



NY COMPLICITY IN POLICE-DEPORTATION PIPELINE VS. OTHER STATES

How New York's statewide protections compare with Illinois, Oregon, and California

Police-ICE Collusion (Mass Deportation Tactic) ¹	Harm caused by this form of collusion	New York	Illinois	Oregon	California
Notification to ICE A Law Enforcement Agency (LEA) calls ICE/ Border Patrol when a community member is about to be released so ICE can whisk them away to a detention center. This can happen after any arrest or when a person has completed a sentence or been ordered released. ²	The Erie County Sheriff voluntarily called Border Patrol upon the eve of Mr. Nurul Amin Shah Alam's release from their custody, leading to his detention and, ultimately, his death after federal agents abandoned him in the cold . Thousands of New Yorkers remain at risk of being turned over to ICE detention in this fashion.	No clear limits.	Yes. Prohibited.	Yes. Prohibited.	Partially.
Transfers from jail or state prison custody LEA directly facilitates the transfer of a person in their custody to ICE, at the point the person would otherwise be released and reunited with their loved ones. ²	A large percentage of ICE arrests in the interior have historically been direct transfers from another law enforcement agency. This remains a major focus for ICE and Stephen Miller. However, voters strongly support due process over automatic deportation and have been deeply moved by stories of people subject to " double punishment ." For example, Assia Serrano, a survivor of domestic violence, was granted release from state prison in New York under a state law addressing unjust punishments given to survivors. But instead of reuniting Assia with her family, state prison officials tore her from her three children and transferred her to ICE, which deported her.	No clear limits.	Yes. Prohibited.	Yes. Prohibited.	Partially.
LEA asking immigration status	An additional tactic that opens the door to funneling our neighbors to ICE.	No clear limits.	Yes. Prohibited.	Yes. Prohibited.	Yes. Prohibited.
Sharing personal info with ICE LEA gives ICE a community members' non-publicly available work or home address, which ICE uses to target the person.	Reports indicate ICE is collecting vast amounts of personal identifying information for people it is targeting. Our states should not feed a dragnet surveillance system that is used to immigrants for mass imprisonment and deportation.	No clear limits.	Partially.³	Partially.³	Partially.³

1 For more details on these tactics, see <https://www.ilrc.org/appendix-breaking-down-policy-categories>

2 ICE automatically receives the fingerprints of every person arrested nationwide, and then sends a "detainer" or "hold" request pressuring local or state law enforcement to "notify" ICE of the person's release and/or to hold them for extra time, past the point they would legally be released, just so ICE can pick them up for deportation. Courts around the country, including in New York - see [People ex rel. Wells on behalf of Francis v. DeMarco](#) (2018) have found that holding people for extra time on a detainer request is unconstitutional. Similar rulings have been issued by courts across the country.

3 ICE's growing and invasive surveillance is putting people at risk across the country and additional local and state policies may be needed

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LEA using ICE or CBP as interpreters	An additional tactic that opens the door to funneling our neighbors to ICE.	No clear limits.	Not prohibited.	Not prohibited.	Yes. Prohibited.
287g agreements LEA signs a formal agreement with ICE to officially “deputize” a certain number of local officers as ICE agents. The program has three levels: Warrant Service Officer and Jail Enforcement Model in jails, and Task Force model which involves local police conducting immigration arrests/raids in public.	287g is a core component of Trump’s mass deportation agenda. Banning these agreements - over a dozen in NY state - is an important step. Earlier this year, a leaked ledger revealed ICE had already paid or promised \$257 million to 282 law enforcement agencies across the U.S. to induce them to participate in 287g. Two jurisdictions in New York state appeared on the payment ledger, while other states had many more. E.G.: FL had 74 jurisdictions on the ledger, TX had 51, VA 13, PA 11, and NH 10.	Yes. Prohibited.	Yes. Prohibited.	Yes. Prohibited.	Yes. Prohibited.
Local arrests on “civil immigration warrants” LEA detains a community member based on an “administrative warrant” which is not signed by a judge and has no legal validity, and turns the person over to ICE. ICE has recently flooded law enforcement databases with tens of thousands of these documents.	Stories like that of a Houston grandmother whose car caught on fire and called the police for help, but ended up being turned over to ICE, illustrate the harm of these types of arrests.	Yes. Prohibited under <i>Francis</i> court rulings.²	Yes. Prohibited.	Yes. Prohibited.	Yes. Prohibited.