

1 **A RESOLUTION AFFIRMING THE PROTECTION OF CONSTITUTIONAL RIGHTS OF**
2 **ALL PERSONS IN FULTON COUNTY FACILITIES AND LIMITING ICE**
3 **ENFORCEMENT ACTIVITIES; AND FOR OTHER PURPOSES.**
4

5 **WHEREAS**, Fulton County is the largest county in the state of Georgia and is home
6 to more than one million residents; and

7 **WHEREAS**, Fulton County owns, leases, and operates numerous buildings and
8 facilities; and

9 **WHEREAS**, Fulton County is committed to the safety and well-being of its
10 residents, visitors, officials, employees, and those doing business in and with the County;
11 and

12 **WHEREAS**, Fulton County is committed to protecting the Constitutional rights of
13 all people within the county; and

14 **WHEREAS**, Fulton County believes in the rule of law, the rights and dignity of all
15 people, and responsible government; and

16 **WHEREAS**, since early 2025, the Federal Government has drastically expanded
17 its federal immigration enforcement program with a stated goal of deporting millions of
18 people who do not have legal immigration status; and

19 **WHEREAS**, there has been widespread public concern regarding violations and
20 potential violations of constitutional rights by federal officials, including agents of Customs
21 and Border Protection (“CBP”), and Immigration and Customs Enforcement (“ICE”); and

22 **WHEREAS**, public concern has grown more acute in recent weeks following,
23 amongst other reported incidents, the deaths of two American citizens in Minnesota, both
24 of whom were shot and killed by federal agents engaged in the immigration enforcement
25 efforts; and

1 **WHEREAS**, federal officials have also reportedly asserted the ability for
2 immigration enforcement officers, including ICE and CBP officers, to enter property,
3 including private property, without warrants signed by a judge; and

4 **WHEREAS**, the members of Board of Commissioners are keenly aware of and
5 share the public concern regarding the potential for violation(s) of constitutional rights by
6 federal officials; and

7 **WHEREAS**, Fulton County, including its law enforcement personnel, are not
8 tasked with nor authorized to enforce federal immigration laws; and

9 **WHEREAS**, Fulton County recognizes the County and its employees are not
10 required to actively assist in the performance of federal immigration enforcement
11 activities, but also may not obstruct federal officials in the performance of legal,
12 constitutional enforcement activities; and

13 **WHEREAS**, to best serve the citizens of Fulton County, the Board of
14 Commissioners finds it necessary to establish a policy regarding access to county
15 facilities by federal law enforcement personnel, including federal immigration officials and
16 agents; and

17 **WHEREAS**, documentation and oversight of enforcement activities are important
18 contributors in ensuring safety, confidence, and trust for and among residents, law
19 enforcement officers, and government institutions.

20 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of
21 Fulton County hereby establish that its officials and employees shall not permit law
22 enforcement personnel engaged in enforcement activities or investigations, including but
23 not limited to CBP and ICE, access to any facilities, or portions of facilities, that are non-

1 public locations, including but not limited to areas with restricted access and employee
2 work areas, without a constitutionally sufficient warrant signed by a judge.

3 **BE IT FURTHER RESOLVED**, that the County Manager, or his designee, in
4 consultation with the County Attorney, may determine and clarify the county facilities and
5 portions of county facilities that are non-public areas.

6 **BE IT FURTHER RESOLVED**, Fulton County officials and employees may take
7 reasonable, legal steps to ensure their own constitutional rights and the constitutional
8 rights of individuals within County facilities are protected if it is physically safe to do so.

9 **BE IT FURTHER RESOLVED**, in response to federal immigration enforcement
10 activities:

11 **Documentation of Federal Enforcement Activity**

12 The Fulton County Police Department (“FCPD”) shall document federal
13 immigration enforcement activities occurring at any Fulton County facilities, or within
14 unincorporated areas of Fulton County, according to department policy and applicable
15 law, including the nature, time, location, and observed actions of the enforcement
16 activities.

17 **Capture and Preservation of Body Worn Camera Footage**

18 FCPD officers shall activate their body worn camera(s) during any interaction with,
19 or observation of, applicable federal immigration enforcement activities and shall preserve
20 any such footage obtained including footage related to use of force, detentions, injuries,
21 or other enforcement activities, consistent with FCPD policy.

22 **Identification and Verification of Supervisory Federal Officers**

1 FCPD officers shall make reasonable efforts to identify any supervisory officer
2 present on scene during federal immigration enforcement activities. Such identification
3 should include the supervisor's name, credentials, and badge number. The identification
4 and verification process, including refusal(s) to provide requested information, shall be
5 recorded via body worn camera with the footage preserved.

6 **Reporting Violations of Law**

7 FCPD shall formally report any suspected violations of constitutional rights, state
8 or local law by federal law enforcement personnel, including federal immigration officials
9 and agents, consistent with department policy. All such reports shall be made to
10 appropriate operational and legal county authorities, including referring potential felony
11 matters to the appropriate prosecutorial authority in accordance with Georgia law.

12 **Response to Medical Emergencies**

13 FCPD officers shall immediately call for emergency medical services and render
14 aid to any injured person at the scene of federal immigration enforcement activities,
15 regardless of immigration status or agency affiliation and take all reasonable legal steps
16 to ensure emergency medical aid can be rendered without undue interference to lawful
17 enforcement activities.

18 **Public Reporting and Transparency**

19 Fulton County shall maintain and publish data regarding reported legal and
20 constitutional violations by federal immigration enforcement officials. Said reporting shall
21 be conducted in a manner protecting sensitive information, active investigations, and
22 individual(s) privacy while providing the maximum public transparency and accountability
23 legally possible.

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BE IT FINALLY RESOLVED, that this Resolution shall become effective upon its adoption, and that all resolutions and parts of resolutions in conflict with this Resolution are hereby repealed to the extent of the conflict.

SO PASSED AND ADOPTED, this 18th day of February 2026.

**FULTON COUNTY BOARD
OF COMMISSIONERS**

SPONSORED BY:

By: _____
Marvin S. Arrington, Jr.
Commissioner, District 5

ATTEST:

Tonya R. Grier
Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo,
County Attorney