A recent, informal survey of state criminal history repositories found broad disparity in the way states process information on individuals detained for violating federal immigration laws.

Methods for processing such information vary among the states and may also vary within states; one local law enforcement agency may routinely fingerprint individuals detained for immigration law violations while another agency within the state may not.

The survey of repositories in all U.S. states, districts and territories found some confusion as to whether states authorized to participate in the Interstate Identification Index were allowed to collect and maintain federal detainee information or transmit it to the FBI.

According to the FBI, states can collect and maintain records on federal detainees for internal purposes but they are prohibited from transmitting such information to the Bureau. Federal agencies such as the Immigration and Naturalization Service (INS), the Drug Enforcement Agency and others are expected to report the information.

Forty-eight states and the District of Columbia responded to the survey, which was transmitted to the states on November 19, 2001.

Among the findings:

- Seven states reported they did not take fingerprints of individuals detained for immigration violations.

- Five states responded that fingerprints were not always taken in such instances. If they were, the prints were given to the INS with no in-state criminal history check or permanent record established.

- Eight states always capture fingerprints of the federal detainees, but they are given to the INS with no in-state criminal history check or permanent record established.

- Seventeen states collect fingerprints for criminal history record checks. Seven states have statutory authority to subsequently create permanent records with state identification numbers for the subject individuals, one stores the subject’s
fingerprints in a separate classification created specifically for federal detainees, and three store the prints in “miscellaneous” files created for records that do not meet other classifications.

- Eleven states maintain the fingerprints of federal detainees in automated fingerprint systems for subsequent identification purposes but do not maintain other record information on the subjects.

- One state reported that it did not retain the fingerprints internally but did routinely forward them to the FBI.

- Two states reported obtaining dispositions for cases involving federal detainees, either through follow-up with INS or the federal courts.

The survey and results are provided below. Please contact Eric Johnson, SEARCH Policy Research Analyst, at 916/392-2550 or by email at eric.johnson@search.org if you have any questions or need more information about the survey. SEARCH extends its appreciation to all those who participated in the survey.
TO: Directors of State Criminal History Repositories

FR: Eric Johnson, SEARCH

SEARCH recently received an inquiry regarding state practices for processing fingerprints obtained from federal detainees; for example, individuals taken into custody for violating federal laws who are held in local jails before being handed over to federal authorities. Consider the following scenario based on this inquiry.

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. Please check all that apply under these circumstances:

____ a) No fingerprints are taken.

____ b) Fingerprints are taken and given to the INS agent, or are forwarded to the INS.

____ c) Fingerprints are taken and transmitted to the state repository for a criminal record check.

____ 1) If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws.

____ 2) My state retains the fingerprints and arrest information in a separate classification created specifically for federal detainees.

____ d) My state retains the fingerprints and accompanying federal arrest information in a general “miscellaneous” file created to store records that do meet the requirements for specific classifications.

____ e) The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created.

____ f) Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI.
2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

______   a) Dispositions are not obtained.
______   b) Dispositions are obtained through subsequent follow-up by the state repository with the INS.
______   c) Dispositions are obtained through subsequent follow-up by the state repository with the federal courts.

Person Completing Survey ________________________________
Title ________________________________
Agency ________________________________
Telephone Number or Email Address ________________________________

The survey is also attached for your convenience. Responses will be summarized and made available to respondents. Please respond by using your email reply button and copying the survey with your responses into the reply email, or by faxing a copy of the survey with your responses to Eric Johnson at SEARCH, 916/392-8440. We ask that you please respond by **Wednesday, November 28, 2001**.

Please contact me at the email address or telephone number below if you have any questions. Thank you for your assistance.

Sincerely,

Eric C. Johnson
Policy Research Analyst
Law & Policy Division
<table>
<thead>
<tr>
<th>State</th>
<th>Question 1</th>
<th>Question 2</th>
</tr>
</thead>
<tbody>
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<td>Arizona</td>
<td>B, E</td>
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<td>B, C</td>
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<tr>
<td>Wyoming</td>
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### Alabama

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

<table>
<thead>
<tr>
<th>Fingerprint disposition process</th>
<th>Source</th>
</tr>
</thead>
</table>
| Fingerprints are taken and transmitted to the state repository for a criminal record check. If there is not record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws. | James E. Potts
Asst. Identification Unit Supervisor
Alabama Bureau of Investigation |

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

<table>
<thead>
<tr>
<th>Disposition process</th>
<th>Source</th>
</tr>
</thead>
</table>
| Dispositions are obtained through subsequent follow-up by the state repository with the INS | Kathryn M. Monfreda
Chief, Criminal Records and Identification Bureau
Alaska Department of Public Safety |

### Alaska

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

<table>
<thead>
<tr>
<th>Fingerprint disposition process</th>
<th>Source</th>
</tr>
</thead>
</table>
| Fingerprints are taken and given to the INS agent, or are forwarded to the INS. For submission/retention by the FBI. If requested by the federal authority, state repository will check state and WIN state records as well as CA and WA files if requested. IDIS transmission to FBI as non-retainable CAR completed if requested by federal authority. The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created. | Kathryn M. Monfreda
Chief, Criminal Records and Identification Bureau
Alaska Department of Public Safety |

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

<table>
<thead>
<tr>
<th>Disposition process</th>
<th>Source</th>
</tr>
</thead>
<tbody>
<tr>
<td>N/A</td>
<td></td>
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</table>
### Arizona

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

Fingerprints are taken and given to the INS agent, or are forwarded to the INS. (If requested. Normally, prints are only taken so county jail facility can identify who they have in custody.)

The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

<table>
<thead>
<tr>
<th>Source</th>
<th>N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>D.C. Britt</td>
<td>Manager, Fingerprint Identification Bureau Arizona Dept. of Public Safety</td>
</tr>
</tbody>
</table>

### Arkansas

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

Fingerprints are taken and transmitted to the state repository for a criminal record check. (If fingerprints are taken by the L.E. agency. Agency policy would apply in this situation. State law does not mandate the taking of fingerprints in this scenario).

The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created. Live scan prints are retained in AFIS. Inked prints are retained, but not put into AFIS.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

<table>
<thead>
<tr>
<th>Source</th>
<th>N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>Richard J. Thomas</td>
<td>Administrator, Criminal History Division Arkansas Crime Information Center</td>
</tr>
</tbody>
</table>
### California

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.  

Fingerprints are taken and transmitted to the state repository for a criminal record check.  
- If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws.  

Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?  

Dispositions are obtained through subsequent follow-up by the state repository with the INS. Dispositions are obtained through subsequent follow-up by the state repository with the federal courts.

Source  
Jenny Reich  
Section Manager  
California Department of Justice

### Colorado

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.  

Fingerprints are taken and transmitted to the state repository for a criminal record check.  
- If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?  

Dispositions are not obtained.

Source  
Michele Sirmans  
Manager, Identification Unit  
Colorado Bureau of Investigation
### Connecticut

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   - Fingerprints are taken and transmitted to the state repository for a criminal record check
     - we would issue a new sid # for tracking purposes and file card
   - The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created
   - Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   - N/A

**Source**

John Weir Jr.
Supervising I.D. Tech
Conn. State Police Bureau of Identification

### Delaware

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   - The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   - Dispositions are not obtained

**Source**

Capt. David E. Deputy Director
State Bureau of Identification
Dist. of Columbia

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   Fingerprints are taken and transmitted to the state repository for a criminal record check
   - If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws.
   My state retains the fingerprints and accompanying federal arrest information in a general “miscellaneous” file created to store records that do not meet the requirements for specific classifications. Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   Dispositions are not obtained

Source

Deloris Hunter
Manager Records
DC Metropolitan Police
Florida

| 1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | Fingerprints are taken and given to the INS agent, or are forwarded to the INS.  
* The local jail may also retain the prints for their records, but they are not submitted to the state repository |
|---|---|

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A |

Source

Jean Itzin  
Planning & Policy Administrator  
Florida Dept. of Law Enforcement

Georgia

| 1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | No fingerprints are taken  
Fingerprints are taken and given to the INS agent, or are forwarded to the INS |
|---|---|

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A |

Source

Terry Gibbons  
Assistant Deputy Director  
Georgia Bureau of Investigation
### Hawaii

<table>
<thead>
<tr>
<th>1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.</th>
<th>My state retains the fingerprints and accompanying federal arrest information in a general “miscellaneous” file created to store records that do meet the requirements for specific classifications.</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</td>
<td>Dispositions are not obtained</td>
</tr>
</tbody>
</table>

**Source**
Liane Moriyama  
Administrator  
Hawaii Criminal Justice Data Center

### Idaho

| 1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | Fingerprint are taken and transmitted to the state repository for a criminal record check. (The practice is inconsistent across the State)  
The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is recorded  
* If there is not an existing state record, the prints are entered in AFIS for identification purposes. The arrest information is not automated. The arrest card is placed in a paper file, indexed by AFIS tracking number. |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</td>
<td>N/A</td>
</tr>
</tbody>
</table>

**Source**
Robert Taylor  
Manager, Bureau of Criminal Identification  
Idaho State Police
Illinois

| 1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | No fingerprints are taken
State repository does not maintain or forward any record information for federal offenses. |
| 2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A |

Source
Tammi Kestel
Bureau of Identification
Illinois State Police

Iowa

| 1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | No fingerprints are taken
Fingerprints are taken and given to the INS agent, or are forwarded to the INS |
| 2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A |

Source
Tim McDonald
Assistant Director
Iowa DCI
### Kansas

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.  

Fingerprints are taken and transmitted to the state repository for a criminal record check.  

My state retains the fingerprints and accompanying federal arrest information in a general “miscellaneous” file created to store records that do meet the requirements for specific classifications.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

Dispositions are not obtained.

**Source**  
Dave Sim  
Special Agent in Charge  
Kansas Bureau of Identification

---

### Kentucky

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

No fingerprints are taken

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

Dispositions are not obtained.

**Source**  
Lt. Brad Bates  
Records Commander  
Kentucky State Police
## Louisiana

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.  

   - Fingerprints are taken and transmitted to the state repository for a criminal record check  
   - If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws  

   Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?  

   N/A

**Source**  
Lt. Jerry Patrick  
Control Terminal Officer  
Louisiana State Police

## Maine

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   No fingerprints are taken

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?  

   N/A

**Source**  
Ruth Lunn  
Maine State Bureau of Identification (SBI)
Maryland

<table>
<thead>
<tr>
<th>Question</th>
<th>Answer</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.</td>
<td>N/A</td>
</tr>
<tr>
<td>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</td>
<td>N/A</td>
</tr>
</tbody>
</table>

Source
Carole Shelton
Director
Maryland CJIS Central Repository

Massachusetts

<table>
<thead>
<tr>
<th>Question</th>
<th>Answer</th>
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<tbody>
<tr>
<td>1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.</td>
<td>Fingerprints are taken and given to the INS agent, or are forwarded to the INS. Fingerprints are taken and transmitted to the state repository for a criminal record check. If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number for individuals arrested in-state for violating federal laws. Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI.</td>
</tr>
<tr>
<td>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</td>
<td>Dispositions are not obtained</td>
</tr>
</tbody>
</table>

Source
Barry LaCroix
Executive Director/General Counsel
Massachusetts Criminal History Systems Board
Michigan

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

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2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

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Source

Joyce Woodward
Identification Section Manager
Michigan State Police

Minnesota

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| Fingerprints are taken and given to the INS agent, or are forwarded to the INS |

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

| N/A |

Source

Karen McDonald
Assistant to the Superintendent
MN DPS/Bureau of Criminal Apprehension
### Mississippi

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<th>1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.</th>
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**Source**
Will Spann  
Chief Systems Information Officer  
MS DPS

### Missouri

| 1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | Fingerprints are taken and transmitted to the state repository for a criminal record check  
- My state retains the fingerprints and arrest information in a separate classification created specifically for federal detainees  
The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created |
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<td>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</td>
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**Source**
T.P. McGrail  
Captain  
Missouri State Highway Patrol
### Montana

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | Fingerprints are taken and given to the INS agent, or are forwarded to the INS

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A

Source

Karen Nelson  
CJIS Bureau Chief  
MT Department of Justice  
Information and Technology Services Division

### Nebraska

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | Fingerprints are taken and given to the INS agent, or are forwarded to the INS  
The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A

Source

Lt. David Dishong  
Investigative Services Division  
Nebraska State Patrol
### Nevada

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Source

Jeff Artz  
Records & Identification Supervisor  
Nevada Highway Patrol

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### New Hampshire

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Source

Jeffrey R. Kellett  
Administrator  
NH State Police Criminal Records Unit
New Jersey

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| Source | Capt. Louis J. Krofka  
Bureau Chief State Bureau of Identification  
New Jersey State Police |

New Mexico

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| Source | Paul V. Herrera  
Director, Law Enforcement Records  
Department of Public Safety |
New York

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   Fingerprints are taken and transmitted to the state repository for a criminal record check
   - The fingerprints transmitted to the state repository are processed on a search and return basis. If there is a criminal history record, a rap sheet is sent to the contributing agency. After an ident or not-ident response is made, the fingerprints are destroyed.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   N/A

Source

William Sillery
Director of Operations
New York State Division of Criminal Justice Services

North Carolina

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created.

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   N/A

Source

D. Loran-Parker
Identification Section Supervisor
North Carolina State Bureau of Investigation
### North Dakota

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<td>Bob Helten</td>
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<td>Manager, Information Services Section</td>
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<td>Bill Taylor</td>
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<td>Quality Assurance Administrator</td>
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* The agency keeps a fingerprint card for their records |
| **2.** For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A |

**Source**
Debbie Kinney  
Administrative Programs Officer  
Oklahoma State Bureau of Investigation

### Oregon

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Fingerprints are taken and transmitted to the state repository for a criminal record check. (Prints would only be submitted to the state repository if there were a local charge.) |
| **2.** For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A |

**Source**
Kathy Cea  
Principal Executive Manager  
Oregon State Police
Pennsylvania

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   - No fingerprints are taken
   - Fingerprints are taken and given to the INS agent, or are forwarded to the INS.
   - Fingerprints are taken and transmitted to the state repository for a criminal record check

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   - N/A

Source

John K. Thierwechter
Captain
Pennsylvania State Police

Rhode Island

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   - No fingerprints are taken

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   - N/A

Source

Vince McAteer
Investigations/BCI
RI Department of Attorney
South Carolina

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | Fingerprints are taken and given to the INS agent, or are forwarded to the INS

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A

Source | Maj. Mark Huguley
South Carolina Law Enforcement Division

South Dakota

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action. | No fingerprints are taken

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained? | N/A

Source | Judi Schneider
Ident Mgr.
SD Office of AG, Division of Criminal Investigation
### Tennessee

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| Source | Gary W. Zable  
Manager Identification Services  
Tennessee Bureau of Investigation |

### Texas

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<th>Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI as a pass through after prints are compared against our data base for any prior state arrests that may have occurred</th>
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| Source | Margie Middaugh  
Manager of Fingerprint and Records Bureau  
Department of Public Safety |
Utah

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| Source | Alice Erickson  
Utah BCI AFIS Supervisor  
Utah Department of Public Safety, Utah Bureau of Criminal Identification |

Vermont

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Director  
VCIC |
Virginia

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| Source | Lt. Thomas W. Turner  
Assistant Criminal Justice Information Officer  
Virginia Department of State Patrol |

Washington

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| Source | Mary L. Neff  
Section Manager  
Washington State Patrol |
### Wisconsin

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   - Fingerprints are taken and transmitted to the state repository for a criminal record check
   - If there is no record of previous criminal history, my state has statutory authority to create a criminal history record and issue a state identification number of individuals arrested in-state for violating federal laws

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   - Dispositions are not obtained

Source

 Phillip Collins  
 Operating Manager  
 Crime Information Bureau  
 Wisconsin Dept. of Justice

### Wyoming

1. A local law enforcement agency in your state receives a telephone call from the Immigration and Naturalization Service (INS) advising of the arrest of an individual who is suspected of being an undesirable alien. Officers from the INS, pursuant to an agreement with your state, bring the individual to a local jail, where he is to be detained pending legal action.

   - No fingerprints are taken
   - Fingerprints are taken and given to the INS agent, or are forwarded to the INS
   - Enormous

2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?

   - James M. Wilson  
   Deputy Director, CJIS  
   Wyoming DCI

Source