

SB 101

Require Cooperation with ICE 2.0

We oppose [SB 101](#), an **anti-immigrant "show me your papers" bill** that circumvents the local authority of sheriffs by requiring them to cooperate with Immigration and Customs Enforcement (ICE) and assist in the federal government's deportation pipeline or face criminal charges. It is similar to HB 370, which failed in 2019.

The proposal is **political retaliation** against the growing number of sheriffs across North Carolina who have pledged to not assist ICE with targeting or detaining community members because of their immigration status.

What's in the bill?

- SB 101 requires sheriffs to comply with ICE requests called "detainers" for *anyone* in a North Carolina jail.
- Even if the North Carolina court is ready to release a person until their court date, the jail would have to hold them for 48 hours longer to give ICE time to arrest them. Under federal law, ICE detainers are voluntary.
- Requires jails to make people "show their papers" if they are charged with certain more serious crimes, violating a 50B protection order, or assault.
- It provides no protections for witnesses and crime victims, including domestic violence survivors.

Why do we oppose SB 101?

- Local law enforcement involvement in immigration enforcement creates a strong fear and distrust among immigrant community members.
- ICE hold requests can lead law enforcement to detain someone without probable cause, in violation of the Fourth Amendment to the U.S. Constitution.
- Taxpayers would foot the bill because ICE does not pay localities for holding people who are not yet in ICE custody.
- Enlisting local officers to help enforce federal immigration laws also encourages racial profiling. Across the country, community members have been targeted for arrest or detention based on their name, skin color, or accent.