IMMIGRATION IN THE CRIMINAL JUSTICE SYSTEM

START

Police Stop/Arrest

- Questions about immigration status
- NCIC Database
- Can they report to DHS?

Collect: Name & badge of officer, complaint

Pre-Trial Jail

- Immigration interview
- Immigration detainer
- 48 hour rule
- Cooperation agreements

Collect: Papers from BICE interview, written cooperation agreement

Criminal Court

- Criminal charges
- Bail
- Plead guilty or go to trial
- Sentence
- Post conviction relief

Collect: Indictment, Court minutes & plea allocution, certificate of Disposition, contact info of defense lawyer, prosecutor

Dismissal

Undocumented and 'absconders' still at risk!

Probation

DHS coordinates with probation offices.

Collect: PO contact info.

Parole

DHS coordinates with parole offices.

Serving Sentence (Prison/Jail)

- Immigration interview
- Immigration detainer
- 48-hour rule
- Institutional Removal Program
- CPDO

Collect: Papers from BICE interview, abuse complaints, program certificates, complaints against you, if placed in removal proceedings: Notice to Appear, decisions, court filings

Finished Sentence and Released

- DHS trigger sites
- Megan's Law & Operation Predator

EACH and EVERY SITE CAN LEAD to IMMIGRATION DETENTION & DEPORTATION!