



U.S. Immigration
and Customs
Enforcement

Fact Sheet

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Delegation of Immigration Authority Section 287(g) Immigration and Nationality Act

The ICE 287(g) Program: A Law Enforcement Partnership

U.S. Immigration and Customs Enforcement (ICE), the largest investigative agency in the Department of Homeland Security, is responsible for enforcing federal immigration laws as part of its homeland security mission. ICE works closely with federal, state and local law enforcement partners in this mission.

The 287(g) program, one of ICE's top partnership initiatives, allows a state and local law enforcement entity to enter into a partnership with ICE, under a joint Memorandum of Agreement (MOA), in order to receive delegated authority for immigration enforcement within their jurisdictions. The 287(g) program has emerged as one of the agency's most successful and popular partnership initiatives as more state and local leaders have come to understand how a shared approach to immigration enforcement can benefit their communities.

ICE ACCESS: A Partnership Approach

The 287(g) program is one component of the ICE ACCESS (Agreements of Cooperation in Communities to Enhance Safety and Security) program, which provides local law enforcement agencies an opportunity to team with ICE to combat specific challenges in their communities.

The 287(g) program is only one component under the ICE ACCESS umbrella of services and programs offered for assistance to local law enforcement officers.

ICE developed the ACCESS program in response to the widespread interest from local law enforcement agencies who have requested ICE assistance through the 287(g) program, which trains local officers to enforce immigration law as authorized through section 287(g) of the Immigration and Nationality Act.

Terrorism and criminal activity are most effectively combated through a multi-agency/multi-authority approach that encompasses federal, state and local resources, skills and expertise. State and local law enforcement play a critical role in protecting our homeland because they are often the first responders on the scene when there is an incident or attack against the United States. During the course of daily duties, they will often encounter foreign-born criminals and immigration violators who pose a threat to national security or public safety.

History of 287(g)

The Illegal Immigration Reform and Immigrant Responsibility Act of 1996 added Section 287(g), performance of immigration officer functions by state officers and employees, to the Immigration and Nationality Act. This authorizes the secretary of DHS to enter into agreements with state and local law enforcement agencies, permitting designated officers to perform immigration law enforcement functions, provided that the local law enforcement officers receive appropriate training and function under the supervision of ICE officers.

The cross-designation between ICE and state and local patrol officers, detectives, investigators and correctional officers allows these local and state officers necessary resources and latitude to pursue investigations relating to violent crimes, human smuggling, gang/organized crime activity, sexual-related offenses, narcotics smuggling and money laundering. In addition, participating entities are eligible for increased resources and support in more remote geographical locations.

Memorandum of Agreement

The MOA defines the scope and limitations of the authority to be designated. It also establishes the supervisory structure for the officers working under the cross-designation and prescribes the agreed upon complaint process governing officer conduct during the life of the MOA. Under the statute, ICE will supervise all cross-designated officers when they exercise their immigration authorities. The agreement must be signed by the ICE Assistant Secretary, and the governor, a senior political entity, or the head of the local agency before trained local officers are authorized to enforce immigration law.

Officer Selection Requirements

Participating officers in the 287(g) program must meet the following requirements:

- U.S. citizenship
- Current background investigation completed
- Minimum two years experience in current position
- No disciplinary actions pending

Training Requirements

ICE offers a four-week training program now held at the Federal Law Enforcement Training Center (FLETC) ICE Academy (ICEA) in Charleston, SC conducted by certified instructors.

287(g) Results and Participating Entities

Since January 2006, the 287(g) program is credited with identifying more than 100,000 potentially removable aliens – mostly at local jails. More than 950 officers have been trained and certified through the program under 66 active MOAs.

287(g) Participating Agencies			
State	MOA Name	Type	Signed

AL	AL State Police	TFO	09/10/2003
AL	Etowah County Sheriff's Office	JEO	07/08/2008
AR	Benton County Sheriff's Office	JEO/TFO	09/26/2007
AR	City of Springdale Police Department	TFO	09/26/2007
AR	Rogers Police Department	TFO	09/25/2007
AR	Washington County Sheriff's Office AR	JEO/TFO	09/26/2007
AZ	AZ Department of Corrections	JEO	09/16/2005
AZ	AZ Department of Public Safety	TFO	04/15/2007
AZ	City of Phoenix Police Department	TFO	03/10/2008
AZ	Maricopa County Sheriff's Office	JEO/TFO	02/07/2007
AZ	Pima County Sheriff's Office	JEO/TFO	03/10/2008
AZ	Pinal County Sheriff's Office	JEO/TFO	03/10/2008
AZ	Yavapai County Sheriff's Office	JEO/TFO	03/10/2008
CA	Los Angeles County Sheriff's Office	JEO	02/01/2005
CA	Orange County Sheriff's Office	JEO	11/02/2006
CA	Riverside County Sheriff's Office	JEO	04/28/2006
CA	San Bernardino County Sheriff's Office	JEO	10/19/2005
CO	CO Department of Public Safety	TFO	03/29/2007
CO	El Paso County Sheriff's Office	JEO	05/17/2007
FL	Bay County Sheriff's Office	TFO	06/15/2008
FL	Brevard County Sheriff's Office	JEO	08/13/2008
FL	Collier County Sheriff's Office	JEO/TFO	08/06/2007
FL	Department of Law Enforcement	TFO	07/02/2002
FL	Jacksonville Sheriff's Office	JEO	07/08/2008
FL	Manatee County Sheriff's Office	JEO	07/08/2008
GA	Cobb County Sheriff's Office	JEO	02/13/2007
GA	GA Department of Public Safety	TFO	07/27/2007
GA	Hall County Sheriff's Office	JEO/TFO	02/29/2008
GA	Whitfield County Sheriff's Office	JEO	02/04/2008
MA	Framingham Police Department	TFO	08/14/2007
MA	MA Department of Corrections	JEO	03/26/2007
MD	Frederick County Sheriff's Office	JEO/TFO	02/06/2008
MN	MN Department of Public Safety	TFO	09/22/2008
MO	MO State Highway Patrol	TFO	06/25/2008
NC	Alamance County Sheriff's Office	JEO	01/10/2007
NC	Cabarrus County Sheriff's Office	JEO	08/02/2007

NC	Cumberland County Sheriff's Office	JEO	06/25/2008
NC	Durham Police Department	TFO	02/01/2008
NC	Gaston County Sheriff's Office	JEO	02/22/2007
NC	Henderson County Sheriff's Office	JEO	06/25/2008
NC	Mecklenburg County Sheriff's Office	JEO	02/27/2006
NC	Wake County Sheriff's Office	JEO	06/25/2008
NH	Hudson City Police Department	TFO	05/05/2007
NJ	Hudson County Department of Corrections	JEO	08/11/2008
NM	NM Department of Corrections	JEO	09/17/2007
NV	Las Vegas Metropolitan Police Department	JEO	09/08/2008
OH	Butler County Sheriff's Office	JEO/TFO	02/05/2008
OK	Tulsa County Sheriff's Office	JEO/TFO	08/06/2007
SC	Beaufort County Sheriff's Office	TFO	06/25/2008
SC	York County Sheriff's Office	JEO	10/16/2007
TN	Davidson County Sheriff's Office	JEO	02/21/2007
TN	TN Department of Safety	TFO	06/25/2008
TX	Carrollton Police Department	JEO	08/12/2008
TX	Farmers Branch Police Dept.	TFO	07/08/2008
TX	Harris County Sheriff's Office	JEO	07/20/2008
UT	Washington County Sheriff's Office	JEO	09/22/2008
UT	Weber County Sheriff's Office	JEO	09/22/2008
VA	City of Manassas Police Department	TFO	03/05/2008
VA	Herndon Police Department	TFO	03/21/2007
VA	Loudoun County Sheriff's Office	TFO	06/25/2008
VA	Manassas Park Police Department	TFO	03/10/2008
VA	Prince William County Police Department	TFO	02/26/2008
VA	Prince William County Sheriff's Office	TFO	02/26/2008
VA	Prince William-Manassas Adult Detention Center	JEO	07/09/2007
VA	Rockingham County Sheriff's Office	JEO/TFO	04/25/2007
VA	Shenandoah County Sheriff's Office	TFO	05/10/2007

JEO = Jail Enforcement Officers

TFO = Task Force Officers

U.S. Immigration and Customs Enforcement (ICE) was established in March 2003 as the largest investigative arm of the Department of Homeland Security. ICE is comprised of five integrated divisions that form a 21st century law enforcement agency with broad responsibilities for a number of key homeland security priorities.