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Enforcement & Removal » 287(g)

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

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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.

287(g) Reform: Updated Facts

In 2009, ICE fundamentally reformed the 287(g) delegated authority program, strengthening public safety and ensuring consistency in immigration enforcement across the country by prioritizing the arrest and detention of criminal aliens. ([read more](#))

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 Director of ICE 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.

Memorandum of Agreement

The MOA defines the scope and limitations of the delegation of authority. It also establishes the supervisory structure for the designated immigration 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 Director, and the governor, a senior political entity, or the head of the local agency before trained local designated immigration 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 one year of experience in current position
- ❖ No disciplinary actions pending

Training Requirements

ICE provides a 4-week training program at the Federal Law Enforcement Training Center (FLETC) ICE Academy (ICEA) in Charleston, SC, conducted by certified instructors.

287(g) Results and Participating Entities

Currently, ICE has 287(g) agreements with 39 law enforcement agencies in 19 states. Since January 2006, the 287(g) program is credited with identifying more than 309,283 potentially removable aliens — mostly at local jails. ICE has trained and certified more than 1,300 state and local officers to enforce immigration law.

MUTUALLY SIGNED AGREEMENTS (39) SIGNED AS OF 12/31/2012

S T A T E	L A W E N F O R C E M E N T	A G E N C Y	D A T E S	M I O G A N E C
ALABAMA	Etowah County Sheriff's Office	JAIL ENFORCEMENT	2008-07-08	link
ARIZONA	Arizona Department of Corrections	JAIL ENFORCEMENT	2005-09-16	link
ARIZONA	City of Mesa Police Department	JAIL ENFORCEMENT	2009-11-19	link

ARIZONA	Pinal County Sheriff's Office	JAIL ENFORCEMENT	2008-03-10	link
ARIZONA	Yavapai County Sheriff's Office	JAIL ENFORCEMENT	2008-03-10	link
ARKANSAS	Benton County Sheriff's Office	JAIL ENFORCEMENT	2007-09-26	link
ARKANSAS	Washington County Sheriff's Office	JAIL ENFORCEMENT	2007-09-26	link
CALIFORNIA	Los Angeles County Sheriff's Office	JAIL ENFORCEMENT	2005-02-01	link
CALIFORNIA	Orange County Sheriff's Office	JAIL ENFORCEMENT	2006-11-02	link
CALIFORNIA	Riverside County Sheriff's Office	JAIL ENFORCEMENT	2006-04-28	link
CALIFORNIA	San Bernardino County Sheriff's Office	JAIL ENFORCEMENT	2005-11-19	link
COLORADO	El Paso County Sheriff's Office	JAIL ENFORCEMENT	2007-05-17	link
FLORIDA	Collier County Sheriff's Office	JAIL ENFORCEMENT	2007-08-06	link
FLORIDA	Jacksonville Sheriff's Office	JAIL ENFORCEMENT	2008-07-08	link
GEORGIA	Cobb County Sheriff's Office	JAIL ENFORCEMENT	2007-02-13	link
GEORGIA	Gwinnett County Sheriff's Office	JAIL ENFORCEMENT	2009-10-15	link
GEORGIA	Hall County Sheriff's Office	JAIL ENFORCEMENT	2008-02-29	link
GEORGIA	Whitfield County Sheriff's Office	JAIL ENFORCEMENT	2008-02-04	link
MARYLAND	Frederick County Sheriff's Office	JAIL ENFORCEMENT	2008-02-06	link
MASSACHUSETTS	Massachusetts Department of Correction	JAIL ENFORCEMENT	2007-03-26	link
NEVADA	Las Vegas Metropolitan Police Department	JAIL ENFORCEMENT	2008-09-08	link
NEW JERSEY	Hudson County Department of Corrections	JAIL ENFORCEMENT	2008-08-11	link
NEW JERSEY	Monmouth County Sheriff's Office	JAIL ENFORCEMENT	2009-10-15	link
NEW MEXICO	New Mexico Department of Corrections	JAIL ENFORCEMENT	2007-09-17	link
NORTH CAROLINA	Cabarrus County Sheriff's Office	JAIL ENFORCEMENT	2007-08-02	link
NORTH CAROLINA	Gaston County Sheriff's Office	JAIL ENFORCEMENT	2007-02-22	link
NORTH CAROLINA	Henderson County Sheriff's Office	JAIL ENFORCEMENT	2008-06-25	link
NORTH CAROLINA	Mecklenburg County Sheriff's Office	JAIL ENFORCEMENT	2006-02-27	link
NORTH CAROLINA	Wake County Sheriff's Office	JAIL ENFORCEMENT	2008-06-25	link
OHIO	Butler County Sheriff's Office	JAIL ENFORCEMENT	2008-02-05	link
OKLAHOMA	Tulsa County Sheriff's Office	JAIL ENFORCEMENT	2007-08-06	link
SOUTH CAROLINA	Charleston County Sheriff's Office	JAIL ENFORCEMENT	2009-11-09	link
SOUTH CAROLINA	Lexington County Sheriff's Office	JAIL ENFORCEMENT	2010-08-19	link
SOUTH CAROLINA	York County Sheriff's Office	JAIL ENFORCEMENT	2007-10-16	link
TEXAS	Carrollton Police Department	JAIL ENFORCEMENT	2008-08-12	link
TEXAS	Harris County Sheriff's Office	JAIL ENFORCEMENT	2008-07-20	link
UTAH	Weber County Sheriff's Office	JAIL ENFORCEMENT	2008-09-22	link
VIRGINIA	Prince William-Manassas Regional Jail	JAIL ENFORCEMENT	2007-07-09	link
VIRGINIA	Shenandoah County Sheriff's Office	JAIL ENFORCEMENT	2007-05-10	link

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