

## Talking Points Against Dow Constantine's Executive Order regarding Boeing Field

### 1. History behind the airport:

- a. The Boeing Field is owned and maintained by King County
- b. When the airport was deeded to the county from the federal government in the 1940s, it came with stipulations that it provide service for federal agencies.
  - i. ICE is a Federal Agency
- c. The county has accepted several federal grants that stipulate that federal aircraft be allowed to use the site.
  - i. Dow Constantine is using your government resources to decide for himself that he will prevent immigration authorities from carrying out the law.

### 2. What Dow's Executive Order means

- a. The order will eventually block the flights of ICE chartered planes by amending the county's lease practices
  - i. future long-term leases with companies operating out of Boeing Field must comply with local immigration ordinances.
    1. King County does not cooperate with ICE agents or facilitate immigration enforcement directives unless accompanied by a court order.
- b. Reasoning for this Executive Order
  - i. "My Executive Order seeks to make sure all those who do business with King County uphold the same values. Our goal is to ban flights of immigrant detainees from our publicly owned airport." - Dow Constantine
  - ii. "Deportations raise concerns which are inconsistent with the values of King County, including separations of families, increases of racial disproportionality in policing, deportations of people into unsafe situations in other countries, and constitutional concerns of due process." - King County
  - iii. The order is based on a UW paper that argued that under Federal Aviation guidelines, airports are not obligated to provide services for operators who introduce practices that are unsafe, unsightly, or detrimental to public welfare.
    1. Do deportation flights meet any of those three criteria?

### 3. Argument Against

- a. It was stipulated in the ownership-transfer agreement that the airport will provide service to Federal Agencies
  - i. ICE charters with a company for these flights that is under contract with the DHS
    1. They are not Federal planes, but they are the planes Federally contracted by DHS to carry out their mission
  - ii. *Will provide service to Federal Agencies*
    1. Does not read "will provide service to Federal Agency's planes." The private company chartered for these flights is performing a contractual service for a Federal Agency and acting on behalf of a Federal Agency.
      - a. They are stopping a Federal Agency from performing its duties, clearly going against the established stipulations of the deed transfer
- b. Unprecedented action-- no other airport in the nation has adopted a policy like this.