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|  <p style="text-align: center;">ALLEGHENY COUNTY BUREAU OF CORRECTIONS</p> | APPLICABILITY: All Authorized Personnel | |
| | POLICY NUMBER: #220 | EFFECTIVE: 6/19/15 REVIEWED: 4/4/23 |
| | TITLE: Immigration Detainers and Warrants | |
| | AUTHORIZED BY: ORLANDO L. HARPER | |
| | SIGNATURE: <i>Orlando L. Harper</i> | |

POLICY

It is the policy of the Allegheny County Jail (ACJ) that the facility will not detain any inmate and will not delay the otherwise authorized release of any inmate, as a result of detainer requests or administrative warrants received by ICE. Further, it is the policy of the ACJ to cooperate and share information related to immigration detainers with ICE, criminal justice agencies, and judicial agencies, in accordance with the guidelines and procedures stated within this document.

PURPOSE

ACJ receives requests from the Department of Homeland Security, Immigration and Customs Enforcement ("ICE") to hold aliens not otherwise detained by criminal justice agencies for periods not to exceed 48 hours, excluding Saturdays, Sundays, and holidays to permit assumption of custody by the U.S. Government, pursuant to 8 CFR § 287.7. (DHS Form I-247). In addition, ACJ also receives administrative warrants ("Warrant for Arrest of Alien" Form I-200) purporting to require ACJ to detain the inmate for a violation of immigration law or regulation. The purpose of this policy is to establish guidelines and procedures pertaining to ACJ's receipt of immigration detainer requests and administrative warrants. Hereinafter, the term "detainer" means DHS Form I-247 and the term "administrative warrant" means Warrant for Arrest of Alien, Form I-200.

PROCEDURAL GUIDELINES

- A. Any inmate who has bondable charges upon admission shall be allowed to post bond to secure his or her release. An immigration detainer request or an administrative warrant shall not inhibit an inmate's ability to post bond.
- B. No inmate release shall be delayed, in any way, because of an immigration detainer. Any past practice of a "hold" or other delay in release for immigration detainer requests shall be discontinued.
- C. All warrants must be signed by a judge or magistrate. No inmate shall be booked on an administrative warrant signed by an ICE official. No inmate release shall be delayed, in any way, because of an immigration administrative warrant.
- D. The immigration detainer request and the administrative warrant form are public records. Copies of the forms shall be provided only pursuant to inspection of Public Records Act procedures or other legal process. ACJ staff may confirm by telephone, upon request from any party, whether or not a detainer request or administrative warrant has been received for an inmate. No other details from the detainer request may be given by telephone.

Procedures upon receipt of a detainer request or administrative warrant

- 1. Records staff will receive immigration detainer requests and administrative warrants from ICE and place a copy of the form(s) in the inmate file. Immigration detainer request and administrative warrants from ICE will not be placed in OMS.
- 3. Releases will not be delayed, in any way, as a result of immigration detainer requests or administrative warrants.