



OUR STORY CONTINUES



November 2018 staff photo (including Utah, the office dog), in front of the Utah Capitol Building.



A full table at a typical Wednesday morning staff meeting.



AMERICAN CIVIL LIBERTIES UNION

Utah

Staff

Brittney Nystrom, Executive Director

Marina Baginsky Lowe,

Legislative & Policy Counsel

John Mejia, Legal Director

Leah Farrell, Senior Staff Attorney

Cassie Taylor, Development Director

Jessica Andrews, Finance & Business
Manager

Rachel Appel, Community Outreach Fellow

Reinard Knutsen, Office Manager

Jason Groth, Smart Justice Coordinator

Margie Nash, Paralegal

Sydni Makemo, Southern Utah Community
Outreach Coordinator

Jason Stevenson, Communications Manager

Niki Venugopal, Development & Finance
Assistant

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Acosta, Gina Cornia, Forrest Crawford,

Russell Fericks, Kass Harstad, Roderic Land,

Kathryn Lindquist, Robert Wood

Legal Panel

David Reymann, Chair

Jensie Anderson, Rusty Andrade,

Ruth-Arlene W. Howe, Sandy Dolowitz,

Stewart Gollan, Nubia Pena, Kristina Ruedas,

Karen Stam, Aaron Tarin, Richard Van

Wagoner, Mary Woodhead

Cooperating Attorneys

Aaron Kinikini, Alfred Pfeiffer, Jr., Kyle A. Virgien, Dorottya Schranz, John H. Steinbach, Carlos Navarro, Randy Richards, Angela Elmore, Jeff Hunt, Karra Porter, Bryson Brown, Kristen Kiburtz, John Harrington, Karina Sargsian, Steve Jones, Steve Vuyovich, Debra Nelson, Craig Blake, Rebecca G. Van Tassell, Thomas Burke, Christopher Denig, Cliff Rosky, Jessica Arco, Yiye Fu, Bradley Markano, Seth Ashton, S. Starling Marshall, David Reymann, Erika George, Karen Stam, Mary Woodhead, Rick Van Wagoner, Ruth-Arlene W. Howe, Sandy Dolowitz, Michael Teter, Jeremy M. Brodis, Tom Mitchell, Trent Ricks, Stewart Gollan, Aaron Tarin, Jensie Anderson, Maddie Gustafson, Rusty Andrade, Nubia Pena, Monte Sleight, Michael Judd, Zoraya Gappmaier, Ezra D. Rosenberg, M. Eileen O'Connor, Arusha Gordon, Maya Kane, William A. Rudnick, Raymond M. Williams, Jae Y. Kim, Patrick Castaneda, Lauren Marie Wilchek, Cheryl Evans, Nicole O. Orjiakor, Brenna D. Kelly

Interns and Volunteers

Aaron Carrell, Nicholas Cockrell, Kleo Kobe, Hannah Nerone, Claire Smith, Changhao Wei, Stephanie Maynes, Elizabeth Stubbs, Steffan Thomas, Anna Greenburg, Zach Berger, Kamryn Broschinsky, Marisa Mills, Masami Kanegae, Catherine Hauser

The ACLU of Utah, chartered in 1958, operates through public education, legal advocacy, litigation, and lobbying at both the state and local levels to ensure the constitutional rights and freedoms of everyone living in or visiting Utah. Our work is based on those principles outlined in the Bill of Rights and our priorities include: Participatory Democracy; Racial Justice; Criminal Justice Reform; Immigrant and Refugee Rights; LGBTQ Equality; Gender Equality; Privacy; and Religious Liberty & Freedom of Belief. In addition, we continue our commitment to protect the First Amendment. For more about the ACLU of Utah and our priorities please visit www.acluutah.org



ACLU of Utah director, Brittney Nystrom (left), and cooperating attorney, Starling Marshall, speak at the February 27 press conference announcing the Ramirez v. Reddish lawsuit against federal immigration agents.



The ACLU intern "Wall of Fame" in the office kitchen.

2018 BY THE NUMBERS:

55

Events, Trainings,
and Presentations

749 Requests
for help

10 Lawsuits in
active litigation
or recently resolved



10,106
Followers



4,534
Followers

115

Legislative bills
tracked and
reviewed

+3

New staff
added in
2018

29 Bills
testified
on or amended

13

ACLU of Utah
staffers

6,300

Dues-paying members in Utah

IMMIGRANTS' RIGHTS

Challenge:

- Federal immigration agents are emboldened by the current administration to ignore Constitutional rights in their pursuit of immigrants.

Solutions:

- In February, we filed a lawsuit in federal court against agents from Immigration and Customs Enforcement (ICE) and U.S. Marshals officers for engaging in two SWAT-style raids against our plaintiffs in the case of *Ramirez v. Reddish*;

- We educate local law enforcement agencies about the legal limitations of detaining inmates at the request of ICE and discourage local agencies from taking on ICE functions and authority;

- We produce high-visibility social media campaigns to update and educate Utahns about hot-button immigration issues like family separation, detention, and asylum (see pages 8-9), and inform them how they can lobby for better policies;

- We hold public workshops and trainings across the state about how to navigate DACA (Deferred Action Childhood Arrivals) status and basic rights for immigrants in Utah.

HOW TO MAKE A DIFFERENCE

- Attend rallies, panels, and events about immigration issues.
- Tell members of Congress to pass a comprehensive solution for the 13,600 Utahns with DACA status.

ACLU Action Matrix

Litigation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legislation	<input type="checkbox"/>				
Education	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	



A live TV interview discussing the *Ramirez v. Reddish* lawsuit on Telemundo's Edición Digital on February 27.



Protestors against "family separation" policies gather outside the U.S. Attorney's Salt Lake City office on June 1.



On June 30, thousands of people attended the "Keep Families Together" rally at the Utah Capitol and other locations across the state.

PRIVACY & TECHNOLOGY

ACLU Action Matrix

Litigation



Legislation



Education



Thanks to the national ACLU's Supreme Court victory in *Carpenter v. U.S.*, police must request a search warrant to access location data from a person's cell phone provider.



With technology leap-frogging over legal protections, new laws are needed to secure our Constitutional rights.

Challenges:

- 4th Amendment protections requiring police to seek a warrant before conducting a search do not apply to third-party agencies like cell phone carriers or cloud-based data storage services like iCloud and OneDrive;
- Some elected leaders in Utah believe they can block constituents on social media for disagreeing with them.

Solutions:

- We are drafting Utah legislation to protect private information held by third parties (e.g., cell phone carriers, cloud storage);
- We develop tools to help constituents respond to elected officials who block them on social media, including our "Know Your Rights: Social Media Blocking FAQ" and a DIY "cease and desist" letter;
- At the legislature, we protect prescription drug databases from further intrusion by law enforcement agencies acting without a warrant;
- We monitor and defend against legislation that exposes Utahns to invasive surveillance technology.

HOW TO GET MORE INVOLVED

- Sign the ACLU petition for Net Neutrality: <https://action.aclu.org/petition/save-net-neutrality>
- Tell lawmakers you support 4th Amendment protections for data.

LGBTQ RIGHTS

Challenges:

- Students face barriers from school administrators in establishing Gay-Straight Alliances (GSAs) at some Utah high schools—even 20 years after our landmark East High GSA case brought national attention to this issue;
- In the wake of the Supreme Court’s *Masterpiece Cake* decision in 2018, we are seeing increased legal and legislative moves to limit equal access and public accommodation for LGBTQ individuals.

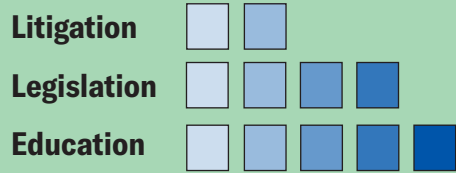
Solutions:

- We assist students who are organizing or maintaining GSAs in Utah high schools—including a recent success in the Davis School District;
- We attend pride events statewide to show support, give advice and resources, and learn about the challenges facing LGBTQ Utahns;
- We advocate with partners, the transgender community, and allies, to make it easier to change gender categories on birth certificates;
- We are preparing to counter laws and litigation designed to create “religious exemptions” from anti-discrimination laws.

HOW TO MAKE A DIFFERENCE

- Attend your local pride parade or festival next year.
- Report instances of LGBTQ discrimination to the ACLU - www.acluutah.org/request-help

ACLU Action Matrix



A promotional poster for a 20th anniversary event. The top section features a purple background with a pattern of small circles and the text "20 YEARS" in large yellow and white font. Below this, a yellow banner reads "EAST HIGH GSA V. BOARD OF EDUCATION". The main event information is in a white box with a purple border: "AUG 03" in large yellow font, "6:00 til 7:30PM" in purple, and "UTAH PRIDE CENTER" in purple. The address "1380 Main Street Salt Lake City UT 84115" is in smaller purple text. At the bottom are logos for "UTAH pride CENTER" and "ACLU UT".

Coinciding with GSA Network’s national gathering in Salt Lake City this summer, we celebrated the 20th anniversary of our landmark East High GSA case that established the right for students to form Gay-Straight Alliances in schools.



Volunteer Neal Ostler and Southern Utah Outreach Coordinator Sydni Makemo represent the ACLU of Utah at the Provo Pride Festival on September 15.

IN THE NEWS

Explaining what we do

The ACLU of Utah was mentioned in 195 unique articles so far in 2018, as staff members were sought out by reporters to describe our ongoing work to protect civil rights and civil liberties in Utah. Here are some examples:

“Paying your debt to society does not mean your jailers can shock you with a Taser and attack you with dogs only to later call it ‘fun and games.’ We trust correctional officers and their superiors to ensure the welfare and safety of inmates who are in their custody.”
- John Mejia

“ACLU of Utah files lawsuit over abuse of inmates at Daggett County Jail.”
FOX13 News
May 16, 2018



“It’s funny looking back now. Of course at that time, I didn’t have the perspective to see what a big landmark it would be.” - Leah Farrell



“How a ban on extracurricular clubs in Salt Lake City schools led to ‘an important milestone in gay rights’ 20 years ago,”
Salt Lake Tribune
August 3, 2018

ON SOCIAL MEDIA

Getting our message out

Our Facebook and Twitter pages reach thousands of Utahns every day. Here are some of our top Facebook posts:

ACLU Utah was live: Published by Medi Camera 11 · January 31 at 6:56pm · Follow

Live from Mavo

2018 Community Lobby Training
01:32:59

People reached: **4,443**
Video views: **1,263**
Comments: **25**
Shares: **23**

ACLU Utah · Published by Jesse S. Stromer · March 16 · 13

UPDATE: On Friday morning we posted an updated list with 166 Utah schools... check it out at the top of the ACLU of Utah Facebook page... [Here's a list of schools that participated in the March 14th walkout... (definitely) missing some, but this is a good start.]

Utah Schools Participating in the March 14th Walkout

Salt Lake City -East High School -West High School -Highland High School -Salt Lake School for the Performing Arts -Salt Lake Center for Science Education -Innovations High School -Lodge Memorial High School -Madeline Chase School -Woodward Hall -Zionsville Middle School -Clyde Hill Middle School -Sweet Middle School -Northwest Middle School -Ogden Classical -Hudson Heights Elementary -Harbison Elementary -May Johnson Elementary	West Jordan High School -Ogden High School -Murray High School -Alton Middle School (Ogden) -Jane Dugan High School -Alta High School -Endeavor Hall Charter School -Salem Middle School -Estimote Academy (Magna)	Cache County -Logan High School -Bee Lake High School	Wasatch County -Wasatch High School -Alpine High School (Preston City)
Utah County -West Lake High School (Benkay Springs) -Tremper High School (Preston) -Mountain View High School (Preston) -Lone Peak High School -Rockwell Charter High School (Eagle Mountain)	Wasatch County -Wasatch High School	Wasatch County -Wasatch High School	Tooele County -Granville High School
Salt Lake County -Sagehen High School -Brighton High School -Covey Canyon High School -Garage High School (WVC) -Harrison High School -Harris High School (WVC)	Davis County -Layton High School -Cedar Breaks High School -Oquirrh High School -Wasatch Crest Elementary	Wasatch County -Wasatch High School	Wasatch County -Wasatch High School

People reached: **6,720**
Engagements: **1,728**
Comments: **149**
Shares: **34**

ACLU Utah · June 18 · 13

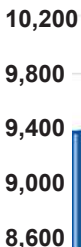
If you are against family separation, here's what you can do to stop it... First, learn what is happening and why: <https://www.usc.com/.../family-separation-border-immigration-...>

Second, contact your Senators and tell them to oppose the Trump administration's cruel policy of taking kids away from their parents: <https://www.aclu.org/.../call-senators-stop-the-separating-oh-...>

Third, share this information with your social media networks. This is not the fight to sit out.

What Can I Do to End Trump's Family Separation Policy?

People reached: **16,123**
Engagements: **2,923**
Comments: **138**
Shares: **209**



Tracking the ACLU of Utah's Facebook Followers in 2018

January February March April May



“Voting is a fundamental right in our democracy and smart ideas like letting people register to vote on Election Day will reduce roadblocks to exercising that right.”
- Brittney Nystrom

“According to ACLU survey, Cache County elections officials fare better than others ahead of election day,”
Cache Valley Daily
October 12, 2018

“I think that the Justice Reinvestment Initiative was a great starting point,” he says, “but we’ve really got to start figuring out how we can improve from there, and I think there’s a lot of room for change here in Utah.” - Jason Groth



“Report: After 2015 Reforms, Utah Could Reduce Prison Population,”
Utah News Connection
September 12, 2018

“We need to find out why [the 71 deaths occurred]. We have an opportunity to dig in. We can always do better. It’s still 71 deaths that could have perhaps been prevented.” - Marina Lowe

“Inconsistent county jail deaths reporting frustrates state committee looking for solutions,”
Ogden Standard Examiner
October 31, 2018



ACLU Utah
Replied by Jason R. Stevenson on July 29

On February 25, 1996 the Salt Lake City school board banned all non-curricular clubs and activities from the district because school officials didn't want to allow a gay-straight student alliance to meet at East High School.

Find out what happened next this Friday at 6:30pm at the Utah Pride Center (1380 Main St., SLC)

Event page: <https://www.aclu.utah.org.../1468-20th-anniversary-of-east-hi...> See More

ARTICLES.LATIMES.COM
Utah Banned Bars All School Clubs in Anti-Gay Move
The Gay/Straight Alliance, a gay and lesbian high school club formed at...

People reached: **3,279**
Engagements: **96**
Comments: **22**
Shares: **10**

ACLU Utah
October 9

Do you have a friend or family member who says voting isn't worth it? We've got your back. Check out this flyer from the ACLU of Utah...

How to Help Your Disillusioned Friend Vote
They've got excuses. Now you've got answers.

- We vote doesn't count.** It might feel that way. Sometimes, but it actually does count. Each voter has at least 17,000 ballots cast, and a ballot is never thrown away.
- I don't want to be on my jury duty.** Being summoned by a jury of your peers is essential to our democracy. But if you're still not convinced, there are ways you can opt to be exempt from jury duty.
- I don't have a Utah driver's license.** You can be a Utah driver's license holder and not have your license renewed. But being a voter identification is renewed along with your driver's license to ensure you have a Utah ID.
- I don't want to be in line.** Request absentee ballot or ballot by calling your county clerk's office. Just a few days before the election, you can request a ballot by mail.
- I don't have a voter ID.** You can get a voter ID for free at the voter center or at the county clerk's office. If you go to the voting place, you can use a driver's license or other government ID.
- I don't know how to vote.** The voting place is there to help you. You can ask for help at any time. If you go to the voting place, you can use a driver's license or other government ID.
- I don't have a Utah ID.** You can get a voter ID for free at the voter center or at the county clerk's office. If you go to the voting place, you can use a driver's license or other government ID.
- I don't have a Utah ID.** You can get a voter ID for free at the voter center or at the county clerk's office. If you go to the voting place, you can use a driver's license or other government ID.

People reached: **25,805**
Engagements: **3,593**
Comments: **116**
Shares: **412**

NO STAMP?
NO PROBLEM.

IN UTAH, BALLOTS CAN BE MAILED BACK WITHOUT A STAMP— EVERY COUNTY WILL COVER THE COST OF POSTAGE!

People reached: **12,497**
Engagements: **1,419**
Comments: **75**
Shares: **143**

June July August September October November

In mid-November, 10,106 people followed us on Facebook

PARTICIPATORY DEMOCRACY

ACLU Action Matrix

Litigation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legislation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Education	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



This fall, Navajo-speaking voters in San Juan County could access translation services and in-person voting locations thanks to lawsuit the ACLU of Utah settled with the county.



Over 500,000 Utahns voted in favor of nonpartisan redistricting by passing Proposition #4 this November.



The ACLU's Legislative & Policy Counsel Marina Lowe (left), watches as Gov. Gary Herbert signs H.B. 218 into law to establish Election Day Registration statewide, along with other reforms to improve access to the ballot.

Challenge:

- Barriers to voter registration and casting a ballot continue to keep many citizens from exercising this right.

Solutions:

- In February, we reached a positive settlement in *Navajo Nation Human Rights Commission v. San Juan County*, which requires the county to maintain polling places serving the Navajo Nation, and provide effective language assistance for voters. We are working to ensure they adhere to our settlement agreement;
- We supported the Better Boundaries initiative to establish nonpartisan redistricting as it successfully passed Proposition #4 on the 2018 November ballot. In 2019, we will urge the Utah legislature to respect the will of the 500,000 Utahns who voted for Proposition #4;
- In 2018, we lobbied successfully for H.B. 218 that: 1) requires individuals who apply for or renew their driver's license to choose whether to register to vote; 2) reinstated Election Day Registration as a permanent, statewide law; and, 3) provided voters the option to cast a ballot in person.

HOW TO MAKE A DIFFERENCE

- Ensure your eligible friends and relatives are registered to vote.
- Tell your elected representatives that you support Proposition #4—nonpartisan redistricting in Utah.

CRIMINAL JUSTICE REFORM

Challenges:

- Inmates, the accused, and people experiencing homelessness are frequent targets of harmful legislation and policies;
- Operation Rio Grande’s over-reliance on policing and prison has failed to address the underlying social issues of homelessness and substance abuse.

Solutions:

- We helped pass legislation to improve reporting by county jails of inmate deaths. We also filed litigation to obtain secretive standards used by county jails;
- In 2018, we successfully opposed bills that would have: 1) expanded the list of crimes eligible for the death penalty; and 2) allowed prosecutors to charge 15 year-olds with aggravated murder;
- After coming close in recent legislative sessions, we will continue to advocate for the abolition of the death penalty in Utah;
- In October, we published a highly-critical report of Operation Rio Grande—the state-led crackdown on homeless populations in Salt Lake City—followed by a panel discussion with voices from law enforcement, drug treatment programs, and a former public defender.

HOW TO MAKE A DIFFERENCE

- Remind people that Constitutional rights apply to everyone—including inmates and people experiencing homelessness.

ACLU Action Matrix

Litigation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Legislation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Education	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	



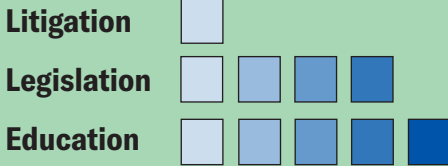
Over 75 people attended—and a large livestream audience on Facebook watched—the October 18 panel discussion that followed the release of the ACLU of Utah’s “Calculating the Real Cost of Operation Rio Grande” report.



House Speaker Greg Hughes discusses the Operation Rio Grande report with Jason Stevenson, the ACLU’s Strategic Communications Manager, after the panel discussion, while event moderator Lara Jones keeps the conversation civil.

SMART JUSTICE

ACLU Action Matrix



The Campaign for Smart Justice in Utah began in January with the hiring of Jason Groth, a former public defender, who became the affiliate's first Smart Justice Coordinator.



More than 275 people attended the Salt Lake County District Attorney debate on October 3—an event organized by the ACLU's Campaign for Smart Justice in Utah.

Challenges:

- Incarceration rates in Utah have risen 563 percent since 1980, while racial disparities have also increased in all aspects of the criminal justice system;
- Few people pay attention to county prosecutor elections despite the position's out-sized impact on the criminal justice system.

Solutions:

- In September, we released Utah's *Blueprint for Smart Justice* which outlined specific steps to reduce Utah's prison population by 50 percent in a few years;
- During the 2018 legislation session, we testified to House and Senate committees against unnecessary sentencing enhancements and in favor of parole reform;
- We sent questionnaires to every county prosecutor candidate in Utah to get their thoughts on mass incarceration and racial disparities;
- We partnered with Alliance for a Better Utah's Education Fund to host primary and general election debates between county prosecutor candidates in Wasatch, Utah, and Salt Lake counties.

HOW TO GET MORE INVOLVED

- Follow Smart Justice Utah on Twitter: @SmartJusticeUT
- Read Utah's *Blueprint for Smart Justice* (www.smartjusticeutah.org/blueprint.html)

GENDER EQUALITY

Challenges:

- Utah lawmakers are creating more barriers between women and access to contraception and legal abortions;
- Gender-based discrimination continues to block women from full and equal participation in the workplace in Utah.

Solutions:

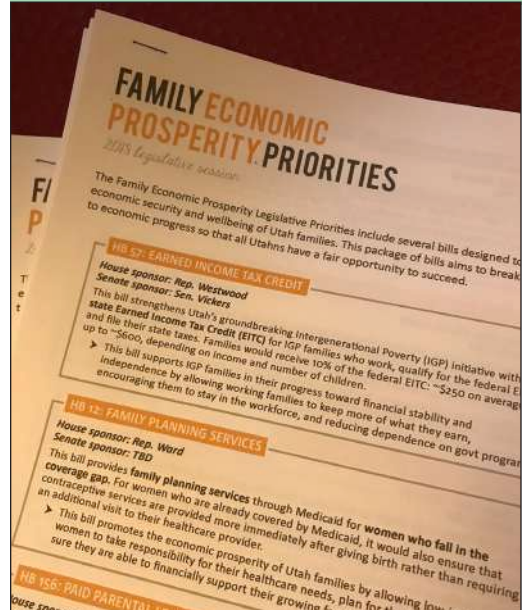
- We are building a legal team to assist minors seeking an abortion when parental consent (required by state law) isn't an option. These volunteer attorneys are trained to provide judicial bypass representation and are on call to cover requests from women who contact us;
- We shaped multiple reproductive rights bills during the 2018 Utah Legislative Session, including an expansion of free contraception for low-income women, and we helped defeat a bill that would have criminalized a physician's provision of abortion if the woman believed her fetus could have Down syndrome;
- We continue to champion legislation that would expand paid parental leave and reduce the threshold of workplace discrimination claims to a single employee.

HOW TO GET MORE INVOLVED

- Lobby for gender-neutral policies at your place of employment.
- Follow our social media and email alerts during the 2019 Utah Legislative Session.

ACLU Action Matrix

Litigation	<input type="checkbox"/>				
Legislation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Education	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	



While bills targeting workplace discrimination and expanding paid parental leave failed during the 2018 Utah Legislative Session, several bills did pass—including H.B. 12, which enabled low-income women in the Medicaid coverage gap to access free family planning services.



While sitting next to the bill's sponsor, Marina Lowe (left) testifies against H.B. 205, a bill that would have criminalized abortions if the fetus might have Down syndrome. The bill eventually stalled in the Senate.

THANK YOU

From the ACLU of Utah Staff

It's easy to worry about the future of our beloved state during these turbulent times, but we at the ACLU of Utah refuse to mark our 60th Anniversary with any trepidation.

Why?

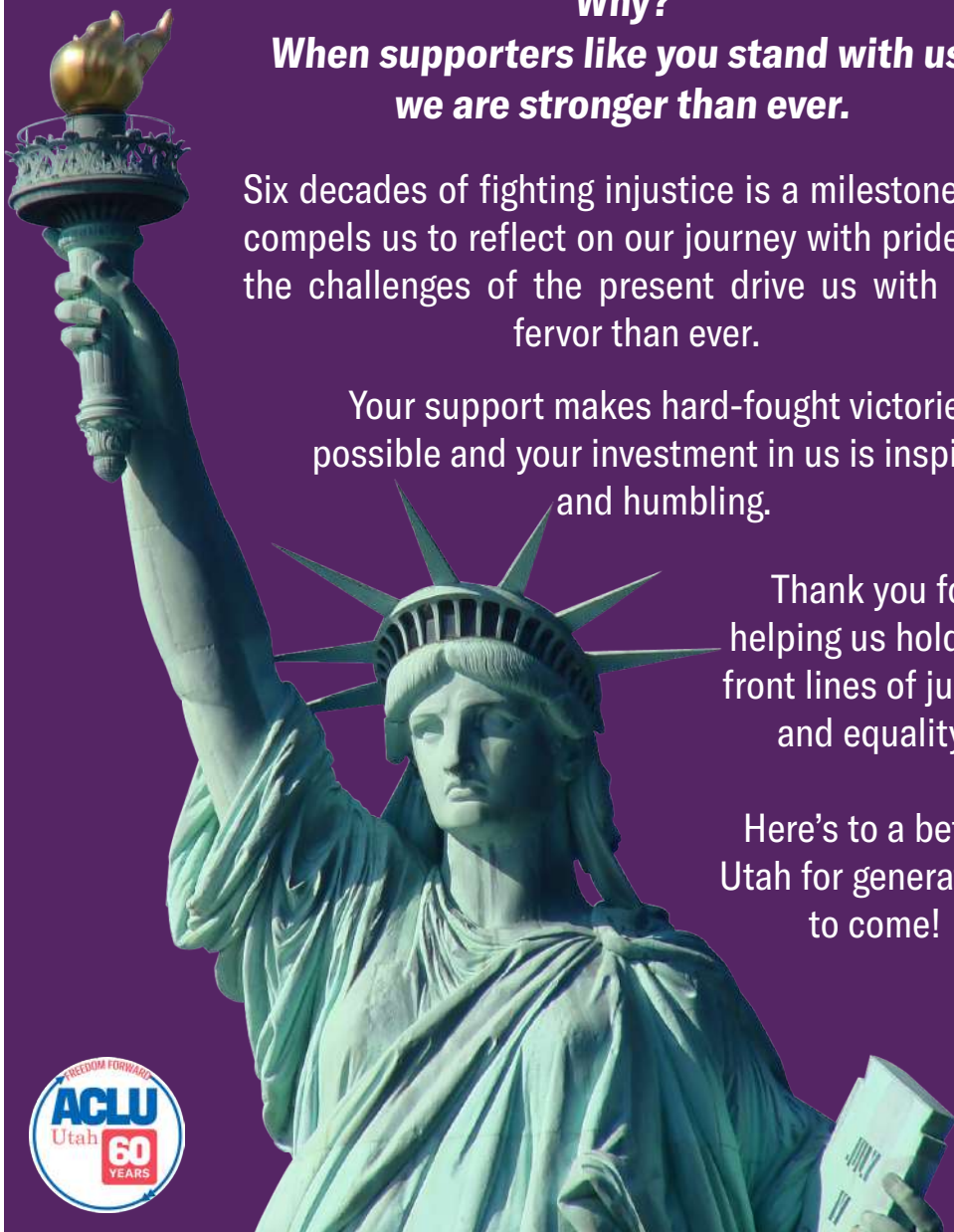
***When supporters like you stand with us,
we are stronger than ever.***

Six decades of fighting injustice is a milestone that compels us to reflect on our journey with pride, but the challenges of the present drive us with more fervor than ever.

Your support makes hard-fought victories possible and your investment in us is inspiring and humbling.

Thank you for helping us hold the front lines of justice and equality.

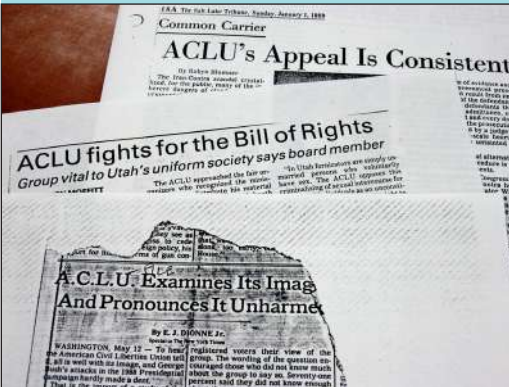
Here's to a better Utah for generations to come!



FINANCIAL INFORMATION



Dani Eyer, Brittney Nystrom, and Carol Gnade—all current or former directors of the ACLU of Utah—celebrate the affiliate’s 60th birthday on May 10.



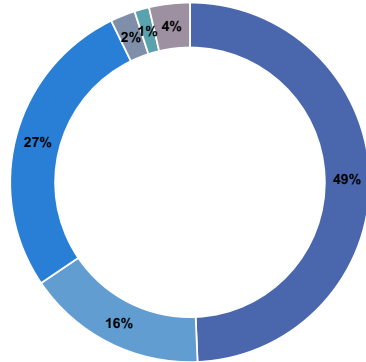
Chartered in 1958, the ACLU of Utah has been making headlines by protecting civil liberties for six decades.



At this year’s Membership Meeting, we set up a half-dozen policy “kiosks” to allow ACLU of Utah members to ask the staff questions about the latest challenges and advances in our work.

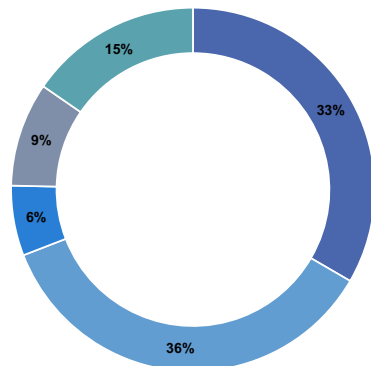
FISCAL YEAR 2018 [April 1, 2017- March 31, 2018]

Support & Revenue: \$1,500,813



- Individual Donations & Events (49%)
- Grants & Bequests (16%)
- ACLU National Support (27%)
- In-Kind Donations (2%)
- Other Income (1%)
- Attorney’s Fees Awarded (4%)

Expenses: \$1,075,685



- Public Education & Outreach (33%)
- Legal & Advocacy (36%)
- Lobbying (6%)
- Events & Fundraising (9%)
- Management & General (15%)



**DISSENT IS
PATRIOTIC**



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