4-06/005.05 Immigration and Custom Enforcement Detainer Notification

The Department shall not transfer inmates into the custody of the United States Immigration and Customs Enforcement (ICE) based solely on a civil immigration detainer. ICE agents shall not be allowed access to any custody facility or station jail to conduct civil immigration enforcement. The Department will honor judicial orders or judicial criminal warrants provided by ICE.

Inmates shall be given a physical copy of any ICE Detainer received for them and verbally notified of the Department's policy concerning transfers into ICE custody.

A bond or bail presented on behalf of an inmate with an ICE Detainer shall be accepted. The presence of an ICE Detainer shall not be used as a reason to refuse bond or bail, nor to delay the release of an inmate.