



MAYOR ALEX B. MORSE

Executive Order 2014 - 02

CITY OF HOLYOKE

Executive Order
of
Mayor Alex B. Morse

**An Order Relating to the Enforcement of Civil Immigration Detainers
in the City of Holyoke**

WHEREAS, the City of Holyoke is committed to the respectful treatment of immigrants in our community;

WHEREAS, in order to enhance the trust of the immigrant community in our law enforcement and to ensure that all citizens receive the highest level of public safety, it is imperative that a policy be established regarding the administration and enforcement of civil immigration detainers by the Holyoke Police Department;

NOW, THEREFORE, I, Alex B. Morse, Mayor of the City of Holyoke, by virtue of the power invested in me, do hereby ordain:

The Holyoke Police Department shall neither honor nor enforce a civil immigration detainer requested from the United States Immigration and Customs Enforcement (ICE) or the United States Customs and Boarder Patrol (CBP) when such order seeks the excessive and/or unnecessary detention of an individual in department custody at the Holyoke Police Department beyond the point at which he or she would otherwise be released.

This shall not apply where such order requests detainment of an individual who: 1) is subject to a criminal warrant or court order for continued detention, or has been indicted or arraigned for a criminal offense, and/or 2) has been convicted of a serious crime, including but not limited to domestic violence or threats, or violent felony as defined in Massachusetts General Law or a felony punishable by imprisonment in a state prison; and/or 3) is arrested and taken before a magistrate on a charge involving a serious or violent felony as defined Massachusetts General Laws or a felony punishable by imprisonment in a state prison and the magistrate finds probable cause to believe that the individual is guilty of such felony; and/or 4) is a current registrant of the Massachusetts Sex Offender Registry or is the defendant on a restraining order under Chapter 209A or a Harassment Order under Chap. 258E, and/or 5) has been the cause of a person seeking shelter or other assistance to escape from abuse. Further, this policy shall not apply where a law enforcement or public safety purpose, including but not limited to medical protection concerns, exists for detaining an individual that is unrelated to the enforcement of civil immigration law.

This order shall take affect immediately.

So Ordered:

Alex B. Morse
Mayor

11-19-2014

Date