

COUNTY OF LOS ANGELES
PROBATION DEPARTMENT
DIRECTIVE

No.	875
Issued:	08/27/02
Post Until:	09/27/02

**SUBJECT: OBTAINING INFORMATION ON DEFENDANTS WHO HAVE
BEEN DETAINED BY U. S. IMMIGRATION AND
NATURALIZATION SERVICES (INS)**

This Directive will assist DPOs in obtaining information on defendants who have had an "INS Hold" placed on them in County Jail, or are in the custody of U.S. Immigration and Naturalization Services (INS). Because of aliases that may be used by a defendant, having the availability of the defendant's Alien Registration Number (ARN) will facilitate the DPO's ability to receive INS information. INS staff will generally refer to the ARN as the "A" Number.

Any foreign born individual who has applied for immigration services or benefits, administered by INS is assigned an ARN. When a foreign born defendant is arrested, INS Agents conduct an investigation to determine whether to assign an ARN (as in the case of an Illegal Alien) or to activate a previously issued ARN. Once issued, the ARN remains with the individual regardless of his or her INS status or number of contacts with INS.

The strategy of the INS investigation provides for the detention and removal of criminal aliens, and thus an "INS Hold" may be placed on the defendant while in county jail.

If an INS Hold has been placed, the ARN is detailed in the Sheriff's Booking Information (on the SI01 and WD01 screens). The ARN may also be available through CCHRS, JDIC or CLETS inquiry. In APS, the ARN is displayed on the DFID screen, or the DFPD screen in the field labeled "REG NO. ALIEN."

In all cases when a defendant's ARN is made available, the Investigation and/or Supervision DPO shall ensure the ARN is accurately documented in APS on either the DFPD screen or the DFID screen. The entry of the ARN on either screen will populate the field on the other screen.

If the DPO is unable to determine the defendant's ARN, staff at INS facilities will attempt to assist in providing information regarding the defendant if provided with the defendant's name (including alias names used), date of birth, ethnicity or country of origin.

INS staff will provide the whereabouts of the defendant, the date of any scheduled hearing, the release date if released from INS custody, or when and where deported. The DPO shall request the defendant's ARN and ensure the ARN data is accurately documented in APS.

OBTAINING INFORMATION ON DEFENDANTS WHO HAVE BEEN DETAINED BY U. S. IMMIGRATION AND NATURALIZATION SERVICES (INS)

Page 2

To obtain information regarding the status of a defendant who is detained by INS, the DPO should contact INS staff via telephone or by faxing a Request for INS Information (using the attached FAX Form on Probation Letterhead) to any of the following INS Facilities between the hours of 8:00 am – 5:00 pm:

San Pedro Detention Facility

(310) 241-2322

FAX's – (310) 732-0771; (310) 732-0770

Immigration Detention and Removal

(213) 830-7911; (213) 830-5160

FAX's – (213) 830-7972; (213) 894-3429

Mira Loma Detention Center

(661) 940-3555 Ext. 514

FAX – (661) 940-3571

U. S. Immigration Center, New Mexico

(520) 466-2000

FAX – (520) 466-2028

Immigration Investigation

(213) 894-5501; (213) 894-0400; (213) 894-5513

FAX – (213) 894-7482

When a Request for INS Information is made by FAX the response from INS will be returned within two (2) days.

HIGH INTENSITY CRIMINAL ALIEN APPREHENSION AND PROSECUTION (HI-CAAP) PROJECT

If an INS Hold has been placed on the defendant, following the disposition on the local criminal case and before the defendant is released from local custody, INS has authority to remand the defendant into federal custody.

Federal law provides that previously deported criminal aliens who illegally return to this country are subject to criminal prosecution. To provide a more intensified and focused approach toward the prosecution of criminal aliens in Los Angeles County, a county-wide collaboration including local law enforcement agencies has implemented the High Intensity Criminal Alien Apprehension and Prosecution (HI-CAAP) project.

HI-CAAP is designed to facilitate the identification of previously deported criminal aliens, via use of Live-Scan fingerprint technology. The Sheriff's Department and INS Agents are promptly alerted whenever a previously deported criminal alien is booked. This alert prompts the INS to initiate their investigation toward placing a Hold on the defendant and referring previously deported criminal aliens for federal prosecution.

OBTAINING INFORMATION ON DEFENDANTS WHO HAVE BEEN DETAINED BY U. S. IMMIGRATION AND NATURALIZATION SERVICES (INS)

Page 3

The U.S. Attorney's Office will evaluate the cases of previously deported criminal aliens for possible prosecution on the federal offense of "Re-entry After Deportation" per 8 U.S.C. Section 1326. Prosecution under this Section provides for punishment up to ten years in Federal Prison

The DPO is alerted of a defendant's HI-CAAP status through a CCHRS inquiry or review of the CCHRS printout. Information regarding a defendant's history of previous INS deportations may also be noted through NCIC inquiry.

The Federal Court provides an automated information service, which is accessed via telephone at (800) 898-7180, for obtaining information regarding a case status or disposition. It is necessary to have the defendant's ARN to obtain information through this automated service.

If there are questions about this Directive, please contact the Adult Consultant, Charles Rogers, at (562) 940-2525.


Jane E. Martin, Chief
Adult Special Services Bureau


David M. Davies, Chief
Adult Field Services Bureau



**COUNTY OF LOS ANGELES
PROBATION DEPARTMENT**

9150 EAST IMPERIAL HIGHWAY – DOWNEY, CALIFORNIA 90242



RICHARD SHUMSKY
Chief Probation Officer

FAX: (562) 803-3502

DATE: _____

ATTENTION:
DEPORTATION CLERK
U.S. IMMIGRATION SERVICES **FAX #:** _____

RE: _____ **ARN** _____

DOB: _____ **CII#** _____

POB: _____ **FBI#** _____
(If "ARN" is not available)

SHERIFF'S BOOKING NAME _____

ALIAS NAME(S) _____

DOB: _____ **COUNTRY OF ORIGIN** _____

The Person Listed Above Was Released To Your Custody On _____
Please Provide Us With Information Regarding His/Her Deportation Status.

PLEASE RETURN TO: **DPO** _____

FAX # _____

This Section To Be Completed By INS Staff

ARN _____ **Date of INS Detention** _____

In Custody: Yes _____ No _____ **Scheduled Hearing Date** _____

Deported To: _____ **Date of Deportation** _____