



U.S. Department of Justice

Office of Justice Programs

Washington, D.C 20531

November 15, 2017

Tony Yarber
Mayor of the City of Jackson
PO Box 17
Jackson, MS 39205

Dear Mayor Yarber,

Your FY 2016 Byrne JAG grant award required you to comply with 8 U.S.C. § 1373. Section 1373 compliance is an ongoing requirement that the Department of Justice monitors. The Department of is concerned that the following Jackson laws, policies, or practices may violate section 1373:

- Jackson Code of Ordinances, Section 86-194. This section prohibits “solicit[ing] information concerning immigration status for the purpose of ascertaining a person’s compliance with federal immigration law.” The Department is concerned that this appears to restrict the requesting of information regarding immigration status, in violation of section 1373(b).

By December 8, 2017, please submit a response to this letter that addresses whether Jackson has laws, policies, or practices that violate section 1373, including those discussed above. In addition to your compliance in FY 2016, please address whether you would comply with section 1373 throughout the award period, should you receive an FY 2017 Byrne JAG grant award. To the extent Jackson laws or policies contain so called “savings clauses,” please explain in your submission the way these savings clauses are interpreted and applied, and whether these interpretations are communicated to Jackson officers or employees.

The Department has not made a final determination regarding Jackson’s compliance with

section 1373. This letter does not constitute final agency action and nothing in this letter creates any right or benefit enforceable at law against the United States.

Sincerely,

A handwritten signature in black ink that reads "Alan R. Hanson". The signature is written in a cursive style with a large, stylized initial "A".

Alan Hanson
Acting Assistant Attorney General