

MUTUAL AID AND JURISDICTION		Operations Order 1.4
PHOENIX POLICE DEPARTMENT	Rev. 10/06	PAGE 10

3. **ASSISTANCE:** (Continued)

AGENCY	MUTUAL AID PROVIDED
<p>Immigration and Customs Enforcement (ICE)</p> <p>Undocumented Persons</p>	<ul style="list-style-type: none"> • The investigation and enforcement of federal laws relating to illegal entry and residence in the United States is specifically assigned to the Bureau of Immigration and Customs Enforcement (ICE) of the United States Department of Homeland Security. • Officers will not stop persons for the sole purpose of determining immigration status. • Officers will not arrest a person when the only violation is an infraction of a federal immigration law. • Officers will not contact ICE/Border Patrol for the sole purpose of interpreting. • Officers will not notify ICE/Border Patrol of undocumented persons under the following conditions: <ul style="list-style-type: none"> * When they are solely victims and/or witnesses of a crime. * When contacted during family disturbances not amounting to domestic violence charges. * The enforcement of civil traffic offenses. * When the person(s) is/are seeking medical treatment. • If an undocumented person is arrested ICE will not be notified under the following conditions: <ul style="list-style-type: none"> * If the offense is a civil traffic violation. * If the offense is a misdemeanor and the person meets the cite-and-release criteria (an ATTC may be issued). * If the person will be released from police custody pending further investigation (investigative leads, witnesses, victims). • When an undocumented person is booked into jail, ICE is automatically notified by MCSO based on the information given in the "place of birth" and "citizenship" information blocks on the booking slip. • The VCB Desk Sergeant will be the department liaison with ICE, and may make contact with them under the following circumstances: <ul style="list-style-type: none"> * Drop House - A house or building being used as a transfer or holding facility for smuggling undocumented persons. * Load Vehicles - Used in smuggling undocumented persons. • When contact with ICE is deemed necessary, the following steps will be taken: <ul style="list-style-type: none"> * A patrol supervisor will contact the VCB Desk Sergeant and provide a detailed account of one of the three situations listed above. * The VCB Desk Sergeant will review the circumstances and decide if the incident warrants a response from ICE based upon the ICE Criteria Checklist for Response Form, or if the incident requires notification of a robbery sergeant and/or other investigative detail supervisor/s. * The VCB Desk Sergeant will document each reported incident along with the response by ICE on the Checklist for Response Form and maintain the records in a notebook at the VCB desk. * The VCB Desk Sergeant will advise the patrol supervisor of a response by ICE and/or other investigative details.