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Date: June 20, 2017
Appraiser: Ashby Crowder, ACRA
Agency: Immigration and Customs Enforcement
Subject: DAA-0567-2015-0013

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6/20/17

INTRODUCTION

Schedule Overview
Detainee Records

Background Information

ICE Enforcement and Removal Operations (ERO) manages and oversees the civil immigration detention system in the United States. Non-U.S. persons who are apprehended and determined to need custodial supervision are placed in detention facilities. ICE endeavors to ensure that its detention facilities, whether government-run or contracted out, follow ICE's Performance-Based National Detention Standards.

The Office of Professional Responsibility investigates allegations of misconduct involving employees of ICE and U.S. Customs and Border Protection (CBP). In cases of potential misconduct that would violate state or federal criminal law, or that would jeopardize or undermine the agency's ability to perform its mission, OPR prepares reports of its investigations for possible judicial or management action. OPR also provides independent reviews of ICE programs and offices.

Overall Recommendation

I recommend approval of the attached schedule.

APPRAISAL

Item 0001: Detainee Sexual Abuse and Assault Files

Records relating to incidents of sexual assault at ICE facilities created and maintained in accordance with the Prison Rape Elimination Act of 2003.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Does not document significant actions of Federal officials. This information is highly sensitive and does not warrant permanent retention in the National Archives. ICE creates annual reports on incidents or allegations of sexual abuse or assault of individuals in ICE custody.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0002: Death Review Files

Investigation records of deaths of detainees in ICE custody conducted by the Office of Professional Responsibility's Office of Detention Oversight. Includes findings of violations of applicable Performance Based National Detention Standards. In 2015, approximately 8 detainees died in ICE custody.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

- * Does not document significant actions of Federal officials.
- * Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability. The period ensures that individuals and organizations who may wish to obtain the review files have many years to request them from the Agency.

Media Neutrality: Approved

Item 0003: Detainee Telephone Rate Records

Records relating to telephone rates charged for calls to or from detention facilities. The Federal Communications Commission (FCC) monitors telephone rates, endeavoring to ensure that rates for phone calls are just, reasonable and fair.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

- * Does not document significant actions of Federal officials.
- * Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0004: Weekly Detention Service Monitor Reports

Reports filed by Detention Service Monitors (DSMs). DSMs support oversight of ICE's largest facilities, soliciting feedback from local and regional staff.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

- * Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0005: Alternative to Detention Records

Records documenting uses of alternatives to detention such as ankle bracelets and phone monitoring in lieu of detention.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0006: Alternative to Detention Emergency/Incident Records

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Has little or no research value.

* Does not document significant actions of Federal officials.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0007: Detainee Escape Reports

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0008: Detention Information Reporting Line Records

The ICE ERO Detention Reporting and Information Line is a toll-free service that provides a direct channel for detainees, the public, non-governmental organizations, academic institutions, and advocates to communicate directly with ERO to answer questions and resolve concerns. Call center representative answer calls and assist with resolution on subjects such as: incidents of sexual or physical assault or abuse; serious or unresolved problems in detention; reports of victims of human trafficking; and requests for basic case information.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0009: Detainee Segregation Case Files

Records documenting placement of detainees in segregated housing, either for non-punitive administrative reasons or as a disciplinary action.

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Has little or no research value.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved

Item 0010: Daily Detention Log

Item 0011: Residential Detainee Locator Files

Proposed Disposition: Temporary

Appropriateness of Proposed Disposition: Appropriate

Appraisal Justification:

* Has little or no research value. These records do not have value beyond their administrative use.

Adequacy of Proposed Retention Period: Adequate from the standpoint of legal rights and accountability.

Media Neutrality: Approved



ASHBY CROWDER

Appraiser