

# EXHIBIT O

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U.S. Immigration and Customs Enforcement

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### Office of State and Local Coordination

January 8, 2010

#### 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. The 287(g) program has emerged as one of the agency's most successful and popular partnership initiatives as more state and local leaders have come to understand how a shared approach to immigration enforcement can benefit their communities.

#### 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](#)

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#### 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

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#### ACCESS Programs

- [Immigration Cross-Designation - 287g](#)
- [Asset Forfeiture/Equitable Sharing](#)
- [Border Enforcement Security Task Forces \(BEST\)](#)
- [Criminal Alien Program \(CAP\)](#)
- [Customs Cross-Designation \(Title 19\)](#)
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- [Law Enforcement Support Center \(LESC\)](#)
- [Operation Community Shield](#)
- [Operation Firewall](#)
- [Operation Predator](#)
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- [Video - ICE ACCESS](#)

#### OSLC News & Events

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#### Headline News

- 5/13/2010 Miami, FL**  
Taiwanese exporter pleads guilty to conspiring to export missile components to Iran
- 5/12/2010 Charleston, SC**  
32 local and state law enforcement officers complete ICE immigration enforcement training

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 secretary of DHS 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.

The cross-designation between ICE and state and local patrol officers, detectives, investigators and correctional officers allows these local and state officers necessary resources and latitude to pursue investigations relating to violent crimes, human smuggling, gang/organized crime activity, sexual-related offenses, narcotics smuggling and money laundering. In addition, participating entities are eligible for increased resources and support in more remote geographical locations.

**Memorandum of Agreement**

The MOA defines the scope and limitations of the authority to be designated. It also establishes the supervisory structure for the 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 Assistant Secretary, and the governor, a senior political entity, or the head of the local agency before trained local 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 two years experience in current position
- No disciplinary actions pending

**Training Requirements**

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

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**287(g) Results and Participating Entities**

Currently ICE has 287(g) agreements with 71 law enforcement agencies in 26 states. Since January 2006, the 287(g) program is credited with identifying more than 160,000 potentially removable aliens – mostly at local jails. ICE has trained and certified more than 1,130 state and local officers to enforce immigration law.

Mutually Signed Agreements (67) as of 04/29/2010

STATE	LAW ENFORCEMENT AGENCY	SUPPORT TYPE	DATES SIGNED	MOA
ALABAMA	Alabama Department of Public Safety	TASK FORCE	09/10/2003	<a href="#">link</a>
ALABAMA	Etowah County Sheriff's Office	JAIL ENFORCEMENT	07/08/2008	<a href="#">link</a>
		JAIL		

5/4/2010 West Palm Beach, FL Bahamian national charged with migrant smuggling

4/9/2010 Washington, DC 287(g): Get the Facts

4/8/2010 Charleston, SC 6 Charleston County Sheriff's deputies graduate following ICE 287(g) training

4/8/2010 Washington, DC ICE Assistant Secretary John Morton addresses HIDTA conference

**Latest Media Gallery**



ARIZONA	Arizona Department of Corrections	ENFORCEMENT	09/16/2005	<a href="#">link</a>
ARIZONA	Arizona Department of Public Safety	TASK FORCE	04/15/2007	<a href="#">link</a>
ARIZONA	City of Mesa Police Department	JAIL & TASK FORCE	11/19/2009	<a href="#">link</a>
ARIZONA	City of Phoenix Police Department	TASK FORCE	03/10/2008	<a href="#">link</a>
ARIZONA **	Florence Police Department	TASK FORCE	10/21/2009	<a href="#">link</a>
ARIZONA	Maricopa County Sheriff's Office	JAIL ENFORCEMENT	02/07/2007	<a href="#">link</a>
ARIZONA	Pima County Sheriff's Office	JAIL & TASK FORCE	03/10/2008	<a href="#">link</a>
ARIZONA	Pinal County Sheriff's Office	JAIL & TASK FORCE	03/10/2008	<a href="#">link</a>
ARIZONA	Yavapai County Sheriff's Office	JAIL & TASK FORCE	03/10/2008	<a href="#">link</a>
ARKANSAS	Benton County Sheriff's Office	JAIL & TASK FORCE	09/26/2007	<a href="#">link</a>
ARKANSAS	City of Springdale Police Department	TASK FORCE	09/26/2007	<a href="#">link</a>
ARKANSAS	Rogers Police Department	TASK FORCE	09/25/2007	<a href="#">link</a>
ARKANSAS	Washington County Sheriff's Office	JAIL & TASK FORCE	09/26/2007	<a href="#">link</a>
CALIFORNIA	Orange County Sheriff's Office	JAIL ENFORCEMENT	11/02/2006	<a href="#">link</a>
CALIFORNIA	San Bernardino County Sheriff's Office	JAIL ENFORCEMENT	11/19/2005	<a href="#">link</a>
COLORADO	Colorado Department of Public Safety	TASK FORCE	03/29/2007	<a href="#">link</a>
COLORADO	El Paso County Sheriff's Office	JAIL ENFORCEMENT	05/17/2007	<a href="#">link</a>
CONNECTICUT	City of Danbury Police Department	TASK FORCE	10/15/2009	<a href="#">link</a>
DELAWARE**	Delaware Department of Corrections	JAIL ENFORCEMENT	10/15/2009	<a href="#">link</a>
FLORIDA	Bay County Sheriff's Office	TASK FORCE	06/15/2008	<a href="#">link</a>
FLORIDA	Collier County Sheriff's Office	JAIL & TASK FORCE	08/06/2007	<a href="#">link</a>
FLORIDA	Florida Department of Law Enforcement	TASK FORCE	07/02/2002	<a href="#">link</a>
FLORIDA	Jacksonville Sheriff's Office	JAIL ENFORCEMENT	07/08/2008	<a href="#">link</a>
GEORGIA	Cobb County Sheriff's Office	JAIL ENFORCEMENT	02/13/2007	<a href="#">link</a>
GEORGIA	Georgia Department of Public Safety	TASK FORCE	07/27/2007	<a href="#">link</a>
GEORGIA	Gwinnett County Sheriff's Office	JAIL ENFORCEMENT	10/15/2009	<a href="#">link</a>
GEORGIA	Hall County Sheriff's Office	JAIL & TASK FORCE	02/29/2008	<a href="#">link</a>
GEORGIA	Whitfield County Sheriff's Office	JAIL ENFORCEMENT	02/04/2008	<a href="#">link</a>
MARYLAND	Frederick County Sheriff's Office	JAIL & TASK FORCE	02/06/2008	<a href="#">link</a>
MINNESOTA	Minnesota Department of Public Safety	TASK FORCE	09/22/2008	<a href="#">link</a>
MISSOURI	Missouri State Highway Patrol	TASK FORCE	06/25/2008	<a href="#">link</a>
NEVADA	Las Vegas Metropolitan Police Department	JAIL ENFORCEMENT	09/08/2008	<a href="#">link</a>
NEW HAMPSHIRE	Hudson City Police Department	TASK FORCE	05/05/2007	<a href="#">link</a>
NEW JERSEY	Hudson County Department of Corrections	JAIL ENFORCEMENT	08/11/2008	<a href="#">link</a>
NEW JERSEY	Monmouth County Sheriff's Office	JAIL ENFORCEMENT	10/15/2009	<a href="#">link</a>
NORTH CAROLINA	Alamance County Sheriff's Office	JAIL ENFORCEMENT	01/10/2007	<a href="#">link</a>
NORTH CAROLINA	Cabarrus County Sheriff's Office	JAIL ENFORCEMENT	08/02/2007	<a href="#">link</a>
NORTH CAROLINA	Durham Police Department	TASK FORCE	02/01/2008	<a href="#">link</a>
NORTH CAROLINA	Gaston County Sheriff's Office	JAIL ENFORCEMENT	02/22/2007	<a href="#">link</a>
NORTH CAROLINA	Guilford County Sheriff's Office	TASK FORCE	10/15/2009	<a href="#">link</a>
NORTH	Henderson County Sheriff's Office	JAIL	06/25/2008	<a href="#">link</a>

CAROLINA		ENFORCEMENT		
NORTH CAROLINA	Mecklenburg County Sheriff's Office	JAIL ENFORCEMENT	02/27/2006	<a href="#">link</a>
NORTH CAROLINA	Wake County Sheriff's Office	JAIL ENFORCEMENT	06/25/2008	<a href="#">link</a>
OHIO	Butler County Sheriff's Office	JAIL & TASK FORCE	02/05/2008	<a href="#">link</a>
OKLAHOMA	Tulsa County Sheriff's Office	JAIL & TASK FORCE	08/06/2007	<a href="#">link</a>
RHODE ISLAND	Rhode Island State Police	TASK FORCE	10/15/2009	<a href="#">link</a>
SOUTH CAROLINA	Beaufort County Sheriff's Office	TASK FORCE	06/25/2008	<a href="#">link</a>
SOUTH CAROLINA	Charleston County Sheriff's Office	JAIL ENFORCEMENT	11/09/2009	<a href="#">link</a>
SOUTH CAROLINA	York County Sheriff's Office	JAIL ENFORCEMENT	10/16/2007	<a href="#">link</a>
TENNESSEE	Davidson County Sheriff's Office	JAIL ENFORCEMENT	02/21/2007	<a href="#">link</a>
TENNESSEE	Tennessee Highway Patrol / Department of Safety	TASK FORCE	06/25/2008	<a href="#">link</a>
TEXAS	Carrollton Police Department	JAIL ENFORCEMENT	08/12/2008	<a href="#">link</a>
TEXAS	Farmers Branch Police Department	TASK FORCE	07/08/2008	<a href="#">link</a>
TEXAS	Harris County Sheriff's Office	JAIL ENFORCEMENT	07/20/2008	<a href="#">link</a>
UTAH	Washington County Sheriff Office	JAIL ENFORCEMENT	09/22/2008	<a href="#">link</a>
UTAH	Weber County Sheriff's Office	JAIL ENFORCEMENT	09/22/2008	<a href="#">link</a>
VIRGINIA	Herndon Police Department	TASK FORCE	03/21/2007	<a href="#">link</a>
VIRGINIA	Loudoun County Sheriff's Office	TASK FORCE	06/25/2008	<a href="#">link</a>
VIRGINIA	Manassas Park Police Department	TASK FORCE	03/10/2008	<a href="#">link</a>
VIRGINIA	Manassas Police Department	TASK FORCE	03/05/2008	<a href="#">link</a>
VIRGINIA	Prince William County Police Department	TASK FORCE	02/26/2008	<a href="#">link</a>
VIRGINIA	Prince William County Sheriff's Office	TASK FORCE	02/26/2008	<a href="#">link</a>
VIRGINIA	Prince William-Manassas Regional Jail	JAIL ENFORCEMENT	07/09/2007	<a href="#">link</a>
VIRGINIA	Rockingham County Sheriff's Office	JAIL & TASK FORCE	04/25/2007	<a href="#">link</a>
VIRGINIA	Shenandoah County Sheriff's Office	JAIL & TASK FORCE	05/10/2007	<a href="#">link</a>

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Active MOAs Pending 'Good Faith' Negotiations (4) as of 04/29/2010

STATE	LAW ENFORCEMENT AGENCY	SUPPORT TYPE	DATES SIGNED
CALIFORNIA	Los Angeles County Sheriff's Office	JAIL ENFORCEMENT	02/01/2005
CALIFORNIA	Riverside County Sheriff's Office	JAIL ENFORCEMENT	04/28/2006
MASSACHUSETTS	Massachusetts Department of Corrections	JAIL ENFORCEMENT	03/26/2007
NEW MEXICO	New Mexico Department of Corrections	JAIL ENFORCEMENT	09/17/2007

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Note: \*\*Do not have 287(g) trained officers

U.S. Immigration and Customs Enforcement (ICE) is the largest investigative arm of the Department of Homeland Security.

ICE comprises four integrated divisions that form a 21st century law enforcement agency

with broad responsibilities for a number of key homeland security priorities. For more information, visit [www.ICE.gov](http://www.ICE.gov). To report suspicious activity, call 1-866-347-2423.

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