



# **U.S. Immigration and Customs Enforcement Detention Requests: FY 2017**

*March 20, 2019*

Fiscal Year 2017 Report to Congress



**Homeland  
Security**

*U.S. Immigration and Customs Enforcement*

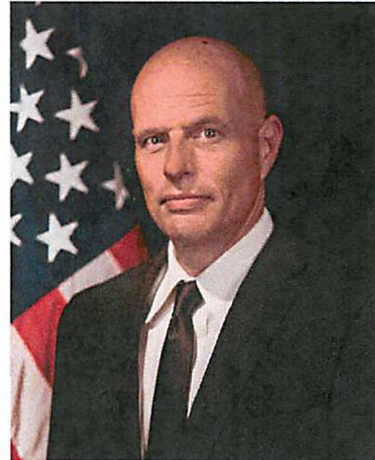
# Message from the Deputy Director and Senior Official Performing the Duties of the Director

March 20, 2019

I am pleased to present the following report, "U.S. Immigration and Customs Enforcement Detention Requests: FY 2017," which has been prepared by U.S. Immigration and Customs Enforcement (ICE).

This report was compiled pursuant to the Joint Explanatory Statement, which accompanies the Fiscal Year 2017 Department of Homeland Security Appropriations Act (P.L. 115-31).

Pursuant to congressional guidelines, this report is being provided to the following Members of Congress:



The Honorable Lucille Roybal-Allard  
Chairwoman, House Appropriations Subcommittee on Homeland Security

The Honorable Chuck Fleischmann  
Ranking Member, House Appropriations Subcommittee on Homeland Security

The Honorable Shelley Moore Capito  
Chairwoman, Senate Appropriations Subcommittee on Homeland Security

The Honorable Jon Tester  
Ranking Member, Senate Appropriations Subcommittee on Homeland Security

Inquiries related to this report may be directed to me at (202) 732-3000.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ronald D. Vitiello". The signature is stylized and fluid.

Ronald D. Vitiello  
Deputy Director and Senior Official Performing the Duties  
of the Director  
U.S. Immigration and Customs Enforcement



# U.S. Immigration and Customs Enforcement Detention Requests: FY 2017

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# I. Legislative Language

This report was compiled in response to legislative language in the Joint Explanatory Statement accompanying the Fiscal Year (FY) 2017 Department of Homeland Security (DHS) Appropriations Act (P.L. 115-31).

The Joint Explanatory Statement accompanying P.L. 115-31 states:

Within 60 days of the date of enactment of this Act and quarterly thereafter, ICE shall provide a report to the Committees on the number of detention requests issued and actual custody transfers to ICE by state and local law enforcement jurisdiction, criminal category, immigration status, gender, country of citizenship, and enforcement priority. In addition, the report shall detail the same information for criminal aliens released by non-participating jurisdictions, and should describe ICE's efforts to solicit the cooperation of such jurisdictions.

## II. Background

U.S. Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) issues detainers to federal, state, local, and tribal law enforcement agencies to provide notice of its intent to assume custody of a removable alien detained in federal, state, local, or tribal custody. DHS's detainer authority, codified in section 287.7 of Title 8 of the Code of Federal Regulations, arises from the Secretary of Homeland Security's power, under section 103(a)(3) of the Immigration and Nationality Act (INA), to provide regulations "necessary to carry out this authority" and from ICE's general authority to arrest and detain aliens subject to removal or removal proceedings, pursuant to sections 236, 241, and 287 of the INA.

Detainers enable ICE to deploy its investigative, detention, and removal resources judiciously, consistent with the enforcement policies of DHS and the executive branch of the U.S. Government. Detainers also allow ICE immigration officers to avoid the risks to public safety and officer safety associated with arrests outside the custodial environment. When law enforcement agencies fail to honor immigration detainers, it undermines ICE's ability to protect public safety and carry out its mission.

A new detainer form (I-247A) was implemented on April 2, 2017, to fulfill the requirement of former DHS Secretary John Kelly's February 20, 2017, memorandum, *Enforcement of the Immigrations Laws to Serve the National Interest*. The memorandum states that DHS would "eliminate the existing detainer forms and replace them with a new form to more effectively communicate with recipient law enforcement agencies." A copy of Form I-247A is provided as the appendix to this document.

Form I-247A requests that the receiving law enforcement agency:

- Notify DHS as early as practicable (at least 48 hours, if possible) before a removable alien is released from criminal custody; and
- Maintain custody of the alien for a period not to exceed 48 hours beyond the time that the alien otherwise would have been released, to allow DHS to assume custody for removal purposes.

Partnerships between state and local law enforcement agencies and ICE are fundamental to upholding the shared mission to protect our communities. Honoring ICE detainers increases public safety and keeps our communities safe.

Please note that this report does not provide a breakdown of detention requests by enumerated enforcement priorities set forth by the previous Administration through the Priority Enforcement Program (PEP). In accordance with President Trump's January 25, 2017, Executive Order 13768, *Enhancing Public Safety in the Interior of the United States*, PEP has been terminated, and ICE no longer tracks information based on this lapsed program.

### III. Data Report of Detainers Issued by ICE ERO<sup>1</sup>

#### A. Detainers by Area of Responsibility, FY 2017

| ERO Area of Responsibility <sup>2</sup>         | Q1            | Q2            | Q3            | Q4            |
|---|---------------|---------------|---------------|---------------|
| Atlanta   | 1,643         | 3,030         | 3,617         | 3,607         |
| Baltimore                                       | 140           | 264           | 295           | 299           |
| Boston  | 359           | 526           | 487           | 335           |
| Buffalo   | 96            | 93            | 88            | 89            |
| Chicago   | 1,090         | 2,798         | 1,451         | 1,339         |
| Dallas  | 2,509         | 3,186         | 3,193         | 3,620         |
| Denver  | 472           | 626           | 639           | 714           |
| Detroit   | 362           | 520           | 539           | 583           |
| El Paso   | 287           | 321           | 421           | 373           |
| Houston   | 1,606         | 2,312         | 2,470         | 2,204         |
| Los Angeles                                     | 3,949         | 6,149         | 7,859         | 11,790        |
| Miami   | 905           | 1,857         | 1,819         | 1,741         |
| New Orleans                                     | 1,447         | 1,820         | 2,061         | 2,094         |
| New York City                                   | 547           | 1,255         | 1,266         | 1,657         |
| Newark  | 428           | 846           | 634           | 650           |
| Philadelphia                                    | 731           | 929           | 928           | 975           |
| Phoenix   | 1,375         | 1,852         | 1,934         | 1,873         |
| Salt Lake City                                  | 716           | 1,130         | 1,220         | 1,230         |
| San Antonio                                     | 1,313         | 1,704         | 2,425         | 2,322         |
| San Diego                                       | 264           | 499           | 675           | 624           |
| San Francisco                                   | 1,265         | 1,836         | 2,142         | 1,657         |
| Seattle   | 573           | 893           | 1,046         | 1,045         |
| St. Paul  | 606           | 762           | 928           | 929           |
| Washington                                      | 738           | 947           | 922           | 1,053         |
| Unassigned                                      | 25            | 92            | 103           | 72            |
| National Criminal Analysis and Targeting Center | 105           | 280           | 187           | 54            |
| <b>Total</b>                                    | <b>23,551</b> | <b>36,527</b> | <b>39,349</b> | <b>42,929</b> |

<sup>1</sup> FY 2017 ERO detainers data are historical and remain static. ICE is unable to provide the level of specificity in the legislative requirements because of operational and data reporting limitations. ICE does not track the number of honored detainers.

<sup>2</sup> ERO has 24 field offices that are responsible for the administration and management of enforcement activities throughout the United States. Area of responsibility is the finest level of granularity that ICE is able to provide accurately. The ICE National Criminal Analysis and Targeting Center provides comprehensive analytical support to aid the at-large enforcement and removal efforts of all ICE components.

## B. Detainers by Country of Citizenship, FY 2017

| Country of Citizenship <sup>3</sup> | Q1 | Q2  | Q3  | Q4  |
|-------------------------------------|----|-----|-----|-----|
| AFGHANISTAN                         | 13 | 14  | 23  | 19  |
| ALBANIA                             | 6  | 10  | 6   | 16  |
| ALGERIA                             | 1  | 3   | 3   | 8   |
| ANDORRA                             | -  | 1   | -   | -   |
| ANGOLA                              | 3  | 5   | 3   | 3   |
| ANTIGUA-BARBUDA                     | 5  | 5   | 2   | 5   |
| ARGENTINA                           | 11 | 26  | 46  | 51  |
| ARMENIA                             | 20 | 26  | 43  | 44  |
| ARUBA                               | -  | 1   | -   | -   |
| AUSTRALIA                           | 3  | 11  | 12  | 9   |
| AUSTRIA                             | -  | 3   | 1   | 2   |
| AZERBAIJAN                          | 3  | 5   | 8   | 2   |
| BAHAMAS                             | 23 | 34  | 37  | 30  |
| BAHRAIN                             | 1  | 2   | 1   | 1   |
| BANGLADESH                          | 7  | 10  | 12  | 21  |
| BARBADOS                            | 7  | 10  | 3   | 8   |
| BELARUS                             | 2  | 3   | 5   | 10  |
| BELGIUM                             | -  | 4   | -   | 6   |
| BELIZE                              | 20 | 37  | 38  | 40  |
| BENIN                               | -  | 12  | 4   | 5   |
| BERMUDA                             | 1  | -   | -   | 3   |
| BHUTAN                              | 5  | 7   | 3   | 3   |
| BOLIVIA                             | 15 | 20  | 23  | 26  |
| BOSNIA-HERZEGOVINA                  | 20 | 29  | 24  | 20  |
| BOTSWANA                            | -  | -   | -   | 1   |
| BRAZIL                              | 71 | 129 | 173 | 189 |
| BRITISH VIRGIN ISLANDS              | 1  | 3   | -   | 1   |
| BULGARIA                            | 3  | 8   | 6   | 7   |
| BURKINA FASO                        | 2  | 9   | 9   | 14  |
| BURMA                               | 20 | 18  | 16  | 7   |
| BURUNDI                             | 5  | 5   | 4   | 4   |
| CAMBODIA                            | 25 | 47  | 51  | 33  |
| CAMEROON                            | 4  | 23  | 17  | 26  |
| CANADA                              | 73 | 96  | 87  | 93  |
| CAPE VERDE                          | 7  | 21  | 27  | 18  |
| CAYMAN ISLANDS                      | -  | -   | 4   | 1   |

<sup>3</sup> “Country of Citizenship” is captured at the time of an initial encounter with an alien, either by a local law enforcement officer or by ICE, and is based on information provided by the alien. Citizenship is reported as it appears in ICE’s database at the time that the data are pulled but may be updated as additional information is discovered or verified.

| Country of Citizenship <sup>3</sup> | Q1    | Q2    | Q3    | Q4    |
|-------------------------------------|-------|-------|-------|-------|
| CENTRAL AFRICAN REPUBLIC            | 3     | 3     | -     | 3     |
| CHAD                                | 1     | 3     | 1     | -     |
| CHILE                               | 36    | 48    | 43    | 54    |
| CHINA, PEOPLES REPUBLIC OF          | 76    | 147   | 152   | 165   |
| COLOMBIA                            | 209   | 271   | 274   | 292   |
| CONGO                               | 6     | 14    | 8     | 6     |
| COSTA RICA                          | 14    | 50    | 36    | 47    |
| CROATIA                             | 1     | 4     | 5     | 2     |
| CUBA                                | 420   | 637   | 731   | 801   |
| CYPRUS                              | -     | 1     | -     | 2     |
| CZECH REPUBLIC                      | 4     | 6     | 5     | 4     |
| CZECHOSLOVAKIA                      | -     | -     | -     | 3     |
| DEM REP OF THE CONGO                | 8     | 9     | 10    | 14    |
| DENMARK                             | -     | 3     | 4     | 3     |
| DJIBOUTI                            | -     | -     | 1     | -     |
| DOMINICA                            | 7     | 5     | 7     | 13    |
| DOMINICAN REPUBLIC                  | 473   | 640   | 662   | 616   |
| ECUADOR                             | 115   | 196   | 203   | 231   |
| EGYPT                               | 17    | 26    | 20    | 29    |
| EL SALVADOR                         | 1,250 | 2,031 | 2,252 | 2,562 |
| EQUATORIAL GUINEA                   | 1     | 1     | 2     | 2     |
| ERITREA                             | 7     | 5     | 7     | 5     |
| ESTONIA                             | 4     | 5     | 5     | 6     |
| ETHIOPIA                            | 21    | 40    | 35    | 48    |
| FIJI                                | 2     | 9     | 6     | 6     |
| FINLAND                             | -     | -     | 1     | -     |
| FRANCE                              | 7     | 21    | 18    | 17    |
| FRENCH GUIANA                       | -     | -     | -     | 1     |
| GABON                               | -     | 3     | 2     | 7     |
| GAMBIA                              | 8     | 22    | 24    | 22    |
| GEORGIA                             | 9     | 8     | 15    | 29    |
| GERMANY                             | 16    | 21    | 30    | 33    |
| GHANA                               | 16    | 27    | 40    | 29    |
| GREECE                              | 2     | 1     | 6     | 3     |
| GRENADA                             | 5     | 3     | 9     | 13    |
| GUADELOUPE                          | 2     | 1     | 4     | 5     |
| GUATEMALA                           | 1,487 | 2,426 | 2,891 | 3,302 |
| GUINEA                              | 4     | 17    | 19    | 28    |
| GUINEA-BISSAU                       | 1     | 4     | 3     | 1     |
| GUYANA                              | 21    | 39    | 54    | 44    |
| HAITI                               | 106   | 144   | 135   | 144   |
| HONDURAS                            | 1,644 | 2,480 | 2,931 | 3,088 |



| Country of Citizenship <sup>3</sup> | Q1     | Q2     | Q3     | Q4     |
|-------------------------------------|--------|--------|--------|--------|
| HONG KONG                           | 7      | 1      | 4      | 4      |
| HUNGARY                             | 4      | 7      | 13     | 17     |
| ICELAND                             | -      | -      | -      | 1      |
| INDIA                               | 75     | 118    | 113    | 163    |
| INDONESIA                           | -      | 11     | 8      | 12     |
| IRAN                                | 36     | 61     | 57     | 67     |
| IRAQ                                | 33     | 48     | 48     | 39     |
| IRELAND                             | 1      | 10     | 13     | 15     |
| ISRAEL                              | 24     | 21     | 35     | 22     |
| ITALY                               | 12     | 20     | 26     | 42     |
| IVORY COAST                         | 4      | 15     | 19     | 22     |
| JAMAICA                             | 217    | 331    | 342    | 389    |
| JAPAN                               | 2      | 6      | 7      | 6      |
| JORDAN                              | 20     | 31     | 51     | 47     |
| KAZAKHSTAN                          | 12     | 2      | 7      | 14     |
| KENYA                               | 17     | 44     | 47     | 43     |
| KOREA                               | 11     | 20     | 8      | 20     |
| KOSOVO                              | 4      | -      | 2      | 4      |
| KUWAIT                              | 3      | 5      | 8      | 5      |
| KYRGYZSTAN                          | 3      | 2      | 2      | 4      |
| LAOS                                | 105    | 138    | 107    | 135    |
| LATVIA                              | 2      | 11     | 2      | 8      |
| LEBANON                             | 5      | 13     | 9      | 14     |
| LESOTHO                             | -      | -      | 2      | -      |
| LIBERIA                             | 52     | 67     | 75     | 76     |
| LIBYA                               | -      | 2      | 4      | 1      |
| LITHUANIA                           | 11     | 12     | 7      | 20     |
| LUXEMBOURG                          | -      | -      | -      | 1      |
| MACAU                               | 4      | 6      | 3      | 5      |
| MACEDONIA                           | 2      | 4      | -      | 3      |
| MADAGASCAR                          | -      | -      | 1      | -      |
| MALAWI                              | 1      | 1      | 2      | 6      |
| MALAYSIA                            | 6      | 3      | 1      | 6      |
| MALI                                | 3      | 13     | 20     | 22     |
| MALTA                               | -      | 1      | -      | -      |
| MARSHALL ISLANDS                    | 4      | 7      | 9      | 13     |
| MAURITANIA                          | 3      | 1      | 5      | 9      |
| MAURITIUS                           | -      | 1      | -      | -      |
| MEXICO                              | 15,236 | 23,465 | 24,812 | 26,937 |
| MICRONESIA, FEDERATED STATES OF     | 36     | 41     | 30     | 28     |
| MOLDOVA                             | 8      | 19     | 9      | 14     |
| MONACO                              | -      | -      | -      | 1      |

| Country of Citizenship <sup>3</sup> | Q1  | Q2  | Q3  | Q4  |
|-------------------------------------|-----|-----|-----|-----|
| MONGOLIA                            | 4   | 8   | 10  | 10  |
| MONTENEGRO                          | -   | 1   | 2   | 3   |
| MONTSERAT                           | 1   | 1   | -   | -   |
| MOROCCO                             | 18  | 13  | 22  | 23  |
| MOZAMBIQUE                          | -   | 1   | -   | -   |
| NAMIBIA                             | 2   | -   | 1   | 1   |
| NEPAL                               | 2   | 3   | 9   | 9   |
| NETHERLANDS                         | 6   | 11  | 9   | 9   |
| NETHERLANDS ANTILLES                | 1   | 3   | 1   | -   |
| NEW ZEALAND                         | 6   | 4   | 6   | 10  |
| NICARAGUA                           | 106 | 145 | 189 | 155 |
| NIGER                               | 2   | 5   | 8   | 4   |
| NIGERIA                             | 41  | 82  | 114 | 156 |
| NORTH KOREA                         | -   | 1   | -   | 1   |
| NORWAY                              | 2   | 5   | -   | 1   |
| OMAN                                | 1   | 1   | -   | -   |
| PAKISTAN                            | 26  | 36  | 34  | 45  |
| PALAU                               | 3   | 3   | 7   | 4   |
| PANAMA                              | 10  | 12  | 20  | 15  |
| PAPUA NEW GUINEA                    | 2   | -   | -   | 1   |
| PARAGUAY                            | 1   | 2   | 3   | 4   |
| PERU                                | 59  | 110 | 102 | 152 |
| PHILIPPINES                         | 48  | 78  | 80  | 81  |
| POLAND                              | 26  | 55  | 57  | 52  |
| PORTUGAL                            | 5   | 20  | 23  | 22  |
| QATAR                               | -   | -   | 2   | -   |
| ROMANIA                             | 44  | 96  | 99  | 127 |
| RUSSIA                              | 32  | 47  | 62  | 53  |
| RWANDA                              | 5   | 4   | 3   | 1   |
| SAMOA                               | 3   | 8   | 7   | 7   |
| SAUDI ARABIA                        | 11  | 29  | 28  | 34  |
| SENEGAL                             | 7   | 23  | 19  | 28  |
| SERBIA                              | -   | 2   | 1   | 5   |
| SEYCHELLES                          | -   | -   | 1   | -   |
| SIERRA LEONE                        | 14  | 23  | 30  | 28  |
| SINGAPORE                           | 1   | 1   | 1   | 1   |
| SLOVAKIA                            | 1   | 6   | 6   | 3   |
| SOMALIA                             | 73  | 99  | 90  | 71  |
| SOUTH AFRICA                        | 10  | 17  | 21  | 22  |
| SOUTH KOREA                         | 20  | 36  | 36  | 46  |
| SOUTH SUDAN                         | 4   | 5   | 12  | 10  |
| SPAIN                               | 12  | 30  | 52  | 48  |

| Country of Citizenship <sup>3</sup> | Q1            | Q2            | Q3            | Q4            |
|-------------------------------------|---------------|---------------|---------------|---------------|
| SRI LANKA                           | 3             | 6             | 8             | 8             |
| ST. KITTS-NEVIS                     | 4             | 2             | 5             | 4             |
| ST. LUCIA                           | 2             | 11            | 14            | 23            |
| ST. VINCENT-GRENADINES              | 6             | 7             | 3             | 7             |
| SUDAN                               | 40            | 47            | 44            | 46            |
| SURINAME                            | -             | 1             | 1             | 5             |
| SWEDEN                              | 2             | 1             | 2             | 2             |
| SWITZERLAND                         | -             | 2             | 1             | 2             |
| SYRIA                               | 4             | 7             | 12            | 9             |
| TAIWAN                              | 1             | 8             | 12            | 10            |
| TAJKISTAN                           | -             | 2             | 2             | 4             |
| TANZANIA                            | 3             | 8             | 7             | 8             |
| THAILAND                            | 34            | 40            | 54            | 69            |
| TOGO                                | 2             | 4             | 2             | 9             |
| TONGA                               | 3             | 8             | 7             | 4             |
| TRINIDAD AND TOBAGO                 | 36            | 66            | 51            | 49            |
| TUNISIA                             | -             | 4             | 5             | 2             |
| TURKEY                              | 4             | 17            | 12            | 23            |
| TURKMENISTAN                        | -             | -             | 2             | -             |
| TURKS AND CAICOS ISLANDS            | -             | 4             | -             | 3             |
| UGANDA                              | 1             | 4             | 5             | 4             |
| UKRAINE                             | 18            | 43            | 41            | 35            |
| UNITED ARAB EMIRATES                | -             | -             | -             | 4             |
| UNITED KINGDOM                      | 30            | 43            | 56            | 66            |
| UNKNOWN                             | 118           | 213           | 179           | 197           |
| URUGUAY                             | 5             | 14            | 13            | 10            |
| USSR                                | 11            | 27            | 26            | 22            |
| UZBEKISTAN                          | 7             | 14            | 12            | 21            |
| VENEZUELA                           | 42            | 66            | 83            | 96            |
| VIETNAM                             | 205           | 241           | 246           | 280           |
| YEMEN                               | 7             | 8             | 7             | 7             |
| YUGOSLAVIA                          | 5             | 6             | 9             | 4             |
| ZAMBIA                              | 3             | 6             | 3             | 4             |
| ZIMBABWE                            | 3             | 5             | 8             | 9             |
| <b>Total</b>                        | <b>23,551</b> | <b>36,527</b> | <b>39,349</b> | <b>42,929</b> |

### C. Detainers by Gender, FY 2017

| <b>Gender</b>        | <b>Q1</b>     | <b>Q2</b>     | <b>Q3</b>     | <b>Q4</b>     |
|----------------------|---------------|---------------|---------------|---------------|
| Female               | 1,071         | 1,983         | 2,579         | 2,850         |
| Male                 | 22,474        | 34,534        | 36,760        | 40,066        |
| Unknown <sup>4</sup> | 6             | 10            | 10            | 13            |
| <b>Total</b>         | <b>23,551</b> | <b>36,527</b> | <b>39,349</b> | <b>42,929</b> |

### D. Detainers by Criminality, FY 2017

| <b>Criminality</b>           | <b>Q1</b>     | <b>Q2</b>     | <b>Q3</b>     | <b>Q4</b>     |
|------------------------------|---------------|---------------|---------------|---------------|
| Convicted or Pending Charges | 22,770        | 34,725        | 36,998        | 39,922        |
| Other Immigration Violators  | 781           | 1,802         | 2,351         | 3,007         |
| <b>Total</b>                 | <b>23,551</b> | <b>36,527</b> | <b>39,349</b> | <b>42,929</b> |

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<sup>4</sup> “Unknown” gender indicates that the subject’s gender classification either was not recorded or could not be identified by observation nor was it clarified or confirmed by the individual.

## IV. Declined Detainers

ICE remains committed to providing Congress and the public with accurate and responsive information on the immigration enforcement process. However, system limitations prevent ICE from statistically reporting on declined detainers by jurisdiction with the necessary level of accuracy.

ICE lodges a detainer when it has established probable cause to believe that an alien who has been arrested by state or local law enforcement is removable from the United States. Detainers are issued on all removable aliens daily, as per ERO field guidance in Policy 10074.2, *Issuance of Immigration Detainers by ICE Immigration Officers* (April 2, 2017), which requires that “immigration officers shall issue a detainer” to law enforcement agencies (LEA) regardless of whether a jurisdiction has a sanctuary policy in place. The same guidance also requires that “when ICE becomes aware that an LEA failed to honor an immigration detainer issued by ICE, the ICE immigration officers shall document the declined detainer” in ICE’s system of record.

In cases where state or local authorities release an alien without notification to ICE, the system may not reflect a declined detainer unless the alien subsequently is rearrested. Because ICE has limited visibility into actions taken by state and local authorities, information on whether a detainer has been declined often will be incomplete.

## V. Conclusion

ICE takes seriously its obligation to enforce the Nation's immigration laws, and the enforcement actions that ICE employs are intended to accomplish this fairly and efficiently. The data in this report reflect ICE's commitment to enforcing the Nation's immigration laws by partnering with law enforcement and fostering a cooperative environment to avoid the potential risks to public safety and officer safety associated with arrests outside the custodial environment. ICE officers and special agents will continue to take prudent and reasonable actions within their lawful authority to achieve their mission, including through the issuance of detainers.

# Appendix – Detainer Form I-247A

DEPARTMENT OF HOMELAND SECURITY  
**IMMIGRATION DETAINER - NOTICE OF ACTION**

|  |  |
|--|--|
| Subject ID:<br>Event #:  | File No:<br>Date:                                      |
| TO: (Name and Title of Institution - OR Any Subsequent Law Enforcement Agency) | FROM: (Department of Homeland Security Office Address) |

Name of Alien: \_\_\_\_\_  
 Date of Birth: \_\_\_\_\_ Citizenship: \_\_\_\_\_ Sex: \_\_\_\_\_

**1. DHS HAS DETERMINED THAT PROBABLE CAUSE EXISTS THAT THE SUBJECT IS A REMOVABLE ALIEN. THIS DETERMINATION IS BASED ON (complete box 1 or 2).**

- A final order of removal against the alien;
- The pendency of ongoing removal proceedings against the alien;
- Biometric confirmation of the alien's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the alien either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- Statements made by the alien to an immigration officer and/or other reliable evidence that affirmatively indicate the alien either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

**2. DHS TRANSFERRED THE ALIEN TO YOUR CUSTODY FOR A PROCEEDING OR INVESTIGATION (complete box 1 or 2).**

- Upon completion of the proceeding or investigation for which the alien was transferred to your custody, DHS intends to resume custody of the alien to complete processing and/or make an admissibility determination.

**IT IS THEREFORE REQUESTED THAT YOU:**

- **Notify DHS** as early as practicable (at least 48 hours, if possible) before the alien is released from your custody. Please notify DHS by calling  U.S. Immigration and Customs Enforcement (ICE) or  U.S. Customs and Border Protection (CBP) at \_\_\_\_\_. If you cannot reach an official at the number(s) provided, please contact the Law Enforcement Support Center at: (802) 872-6020.
  - **Maintain custody** of the alien for a period **NOT TO EXCEED 48 HOURS** beyond the time when he/she would otherwise have been released from your custody to allow DHS to assume custody. The alien **must be served with a copy of this form** for the detainer to take effect. This detainer arises from DHS authorities and should not impact decisions about the alien's bail, rehabilitation, parole, release, diversion, custody classification, work, quarter assignments, or other matters
  - Relay this detainer to any other law enforcement agency to which you transfer custody of the alien.
  - Notify this office in the event of the alien's death, hospitalization or transfer to another institution.
- If checked: please cancel the detainer related to this alien previously submitted to you on \_\_\_\_\_ (date).

\_\_\_\_\_  
 (Name and title of Immigration Officer) (Signature of Immigration Officer) (Sign in ink)

**Notice:** If the alien may be the victim of a crime or you want the alien to remain in the United States for a law enforcement purpose, notify the ICE Law Enforcement Support Center at (802) 872-6020. You may also call this number if you have any other questions or concerns about this matter.

**TO BE COMPLETED BY THE LAW ENFORCEMENT AGENCY CURRENTLY HOLDING THE ALIEN WHO IS THE SUBJECT OF THIS NOTICE:**

Please provide the information below, sign, and return to DHS by mailing, emailing or faxing a copy to \_\_\_\_\_ .  
 Local Booking/Inmate #: \_\_\_\_\_ Estimated release date/time: \_\_\_\_\_  
 Date of latest criminal charge/conviction: \_\_\_\_\_ Last offense charged/conviction: \_\_\_\_\_  
 This form was served upon the alien on \_\_\_\_\_, in the following manner:  
 in person  by inmate mail delivery  other (please specify): \_\_\_\_\_  
 \_\_\_\_\_ (Name and title of Officer) \_\_\_\_\_ (Signature of Officer) (Sign in ink)

#### NOTICE TO THE DETAINEE

The Department of Homeland Security (DHS) has placed an immigration detainer on you. An immigration detainer is a notice to a law enforcement agency that DHS intends to assume custody of you (after you otherwise would be released from custody) because there is probable cause that you are subject to removal from the United States under federal immigration law. DHS has requested that the law enforcement agency that is currently detaining you maintain custody of you for a period not to exceed 48 hours beyond the time when you would have been released based on your criminal charges or convictions. **If DHS does not take you into custody during this additional 48 hour period, you should contact your custodian** (the agency that is holding you now) to inquire about your release. **If you believe you are a United States citizen or the victim of a crime, please advise DHS by calling the ICE Law Enforcement Support Center toll free at (855) 448-6903.**

#### NOTIFICACIÓN A LA PERSONA DETENIDA

El Departamento de Seguridad Nacional (DHS) le ha puesto una retención de inmigración. Una retención de inmigración es un aviso a una agencia de la ley que DHS tiene la intención de asumir la custodia de usted (después de lo contrario, usted sería puesto en libertad de la custodia) porque hay causa probable que usted está sujeto a que lo expulsen de los Estados Unidos bajo la ley de inmigración federal. DHS ha solicitado que la agencia de la ley que le tiene detenido actualmente mantenga custodia de usted por un periodo de tiempo que no exceda de 48 horas más del tiempo original que habría sido puesto en libertad en base a los cargos judiciales o a sus antecedentes penales. **Si DHS no le pone en custodia durante este periodo adicional de 48 horas, usted debe de contactarse con su custodio** (la agencia que le tiene detenido en este momento) para preguntar acerca de su liberación. **Si usted cree que es un ciudadano de los Estados Unidos o la víctima de un crimen, por favor avise al DHS llamando gratuitamente al Centro de Apoyo a la Aplicación de la Ley ICE al (855) 448-6903.**

#### AVIS AU DETENU OU À LA DÉTENUÉ

Le Département de la Sécurité Intérieure (DHS) a placé un dépositaire d'immigration sur vous. Un dépositaire d'immigration est un avis à une agence de force de l'ordre que le DHS a l'intention de vous prendre en garde à vue (après cela vous pourrez par ailleurs être remis en liberté) parce qu'il y a une cause probable que vous soyez sujet à expulsion des États-Unis en vertu de la loi fédérale sur l'immigration. Le DHS a demandé que l'agence de force de l'ordre qui vous détient actuellement puisse vous maintenir en garde pendant une période ne devant pas dépasser 48 heures au-delà du temps après lequel vous auriez été libéré en se basant sur vos accusations criminelles ou condamnations. **Si le DHS ne vous prend pas en garde à vue au cours de cette période supplémentaire de 48 heures, vous devez contacter votre gardien (ne)** (l'agence qui vous détient maintenant) pour vous renseigner sur votre libération. **Si vous croyez que vous êtes un citoyen ou une citoyenne des États-Unis ou une victime d'un crime, s'il vous plaît aviser le DHS en appelant gratuitement le centre d'assistance de force de l'ordre de l'ICE au (855) 448-6903**

#### NOTIFICAÇÃO AO DETENTO

O Departamento de Segurança Nacional (DHS) expediu um mandado de detenção migratória contra você. Um mandado de detenção migratória é uma notificação feita à uma agência de segurança pública que o DHS tem a intenção de assumir a sua custódia (após a qual você, caso contrário, seria liberado da custódia) porque existe causa provável que você está sujeito a ser removido dos Estados Unidos de acordo com a lei federal de imigração. O DHS solicitou à agência de segurança pública onde você está atualmente detido para manter a sua guarda por um período de no máximo 48 horas além do tempo que você teria sido liberado com base nas suas acusações ou condenações criminais. **Se o DHS não leva-lo sob custódia durante este período adicional de 48 horas, você deve entrar em contato com quem tiver a sua custódia** (a agência onde você está atualmente detido) para perguntar a respeito da sua liberação. **Se você acredita ser um cidadão dos Estados Unidos ou a vítima de um crime, por favor informe ao DHS através de uma ligação gratuita ao Centro de Suporte de Segurança Pública do Serviço de Imigração e Alfândega (ICE) pelo telefone (855) 448-6903.**



### THÔNG BÁO CHO NGƯỜI BỊ GIAM

Bộ Nội An (DHS) đã ra lệnh giam giữ di trú đối với quý vị. Giam giữ di trú là một thông báo cho cơ quan công lực rằng Bộ Nội An sẽ đảm đương việc lưu giữ quý vị (sau khi quý vị được thả ra) bởi có lý do khả tín quý vị là đối tượng bị trục xuất khỏi Hoa Kỳ theo luật di trú liên bang. Sau khi quý vị đã thi hành đầy đủ thời gian của bản án dựa trên các tội phạm hay các kết án, thay vì được thả tự do, Bộ Nội An đã yêu cầu cơ quan công lực giữ quý vị lại thêm không quá 48 tiếng đồng hồ nữa. Nếu Bộ Nội An không đến bắt quý vị sau 48 tiếng đồng hồ phụ trội đó, quý vị cần liên lạc với cơ quan hiện đang giam giữ quý vị để tham khảo về việc trả tự do cho quý vị. Nếu quý vị là công dân Hoa Kỳ hay tin rằng mình là nạn nhân của một tội ác, xin vui lòng báo cho Bộ Nội An bằng cách gọi số điện thoại miễn phí 1(855) 448-6903 cho Trung Tâm Hỗ Trợ Cơ Quan Công Lực Di Trú.

### 被拘留者通知書

國土安全部(Department of Homeland Security, 簡稱DHS)已經對你發出移民拘留令。移民拘留令為一給予執法機構的通知書，闡明DHS意欲獲取對你的羈押權(若非有此羈押權，你將會被釋放)；因為根據聯邦移民法例，並基於合理的原由，你將會被遞解離美國國境。DHS亦已要求現正拘留你的執法機構，在你因受到刑事檢控或定罪後，而在本應被釋放的程序下，繼續對你作出不超過四十八小時的監管。若你在這附加的四十八小時內，仍未及移交至DHS的監管下，你應當聯絡你的監管人(即現正監管你的機構)查詢有關你釋放的事宜。若你認為你是美國公民或為罪案受害者，請致電ICE執法部支援中心(Law Enforcement Support Center)知會DHS，免費電話號碼：(855)448-6903。