. So,
3 if you're picking them up from the jail, then it
4 mitigates the nonpriority collateral arrest which
5 also maximizes limited bed space because bed space
6 is limited.

7 Across the country they probably got somewhere
8 for -- we're talking about the long-term bed,
9 something more than 72 hours. I think Sheriff Judd
10 mentioned in his comments there were around 40,000.

11 Today in the state of Florida there is only
12 2,000 ICE beds. Now, as of tomorrow, Glades County
13 is coming online with their contract, and they're
14 going to open up with about 300 beds and then
15 hopefully down the road a little bit they will get
16 a couple hundred more.

17 So they're overloaded, they don't have the
18 capacity, so that's why I'm trying to focus on
19 these illegals while Mr. Keefe in his efforts are
20 trying to expand it out further, but right now this
21 is what they got and what we've got to work with.
22 So we need to really focus on the worst of the
23 worst here in the moment.

24 This is what shouldn't happen. You shouldn't
25 be in the U.S. This is why it's a priority. This

1 is why the criminal illegals are our target. You
2 should not be in the U.S. illegally, first and
3 foremost, but if you are in the U.S. illegally, you
4 better be walking on eggshells and you better not
5 be going out and committing a crime because you
6 should not be here illegally, commit awful crimes,
7 get arrested and then be freed from jail on a
8 pretrial order or some sort of bail while your case
9 is going through the system, or after you are
10 sentenced not go straight into ICE custody and you
11 go back on the street where then they got to go
12 find you. So this is why this process from the
13 jail is so important.

14 So I'll give you a couple of examples of
15 people sitting about five miles east of us where we
16 are right now at the Pinellas County Jail. We have
17 about 3,000 inmates in the Pinellas County Jail
18 today and about 185 of those this morning had ICE
19 detainers on them.

20 We got one guy who is here illegally that
21 there is a detainer on. He's here from Mexico and
22 he's charged with 20 different counts of possession
23 of child pornography. Another one, lewd and
24 lascivious battery of a child under 12, and he's
25 her illegally from El Salvador. Another one from

1 Mexico for sexual battery or raping a child under
2 12 years old. A guy from Cuba, he's charged with a
3 DUI and DUI manslaughter because he killed somebody
4 while he was driving drunk and then resisted
5 arrest. We have another one from Honduras who
6 raped a physically helpless person and committed
7 numerous acts of lewd and lascivious molestation of
8 a child.

9 That's why these criminal illegals are our
10 priority, and that's why it is wrong for any place
11 in this country not to be working with ICE and let
12 them in these jails and get these people who are
13 wreaking havoc and committing these crimes out of
14 here and these people should never be back out on
15 the street. They shouldn't be in the country, but
16 they shouldn't be back out on the street again.

17 So here's how it works. In these next few
18 slides we'll kind of go through this, but I'm going
19 to kind of summarize it for you.

20 In every jail in the United States through
21 AFIS, which is the Automated Fingerprint
22 Identification System, people go to the jail and
23 there is no more old school imprints. It doesn't
24 happen. Everything is electronic.

25 So, when people's prints get taken, they

1 automatically go up to the FDLE, they go up to the
2 FBI. The FBI and the Department of Justice, they
3 will work sharing an agreement with ICE and there
4 is a law enforcement service center in Burlington,
5 Vermont. So all these prints, biometrics
6 automatically go -- when everybody gets booked into
7 a jail, they go up to the FBI, they go over to the
8 law enforcement service center.

9 They look at their system and the ICE system
10 and they want to see if there is a biometric match
11 to this person they got booked in. This is why
12 when you have the advocacy groups out there that
13 are bellyaching and moaning about this guy only got
14 arrested on a suspended driver's license charge,
15 this guy only got arrested on a petit theft charge.

16 Yeah, but there is an underlying reason why
17 the person was previously deported for all kinds of
18 other stuff, and it could be violent crime and it
19 could be because they were removed previously. It
20 could be before because of known public safety
21 threats or national security threats. All this is
22 because they got arrested even on a minor charge
23 and it goes over to ICE.

24 ICE looks at it and sees if that person's
25 biometric matches in their system and if that

1 person meets some of their priority criteria. So,
2 jail, routes out to the FBI, over to ICE to the law
3 enforcement service center, they look at it. If
4 they see it meets the criteria, then they send it
5 down to one of the local ERO offices.

6 The local ERO office, one of the deportation
7 officers looks at it and says does that guy meet a
8 criteria and do we want that person taken into
9 custody immediately upon the resolution of the
10 state charge, which means they got booked in and,
11 before they could bond out, bail, released on
12 recognizance or, if they're sentenced, conclusion
13 of the state charge. Whatever it is, do we want
14 them.

15 If they do, then the deportation officer goes
16 to their supervisor, they get approval to send over
17 to that county jail a detainer, which we'll talk
18 about, and a warrant for that person. That's what
19 results in the transfer through the detainer
20 process of this person. So that's how it works.
21 Sometimes it's a biometric, and sometimes it's a
22 biographical match. So they match two ways,
23 biometrically and biographically, but when they
24 determine they want that person taken into custody,
25 that's how it works, and then they issue the

1 immigration detainer.

2 Now, contrary to a lot of misinformation
3 that's out there, a lot of confusion about it is
4 that these ICE detainers have no culpability
5 outside of county jail. In Florida there are 67
6 county jails, 57 are run by sheriffs, 10 are run by
7 the counties.

8 So, for the city police departments or the FHP
9 or anybody else, they don't have to worry about
10 detainers. Detainers are a jail thing, and it's an
11 ask by ICE. I'll explain that more in a second.
12 It's an ask by ICE to hold these people so they
13 don't get out like those people I just went through
14 that are sitting out here in the county jail now,
15 so they don't get out and get back into the
16 community and ICE can take them into custody.

17 So the same we call a detainer is -- again,
18 it's federal government, so there is all these form
19 numbers and we shorthand them by having all these
20 form numbers. It's called an I-247.

21 Now, accordingly, I've got it in quotes. I'm
22 going to show you here in a second on the copy that
23 I have and have given you that's in front of you.

24 This 247 is a request by ICE to hold the
25 person on these civil -- so nothing criminal.

1 Okay. This is all civil. To hold these people on
2 their civil federal immigration charges for up to
3 48 hours after those state charges are resolved.

4 This is where my involvement heavily came into
5 being back in 2018 because what was happening is,
6 is that a whole lot of county jails across the
7 United States were getting sued because they were
8 holding people on these 247's, on these detainers.

9 You had all these predecessor programs. You
10 had secure communities, you had the enforcement
11 program, you had all these other things that went
12 on for years and everybody was just going on along
13 and they were honoring these detainers because, as
14 you can see --

15 I'll show it to you here, which was the
16 detainer. It looks like a legal document. It
17 looks like something oh, this is pretty good, I can
18 just hold based on this. Well, not so much.

19 What was happening was, back starting probably
20 around 2013, 2014 it took a while to wind through
21 the course is that somebody actually read this
22 thing. They said huh. What's it say on here.
23 Look at the copy I gave you. It's highlighted.

24 It says it's requested that you hold these
25 people. It doesn't say you shall, it doesn't say

1 you must and it doesn't say any statutory authority
2 for you to do it.

3 So somebody read it and then they started
4 filing lawsuits. And guess what. Sheriffs and
5 county jail operators across the United States,
6 they got their tail end sued off and all the people
7 who were suing them, they won, and rightfully so
8 because this thing doesn't provide any legal basis
9 to hold somebody.

10 So this is where the discussion started. How
11 do we get to a yes because you don't just stop and
12 say there is nothing we can do. Yeah, there is
13 something you can do. You got to figure out how to
14 get there.

15 So, after all these court decisions came out,
16 we had to come up with a way. As I said out here,
17 and you can look at it, it says that it's an
18 immigration detainer, maintain custody for no
19 longer than 48 hours and it's requested.

20 One of the other things that often comes up
21 too is, is that under this "can you hold somebody
22 for more than 48 hours," and the answer is no, and
23 that is in the Code of Federal Regulations. So the
24 48-hour period. Again, this thing by itself, it
25 doesn't do anything for you. If somebody holds --

1 and I can tell you that it's still happening
2 because people don't understand it.

3 You know, there is a lot of good that comes
4 out of the work of this council and the state board
5 and all of what we're doing.

6 I got a call as recently as a couple weeks
7 ago, and there was a county jail that still is
8 misunderstanding us because it's complicated.
9 They're holding people just on this. If you hold
10 people just on this, I can't be clearer, you're
11 going to lose. You're going to get sued, and the
12 person is going to win. You can't hold somebody
13 just on that.

14 So what we came up with was Option 1, and
15 Option 1 is really to let ICE do its own work.
16 There is housing agreements, two types basically.
17 One is called the "Basic Border Agreement," and
18 that's what we came up with in 2018. The other
19 thing is called an IGSA and there is also an IGA,
20 but don't worry about all those acronyms. They're
21 just contracts for housing.

22 So how it works under Option 1 is that you got
23 a person that's sitting in the county jail and as
24 long as the county jail has a contract to house
25 somebody is that ICE knows the person is there. A

1 number of ways this can be done, is that when that
2 person's state law charges are resolved, a
3 deportation officer comes by the jail and signs the
4 247 which is the detainer.

5 Now, importantly, because I just got done
6 saying that detainer by itself doesn't mean
7 anything, but you have to put something along with
8 it, and that is an arrest warrant. The arrest
9 warrants are the I-200's and the I-205's.

10 If you look at the next document that you have
11 in there -- I'll show it to you in a second. This
12 is a warrant for arrest. This is the I-200. The
13 I-200 is a probable cause more for arrest, and this
14 is where a deportation officer has probable cause
15 to the person to remove illegal alien and they go
16 to the DDSO which is the Detention Deportation
17 Supervisor, and they sign it and they allow the
18 person's arrest by issuing this warrant.

19 There is also a lot of griping out there
20 around the country about these warrants. People
21 say well, I'm not going to honor that warrant
22 because it's issued by ICE, it's issued by a
23 supervisor within one of the DHS components, it
24 doesn't have to be ERO. It can be some other ones,
25 but a supervisor with -- what we deal with well is

1 ERO. They can issue these warrants. People don't
2 like them. Well, if you don't like them, go to
3 congress because congress is the one that put in
4 law that the only officials that can execute and
5 sign these warrants and can authorize warrants is a
6 supervisory official within ICE.

7 A U.S. district court judge cannot issue this
8 warrant. A U.S. magistrate judge cannot issue this
9 warrant. The U.S. Supreme Court has upheld the
10 validity of these warrants. They have a case
11 called U.S. versus Abel.

12 So people have gripes with these warrants. Go
13 to congress, but it is the law of the land that
14 these warrants are valid and these are the warrants
15 that we have to honor.

16 So the next warrant that we have that's in
17 your packet is called a 205, and that's the warrant
18 of deportation. This is a warrant that gets issued
19 after an immigration judge issues a final order of
20 deportation, a final order of removal.

21 So it really doesn't matter for our purposes,
22 a 200 or a 205 is fine, but there are differences.
23 One is a probable cause arrest, if you will, and
24 the other is after they have been through the
25 immigration system and the judge has issued the

1 205.

2 Now, one of the big differences, though, and a
3 big difference for us, is these 205's once they're
4 issued is that they remain in effect in perpetuity.
5 That's foreign to us because we get a state
6 warrant, we arrest on the warrant, the warrant gets
7 purged. Not these. That's why it's important also
8 that people keep in mind that, again, some of it is
9 just self-serving rhetoric.

10 You got somebody that got removed in Portland,
11 Oregon, 10 years ago because they committed an
12 armed robbery and they got removed over a final
13 order, and then the guy that had a 205 and then the
14 person comes back and now they get arrested on a no
15 valid DL charge.

16 What goes through that system with the
17 biometric system when it goes all the way up to ICE
18 service center, they look and they say well, this
19 person was removed previously and they were removed
20 in Portland, Oregon, 10 years ago because they had
21 an armed robbery charge. Well, then these people
22 write well, they got picked up by ICE out of the
23 Pinellas County Jail or the Polk County Jail or
24 wherever and all they did is they had a no valid DL
25 charge. No. It's because they committed this

1 armed robbery 10 years ago and they were removed
2 and they came back again, but nobody sees that.

3 So there is a lot of stuff that goes on behind
4 the scenes with these things that you got to peel
5 back the onion to understand it.

6 So we go back to this. So right now in
7 Florida we were able to get this done within the
8 last short period of time. So I said that the 247,
9 which is the detainer, has to have a warrant
10 attached to it.

11 Under Option 1 we are going to get this done
12 now within the last few weeks. Every single
13 Florida county jail, whether it is a sheriff-run
14 jail or a county-run jail, has some type of a
15 housing agreement with ICE. Everyone has a BOA or
16 an IGSA.

17 So, under this, every jail under this option,
18 because ICE does its own work, they can come in and
19 they can serve the person with the detainer, they
20 can serve them the warrant and then fill out then
21 what's called an I-203, which is the housing form,
22 the booking form, and they're just housing them in
23 your facility because you're a county jail under
24 that booking form and you can hold them for up to
25 48 hours.

1 So this is what a booking form looks look.
2 It's an order to detain or release the alien. In
3 this case it's the order to detain. So, as long as
4 we have the detainer, we've got one of those two
5 warrants and we got this booking form, then we're
6 good to go and ICE has done its own work. We don't
7 need to do anything. This has nothing to do with
8 287. This is the way to get to yes.

9 As you will see right now because of some
10 holdups, not every county jail in Florida has more
11 service calls. So there are some 90 jails in
12 Florida today that this was being done or this
13 can't be done to make sure that these people can be
14 held. So that's Option 1.

15 So have I confused you all?

16 So Option 2. This is under 287.

17 Now, this is the Warrant Service Officer
18 program. Under the Warrant Service Officer program
19 the prints go up. Law Enforcement Service Center
20 of Vermont says "whoa, it looks like a good
21 candidate," sends it down to the local ERO office,
22 the deportation officer gets it and says "oh, I
23 think we want this guy." Doesn't have the final
24 word because he's never been removed previously,
25 but we got probable cause he's here illegally and

1 we got proof of alien, we got proof of basis for
2 removability, and they want him.

3 So they go to the supervisor, and the
4 supervisor says, "Okay. I agree with you, and I'll
5 authorize you to issue the detainer and I'll sign
6 the warrant."

7 In this case it's a 200. It's not a 205.
8 It's a 200 because it's a probable cause arrest.
9 They send that order to the jail and they watch the
10 detainer. The person is sitting in there on a
11 burglary charge. One week goes by, two weeks go
12 by, three weeks go by. All of the sudden grandma
13 comes in and is going to bond this guy out.

14 Now what they do is they go and they take the
15 200, but the warrant is served at the jail. They
16 kick in that 48-hour period so he can't bond out
17 that warrant. There is no ICE officer there. So
18 this is where the Warrant Service Officer program
19 comes in because this is where a deputy or a
20 correctional officer in the county jail has
21 authority to serve that warrant because they can't
22 get there in time because this guy is bonding out.

23 So, now, under Option 2, we're doing some work
24 for them. We are serving the warrant. We are
25 serving the detainer at the expiration of that --

1 the period of that person's hold on the state
2 immigration charges. So the WSO serves the warrant
3 detainer and then that starts triggering that
4 48-hour period.

5 So, Option 1, ICE is really doing all the
6 work. They issued the 203 which is really the
7 booking form, we hold him for 48 hours. We're
8 basically a hotel for 48 hours.

9 Under this is, is that we got the detainer and
10 we got the form sitting in our files, and as soon
11 as that person's state law charge is resolved, then
12 one of our deputies or a correctional officer in
13 the jail goes cell side and says "here you go" and
14 serves him with it, but, guess what, you ain't
15 getting out. We notify ICE and within 48 hours
16 they come and pick him up.

17 So Option 1 is the 203 which is the housing
18 agreement. Option 2 is we serve the warrant and we
19 hold them for to 48 hours.

20 So, getting back to what I said on the slide a
21 second ago, what does it take to meet the ESO.
22 Again, this is all very flexible because it all
23 depends upon, you know, again, like Mr. Keefe
24 mentioned, you know, what's in the wall, what's in
25 the rule, what's regulation, what's in policy.

1 Well, this is all set up by policy, and under the
2 WSO program, county jail personnel gets eight hours
3 to train and then they're able to watch the
4 detainer wait for the person to get released on
5 their state charges and notify ICE. Real simple.
6 That's about all they do. All they do is serve the
7 warrants, and that's why it's only eight hours of
8 training.

9 Now, under that model, and you heard
10 Mr. Lopez-Vega talk about it a little bit under the
11 JEM, which is the Jail Enforcement Model, is, is
12 that under the WSO model all they did was serve
13 warrants. That's it. Just serving the warrant,
14 doing the violation, in 48 hours they come and get
15 them, we're done.

16 The problem with that, I put that in quotes,
17 because it's very effective. It's really not a
18 problem. What happens is remember when you got
19 that process that takes place -- so, if somebody
20 comes into the county jail, they get their
21 fingerprints taken. The fingerprints got to go up
22 through FDLE, through the FBI and the Law
23 Enforcement Service Center. They got to come back
24 down to the ERO office when he's got to look at it
25 and decide whether they want to send the detainer

1 or the warrant over.

2 Well, what happens is, it varies from county
3 to county. It just does about time that it takes
4 for that process to occur. What happens in some
5 places, though, is that these people are able to
6 get out and bond out before that process can occur.
7 So things fall through the cracks. You get the guy
8 that gets booked in on a burglary charge, his
9 prints were taken, he's making his way through that
10 whole whoops I just explained to you, but then they
11 send the detainer over and it's, whoops, he's
12 already gone.

13 So this is where the JEM or the Jail
14 Enforcement Model eliminates that or mitigates that
15 because you have some deputy sheriffs or
16 correctional officers who are designated under 287
17 under the Jail Enforcement Model as DIO. So they
18 conduct full-blown investigations.

19 So what happens is a person comes in and the
20 deputy at the booking desk asks certain questions,
21 and if the person is four or more, then one of the
22 DIO's working in the jail, one of the 287(g), if
23 you will, deputies or officers that's there, they
24 take the person off to the side and they begin
25 actually doing an investigation. They do

1 interviews, they have separate access to the ICE
2 systems, they have fingerprint scanners, they have
3 access to the biometric systems, so they actually
4 begin a true full-blown immigration investigation
5 on their own before that whole process has taken
6 place. So, again, eliminates or mitigates the
7 chance a person is going to get out.

8 Now, there is a lot of upside to that. The
9 downside to it is it's very time consuming and it
10 takes a lot of work and a lot of effort and there
11 are very few of those JEM facilities. There is
12 only four in Florida; Collier County,
13 Hernando County, Clay County and Duval County.

14 It takes between one and three hours to do
15 each investigation. When they do their own
16 investigations, again, they do their interviews,
17 they build a case file, they make a decision to
18 watch the detainer, they contact my supervisor,
19 they get authority for the detainer and the warrant
20 and they do all that work, they're building it all,
21 and it is very time consuming.

22 Now, it's also very effective, but the
23 majority of the jails in the country are not.
24 Generally, the majority of them are nothing or they
25 are WSO, and, again, we have four here in Florida.

1 The training for that also is very different.
2 I told you that WSO training -- really, they come
3 in, it's eight hours and they're giving them the
4 basic, but traditionally the Jail Enforcement Model
5 training was you had to assign your personnel to
6 four weeks, a month worth of training, in
7 Charleston, South Carolina. Those classes were
8 limited to 25 people, hard to get into, they don't
9 do it very often, and you have to go back every two
10 years for additional training.

11 So what they have done now, again, because
12 this is all, if you will, fundable because it
13 depends on what the DHS secretary decides. Is that
14 four-week training now on the task force model, and
15 I'll get to that, has been reduced to 40 hours.

16 Here we're talking about the JEM, the Jail
17 Enforcement Model, and there is right now no plan
18 to expand the JEM model that we know of and any
19 revision to that four-week, in-person training has
20 not been stated, so we don't know what it would be,
21 whether it would, again, be consistent with what
22 they're doing to the task force for 40 hours or
23 whatever it would be. So the JEM is kind of
24 stagnant with those four.

25 So here's where we are. Here's the bottom

1 line. You got four jail force model jails, that
2 means you got 63 of them, and the remaining 63 all
3 have WSO agreements, but only 41 have an active WSO
4 because right now there is a backlog at ICE and
5 especially the credentialing process.

6 So, what that means is, is that the two others
7 from the 205's and the detainers, specifically the
8 warrants which really give effect to the detainer,
9 are not being served by county jail personnel in 22
10 of Florida's 67 counties.

11 So that means that either one of these guys
12 has to come by and do it or some of those guys that
13 I gave you an example of before are getting out on
14 the street.

15 So, to get to what Sheriff Judd said and
16 Mr. Keefe said, I think they got to figure out a
17 way to step this up. Now, they're trying. The
18 people on the ground are working hard, you know,
19 because under the Biden administration they were
20 gutted. They didn't have any people sitting up
21 there at the 287 office in Washington, and all the
22 sudden they were told to go from zero to 100 in 30
23 seconds. Well, it's hard to do. They're working
24 their tail ends off, they're working hard.

25 Right now we're stuck in Florida because we

1 have 22 jails that don't have any WSO's and don't
2 have any JEM model employees. So you got 22 jails
3 in Florida that can't do any of this at this point,
4 and that really needs to move.

5 The last model, task force model, is the cops
6 on the street. December 31st, 2012, DHS Secretary
7 Janet Napolitano ended the 287 task force model
8 program on the street. Said we're not doing this
9 anymore. Took all the authority away from all the
10 cops in this country to help ICE out at all. That
11 program, again, hasn't been in place since 2012.
12 Of course it was resurrected by the Trump
13 administration in January 2025.

14 Like the JEM model, in order to be a task
15 force officer, you had to go to Charleston,
16 South Carolina. There is about two months' worth
17 of training, very expensive, very limited, hard to
18 get in those classes, but what they have done is
19 they have taken what was previously in Charleston,
20 South Carolina, and they put it online and it's now
21 40 hours conducted online.

22 They began nationally with training Florida
23 Highway Patrol troopers, troopers in Oklahoma and
24 Texas on personnel. Those are the only ones that
25 have been signed up for the training so far.

1 So here's how that works. The agency and all
2 67 Florida sheriff's offices have and I know a
3 number of police departments in Florida have signed
4 the Memorandum Of Agreement. So that's the first
5 step. You got to sign the MOA, Memorandum of
6 Agreement. Then you have to nominate your
7 personnel, and the nomination process is fill out
8 forms, and that's basically it once those forms are
9 completed.

10 The sheriffs are now in the process of
11 nominating all their personnel. We should have all
12 of those nomination forms up to the 27 program
13 office this week, and once they get those, they do
14 an initial vetting, they're going to send all the
15 contact information for the deputies who we've
16 nominated over to FLETC, the Florida Law
17 Enforcement Training Center. They will then send
18 emails to those enrollees that they can then online
19 access the training. They will have 60 days to
20 complete their 40 hours' worth of training. Once
21 they complete it, take the test and get through all
22 that training, then ICE will go through an
23 additional process of issuing credentials and the
24 designation of authorities and whatever those
25 authorities are that they decide that these DIO's

1 can exercise.

2 So currently there are some highway patrol
3 troopers that have received the training. As of
4 this morning, no troopers in Florida have received
5 any credentials or authorities. They're supposed
6 to get them this week. They were supposed to get
7 them last week. It didn't happen. They're
8 supposed to start getting them this week.

9 As I said, the sheriffs have received the
10 nomination forms, we're divying them up, but the
11 city police departments have not received any of
12 the nomination forms as of yet.

13 It's a capacity issue for ICE which then goes
14 back to what Sheriff Judd said in his opening
15 remarks, why not. As soon as you can complete the
16 training, why not give you authority -- if you pass
17 the test, it doesn't give you authority. They got
18 to go through the rest of this whole process, and
19 that's what's holding it up for the troopers
20 because the troopers have had -- some of them have
21 completed the training weeks ago, but they can't
22 start acting until they actually come down here,
23 put their credentials in their hand and, guess
24 what, have them sign more forms. That's just how
25 it works.

1 So one of the things to keep in mind is that
2 with these civil warrants that I said a minute ago,
3 the 200 or the 205, there is no signal that a law
4 enforcement has had any authority to serve these
5 warrants. All the other people listed in 8 CFR
6 3745(b)(3), which is the statute, if you will,
7 those are only people that have authority to serve
8 them.

9 As I mentioned a few minutes ago, there are
10 about 1.4 million final orders of removal that have
11 a 205 attached to it, which means it's the warrant
12 that allows you to rule them out after the judge
13 issues the final order.

14 Probably about a month ago ICE decided they
15 were going to take all of those -- not all of
16 them -- they took several hundred thousand of those
17 and they put them in NCIC. So, for the people that
18 don't know what that is, the National Crime
19 Information Center, it's the computer system that
20 all the cops across country when they're here in
21 Florida have access to and where we run people's
22 names to see if they have warrants.

23 Well, they put these administrative warrants.
24 These administrative warrants, they're now at NCIC.
25 We had it happen here in Pinellas. A deputy was

1 out there doing traffic stops, citizen encounters,
2 running people's names, boom, you got a hit on one
3 of these 205 administrative forms.

4 Well, go back to what is in that first
5 paragraph up there. What do I do with it because
6 they're not DIO's and they're not authorized to
7 serve the warrant.

8 So, where we are today is that when the cops
9 come across somebody and they run it in NCIC, they
10 can't arrest that person on those warrants.

11 If they have a state law charge, any state law
12 criminal charge, they can arrest them on that state
13 law criminal charge, welcome to the county jail and
14 then we're going to take that process that I
15 explained to you and it will take care of itself
16 through that process.

17 If you don't have any state law criminal
18 charge and you're sitting on the side of I-4 at
19 3:00 in the morning and you've got three guys and
20 they got three 205's outstanding, about the only
21 thing you can do is to call somebody from ICE and
22 have them come out and see if they will make the
23 arrest, which, then again, for law enforcement begs
24 the question how long do you wait, how long do you
25 keep them, how long do you detain them. That's

1 why, you know, you guys get paid the big bucks and
2 you get to make those decisions about what that
3 guidance is.

4 Also, in addition to arresting them of 205's
5 in NCIC, after these troopers get those credentials
6 in their hands, then they're going to be authorized
7 to conduct immigration investigations and make
8 probable cause arrests.

9 So, forget about the warrants. Now, once
10 these DIO's are out there and once their
11 credentials start going in their hands and they're
12 making these probable cause arrests, then they will
13 be able to make these civil arrests on these
14 immigration charges. Well, what are you going to
15 do with them. You have to have a place to take
16 them.

17 Mr. Keefe talked about this a little bit, you
18 know, identify the targets, arrest the targets, but
19 what are you going to do with them, and then once
20 you put them in the bucket, how you can get them
21 out of the bucket and get them out of here.

22 Well, one the things we also know is, is that
23 we have to, we absolutely have to, give guidance to
24 the cops on the street. We have to give them some
25 framework within which to work. We can't just give

1 them these credentials and say "here, go do
2 something." This is not going to work.

3 So we came up with a model where all 67 county
4 jails in Florida, all 67, under the use of the BOA
5 process where these cops are arresting these people
6 on these civil immigration charges, et cetera, that
7 they could use all 67 county jails to hold these
8 people pending transfer to ICE.

9 Under our plan the sheriffs agree to step up
10 because ICE doesn't have the resources. So what
11 we're going to do is when these people get
12 arrested, whether it's a trooper in Pensacola,
13 eventually a deputy in Leon County, city cop in
14 Osceola County, wherever it is, and you didn't have
15 any state charges at all, you just take them to the
16 county jail.

17 We have a process in place where the county
18 jail, before you got there, would get the 247, the
19 detainer, they would get the 200, which is the
20 probable cause warrant, and they would get a 203
21 which is the booking form. Then those people would
22 sit there and every day county jail would notify
23 the Florida Immigration Response Center. I mean,
24 we would get those people transported out and the
25 sheriffs agreed to do the transports.

1 You will see in here one of the documents that
2 you have.

3 If you look at the last page here, it says
4 "The Florida Law Enforcement Officer Civil
5 Immigration Arrest Transportation Process."

6 We came up with our own transportation
7 process. We divided the state into seven zones,
8 and the sheriffs in these counties will hold these
9 people in their sheriff-led zones agreed to do the
10 transports. Everything from Marion County north,
11 from Alabama to Jacksonville. We were going to get
12 them out of these county jails within that 48-hour
13 period, coordinate with ICE, get them to the right
14 suboffice, ICE can then do the processing and they
15 can get them into the ICE system, but ICE wouldn't
16 approve the plan, so it's dead. So I don't know
17 what's going to happen.

18 The only place we can now take these people
19 when they start getting arrested are to one of the
20 IGSA or IGA which is a U.S. Marshall service,
21 piggyback down to some of those contracts.

22 The bottom line is, there is only housing
23 agreements with seven county jails; Collier, Baker,
24 Glades, Pinellas, Orange, Martin and Fort Walton.

25 So you get a trooper who gets his credentials

1 and he stops somebody on the side of I-10 in Leon
2 County on Thursday of this week, and it's only
3 civil immigration. He's either going to take him
4 to the ICE suboffice, and, if it's 3:00 in the
5 morning, there ain't nobody there or you can drive
6 all the way over to Baker County or you can go down
7 to Orange County. That ain't gonna work, but
8 that's what you got. That's where it is. They'll
9 figure it out, I guess.

10 This is what the plan looked like. You've got
11 a copy of the flowchart. This was something we're
12 going to give to every cop on the street. This is
13 what they would do and how they would follow it if
14 there was not a warrant. This is what they would
15 do if there was a warrant and it was real easy and
16 real easy to follow. None of this is in place
17 because ICE headquarters -- not these guys, ICE
18 headquarters wouldn't approve.

19 Another problem you got is that under ICE
20 policy is that it's not like what we do. If a cop
21 does an investigation, the cop makes the decision
22 whether to arrest somebody. Not here, not under
23 this because you can't make a probable cause arrest
24 unless you have approval from my supervisor, and
25 then the ICE supervisor would then issue the 200,

1 the probable cause warrant.

2 The Florida Immigration Response Center, which
3 is down at Chrome where there was going to be 24/7
4 access to an SDDO, which is a Supervisor Detention
5 Deportation Officer, who could issue the warrant.

6 So, again, how this is going to work when
7 people start getting credentials in their hands
8 without a process in place, without a framework in
9 place, I don't know what's going to happen.

10 So, because there is other issues that have to
11 get worked out, one of them is making sure that the
12 DIO has the right person identified because under
13 this, even once they get credentials in their hands
14 and troopers are going to start getting credentials
15 this week and then cops after that, this is not
16 going to give you any access to the ICE systems
17 because they're not running you through the
18 background check process which would then give you
19 access to the systems, and that's going to be way
20 down the road before anybody gets access to their
21 systems.

22 So how are we going to know -- especially --
23 I'm not saying this in any type of a derogatory
24 way. It's very difficult especially with Hispanics
25 that have hyphenated names. That's just a reality.

1 It's a hard thing to try and figure out because of
2 all that. Do you have the right person. Even
3 these guys occasionally will end up arresting the
4 wrong people, and they know what they're doing.

5 Our guys on the street, unless they have
6 access to somebody and they know how to flesh this
7 out with this program and having access to the FIRC
8 and working through this, they're going to have a
9 hard time because they're going to arrest the wrong
10 person.

11 Ensuring the person is not in fact a U.S.
12 citizen. Some people have no citizenship. There
13 are some people that don't even know that they're
14 citizens, and that's why you've got to get into the
15 system because of their parents' status. Some
16 carry multiple passports. Some may have a passport
17 from a foreign country, but they have got one from
18 the U.S. as well because it's a game that they
19 play. So this is why we really have to be able to
20 provide a framework for our people.

21 The next thing I want to cover --

22 SHERIFF JUDD: Sheriff, why don't we take a
23 break for 30 minutes because I know there is going
24 to be a lot of questions and this is very important
25 on itself. We're at a perfect time to take about a

1 30-minute break before you start the immigration
2 laws, and then we'll have questions for you for our
3 ICE officials and for our executive director.
4 About 30 minutes, maybe 35.

5 All right. We'll stand in recess.

6 (Whereupon, there was a break in the meeting
7 for lunch.)

8 SHERIFF JUDD: Good afternoon.

9 We will start our afternoon session.

10 Sheriff Gualtieri.

11 SHERIFF GUALTIERI: Where we left off in the
12 presentation is transitioning over to Florida's
13 immigration laws.

14 So these are legal terminologies, but what the
15 legislature says it means, and the legislature
16 means what it says. Those are the basic concepts
17 of statutory construction without using all the
18 legal stuff and the Latin terms and all the other
19 nonsense, but that's where it comes down to.

20 So think about this. What does the burglary
21 statute in Florida say. If you go way back to
22 common law stuff, right, it says that if you break
23 in and enter into a dwelling at night, well that
24 ain't the law to enforce. Is it that you enter or
25 remain in a structure or conveyance with the intent

1 to commit an offense therein.

2 That means that if you hang out in Target and
3 you hide in the restroom all night long and then
4 you're going to carry away a bunch of TV's in the
5 middle of the night, that's a burglary because it
6 doesn't say you got to enter. It says "enter or
7 remain."

8 If you look at the theft statute, what does it
9 say. There is no attempted theft in Florida. It's
10 theft, right, because it's whoever obtains or
11 endeavors to obtain, endeavors to obtain.

12 So I say that to say this. The legislature,
13 means what it says -- I don't know if this would
14 work. The legislature means what it says and says
15 what it means. So what it says under these new
16 immigration laws is that someone who knowingly
17 enters or attempts to enter Florida.

18 So the first element of the statute is, you
19 have to knowingly enter or attempt to enter. So
20 that means if you're driving from Alabama and
21 you're in the backseat of the car asleep, that
22 ain't knowingly enter unless you have some other
23 way to prove it. So somebody has to knowingly
24 enter Florida.

25 Then the second element is that they knowingly

1 came into the state after they entered the United
2 States by eluding or avoiding examination or
3 inspection at the border. So what that doesn't
4 mean is that you're here in the United States
5 illegally.

6 So remember what I said before is, is that all
7 immigration violations that are not criminal.
8 There are some immigration violations that are
9 purely simple, like being an overstay. So, if
10 you're in Kansas and you had a visa and four years
11 ago you should have left and you didn't, that's not
12 this because what you have to prove is the person
13 came into Florida and they came into Florida after
14 they eluded or avoided an examination or inspection
15 at the border. That's not an overstay.

16 So you can be here illegally all day long, but
17 you don't even fit anywhere near this because you
18 didn't elude or avoid examination or inspection at
19 the border. So, in order to prove this crime, you
20 have to prove that they knowingly came into the
21 state and they came into the state after, my word,
22 "surreptitiously," crossed the border. They eluded
23 or avoided examination or inspection, so they came
24 through the Rio Grande, they came through Eagle
25 Pass, they came through some border someplace.

1 So more likely than not is they came through
2 Alabama or Georgia or they floated in on a raft,
3 but let's not talk about that. Let's just assume
4 they came through the Alabama or Georgia border.
5 Then for the cop, for a sheriff's deputy, state
6 trooper, city police officer to arrest, you got to
7 prove that they knowingly came into the state.

8 Look at what it says. It says the crime is
9 knowingly enter or attempt to enter the state.
10 That's the crime. It's like enter or remain. It
11 doesn't say "remain." It says "enter." It doesn't
12 say "theft, obtain or endeavor to obtain." It says
13 here "whoever enters."

14 So the crime is entering the state, that's the
15 crime and you enter the state after you have
16 avoided examination or inspection.

17 How is a cop, when you see somebody come
18 across the Alabama line into Pensacola in
19 Escambia County, how are you going to prove that
20 person avoided examination or an inspection of the
21 border. You don't have access to any ICE
22 databases, you don't know if -- if they avoided
23 inspection or detection, unless they were
24 apprehended and then released, and there was a
25 whole bunch of those, not so much anymore, but a

1 whole bunch that are apprehended and then released
2 on ROR, on EM, all kinds of other stuff, they get
3 to stay here while their case is pending in the
4 past. So how are you going to prove that they did
5 that.

6 The first time that somebody does it is a
7 misdemeanor. So it's a misdemeanor that has to
8 occur in your presence in order for you to arrest,
9 and there is no misdemeanor exception for probable
10 cause to arrest.

11 The second or subsequent times are felonies,
12 but the elements are still the same which means
13 that you have to have come into Florida knowingly
14 after you avoided examination or inspection.

15 Now, it also says and in these statutes they
16 set up three different schemes. One is you cannot
17 be arrested. So that means it's a bar to arrest.
18 The next one is an affirmative defense. Well, an
19 affirmative defense is different than a bar to
20 arrest.

21 An affirmative defense means I can arrest you,
22 but you can claim this as a defense. Work that out
23 with the state attorney and your lawyer, too bad,
24 so sad, you're going to jail, but not here. It
25 says you cannot be arrested for a violation of this

1 section if you were encountered by a law
2 enforcement officer during the investigation of
3 another crime and the unauthorized alien witnessed,
4 reported or was the victim of a crime.

5 So if somebody came across the border and they
6 reported a crime, that's how you came in contact
7 with them, so you have to weed this out first.
8 I'll show you more here and explain it, but all
9 this has to happen at the border. This has to
10 happen somewhere along the Georgia border,
11 somewhere along the Alabama border or somewhere
12 where they're floating in on a raft.

13 It doesn't say that if you're sitting in
14 downtown West Palm Beach at a convenience store and
15 a West Palm Beach police officer comes up to you,
16 it doesn't say you're founded for it. It says,
17 quite plainly, that whoever enters or attempts to
18 enter after avoiding an examination. It doesn't
19 say founded for it. It says knowingly enters or
20 intends to enter, and then you can't be arrested if
21 the cop came in contact with you because of one of
22 those things and then now it's an affirmative
23 defense.

24 So cops don't need to be too worried about
25 this, but the State Attorney does in order to get a

1 successful prosecution because if the federal
2 government has granted that alien lawful presence
3 or discretionary relief that authorizes the
4 unauthorized alien to remain in the United States,
5 that's a defense. How is a copy going to know
6 that. Or the unauthorized alien is subject to
7 relief under the Cuban Adjustment Act, whatever
8 that is.

9 Can you imagine some 24-year-old cop at 3:00
10 in the morning trying to figure out whether
11 somebody is subject to relief under the Cuban
12 Adjustment Act or the unauthorized alien's entry
13 into the United States did not constitute a
14 violation of 8-USC-1325 which is the criminal
15 charge for crossing the border.

16 So you got to go to 1325, you got to look at
17 the elements of 1325, and it's a defense if those
18 elements aren't met. So, even if you go back to
19 this that says yeah, come into Florida after
20 entering by avoiding their examination, inspection
21 or immigration, but if the elements of 1325-A are
22 not met, then the crime isn't committed.

23 Now you go to 103. The legislature says what
24 it means, it means what it says. It says that if
25 you are -- I'm going to shorthand this -- if you

1 have previously been denied admission or removed,
2 so previously you were tossed out and thereafter --
3 so you have a 205, you have a final order and you
4 were removed, deported, and then thereafter you
5 come back and you try and enter Florida or you do
6 enter Florida, so at the Alabama line, Georgia line
7 or on a raft, then you committed this felony
8 because you were previously removed and you came
9 back or attempted to come back or you're found
10 outside at that convenience store in downtown
11 West Palm Beach, now you've committed the offense.
12 So they purposely put in this statute "or is at any
13 time found in the state," and there is no "at any
14 time found in the state" in 102.

15 Now, one of the reasons that it may be in 103
16 and not 102 is, is that there are, I'll say,
17 conservatives about the constitutionality of any
18 state law that delves into immigration and making
19 it a criminal offense because of the supremacy
20 clause in the U.S. Constitution and all the other
21 court decisions that are out there in Iowa, in
22 Utah, in Arizona, in Texas, it might be under 102
23 that they ordered the best specific way to increase
24 the chance of survivability of this law in Florida
25 as opposed to the others that have been held in the

1 Constitution. Regardless, 102 clearly says "enter
2 Florida." The crime is entering Florida.

3 Under 103 it's "enter or a second time found
4 in this state." The fact that it's in 103 and not
5 in 102 adds significantly to the premise that
6 simply being in Florida is not the crime under 102.

7 Now, when you look at 103, it also says "an
8 unauthorized alien does not commit a violation of
9 this subsection."

10 So you've got a bar to arrest under 102. So
11 it's a bar to arrest. If they're a victim or they
12 reported a crime or they witnessed a crime, it's a
13 bar to arrest.

14 You've got an affirmative defense under 102,
15 and then under 103 it says "the unauthorized alien
16 does not commit a violation of this subsection."

17 That probably cuts more towards the bar to
18 arrest, but they don't say that.

19 If before the unauthorized alien's
20 re-embarkation at a place outside an admission from
21 a foreign country, the attorney general expressly
22 consented to his or her reapplication for admission
23 or with respect to the alien who was denied or
24 moved. They established that they were not
25 required to obtain such a vast consent under the

1 INA. How is a cop at 3:00 in the morning going to
2 figure that out.

3 So here we get into the sentences with it. So
4 I go back to what I said earlier. To me this is
5 clear. Everyone can have their own thoughts on it,
6 of course, but, you know, go back to what the
7 legislature says it means, means what it says.
8 Look at all the statutes, look at the burglar
9 statute, enter or remain. You can go down a whole
10 list of them. When they intend to do something and
11 they intended to do this here because they said
12 "where knowingly enters," and the next section
13 "where knowing enters or attempts to enter or is
14 found in Florida." If they wanted "and found in
15 Florida" to apply to this, they would have put it
16 in here, but they didn't.

17 So I don't think you can charge this unless
18 you actually see them enter Florida and then you
19 can prove not that they're illegal because that's
20 not enough because not everything that somebody has
21 done to be here illegally is a violation of
22 8-USC-1325. That is illegally crossing the border.
23 So you'd have to prove that they illegally crossed
24 the border. How are you going to prove it.

25 Look at it from a state attorney's

1 perspective. Okay. Somebody can say well, if
2 there is four guys in a car and the one who is
3 driving in my hypothetical, the other three will
4 say oh, yeah, well, we were with him, and he
5 came -- we came across the border, we walked across
6 the Rio Grande with him. Really, there was no
7 witnesses and you're going to try this misdemeanor
8 case. So how are you going to get it done. You're
9 not is my point. It is not going to happen because
10 you don't have anything to show that these people
11 came in illegally.

12 I don't see how 102 is chargeable unless you
13 see them and somehow then you can prove it, but,
14 regardless, if you find the person in downtown
15 West Palm Beach, again being here is not the crime,
16 but, even if it were the crime of crossing, you
17 still got a misdemeanor, not your presence issue
18 that goes with it.

19 So, anyway, those are my thoughts on 102 and
20 103. I don't think it gives us a lot of tools to
21 work with. We hear a lot and I have a lot of
22 questions from some of the ERO people about the use
23 of this statute because it would be easier for
24 them, and they're right, if we could just arrest
25 these people and put them in our state law charges,

1 then they could go through that whole fingerprints
2 and detainer process and everything we talked about
3 because we got a system in place for that, but this
4 isn't useable the way it is for these reasons that
5 I've talked to, and that's my view of it.

6 Sheriff Judd, that's it for this presentation.
7 I don't know if you want to take questions or how
8 you want to do it.

9 SHERIFF JUDD: Thank you, Sheriff.

10 Council, now we are ready for questions for
11 the sheriff, for our colleagues from ICE and from
12 Larry Keefe.

13 If you want, Sheriff, we can let you talk from
14 your chair and the others can use the podium should
15 they have any questions.

16 Questions?

17 Yes.

18 SHERIFF PRUMMELL: I actually had a question
19 for Mr. Lopez-Vega.

20 Thank you, sir.

21 In your presentation you talked about the five
22 different inspections for the detention facilities.

23 We were told, but we have yet to see in
24 writing, that they were going to lessen that here
25 in Florida to the Florida jail standards.

1 Have you heard that, and is that occurring?

2 MR. LOPEZ-VEGA: It is being worked on. It's
3 not finalized; however, they are looking to mirror
4 the state correction standards for the early
5 detention as well.

6 SHERIFF PRUMMELL: Okay. Great.

7 Thank you.

8 CHIEF BAGE: Mr. Chair, I have a question for
9 him too while he's up there.

10 SHERIFF JUDD: Proceed.

11 CHIEF BAGE: When you were talking about
12 biometrics, when the Biden administration was
13 enrolling just under 2,000,000 people in the
14 country every year for the past four years, were
15 biometrics collected on everybody that was paroled
16 into the country?

17 MR. LOPEZ-VEGA: I believe the answer is yes;
18 however, there could have been cases where they
19 were unable to, but, for the most, yes.

20 SHERIFF JUDD: I have a question.

21 It's my understanding there have been 700,000
22 final warrants from deportation with the NCIC.
23 Now, there is supposed to be 1.4 million.

24 Is that an accurate number, and, if it is, do
25 they anticipate putting the rest of those warrants

1 in the system?

2 MR. LOPEZ-VEGA: Those are the numbers that
3 they have been talking about, and I believe the
4 700,000 was the first time. Eventually they're
5 going to be able to put the rest of them.

6 SHERIFF JUDD: But they anticipate putting the
7 rest of them in?

8 MR. LOPEZ-VEGA: Yes, sir.

9 CHIEF GOERKE: Thank you, sir.

10 Since you're still up here, obviously some of
11 the challenges we're having is a logistical moving
12 issue and obviously a manpower issue as well.

13 Is that something that's EOP or at least ERO
14 is looking to bolster in the state of Florida since
15 we seem to be leading the way in the country; is
16 that something that you're working towards now?

17 MR. LOPEZ-VEGA: Correct. Yes.

18 CHIEF GOERKE: Thank you.

19 CHIEF BAGE: I have two questions for
20 Sheriff Gualtieri.

21 The first one is, you said that our plan for
22 the jails was denied.

23 Was there is a reason for the denial?

24 SHERIFF GUALTIERI: No, not really, other than
25 they never used -- what I was told was that there

1 was some sense tonight from the lawyers of it that
2 they had used the BOA process in that manner
3 before, but I guess back to everything that many of
4 us has said and what Mr. Keefe has said and others,
5 you know, you've got to get to yes. It is not
6 wrong. I believe it is absolutely fine and is
7 correct. In fact, it's never been done that way
8 before. So what. Try. You got to step outside
9 the box.

10 This is a different time, it's a different
11 situation, there is a sense of urgency, and what
12 I've said to everybody else that -- everybody that
13 I've talked to is we spent a lot of time developing
14 that process, everything you see there from the
15 guide sheet to the work post and the transportation
16 plan and everything.

17 If anybody, I don't care who you are or where
18 you are, if anybody has got a better process and
19 better plan, something, because what I'm worried
20 about is the cop on the street and how is this
21 going to work or not going to work if you don't
22 give them some framework. There isn't one person
23 that has come up with anything different or better.
24 So that's why. It really just came down to cold
25 feet, in my opinion.

1 CHIEF BAGE: I think it was a great plan too,
2 and I would fully endorse the plan. I don't know
3 if the council or the board or -- that's why I
4 wanted to ask why the no came about -- how we can
5 maybe get some emphasis done because that's an out
6 of our strategies aspect that was never done.

7 Mr. Keefe talked about the judge advocates on
8 the basis for the National Guard. I never heard
9 that strategy until now to help move along the
10 process of the system.

11 I have one other questions for the Sheriff, if
12 I can.

13 SHERIFF JUDD: Please.

14 CHIEF GOERKE: My other question was just on
15 Option 2 where you talked about the grandma that
16 comes to the jail, the burglary guy is going to
17 bail out, you put the \$40 hold on the person.

18 What happens if Mr. Perez doesn't come within
19 48 hours; what happens at that 49th or that 50th
20 hour?

21 SHERIFF GUALTIERI: Unfortunately, we have to
22 release them. I can tell you that the sheriffs go
23 to great pains to not do that.

24 Again, this was also another reason, I hate to
25 keep saying it, but it goes back to our plan

1 because with our plan employees in helping ICE out
2 and helping ERO out, the sheriffs have agreed --
3 several sheriffs have agreed to step up to be that
4 transport to ensure that 48 hours is not blown and
5 to coordinate with the local suboffice and get that
6 out so that would never be blown.

7 Where ICE is most challenged in Florida is in
8 the north part of the state. They have the DO's
9 and their staff and they have contract transport
10 that will go and get these people out of the jails,
11 but they don't have the resources.

12 Sometimes I'll get phone calls from sheriff's
13 primarily in north Florida that's, like, okay, this
14 is now, you know, hour 40 and we only got 48 hours
15 and whoop de doo.

16 I said "well, start making phone calls," and
17 that's what they do.

18 We have had situations -- you know, they try
19 the best they can. These guys are working really,
20 really hard, but there is only so many of them and,
21 you know, to some degree and some respects they
22 have been asked to build the Empire State Building
23 with toothpicks, you know. It's a hard thing to
24 do. They're trying.

25 I guess the direct answer to your question is,

1 you got to let them know because the law is that
2 you can only hold them for 48 hours.

3 Now, if you have -- there is always, you know,
4 exceptions. If you have an idea, say, okay, which
5 is only a few of us in Pinellas or Walton and
6 Collier, Baker, but that's different, you can offer
7 up 72 hours probably without getting in trouble,
8 but the majority of the counties, 63 counties,
9 you've got to let them go, which is horrible
10 especially given the backdrop of some of those
11 people that I showed you about.

12 So the answer is, is that by law you have to
13 let them go.

14 CHIEF GOERKE: And then what happens to that
15 person?

16 So the burglary suspect goes out on bail. You
17 put your 48-hour hold and he comes in at 47, grabs
18 the guy at hour 47, do they have to come back to go
19 through the state charges?

20 SHERIFF GUALTIERI: Used to be like in 2020,
21 2021, I feel like it was 2022. Mr. Lopez-Vega can
22 clarify that. Under the Biden administration the
23 answer was they couldn't remove them because they
24 had to have a conviction, but then finally that was
25 changed and now the answer is that once they get

1 out, they're not going to come get them from the
2 jail unless they're getting out. They will let
3 them wind through the process and let the state
4 charges be resolved. If they're getting out, they
5 will come get them and then they will begin the
6 removal process and they will get them out of here
7 and then the state charges just go where they go.

8 Is that anything different?

9 MR. LOPEZ-VEGA: That is accurate unless while
10 the process is ongoing we reserve the right to
11 surrender the subject.

12 SHERIFF GUALTIERI: Then you get them out.

13 They used to be -- back in 2021 for a while
14 you had to have a conviction, but that's no longer
15 the case.

16 The answer is the same terms. They will take
17 them and put him into custody. Again, if there
18 are, as they call them, a rapid removal because
19 it's a 205 and they have already been through, they
20 can get them out in about 48 hours, but if they
21 have to put them through the usual because it's a
22 200 probable cause situation and they put them
23 through, it depends upon the basis for it, they
24 will probably get them removed probably 50, 60
25 days, somewhere in there, but they will be gone.

1 What happens to the state charges is the state
2 charge is gone because they have gone back to
3 Mexico or Honduras or Guatemala or wherever. So
4 the state charge is not to be prosecuted.

5 SHERIFF JUDD: Another question?

6 SHERIFF PRUMMELL: Just a followup.

7 First off, I've been working with
8 Sheriff Gualtieri since the special session
9 started, and he's done some phenomenal work in the
10 area of immigration. When he came up with the BOA,
11 I thought it was a phenomenal idea. We were able
12 to get all 67 counties to sign the BOA's.
13 Unfortunately, like Mr. Keefe stated earlier,
14 lawyers got involved and, like you stated before,
15 cold feet.

16 Now, I know that they're trying to reach some
17 leadership. I have made some phonecalls myself and
18 I've been unlucky so far, but I know Mr. Keefe has
19 spoken to some leadership and, Mr. Chair, I know
20 you spoke to the governor.

21 Are we making any headway in trying to reach
22 leadership to maybe override this decision?

23 SHERIFF JUDD: We sent to the governor at his
24 request a one-page paper that gave five topics that
25 need to be covered, and I covered those five topics

1 in my presentation.

2 The governor was going to meet with Tom Homan
3 on Thursday of that week and then was scheduled to
4 see the president over the weekend. I don't know
5 where that may be now, but I know that the governor
6 asked for it and we sent that to him at the time
7 after talking to Mr. Keefe.

8 Do you have any update on that?

9 MR. KEEFE: I would just say that, once again,
10 with all due respect to our fellow colleagues --

11 SHERIFF JUDD: Speak into the microphone.

12 MR. KEEFE: Okay. My best assessment of what
13 I can share today on that is the governor and I and
14 Mr. Cadman were with Mr. Homan in Sarasota a week
15 and a half ago, and from there went to Washington
16 and had meetings with senior ICE leadership, the
17 senior-most ICE leadership. I don't have any
18 progress to report on that right now.

19 SHERIFF JUDD: I think this would be a
20 question maybe for Mr. Vega.

21 The top group in ICE, are they working now on
22 any of these projects that we have brought to them
23 such as -- I know Mr. Keefe has talked about and
24 gone through spinning up as many as 10,000 beds in
25 order to house so you would have a capacity, and we

1 want to work with you.

2 Once again, I underscore the folks on the
3 ground and you are working around the clock
4 answering our calls working with us, but do you see
5 any movement to change any of these ICE rules, or
6 is there any trickledown from the White House
7 telling the lawyers at the top end of ICE "hey,
8 figure out a new answer" because we can't keep
9 doing the same old thing and get a different
10 outcome.

11 MR. LOPEZ-VEGA: I have seen some
12 communication. We're limited to what we can see at
13 the local level; however, I've seen instances where
14 there has been some flexibility to move through
15 with that.

16 SHERIFF JUDD: So it's stand by to stand by
17 for the time being, right?

18 Again, I do want to say our frustration has to
19 be your frustration, and it's 1,000 times worse
20 because you know that we're all here to help and
21 that we can do a lot if the decision makers at ICE
22 will allow us to. That seems to be what we're
23 waiting on at this time.

24 Are there any other questions?

25 SHERIFF PRUMMELL: We'll need a president and

1 secretary, and they all have nothing better to do
2 today than to tune in to the Florida channel.

3 SHERIFF JUDD: You're missing an opportunity
4 if you're not watching.

5 Any other questions?

6 Okay. We'll move on.

7 Next I would like, once again, general
8 counsel, Kate Holmes, to provide some information
9 on the grant rule process.

10 Now, FDLE has promulgated this. Certainly we
11 have the opportunity to provide input if we need
12 to. If not, if we like it like it is, then we can
13 approve this and recommend to the board that this
14 is the grant rules that are followed.

15 Before we obviously have a vote after
16 Ms. Holmes talks to us, then there is some
17 questions and some statements that I would like to
18 present as far as where we go in establishing grant
19 priorities because we have a finite amount of state
20 money to be used. We'll talk about that as soon as
21 she explains the details about the grant process.

22 MS. HOLMES: Thank you, Mr. Chair.

23 I would like to -- I might be throwing your
24 schedule off just a little bit.

25 We had talked internally within FDLE and our

1 grant team. It think it would probably be helpful
2 for you all to hear from our grant team first and
3 then have me go through the draft rule and
4 everything.

5 SHERIFF JUDD: That would be fine.

6 MS. HOLMES: So if I could invite Cody Menacof
7 up to be able to present on the grant rules and the
8 functions and the grant process and everything and
9 then I'll come back up to go through the draft rule
10 that you all have in the materials.

11 SHERIFF JUDD: Yes, ma'am. That's fine.

12 MS. HOLMES: Thank you.

13 MR. MENACOF: Good afternoon, council.

14 I appreciate the opportunity to be here.

15 I'm Cody Menacof. I'm the Chief of the Office
16 of Criminal Justice Grants within Florida
17 Department of Law Enforcement.

18 Part of our goal here today is to kind of give
19 you a high-level overview of the grant program and
20 what we want to do. Part of this discussion is
21 identify -- and there has been a lot of discussion
22 about road blocks or speed bumps or anything like
23 that. We want to identify those on the front end,
24 get some clarification, get some discussion going
25 so those don't happen later on down the line. We

1 want to be able to implement this and keep running
2 forward and not hitting any of those or possible
3 U-turns as we go through.

4 I'll go through the general program overview
5 and then we'll discuss the different areas,
6 activity areas that funding can be used for, kind
7 of a high level of the award process and the work
8 flows. Then at the end we'll kind of discuss these
9 issues where we've seen that could potentially
10 cause issues either because the language is too
11 broad or vague.

12 We need your input as the subject matter
13 experts of what you need, what you see feasible,
14 what you see reasonable, and there is also some
15 language in here that requires your input that has
16 you -- you have to establish some things that we
17 need to put into this solicitation as it moves
18 forward.

19 I know this was established under 908. There
20 are approximately \$250,000,000 in nonrecurring
21 funding for this program. This will fund the
22 different activities all the way up through the end
23 of June of 2026. It is basically to support the
24 local agencies that are assisting ICE in the
25 federal immigration laws and enforcing those

1 programs.

2 Our funding model is the first come first
3 serve basis, which basically means once an
4 application gets to us, we're going to review them.
5 There are people that are going to review them.
6 They will look at those as they come in, and those
7 are going to be moved forward in that same order.

8 It's going to be a rolling application process
9 which means there is not a deadline. If you have
10 your application in, as long as they're funding,
11 we're going to keep accepting the applications.
12 We're going to keep processing those as long as
13 there is available funding. The eligible
14 applicants or recipients in the local law
15 enforcement agencies, including chief correctional
16 officers that are operating county detention
17 facilities.

18 Some of the activity areas that are part of
19 this program are subletting of detention beds to
20 the ICE facilities. This allows for reimbursing
21 the cost associated with subletting those beds.
22 The way this is written, there is really not
23 funding for, like, major renovations to facilities.
24 Those would follow under a different type of
25 allocation, the FCO allocation. We can reimburse

1 for bed day rates associated with that with, you
2 know, the backup documentation that we'd be able to
3 track those for those expenditures. You know,
4 we've seen there are different prices of ICE's
5 ability to pay and what it may cost. We can see
6 those gaps filled in with some of this funding as
7 well.

8 There is also equipment, travel and lodging
9 associated with the 287 program. This funding has
10 to be tied back to the performance or related to
11 the 287. If they're purchasing equipment and
12 they're going to use their own purchasing policy
13 and follow those policies, as far as a grant
14 perspective, we have to verify all this.

15 We're going to need backup documentation,
16 purchase orders, proof of payment invoices, things
17 like that, and the type of documentation that's
18 going to be required is going to depend upon, you
19 know, what are the three models that they're going
20 to be using as far as participation.

21 Equipment, travel and lodging, it's the same
22 thing. You know, if it's gonna be tied to this 287
23 program, clearly tied to it, reimburse for the
24 travel is going to be based on the state of Florida
25 guidelines.

1 We have kind of made some standard forms that
2 will hopefully make it a little easier for the
3 agencies to submit these travel records and these
4 expense records. We've kind of done some lessons
5 learned through other similar programs that we have
6 and kind of seen where the issues may arise. We're
7 trying to standardize this process across the board
8 so it will make it as easy as possible, as painless
9 as possible to the participating agencies.

10 The training for the immigration enforcement,
11 there is funding for that. It can include the
12 certified apprenticeship programs, difference
13 programs that kind of ties to supporting the
14 federal immigration laws. We can reimburse for
15 registration and training materials and other
16 associated travel costs related to it, and we can
17 collect agendas and payment and travel
18 documentation to help with that reimbursement.

19 One of the things that we will talk about is,
20 as you said, part of the requirements are laid out
21 and the language is for the board to advise on what
22 types of program that you would see reasonable and
23 feasible that would help reach that goal. So
24 that's one of the things that we'll need your input
25 on.

1 Hardware and software. Again, these things
2 need to be able to be tied back to the program in
3 assisting with immigration enforcement. It's
4 usually, you know, purchasing hardware for
5 computers, it could be any type of things like
6 that, software programs that may assist. Again,
7 we'll just need the standard backup purchase
8 orders, invoices, proof of payment to be able to
9 process them through the grant system.

10 The bonus payments for officers. These are
11 one-time bonus payments that are available for
12 officers up to \$1,000 per officer. The
13 stipulations are the law enforcement officer must
14 participate in one or more of the at-large task
15 force operations. The language says it doesn't
16 include operations occurring solely in the
17 detention facilities. These are for officers that
18 are out in the field participating in these
19 operations that are eligible for this.

20 It will require that participating agency to
21 track the officer participation. We have come up
22 with a standard certification form, and they can
23 certify this officer or these officers participated
24 in one or more of these programs that allow us to
25 do this through the grant reimbursement process.

1 The award process. We will use our AmpliFund
2 Electronic Grant Management System. They will
3 apply through there. A lot of these agencies that
4 will be involved in this are already familiar with
5 AmpliFund because they already get federal grants
6 through our agency that we manage, and this will be
7 a much simpler process than the American Federal
8 Grant Process because there are a lot of
9 requirements and loopholes or hurdles that you have
10 to go over to get that. So this will be a much
11 more streamline going through the AmpliFund system
12 here.

13 Part of the application process requires the
14 agency to have a reasonable plan and estimate costs
15 because you will submit a budget. This is what I
16 think I'm going to, you know, need. These are the
17 activities that I'm going to spend it on, this is
18 how much I think I'm going to need to carry this
19 forward. They all, of course, must follow the
20 standard DFF guidelines of reasonable and
21 necessary.

22 The award process, continuing. Once the
23 application comes in, it will be reviewed, again,
24 as they come in on a first come first served.
25 Incomplete applications can be returned for

1 corrections or anything that's missing, and then
2 they can resubmit it and it will, you know, drop
3 back in line of when we get it in.

4 The completed application, outside initial
5 review, everything is there, all the required
6 documentation is there to move it forward. It will
7 be sent to the executive director for his
8 recommended approval.

9 The executive director, if it's authorized in
10 rule, can approve awards up to \$25,000. The awards
11 for more than \$25,000 with the workflow that's
12 established in this language, those will go on up
13 to the board and the board has to unanimously
14 approve those for those to move forward. The board
15 will provide notice to the legislative budget
16 committee at that point of their approval on the
17 applications and that they have a 14-day window to
18 either move those forward or reject those and send
19 those back.

20 There is a reporting process that goes along
21 with that. They're monthly required to submit
22 performance and financial reporting which will
23 request reimbursements through that. So there is
24 not a quarterly where they would have to wait for
25 every quarter to be able to submit any new. As you

1 incur expenses, you can submit those expenditure
2 reports and performance reports monthly and they
3 will be processed and that reimbursement process
4 will be able to happen a little more frequently.
5 All the backup documentation things that required
6 to go into that reporting, of course, is going to
7 vary depending on what program or what activities
8 you're funding in those programs.

9 Just kind of a high-level overview of the
10 process. The work flows with that. They will
11 submit the applications, they will go through the
12 initial review, they will go to the executive
13 director for his recommendation whether it's 125 or
14 over 25 that's under, he can go ahead and execute
15 the warrant. If it's over, he's going to have to
16 send the recommendations to the board and then the
17 board will notify the legislative budget committee
18 and then, depending on their decision, whether it
19 goes forward or if it stops. If it stops, it has
20 to come to a unanimous resolution at that point
21 before it can move forward or if it's just
22 cancelled altogether.

23 As you can see, there is multiple steps in the
24 approval process of this, so, you know, one of our
25 concerns is there is going to be potentially a

1 considerable delay moving these things through that
2 process in some instances.

3 Some of the council responsibilities that you
4 touched on earlier, recommend program participation
5 expenses related. What can we feasibly reimburse
6 for. The people that are going to be reviewing
7 these applications aren't the subject matter
8 experts, they're not the boots on the ground, so we
9 need you all's input to say, yeah, this is what you
10 can expect, this is what we need funding for.
11 These are reasonable asks. So we're going to need
12 your input on that.

13 The council has to get guidance from ICE for
14 what types of training opportunities there are and
15 advise on new training activities that we can
16 reimburse for. Again, we're grants people. We
17 don't know what the law enforcement side is
18 actually going to need. We're going to lean on you
19 heavily for that and recommend financial resources
20 that may be necessary and the recommendations to
21 enhance the information sharing which is kind of
22 outside of the grant program.

23 Some of the different areas of funding. The
24 cost discussions that we kind of need to have are
25 the subletting of detention beds, and these are

1 things that, as we were reading through it, you
2 know, we need clarification on or it may be too
3 broad or it just may not be real clear.

4 The eligibility currently does not appear to
5 include private room facilities, so we weren't
6 sure, you know, what your input on that would be
7 because of the way it's written. It doesn't look
8 like it includes those.

9 It doesn't really make allowances for large
10 scale renovations of upgrades to facilities. This
11 is not a fixed capital outlay funding where you can
12 just build up a detention facility. You probably
13 do, you know -- if you need new security scanners,
14 maybe things like that, upgrading some facilities
15 could do under this, but, as far as a construction
16 project, that wouldn't be allowable under here.

17 Currently there has been some discussion about
18 the number of days that someone can be held. Right
19 now it's the 48 hours per the language.

20 Things that we've seen with other grant
21 programs. Again, we're looking over to you to say
22 what's reasonable. Just from our stance, we've
23 seen where there is broad language and you can get
24 everything under the sun. We can see just from
25 looking at it there is a going to be a request for

1 firearms, specialized firearms, standard issued
2 vehicles, anything from, you know, just regular
3 patrol cars to boats to transport vans.

4 We can even start seeing requests for SWAT
5 vehicles, things like that, office furniture,
6 laptops, computers for briefing rooms, drones,
7 uniforms, specialized uniforms, surveillance
8 equipment, night vision goggles, you know,
9 electronic surveillance equipment, SWAT related,
10 and then have us looking at funding like
11 out-of-state travel if we're going to have
12 out-of-state training or transporting out of state
13 or anything like that.

14 These are all things that aren't directly
15 addressed, but we probably need some guardrails
16 from the council as we move forward because we need
17 to outline this in the sub-solicitation before it
18 goes out because what we don't want is, you know, a
19 police chief or a sheriff putting together a grant
20 package and sending it on and then it gets way down
21 the road and go, "yeah, we're not going to fund
22 that" and send it all the way back. So if we can
23 put that clearly in the solicitation and in the
24 contract, it will avoid having to make a U-turn
25 down the road and keep this thing moving forward as

1 fast as we can.

2 Again, the training and immigration
3 enforcement. What types of training do you see
4 needing to use this funding for. The approved ICE
5 training, the interagency training, any type of
6 tactical training, things like that. We'll need
7 some sort of limitation or some sort of suggestions
8 on what, if we see it come to us, if we can turn it
9 around on the front end or if we know off the bat,
10 yeah, that's not a problem with that, we can move
11 it on through.

12 Hardware and software. Some of the things
13 that, you know, we think we'll see is mobile
14 biometric devices, CAT software, SAAS software,
15 upgrades to existing RMS and JMS systems, servers.
16 We're not making adjustment one way or another.
17 These are just things that we kind of expect to
18 see. So you guys can look at that and go, yeah,
19 that's reasonable, I think, those kind of deal. We
20 just really need your input on those because it's
21 not real clear the way it's written.

22 The bonus payments for the officers. Part of
23 the language on Line 859 states that the
24 participants want more operation, they have to be
25 participating in more operations and provide any

1 additional information required by the board.
2 Nowhere does it state what that additional
3 information is. So, if payment on that is
4 contingent on that, we're going to need to know
5 what that information is that they have to submit
6 to us before we can move that forward.

7 These are just issues. Like I say, we're not,
8 you know, saying yes or no on any of them. They're
9 just issues that we see as popping up, and we don't
10 want it to get to the legislative budget committee
11 or something and then they deny it or something
12 like that. If we can establish what's allowable,
13 what's reasonable, what you're looking for, what
14 your expectations are upfront, that will help us in
15 the long run not hitting these road bumps or
16 anything through the board.

17 Questions?

18 SHERIFF JUDD: One think I want to point out,
19 and I think this is the appropriate time, is
20 \$250,000,000 is a finite amount of money, and it
21 would be easy for large professional agencies with
22 the grant writers to suck all this up immediately
23 and smaller agencies not get any of it, or to see
24 this as Christmas time and go out and buy the piece
25 of equipment that they always wanted that they

1 don't need to. He's already spoke to the
2 guardrail.

3 So, as we work through the questions on this,
4 we need to have in mind as council things that it's
5 like, hey, you should have that to do your
6 day-to-day operations anyway, and we're not going
7 to use this money, this immigration money, for
8 those kind of things. In fact, it needs to -- as
9 we narrow or put up the guardrails, at least they
10 have some direct response to proactively either
11 removing housing or assisting ICE.

12 So, with that, Sheriff Gualtieri.

13 SHERIFF GUALTIERI: I have a copy of the
14 proposed rule. The proposed rule tracks everything
15 you just went through. So I'm going to kind of
16 track down my stuff off of what is the proposed
17 rule.

18 The first thing that is in the proposed rule,
19 which is Chapter 11Q-1, is, if you go down about
20 halfway under 002(4) it says "local law enforcement
21 agency may not submit an application or receive
22 grants for any activity for which the agency has
23 received or expects to receive federal or other
24 funding."

25 So it's a question, but also a point that has

1 to be clarified because otherwise you're going to
2 have a lot of confusion on this. So under the BOA
3 that I talked about a little while ago under the
4 Basic Border Agreement, if we house somebody under
5 the BOA for up to the 48-hour period, it is a
6 maximum reimbursement of \$50 for the entire 48-hour
7 period.

8 If you're a jail that has an IGSA or an IGA or
9 one of the four long terms, so up to 72 hours -- so
10 I'm not talking about ways for Baker which are
11 beyond the 72 hours within that window. Obviously
12 then you're negotiated rate is probably about \$72 a
13 day. So, if you're BOA, you get 48 bucks for the
14 whole thing. If you're IGSA, you get \$72. That
15 doesn't cover all the cost.

16 So what are you going to do if, let's just
17 say, the bulk of it is the 63 counties that are
18 just BOA's?

19 It's 50 bucks for the entire 48-hour period,
20 and the sheriff or the county says, "you know what,
21 I'm not going to go down that route, I'm trying to
22 get this 50 bucks, I'm just going to charge all my
23 costs against this \$250,000,000."

24 Are you guys going to allow that?

25 MR. MENACOF: As long as they're not

1 receiving -- you know, if they receive the 50 bucks
2 a day and we can possibly pay the difference in
3 what it would cost them a bad day, if they're going
4 to bypass it, you know, we should be fine.

5 SHERIFF GUALTIERI: The question is going to
6 come up, and we just need clarification on this.
7 So what is the policy going to be as long as we
8 don't submit for the reimbursement from --

9 MR. MENACOF: Of course.

10 SHERIFF GUALTIERI: Nobody should. That's a
11 given. I just want to make sure that you all
12 aren't going to say well, you could get it from
13 them, so you've got to go get the first 50 bucks
14 from them or the first 72 from them and that we
15 could say we're just going to bill it especially
16 from the 63 counties on the BOA.

17 We just forget about even seeking that and we
18 can do it all -- we can seek our costs under this?

19 MR. MENACOF: As far as the way I understand
20 it, yes. If you're not going to receive it, it's
21 fine. I mean, I can go back and get some
22 clarification and make sure if you're eligible to
23 receive it and you don't seek it, you know --

24 SHERIFF GUALTIERI: I'm just telling you I
25 know that's going to come up.

1 SHERIFF JUDD: I think that's one of the
2 examples that alone if we went down that path would
3 suck up \$250,000,000 in a blink of an eye.

4 For example, right now I've got -- and I don't
5 have as many as some others -- I've got 70 -- as of
6 Friday 74, 78 on the tankers right now. Now, we
7 still have state charges on them, but then you get
8 your gap money, you know, once they're finished
9 with the state charges. You know, I guess that's
10 what we're ultimately going to try.

11 SHERIFF GUALTIERI: You're not going to get
12 any of that money if they're in jail three weeks
13 under a burglary charge. It doesn't take any of
14 the 48-hour period.

15 Here's also a difference. I suggest maybe,
16 you know, from a policy recommendation standpoint
17 is that -- let's just make it simple for the
18 48-hour period under the BOA for the 48 hours. You
19 could forego seeking the \$50, just to make it easy.
20 Then you can go to one place, it's one stop, you
21 don't have to go through it because it's a big
22 thing to get all the reimbursement that you're
23 never going to do in one place for only the 48-hour
24 period, but those that are going to hold more long
25 term -- as an example, Baker, Glades -- and you're

1 going to talk about that report this afternoon. I
2 believe you reported that you had like 200 beds
3 that you could -- that would be more for the long
4 term.

5 SHERIFF JUDD: Yes.

6 SHERIFF GUALTIERI: The long term, because
7 you're going to have an IGSA contract, you're going
8 to negotiate that. That's going to have more of
9 the seven hundred something, but for the
10 48-hour period that you don't require that they
11 seek the reimbursement because there is less than
12 an economic impact on that and it's easier, but, if
13 you're going to go beyond 48 hours, then you would
14 have to exhaust the federal money first so you can
15 see the difference in the long term because that
16 would kind of split the baby on that.

17 SHERIFF JUDD: Chief.

18 CHIEF GOERKE: Yeah. I'm sorry. When you
19 finish with that, I just had some other comments.
20 Go ahead and finish what you have on that. Sorry.

21 SHERIFF GUALTIERI: So when you get the
22 attention it's a cost down year, 0031-A, you can
23 get reimbursed for detention beds. It's going to
24 come up, so what does that mean. So you referenced
25 a per-diem cost. I'm just telling you because

1 we've been through this many, many times. Sheriffs
2 and county jails determine their per-diem costs
3 very differently. So, as an example, I'm in the
4 weeds, but you've got to be in the weeds. This is
5 going to come up.

6 In many counties the sheriff's budget doesn't
7 include the facility maintenance cost, the facility
8 operating cost and all of those because those are
9 done by the county, not by the sheriff.

10 So you can ask for ours. Our average daily
11 cost to house an inmate is about \$160 a day. So,
12 to get that, we take our jail cost, the county's
13 and their budget, not at ours, operating costs for
14 the jail. We put all that together, and then we
15 use an average daily population in inmates to come
16 to it.

17 Some counties, they don't reach out. They
18 don't get county jail costs. They're just using
19 their personal services cost. You're going to find
20 a wide disparity, you know, in that if use a
21 per diem.

22 Then the other question is, when it says
23 "detention beds, somewhat" is that -- if you got to
24 open a wing in the jail -- let's say hypothetically
25 Sheriff Judd has 200 beds in that wing, but he's

1 got to open it up in whatever period of time. You
2 have to staff it with detention deputies. Is it
3 going to be all personnel costs, is it going to be
4 all overtime costs, is everything, all personnel
5 services costs, is that all reimbursable. You
6 know, we're talking about the detention beds. Then
7 you have to have them operating because you're
8 going to have everything that goes with the
9 operating costs for that.

10 I'm not trying to be a pain, but I'm just
11 saying these are the things that are for sure going
12 to come up.

13 MR. MENACOF: Yeah. That's, like I said, one
14 of the reasons I brought this up so it could be
15 discussed and ironed out now because we don't want
16 to need it ironed out once we've got 150
17 applications in and --

18 SHERIFF GUALTIERI: That's what you're going
19 to have --

20 MR. MENACOF: Yeah.

21 SHERIFF GUALTIERI: -- because unless you put
22 out guidance that says, okay, everybody has to
23 use -- in order to get reimbursed for your
24 detention beds, you have to use a per-diem cost and
25 that you should include all costs, including

1 operating, capital, personal services, three
2 buckets. Include what it costs you, what it costs
3 the county because we're only going to reimburse.
4 We're not going to get into -- set things at the
5 average cost and then somebody is going to say,
6 okay, that gives you the baseline, but what about
7 overtime, personal service costs when you got to
8 bring people in at overtime to staff it.

9 All I'm saying is, I think you got to come up
10 with some rules, you got to tell people what the
11 rules are because, otherwise, you're just going to
12 be all over the board.

13 MR. MENACOF: Yeah.

14 SHERIFF GUALTIERI: So, on equipment down
15 there under B, equipment travel and training down
16 there. So who is going to come up with this. So
17 what about as you have troopers now, but you're
18 eventually assuming that you're going to have
19 deputies at 40 hours' worth of training for the
20 task force officers.

21 As you get these hundreds, thousands of
22 deputies and police officers and they have to do
23 that 40 hours' worth of training on the task force
24 officer model, let's say is there time spent doing
25 the training on the 287(g) program and if they do

1 it on overtime is that reimbursement.

2 MR. MENACOF: I think it's just for travel
3 expenses associated with the training.

4 SHERIFF GUALTIERI: Again, I'd just say, those
5 are things said. I seen that.

6 You can read it that way, but my question is,
7 are you guys going to read it that way?

8 MR. MENACOF: Well, you have the same language
9 that we got, so that's why we're looking for you
10 guys for guidance on what you think is reasonable.

11 CHIEF GOERKE: There is the CNS training
12 programs as well. So that will be a training
13 program.

14 SHERIFF GUALTIERI: Right.

15 CHIEF GOERKE: Seed covers that.

16 SHERIFF GUALTIERI: Right. Training programs.
17 I think it does, but are they going to interpret --
18 the people you're going to have -- it would be
19 better if you put it out -- somebody put out to the
20 sheriffs and the police chiefs that says, yes, all
21 27(g) training, whether it's for WSO's for JEM's or
22 whether it's for a task force, yes, that's
23 reimbursable because if you don't you're going to
24 get some that will put in for it, some don't. I
25 just think you better clarify this stuff.

1 SHERIFF JUDD: Quite frankly, we're going to
2 have to make a list at this council and say this is
3 the first priorities, we won't hear anything else
4 until we hear this first and then we can either
5 enlarge it or shrink it. I think we have the
6 discretion to do that and then, of course, that
7 goes as a recommendation to the board.

8 Chief.

9 CHIEF GOERKE: Yeah. Sure. Thank you, sir.

10 To your point, Sheriff, you're 100-percent
11 correct. That was really what I was going to key
12 in on. I saw equipment put up there, night vision
13 goggles, BearCats. There is other brands for that
14 specifically or federal grants you can apply for.
15 I would be very cautious about really kind of
16 determining these priorities. That's what I
17 recommend to the council. We determine where these
18 funds are best used. Night vision, BearCats, I
19 don't see those as tactical vehicles to support the
20 immigration. There is plenty of regional assets
21 that we can use as well as sheriffs.

22 SHERIFF JUDD: Sheriff.

23 SHERIFF GUALTIERI: We're on the second page.
24 I'm going to read for the bonus. So how are you
25 all going to do this. It says a bonus of \$1,000

1 for each local law enforcement officer, blah, blah,
2 blah. At least one Department of Homeland Security
3 transport operation under 287(g).

4 So tonight your ERO comes over and says, you
5 know, we're going up to Clearwater, we're going to
6 go pick up a couple of people and we just need a
7 little bit of operational support. So they call
8 the comp center and the sergeant in the squad
9 assigns two deputies to go with them just to
10 provide some operational support while they go and
11 do their business.

12 Are they going to get \$1,000?

13 MR. MENACOF: Part of the program is we don't
14 develop a certification form from the law
15 enforcement agency --

16 SHERIFF GUALTIERI: I saw that.

17 MR. MENACOF: -- that they're going to certify
18 that that person participate in that nationally.

19 SHERIFF GUALTIERI: It's harder when you
20 guys -- what I'm saying is, do you have to be a DIO
21 in order to get reimbursed for this, or is it going
22 to be that any time that any cop does one thing a
23 year to help them out, they're eligible for the
24 \$1,000, or is this going to be -- I think
25 consistency is a win here, is a good thing, whether

1 you can provide it or not because this is ambiguous
2 and, otherwise, what you're going to end up with --
3 what I hear you saying is, is it's up to us to
4 certify it.

5 We certify, you're going to sell it and you're
6 going to have some chiefs or sheriffs that are
7 going to say well, no, I'm only going to do it if
8 you're a DIO in the task force and you've got to go
9 out and the other ones are going to say well, if a
10 squad sergeant assigns two deputies and for
11 20 minutes they went out and provided some
12 operations report -- if you guys think I'm wrong on
13 this, tell me.

14 CHIEF GOERKE: Then he's going to swap it out
15 and --

16 SHERIFF GUALTIERI: They're going to send
17 somebody else and then in the squad you're going to
18 end up with, you know, four people get \$1,000 and
19 the other four cops don't. So there has got to be
20 some direction on this, what's it limited to.

21 I understand the predicament you guys are in
22 because you said you got the same language we got,
23 but somebody has got to provide some rules on this.

24 SHERIFF JUDD: I think the bigger question is,
25 because, you know, the legislature means what it

1 says, says what it means.

2 You know, as a council, you say look, we're
3 not going to give you \$1,000 for going out in one
4 night, we're just not going to do it, we've got
5 other priorities. Now if we fund all those other
6 priorities, come back and see us.

7 Do we have the latitude to do that?

8 I guess, until we're sued, we do.

9 MR. KEEFFE: I think you do if you make the
10 recommendation. I believe FDLE does because
11 FDLE -- in the statute FDLE has afforded to make a
12 ruling. You guys can take some of these things
13 that we're raising here and talking about, I
14 believe, and you guys can put in a rule which would
15 provide the guidance.

16 So, if you use the council's recommendation on
17 some of these things, there is a lot here to clear
18 up the ambiguity and provide the framework, I think
19 that you guys could put in a rule.

20 MR. MENACOF: We can definitely. These
21 guidelines that we argue, we can definitely put in
22 the grant solicitation. These are things that are
23 refundable. These are not. Here's what meets the
24 qualification as one of the task force operations,
25 you know. So, once we can get these established,

1 we can include those when the solicitation goes out
2 as well.

3 SHERIFF JUDD: Ms. Holmes, is this when you
4 need to weigh in?

5 MS. HOLMES: Yes.

6 CHIEF GOERKE: As she's walking up, I was just
7 going to add a little context to in. In 3A of the
8 actual statute it says officers participated in one
9 or more operations. So, if it's one or more --

10 SHERIFF GUALTIERI: What's "operation" mean?

11 Does that mean you can go sit in your cruiser
12 and provide, you know, operational -- coordinator
13 at the end of the street?

14 CHIEF GOERKE: Right. Put you on an
15 operational plan.

16 SHERIFF GUALTIERI: Right. That's where I
17 intended this, that without some guidance, you guys
18 know this, some agencies are going to say "oh,
19 yeah, I'm going to get overtime." No, no, no.
20 We're not playing that game.

21 CHIEF GOERKE: Just for clarity, I don't know
22 which one of the two of you may answer this
23 question. We have the statute, then we have the
24 rule, but in any grant solicitation from FDLE it's
25 usually multiple pages long, and in that

1 solicitation it kind of outlines a little bit more
2 than the statute or the rule. It gives the
3 guidelines of the grant.

4 Is that what we're kind of flushing out here
5 is the guidelines for that or the actual rule?

6 MR. MENACOF: We usually pull the guidelines
7 from the rule or the statute what's allowed and
8 what's not, but also included in a lot of the grant
9 package is reporting requirements, you know,
10 documentation requirements that we need, deadline,
11 you know, all the other stuff that goes along with
12 that, but we can build the solicitation in the
13 contract around what's laid out in statute and the
14 rule what's allowable, what's not.

15 SHERIFF JUDD: And our next meeting is
16 April 30th, but it doesn't mean that we can't give
17 them some direction today and have a Zoom meeting
18 to deal with an issue next week or a week after
19 next before our next formal meeting.

20 My suggestion is that we -- go ahead.

21 MS. HOLMES: Sure.

22 A lot of what the questions that Chair is
23 hearing as posed are the same tech ones that we've
24 had internally, and we're relying on you all to be
25 able to provide that additional criteria so then we

1 can incorporate it into the rule.

2 So this draft rule that you have before you is
3 pretty much what the statute lays out and
4 everything because we're not the ones that are
5 going to be making this decision. This is the
6 council's recommendations that goes to the board
7 and then the board ultimately decides what they
8 want to do at that point in time to adopt your
9 recommendations or not.

10 So we're trying to help as much as we can
11 through all of this. So we'll take down all the
12 recommendations that you have, put another draft
13 rule together to then be able to talk about it at
14 your next meeting if you want to do that Zoom or
15 Teams Meeting.

16 SHERIFF JUDD: I think my recommendation is
17 that -- and I'll throw this on the table and the
18 rest of you all -- is that we present to them
19 topics that we think should be the top priority for
20 funding.

21 For example, I'm going to try to train as many
22 of my people as I can on duty time, but when it
23 gets to 40 hours, you know, you just don't have
24 guys and gals that have stuck around for 40 hours
25 in patrol that can sit on their computer and do

1 things. So we've got to have them trained before
2 we can do anything, and there has got to be
3 capacity before you can do anything and there has
4 got to be training.

5 The issue is, when it gets to capacity, when
6 you look at this collectively, we can burn through
7 \$250,000,000 in 60 days statewide. So I think
8 we've got to say hey, we've got to first have
9 people trained, you know -- to me equipment has to
10 be just a nonstarter because everybody ought to
11 have enough equipment to be able to go take
12 somebody in custody if they need to or assess.

13 That's where it's your feedback and input and
14 the collective wisdom of council of what the
15 priority is. I see training because, if they're
16 not trained, then we don't get there at all.

17 CHIEF GOERKE: It creates a liability also.

18 SHERIFF JUDD: Sure.

19 And then it gets to be, okay, you've got 1,000
20 deputies, you want to train 1,000 of them. Well,
21 we don't need 1,000, we need 100 or 200, so we'll
22 fund 200, you fund 800. I mean, where is the
23 limits.

24 SHERIFF GUALTIERI: Can I offer a suggestion?

25 SHERIFF JUDD: Sure.

1 SHERIFF GUALTIERI: So you guys sent this
2 proposal out to us which, again, now I understand
3 it better. Thank you because all you did is take
4 the statute basically, this wasn't a proposal, and
5 you're looking for us to --

6 MS. HOLMES: Correct.

7 SHERIFF GUALTIERI: -- and that's helpful to
8 understand now because I thought this was further
9 along than it was which caused concern.

10 I think we got it -- in pdf is how we got
11 this. So maybe what we will do is, we can all get
12 it in a Word document, we could go through it and
13 make our changes in TREK, send all of those by a
14 certain date that you set it, Melissa, and then
15 have FDLE staff kind of de-conflict and assemble it
16 all into one document that's got all of our
17 thoughts inflicted on it, send it back out and then
18 we can sit down next week here on Zoom and have a
19 discussion about it.

20 SHERIFF JUDD: That's fine. I think we need
21 to brainstorm here about what kind of -- I mean,
22 some of us can look through this and see some of
23 this is nonstarters for us all and some of it, you
24 know, may be necessary. What's a nonstarter for a
25 large agency or a well-funded agency may be an

1 absolute mandate when you get to Liberty County in
2 north Florida.

3 Yes, sir.

4 CHIEF BAGE: I was confused to shake my head,
5 but I would say that I agree with training. I know
6 overtime reimbursement is a big topic that's
7 probably going to be on there. Equipment. I would
8 look at some of the unique equipment for
9 immigration enforcement such as the biometrics that
10 you put up there, especially when you get to
11 smaller midsize agencies. A lot of them may not
12 have any type of biometric fingerprint scanners or
13 readers and stuff like that.

14 So I think there is a small lane for some
15 equipment, that it should not just be a nonstarter,
16 but it should be a limited access highway for
17 equipment.

18 CHIEF GOERKE: Some software programs also
19 that might help to further fusion center operations
20 information sharing throughout the state, but, yes,
21 to your point.

22 SHERIFF JUDD: Any other ideas?

23 CHIEF BAGE: Sure.

24 I was trying to think about how you were
25 talking about a 1,000-man agency, a 100-person

1 agency.

2 How do you determine what level we should fund
3 from the grant?

4 MR. MENACOF: I know the organization version
5 of a state law that was not passed had a percentage
6 in there. It was 10 percent if you're over a
7 35-person agency or something. Maybe we can look
8 at some type of matrix like that, that would level
9 the playing field a little bit so if it is
10 10 percent and you have a 1,000 person agency, the
11 grant would then pay for up to 100 people.

12 If you have a 50-person agency, you would pay
13 up to five people to go through the training, and
14 that would level the playing field across the state
15 for agencies of various sizes.

16 SHERIFF JUDD: I like that idea, but I think
17 you have to scale it because, for example, for a
18 small agency they may only have 10 police agencies
19 with 20 employees. Well, you couldn't give them
20 one because that's not enough trained or equipped
21 for 24/7. You may have to -- say, if you're a
22 large agency, we'll scale it at 10 percent and, if
23 you're a small agency, we'll scale it at 50 percent
24 or if you're a medium agency 25 percent.

25 CHIEF BAGE: Or you could just do a minimum

1 number saying that we would train a minimum of 10
2 or 15 so if you're under that number you can train
3 everybody in your agency, and if you're over a
4 certain number then the percentage kicks in.

5 SHERIFF JUDD: Yeah.

6 CHIEF BAGE: One other thing speaking about
7 agency sizes. I can tell you that northwest
8 Florida we do have some of those very small
9 agencies up there. There is probably two or three
10 of the smaller agencies that I've spoken with when
11 the initial 287(g) push came out, and a lot of them
12 were concerned about capacity. It's been mentioned
13 here, but it gets magnified. The smaller you are,
14 the greater that capacity to seek its capacity.

15 So anything we can do for overtime
16 reimbursement or other things for these smaller
17 agencies would probably get more agencies to the
18 table.

19 SHERIFF JUDD: I think you're exactly right
20 because for a small county jail to house 25 extra
21 people is maybe cost prohibitive for
22 Sheriff Gualtieri or I or Sheriff Waters who when
23 we see an extra 100 in the jail is just like --

24 CHIEF BAGE: Is Monday?

25 SHERIFF JUDD: Is Monday.

1 So we want to come up with a list and resubmit
2 it. We'll submit it to Melissa and her folks about
3 the priorities and then we will -- I think we need
4 to get this moving, and I believe Larry Keefe wants
5 to approve it too.

6 MS. KIEFER: Yes, sir.

7 SHERIFF JUDD: If we go back and work on this
8 and then we'll have to notice and do a Zoom call
9 just for a priority list so that they can prepare
10 so that they can, you know -- and then, if we're
11 comfortable with it, we can vote it at that meeting
12 or, because I hate to wait for the vote for the end
13 of the month because Larry indicated to me a month
14 ago he was ready --

15 MR. KEEFE: I am. I want to get that money
16 out to you all.

17 SHERIFF JUDD: Okay.

18 CHIEF GOERKE: There is a stop gap in place,
19 sir, just like you said. I mean, it goes to the
20 executive director to actually review. So, if it's
21 something we may have missed in here, it's an
22 expensive piece of equipment, I know it's going to
23 go through the process and hopefully somebody will
24 put the brakes on it or at least correct it and
25 send it back.

1 SHERIFF JUDD: Does that sound good to you
2 all?

3 (Heads nodding in the affirmative).

4 SHERIFF GUALTIERI: So we're going to get a
5 Word document from them and then we're going to go
6 through and do it TREK, have it submitted to her
7 and whatever we want to put in it, all the
8 different ideas everybody has. That's fine for me.

9 SHERIFF JUDD: Yes.

10 I'll talk to Melissa about it and we'll get
11 together and get it back out to you all and then
12 call for a Zoom meeting.

13 Let me refer to this 11Q-1.004(3).

14 It says, "Upon receipt of the grant
15 application, the executive director shall review
16 them for completeness and compliance with
17 eligibility requirements set out," and it has those
18 numbers.

19 "Incomplete applications or those from local
20 law enforcement agencies that fail to attest to the
21 meeting requirements provided in those numbers
22 shall be denied, but may have the opportunity to
23 resubmit a complete application. Any application
24 denied for failing to meet eligibility requirements
25 according to the executive director will be

1 submitted to the board for review and oversight."

2 I would rather that say "may" than "will"
3 because if these grant proposals are coming in to
4 Larry and he says it clearly does not comport with
5 the law, I don't think there should be a mandatory
6 override of the executive director. I think "may"
7 intent means, you know, it may have helped if they
8 disagree with the board, but not an automatic.

9 Is there any problem with that?

10 CHIEF BAGE: Is that in the statute or is
11 that -- I see it here.

12 CHIEF GOERKE: I see where it is here, but --

13 SHERIFF JUDD: 11Q-1.004(3).

14 Is there a problem with that, counselor?

15 MS. HOLMES: I don't think that that would be
16 an issue for that. We can make those necessary
17 changes to the draft rule. That should be fine.

18 SHERIFF JUDD: All right. Anything else from
19 council?

20 Counselor, do you have anything else for us to
21 present around this?

22 MS. HOLMES: No, but I was going to present --
23 I was just going over the draft rule and for you
24 all to have this open discussion and forum for the
25 agreed date for it.

1 We'll get the Word document sent out to
2 everybody so you can make those changes and
3 recommendations.

4 Sheriff, do you have something else?

5 SHERIFF GUALTIERI: Yeah.

6 Can you tell me what this requirement is for
7 this specific audit because I'm just not familiar
8 with it. It says \$750,000 state funding all
9 sources, including from the State board is
10 expended.

11 So, in other words, if we get more than 750
12 and all sources from the State, we have to have
13 this audit done; is that what that means; what is
14 that audit because I'm not familiar with what that
15 means?

16 MR. MENACOF: Yeah. It's the single audit
17 that's required. It's on all grant programs.

18 SHERIFF GUALTIERI: So who does the audit?

19 MR. MENACOF: She's our expert on that.

20 SHERIFF GUALTIERI: Yeah. I don't care. I
21 just wanted to know what it looked like because I'm
22 not familiar with it.

23 MS. ROBINETTE: Yeah. That's part of the
24 Florida Single Audit Act, and it's generally done
25 by, I guess, the County, the board and the clerk of

1 court if you're a county or a city by an
2 independent CPA.

3 SHERIFF GUALTIERI: Okay. So that's the
4 normal fiscal audit that we have every year?

5 MS. ROBINETTE: Yes.

6 SHERIFF GUALTIERI: My question is, is it
7 something that FDLE or somebody comes in and audits
8 us or -- that's just our normal annual audit?

9 MS. ROBINETTE: That's correct.

10 SHERIFF GUALTIERI: Okay. Good. So we do
11 that anyway.

12 MS. HOLMES: That's all that we have for that,
13 and we'll take all those recommendations and make
14 them into one nice cohesive form where we'll have a
15 couple different options for you all just depending
16 upon how you want to phrase things. We'll have
17 that ready for the next meeting.

18 SHERIFF JUDD: How much total meeting notice
19 do we have for this?

20 MS. BUJEDA: Seven days.

21 SHERIFF JUDD: Seven days to complete it.

22 So, if we do close of business Friday or close
23 of business Monday to get information back, then
24 there has to be seven days. So we can't act.

25 MS. BUJEDA: Unless we close the meeting right

1 now.

2 SHERIFF JUDD: Right now.

3 How fast can you all process your briefs and
4 stuff together?

5 MS. HOLMES: We can make it work.

6 SHERIFF JUDD: Can we get our ideas in by
7 close of business next Monday and then maybe meet,
8 say, Wednesday afternoon sometime to go over it?

9 So the afternoon of the 9th, say 1400 hours on
10 the 9th, does that work?

11 So we will have notice tomorrow, close of
12 business -- if we could do it close of business
13 Monday, will that give you all enough time, two
14 days, or would you rather do it close of business
15 on Friday and have an extra day on Monday?

16 MS. HOLMES: I always like more time, but
17 whatever works for everyone else's schedule, we'll
18 definitely make it work.

19 MS. BUJEDA: We can have a Word document out
20 to you guys after this meeting so you guys will all
21 have it.

22 SHERIFF JUDD: Friday or Monday?

23 CHIEF BROADWAY: Friday is fine.

24 SHERIFF WATERS: Friday.

25 SHERIFF JUDD: Close of business Friday?

1 CHIEF BROADWAY: Friday.

2 SHERIFF WATERS: This coming Friday?

3 SHERIFF JUDD: Yes, sir.

4 Whatever input to be used this Friday.

5 MS. HOLMES: Sounds great.

6 SHERIFF JUDD: We'll get the information back,
7 we'll hold a Zoom on Wednesday afternoon, Wednesday
8 the 9th.

9 Mr. Keefe?

10 MR. KEEFE: Yes, sir.

11 SHERIFF JUDD: Good?

12 MR. KEEFE: Yes, sir.

13 SHERIFF JUDD: Any other input there?

14 MS. HOLMES: No, sir.

15 Thank you.

16 SHERIFF JUDD: Okay. It's time for public
17 comment.

18 The State Immigration Enforcement Council
19 invites and encourages all members of the public to
20 provide comment on matters before the council. Let
21 me reiterate the topics must be about matters that
22 council has discussed today.

23 Members of the public shall limit their time
24 to three minutes. Please wait to be recognized by
25 the Chairman before you approach the podium to

1 speak and state your full name, please.

2 Do we have any requests to speak?

3 No requests to speak.

4 Is there anyone in the lobby or in the group
5 that wants to speak?

6 Going once. Going twice.

7 Okay. We've discussed when our next Zoom
8 meeting is.

9 If there is no other business before the
10 council, we'll adjourn.

11 All in favor?

12 SHERIFF GUALTIERI: Aye.

13 SHERIFF WATERS: Aye.

14 SHERIFF PRUMMELL: Aye.

15 CHIEF BROADWAY: Aye.

16 CHIEF DOMINGUEZ: Aye.

17 CHIEF BAGE: Aye.

18 CHIEF GOERKE: Aye.

19 (Whereupon, the meeting was concluded at
20 2:15 p.m.)

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1 CERTIFICATE OF REPORTER

2 STATE OF FLORIDA)

3 COUNTY OF PINELLAS)

4 I, KATHERINE A. LYLE, Court Reporter, in and
5 for the Sixth Judicial Circuit, State of
6 Florida.

7 DO HEREBY CERTIFY that the foregoing
8 proceedings were had at the time and place set
9 forth in the caption thereof; that I was
10 authorized to and did stenographically report
11 the said proceedings and that the foregoing
12 pages, numbered 1 through 184, inclusive, is a
13 true and correct transcription of said
14 stenographic report.

15 IN WITNESS WHEREOF, I have hereunto affixed my
16 signature and seal of office this 8th day of
17 May, 2025, at Clearwater, Pinellas County,
18 Florida.

19 *Katherine Lyle*

20 -----
KATHERINE A. LYLE
21 Court Reporter
22
23
24
25

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