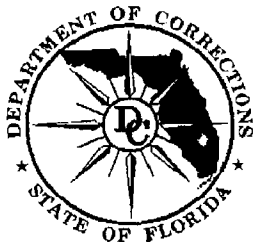
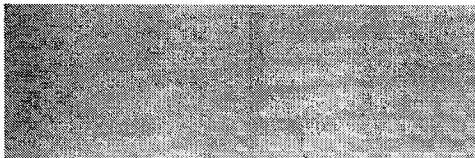


Foreign Citizens (Aliens) in State Prison

January 11, 2011



Florida Department of Corrections



Alien Inmate Process

2

Memorandum of Agreement (MOA)

The Department, Immigration and Customs Enforcement (ICE) and the Executive Office for Immigration Review (EOIR) signed MOA in 2001.

- Department coordinates inmate movements, information sharing and notice to alien inmates.
- EOIR coordinates determination hearings.
- ICE assumes custody of aliens upon the lawful expiration of their sentence.

Alien Inmate Process

Reception

- ❑ Immigration and Customs Enforcement (*ICE*) agents are assigned daily at South Florida Reception Center and Central Florida Reception Center.

- ❑ Weekly lists of suspected aliens are forwarded to ICE offices in Jacksonville, Miami and Orlando from Reception & Medical Center (RMC), Northwest Florida Reception Center (NWFRC), Broward Correctional Institution and Lowell Correctional Institution.

Alien Inmate Process

4

If an inmate is a suspected alien

ICE does:

- Administrative Hold;
- Investigation;
- Determination; and
- Detainer (*if necessary*)

If during an audit, the Department has an inmate whose status is not determined – the Department's Central Office Coordinator contacts ICE.

Alien Inmate Process

5

Release to ICE

- Weekly, Department provides ICE with a list of all alien inmates who have a release date within 90 days.

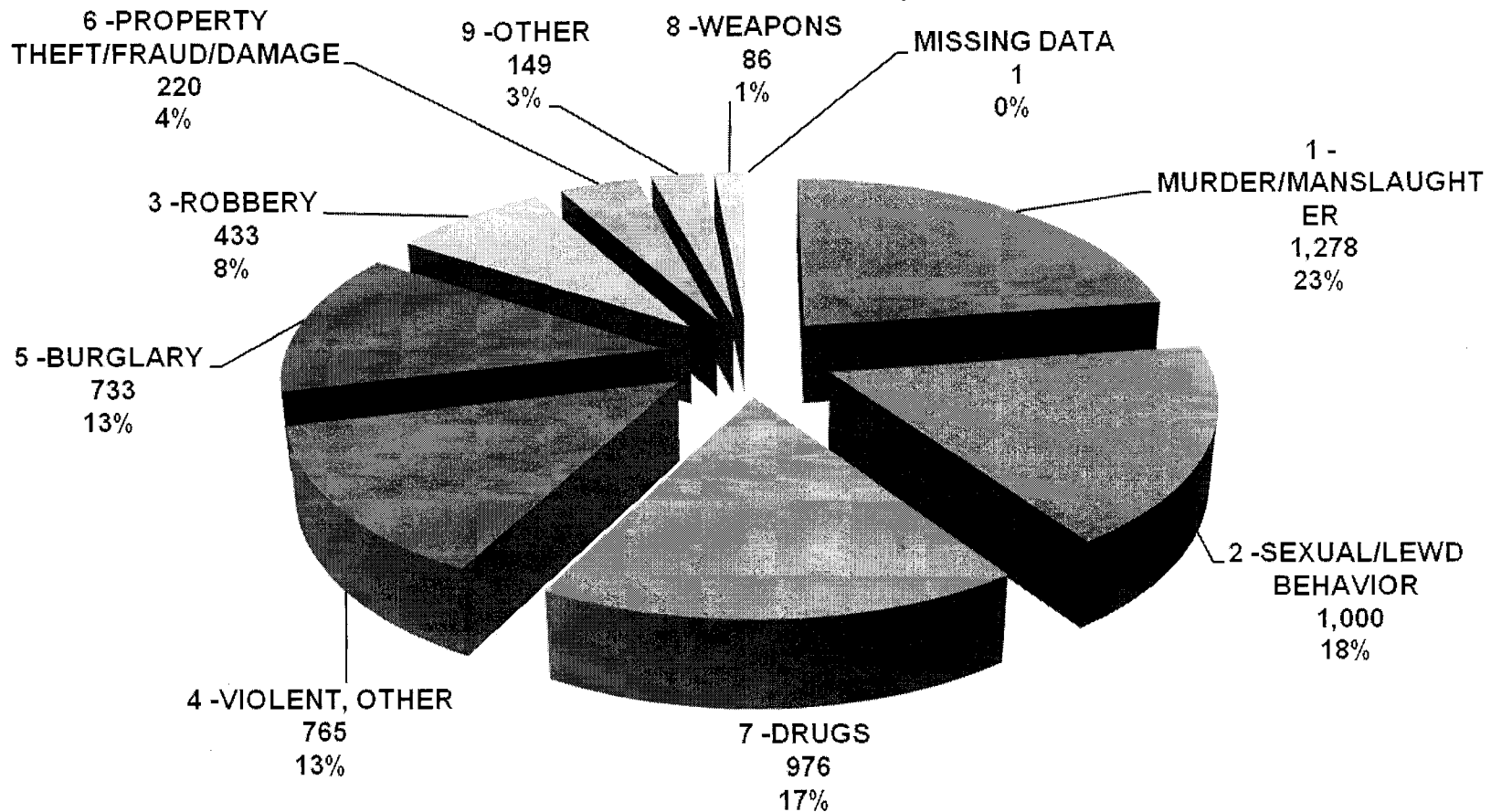
- Within 90 days of release, alien inmates are approved for transfer to an ICE release site.

- ICE can pick up inmates 10 days in advance of the actual release date.

Alien Inmate Population

6

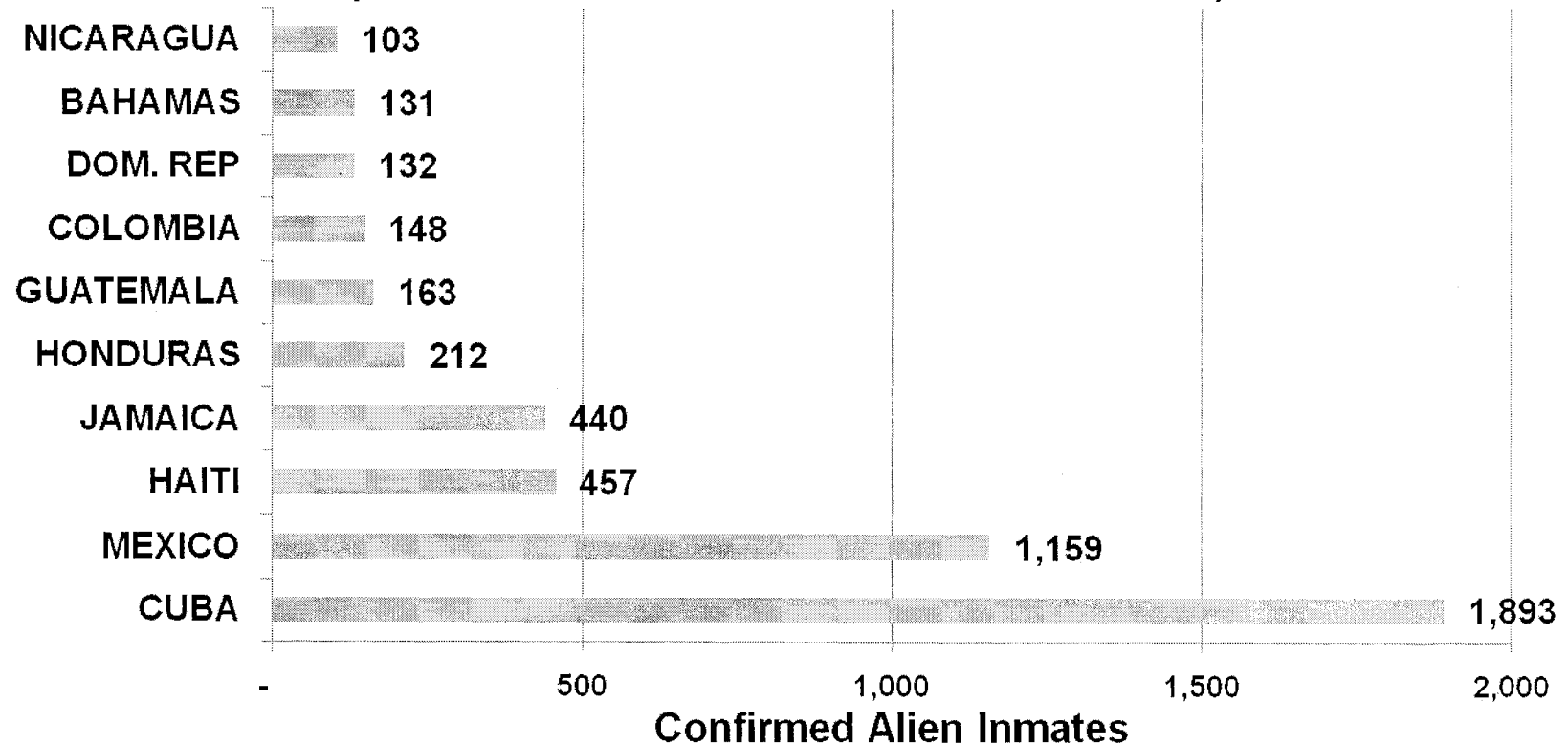
Confirmed Alien Population
5,641 Confirmed Aliens (as of 11/30/2010)



Alien Inmate Population

7

**Confirmed Alien Inmate Population
Top Ten Countries of Origin
(4,838 or 86% of the 5,641 alien inmates)**



Funding

- ❑ State Criminal Alien Assistance Program (SCAAP)

- ❑ SCAAP is a reimbursement.

- ❑ SCAAP provides federal payments to states and localities that incurred correctional officer costs for incarcerating undocumented criminal aliens.

- ❑ SCAAP is governed by the Immigration and Nationality Act and the Violent Crime Control and Law Enforcement Act of 1994.

- ❑ Generally, if a state or a political subdivision exercises authority over the incarceration of undocumented criminal aliens and submits a written request, that jurisdiction may be compensated.

Funding

SCAAP Reimbursement History

