



Coalition of Bar Associations of Color

STATEMENT OF SUPPORT FOR THE END RACIAL PROFILING ACT

WHEREAS the Coalition of Bar Associations of Color (CBAC), organized in 1983, is a coalition created to act as a collective voice for issues of common concern to its member organizations; and

WHEREAS the member organizations of the Coalition of Bar Associations of Color are the Hispanic National Bar Association (HNBA), the National Asian Pacific American Bar Association (NAPABA), the National Bar Association (NBA), and the National Native American Bar Association (NNABA); and

WHEREAS, racial and religious profiling is a pervasive practice that profoundly affects Asian Pacific American and other communities of color across the country;

WHEREAS, racial and religious minorities are disproportionately targeted by traffic stops and “stops and frisks” often implemented as pretext for determining criminal activity;

WHEREAS, programs such as 287(g), Secure Communities, and the Criminal Alien Program that deputize state and local law enforcement agencies to enforce civil immigration laws—the domain of the federal government—lack meaningful safeguards against racial profiling and have been used to disproportionately target U.S. citizens and lawful residents of racial and religious minority groups;

WHEREAS, post-9/11 programs and policies continue to perpetuate sweeping and aggressive discrimination against members of Muslim, Arab, and South Asian American communities;

WHEREAS, the practice of racial profiling is an ineffective law enforcement practice that focuses on factors unrelated to criminal activity rather than on specific indicators of criminal behavior;

WHEREAS, the practice of racial profiling diverts valuable law enforcement resources from the task of pursuing specific and actual threats to public safety;

WHEREAS, the practice of racial profiling further undermines public safety by creating fear and mistrust of law enforcement among community members who are vital to effective community policing;

WHEREAS, the practice of racial profiling violates constitutional guarantees of freedom against unreasonable searches and seizures, the right to due process, and the right to equal protection;

WHEREAS, the End Racial Profiling Act would curtail this unlawful, discriminatory, and ineffective practice by:

- Prohibiting the use of profiling based on race, religion, ethnicity, or national origin;
- Instituting training programs and data collection and monitoring mechanisms at the local, state, and federal law enforcement levels;

- Creating a private right of action for victims of racial profiling, among other requirements; and

WHEREAS, the End Racial Profiling Act of 2010 (ERPA) was introduced by House Judiciary Chairman John Conyers, Jr. (D-MI) and Judiciary Subcommittee on Constitution, Civil Rights, and Civil Liberties Chairman Jerrold Nadler (D-NY) on July 15, 2010;


NOW THEREFORE BE IT RESOLVED, that the Coalition of Bar of Association of Color Supports the passage of the End Racial Profiling Act and similar measures and legislation for the reasons set forth above.

BE IT FINALLY RESOLVED, that this resolution shall be the legislative priority of the Coalition of Bar Associations of Color until it is withdrawn or modified by subsequent resolution.

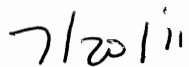
CERTIFICATION

WE, the duly-elected Presidents of the Hispanic National Bar Association (HNBA), the National Asian Pacific American Bar Association (NAPABA), the National Bar Association (NBA), and the National Native American Bar Association (NNABA), hereby certify that they foregoing Resolution was duly enacted by a duly-noticed meetings of the Board of Directors.





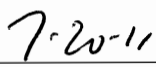
Diana Sen
President, Hispanic National Bar Association



Date



Paul O. Hirose
President, National Asian Pacific American Bar Association

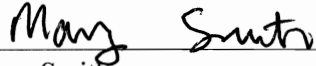


Date



Demetrius Shelton
President, National Bar Association

5/20/11
Date



Mary Smith
President-Elect, National Native American Bar Association

7-20-11
Date