

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 21062

A RESOLUTION MEMORIALIZING CITY OF HELENA POLICY WHEN FEDERAL IMMIGRATION ENFORCEMENT ACTIONS ARE PRESENT WITHIN CITY LIMITS

WHEREAS, the City Commission has historically affirmed its support of the policing followed by the City of Helena as evidenced in Resolution 191181, adopted on December 6, 2004, that contained similar policies supported by this city commission in this Resolution No. 21062;

WHEREAS, the City Commission additionally passed an August 4, 2025 proclamation acknowledging the contributions of people who are immigrants to our community and that denounced the political attacks that pose a serious threat to the civil rights and liberties of all people in this community;

WHEREAS, the Commission acknowledged that the City of Helena continues to stand for the dignity of immigrant communities;

WHEREAS, the Commission heard from the public that it desires a resolution to memorialize the actions currently taken by the Helena Police Department in furtherance of the goals for public safety and protection of its citizens;

WHEREAS, the federal government enforces immigration and naturalization laws and the authority for those activities does

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not extend to local authorities;

WHEREAS, the Commission desires to adopt a resolution recognizing the policies of the City of Helena that further the August 4, 2025 proclamation and Helena Police Department's policy and mission to protect and serve the community of Helena.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:

Section 1. The Commission supports the Helena Police Department's policy to enforce its own public safety and protection laws and ordinances, and the avoidance of committing its resources to federal actions for which it has no authority including avoiding any actions that would commit it to a 287(g) agreement pursuant to the Immigration and Nationality Act.

Section 2. The Commission supports that the City of Helena shall not disclose to any person or agency outside city government any sensitive information about any person that comes into the employee's possession during the course and scope of that employee's work for the City of Helena, except as required by law in order to provide a City service or carry out a function of City government or upon receipt of a valid court order. Sensitive

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information includes confidential identifying information such as social security numbers or individual tax identification numbers, a person's place and date of birth, a person's status as a recipient of public assistance or as a crime victim, and a person's sexual orientation, physical or mental disability, immigration status or national origin.

Section 3. The Commission supports the Helena Police Department's policy that it will not, independently or assisting other law enforcement agencies, stop, pursue, interrogate, investigate, arrest, or otherwise detain a person based solely on their immigration status or suspected violations of immigration law.

Section 4. The Commission supports the actions of the City of Helena Police Department to request the identification and unmasking of each Department of Homeland Security officer when, in the Helena Police Department officer's sole discretion, the officer feels it will not be interfering with the actions of federal officers exercising their jurisdiction.

Section 5. The Commission supports the City of Helena policy that any prosecutions, in the interests of justice shall consider the avoidance of adverse immigration consequences in

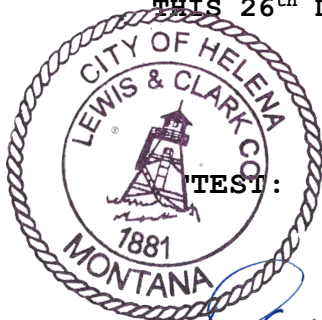
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the plea negotiation process as one factor in an effort to reach
a just resolution.


PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA,

THIS 26th DAY OF JANUARY, 2026.



TEST:


CLERK OF THE COMMISSION


MAYOR