



SEARCH

The National Consortium for Justice Information and Statistics

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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.

November 19, 2001

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

States Received

State	Question 1	Question 2
Alabama	C (1)	B
Alaska	B, C, E	n/a
Arizona	B, E	n/a
Arkansas	C, E	n/a
California	C (1), F	B, C
Colorado	C (1)	A
Connecticut	C, E, F	n/a
Delaware	E	A
Dist. Columbia	C (1), D, F	A
Florida	B	n/a
Georgia	A, B	n/a
Hawaii	D	A
Idaho	C, E	n/a
Illinois	A	n/a
Indiana		
Iowa	A, B	n/a
Kansas	C, D	A
Kentucky	A	A
Louisiana	C (1), F	n/a
Maine	A	n/a
Maryland	n/a	n/a
Massachusetts	B, C (1), F	A
Michigan	A, B	n/a
Minnesota	B	n/a
Mississippi	F	n/a
Missouri	C (2), E	A
Montana	B	n/a
Nebraska	B, E	n/a
Nevada	F	n/a
New Hampshire	B, C, E	A

New Jersey	A	n/a
New Mexico	B	n/a
New York	C (3)	n/a
North Carolina	E	n/a
North Dakota	B	n/a
Ohio	A, B	n/a
Oklahoma	B	n/a
Oregon	A, C	n/a
Pennsylvania	A, B, C	n/a
Puerto Rico		
Rhode Island	A	n/a
South Carolina	B	n/a
South Dakota	A	n/a
Tennessee	A	A
Texas	F	A
Utah	n/a	n/a
Vermont	E	A
Virgin Islands		
Virginia	B, F	n/a
Washington	B	n/a
West Virginia		
Wisconsin	C (1)	A
Wyoming	A, B	n/a

Alabama

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check.</p> <p>- 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.</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are obtained through subsequent follow-up by the state repository with the INS</p>
<p>Source</p>	<p>James E. Potts Asst. Identification Unit Supervisor Alabama Bureau of Investigation</p>

Alaska

<p>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.</p>	<p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS. For submission/retention by the FBI</p> <p>Fingerprints are taken and transmitted to the state repository for a criminal record check. 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</p> <p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Kathryn M. Monfreda Chief, Criminal Records and Identification Bureau Alaska Department of Public Safety</p>

Arizona

<p>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.</p>	<p>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.)</p> <p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>D.C. Britt Manager, Fingerprint Identification Bureau Arizona Dept. of Public Safety</p>

Arkansas

<p>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.</p>	<p>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).</p> <p>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.</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Richard J. Thomas Administrator, Criminal History Division Arkansas Crime Information Center</p>

California

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check.</p> <ul style="list-style-type: none"> - 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. <p>Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>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</p>
<p>Source</p>	<p>Jenny Reich Section Manager California Department of Justice</p>

Colorado

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check.</p> <ul style="list-style-type: none"> - 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.
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>Michele Sirmans Manager, Identification Unit Colorado Bureau of Investigation</p>

Connecticut

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check</p> <ul style="list-style-type: none"> • we would issue a new sid # for tracking purposes and file card <p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p> <p>Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>John Weir Jr. Supervising I.D. Tech Conn. State Police Bureau of Identification</p>

Delaware

<p>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.</p>	<p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>Capt. David E. Deputy Director State Bureau of Identification</p>

Dist. of Columbia

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check</p> <ul style="list-style-type: none"> - 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. <p>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 Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>Deloris Hunter Manager Records DC Metropolitan Police</p>

Florida

<p>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.</p>	<p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS.</p> <p>* The local jail may also retain the prints for their records, but they are not submitted to the state repository</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Jean Itzin Planning & Policy Administrator Florida Dept. of Law Enforcement</p>

Georgia

<p>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.</p>	<p>No fingerprints are taken</p> <p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Terry Gibbons Assistant Deputy Director Georgia Bureau of Investigation</p>

Hawaii

<p>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.</p>	<p>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.</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>Liane Moriyama Administrator Hawaii Criminal Justice Data Center</p>

Idaho

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check. (The practice is inconsistent across the State)</p> <p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is recorded</p> <p>* 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.</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Robert Taylor Manager, Bureau of Criminal Identification Idaho State Police</p>

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

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check</p> <ul style="list-style-type: none"> - 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 <p>Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Lt. Jerry Patrick Control Terminal Officer Louisiana State Police</p>

Maine

<p>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.</p>	<p>No fingerprints are taken</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Ruth Lunn Maine State Bureau of Identification (SBI)</p>

Maryland

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.	N/A
2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?	N/A
Source	Carole Shelton Director Maryland CJIS Central Repository

Massachusetts

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. Fingerprints are taken and transmitted to the state repository for a criminal record check <ul style="list-style-type: none"> - 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 not obtained
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.	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	Joyce Woodward Identification Section Manager Michigan State Police

Minnesota

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

Mississippi

<p>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.</p>	<p>Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Will Spann Chief Systems Information Officer MS DPS</p>

Missouri

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check</p> <ul style="list-style-type: none"> - My state retains the fingerprints and arrest information in a separate classification created specifically for federal detainees <p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>T.P. McGrail Captain Missouri State Highway Patrol</p>

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

<p>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.</p>	<p>Fingerprints taken by the local agency in these instances are routinely sent to the state repository for transmission to the FBI</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Jeff Artz Records & Identification Supervisor Nevada Highway Patrol</p>

New Hampshire

<p>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.</p>	<p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS</p> <p>Fingerprints are taken and transmitted to the state repository for a criminal record check.</p> <p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>Jeffrey R. Kellett Administrator NH State Police Criminal Records Unit</p>

New Jersey

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

New Mexico

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	Paul V. Herrera Director, Law Enforcement Records Department of Public Safety

New York

<p>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.</p>	<p>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.</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>William Sillery Director of Operations New York State Division of Criminal Justice Services</p>

North Carolina

<p>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.</p>	<p>The fingerprints are retained in the state AFIS for subsequent identification purposes but no new criminal history record is created</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>D. Loran-Parker Identification Section Supervisor North Carolina State Bureau of Investigation</p>

North Dakota

<p>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.</p>	<p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Bob Helten Manager, Information Services Section North Dakota Bureau of Criminal Investigation</p>

Ohio

<p>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.</p>	<p>No fingerprints are taken</p> <p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Bill Taylor Quality Assurance Administrator BCI&I</p>

Oklahoma

<p>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.</p>	<p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS.</p> <p>* The agency keeps a fingerprint card for their records</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Debbie Kinney Administrative Programs Officer Oklahoma State Bureau of Investigation</p>

Oregon

<p>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.</p>	<p>No fingerprints are taken.(Unless there is a local charge. Prints might be taken for identity purpose only. If identity found, INS would be notified)</p> <p>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.)</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>N/A</p>
<p>Source</p>	<p>Kathy Cea Principal Executive Manager Oregon State Police</p>

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

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	Gary W. Zable Manager Identification Services Tennessee Bureau of Investigation

Texas

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 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
2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?	Dispositions are not obtained
Source	Margie Middaugh Manager of Fingerprint and Records Bureau Department of Public Safety

Utah

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.	N/A
2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?	N/A
Source	Alice Erickson Utah BCI AFIS Supervisor Utah Department of Public Safety, Utah Bureau of Criminal Identification

Vermont

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	Max Schlueter Director VCIC

Virginia

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

Washington

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	Mary L. Neff Section Manager Washington State Patrol

Wisconsin

<p>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.</p>	<p>Fingerprints are taken and transmitted to the state repository for a criminal record check</p> <p>- 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</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	<p>Dispositions are not obtained</p>
<p>Source</p>	<p>Phillip Collins Operating Manger Crime Information Bureau Wisconsin Dept. of Justice</p>

Wyoming

<p>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.</p>	<p>No fingerprints are taken</p> <p>Fingerprints are taken and given to the INS agent, or are forwarded to the INS</p> <p>Enormous</p>
<p>2. For state repositories that do maintain records for federal offenders, how are dispositions obtained?</p>	
<p>Source</p>	<p>James M. Wilson Deputy Director, CJIS Wyoming DCI</p>