

**ERO-LESA Statistical Tracking Unit**  
**For Official Use Only (FOUO)/Pre-decisional**  
**EOFY2020 ICE Initial Book-Ins by FY2021 Interim CIEP Priorities & Other Criteria**

**EOFY2020 ICE Initial Book-Ins by Interim FY2021 CIEP Priorities: Matrix of Criteria**

FY2021 Interim CIEP Priorities	Total	CIEP Priorities Criteria			Other Criteria						
		Known/Suspected Terrorist	CIEP Entry 11/2019	Threat Level 1A Approved Roles	Suspected Gang Member Flag	DNA 236 (c) Flag	Final Order Flag	Foreign Fugitive Flag	Vim Abuse Flag	Threat Level 2 Flag	Threat Level 3 Flag
Priority 1	47	47	3	26	5	15	35	4	18	5	3
Priority 2	56,030	-	56,000	1,900	340	290	26,391	3	788	4,089	10,812
Priority 3	37,690	-	37,690	-	2,847	10,370	23,678	26	3,440	-	-
No Known Priority	89,102	-	-	-	1,421	2,142	54,915	147	9,619	21,034	22,802
<b>Total</b>	<b>182,869</b>	<b>47</b>	<b>56,833</b>	<b>39,616</b>	<b>4,715</b>	<b>13,237</b>	<b>128,031</b>	<b>180</b>	<b>13,868</b>	<b>25,128</b>	<b>33,620</b>

Please note that each detention step can fall under multiple criteria. The highest priority is reported for each detention step under the Total FY2021 Interim CIEP Priorities.  
 o Level 1 offences are those individuals convicted of "aggravated felonies" as defined in § 101(a)(43) of the Immigration and Nationality Act, or two (2) or more crimes each punishable by more than 1 year, commonly referred to as "felonies."  
 o Level 2 offences are individuals convicted of any other felony or three (3) or more crimes each punishable by less than 1 year, commonly referred to as "misdemeanors."  
 o Level 3 offences are individuals convicted of "misdemeanor" crime(s) punishable by less than 1 year.

**EOFY2020 ICE Initial Book-Ins by Interim FY2021 CIEP Priorities by 236 (c) Charge**

FY2021 Interim CIEP Priorities	Total EOY2020 ICE Initial Book-Ins	DNA 236 (c) Charge	
		Charge	No DNA 236 (c) Charge
Priority 1	47	15	32
Priority 2	56,030	260	55,770
Priority 3	37,690	10,620	26,970
No Known Priority	89,102	2,148	86,954
<b>Total</b>	<b>182,869</b>	<b>13,237</b>	<b>169,632</b>

**EOFY2020 ICE Initial Book-Ins by Interim FY2021 CIEP Priorities by Threat Level**

FY2021 Interim CIEP Priorities	Total EOY2020 ICE Initial Book-Ins	Threat Level			Non-Criminal Immigration Violator
		Threat Level 1	Threat Level 2	Threat Level 3	
Priority 1	47	26	5	16	13
Priority 2	56,030	1,900	4,089	10,812	39,229
Priority 3	37,690	37,690	-	-	-
No Known Priority	89,102	21,034	22,802	45,266	-
<b>Total</b>	<b>182,869</b>	<b>39,616</b>	<b>26,128</b>	<b>33,628</b>	<b>84,508</b>

Please note that each detention step can fall under multiple criteria. The highest priority is reported for each detention step under the Total FY2021 Interim CIEP Priorities.  
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**EOFY2020 ICE Initial Book-Ins by Interim FY2021 CIEP Priorities by Most Serious Conviction (MSC) Category**

Most Serious Conviction Category	FY2021 Interim CIEP Priorities				Total EOY2020 ICE Initial Book-Ins
	Priority 1	Priority 2	Priority 3	No Known Priority	
<b>Total</b>	<b>47</b>	<b>56,030</b>	<b>37,690</b>	<b>89,102</b>	<b>182,869</b>
<b>Non-Criminal Immigration Violator</b>	<b>13</b>	<b>39,229</b>	<b>-</b>	<b>45,266</b>	<b>84,508</b>
Abduction	-	-	-	1	1
Asyltreat	-	-	-	1	1
Arms	-	2	99	4	105
Assault	4	537	7,208	3,371	11,120
Bribery	-	1	18	2	18
Burglary	-	117	1,827	211	2,235
Offense	-	28	59	130	217
Conservation	-	3	-	39	42
Damage Property	-	15	19	236	270
Disorderly Conduct	-	18	736	9,222	14,142
Election Laws	-	-	1	-	1
Employment	-	3	14	7	24
Expulsion	-	4	16	11	31
Family Offenses	-	66	583	347	996
Flight / Escape	-	39	683	58	780
Forgery	-	88	842	156	1,086
Fraudulent Activities	-	179	1,112	1,234	2,525
Gambling	-	-	1	11	12
General Crimes	3	121	273	1,648	2,045
Health / Safety	-	4	2	42	48
Homicide	-	9	947	85	1,041
Immigration	1	12,895	2,884	13,454	29,234
Invasion of Privacy	-	23	7	335	365
Juvenile Offenders	-	-	2	10	12
Kidnapping	-	20	241	46	407
Larceny	2	158	1,179	894	2,233
Liability	-	25	5	327	357
Military	-	1	-	1	2
Obsecally	-	-	10	46	56
Obstructing Judiciary, Congress, Legislators, Etc.	-	69	280	568	917
Obstructing the Police	1	106	566	1,031	1,704
Public Peace	-	69	13	774	856
Robbery	-	37	1,423	34	1,494
Sex Offense (Not Involving Assault or Commercialized Sex)	-	45	1,018	225	2,188
Sexual Assault	-	39	2,176	73	2,588
Stalking	-	4	19	69	86
Sexual Assault	1	2	6	4	9
Stolen Property	-	27	165	114	306
Stolen Vehicle	-	48	323	143	514
Tax Offense	-	1	2	8	11
Threat	10	13	243	5	266
Traffic Offense	-	1,156	876	13,426	15,458
Weapon Offense	2	109	2,225	503	2,839

**EOFY2020 Non-Criminal Immigration Violators by Interim FY2021 CIEP Priorities: Matrix of Criteria**

FY2021 Interim CIEP Priorities	Total EOY2020 Non-Criminal Immigration Violators	CIEP Priorities Criteria			Other Criteria						
		Known/Suspected Terrorist	CIEP Entry 11/2019	Threat Level 1 Flag	Suspected Gang Member Flag	DNA 236 (c) Charge Flag	Final Order Flag	Foreign Fugitive Flag	Vim Abuse Flag	Threat Level 2 Flag	Threat Level 3 Flag
Priority 1	13	13	3	3	-	-	-	-	-	-	-
Priority 2	39,229	-	39,229	-	91	69	20,273	2	415	-	-
Priority 3	-	-	-	-	-	-	-	-	-	-	-
No Known Priority	45,266	-	-	-	900	68	21,155	129	6,132	-	-
<b>Total</b>	<b>84,508</b>	<b>13</b>	<b>39,229</b>	<b>3</b>	<b>991</b>	<b>138</b>	<b>41,433</b>	<b>131</b>	<b>6,578</b>	<b>-</b>	<b>-</b>

Please note that each detention step can fall under multiple criteria. The highest priority is reported for each detention step under the Total FY2021 Interim CIEP Priorities.  
 o Level 1 offences are those individuals convicted of "aggravated felonies" as defined in § 101(a)(43) of the Immigration and Nationality Act, or two (2) or more crimes each punishable by more than 1 year, commonly referred to as "felonies."  
 o Level 2 offences are individuals convicted of any other felony or three (3) or more crimes each punishable by less than 1 year, commonly referred to as "misdemeanors."  
 o Level 3 offences are individuals convicted of "misdemeanor" crime(s) punishable by less than 1 year.

**EOFY2020 ICE Initial Book-Ins by Interim FY2021 CIEP Priorities by Most Serious Conviction (MSC) Category: Select Charges**

Most Serious Conviction Category	Most Serious Conviction Charge	FY2021 Interim CIEP Priorities				Total EOY2020 ICE Initial Book-Ins
		Priority 1	Priority 2	Priority 3	No Known Priority	
<b>Homicide Total</b>		<b>9</b>	<b>947</b>	<b>85</b>	<b>1,041</b>	
Homicide	Homicide	-	7	628	1	636
	Homicide-John/Jane Doe No War	-	-	2	-	2
	Homicide-vagague Assassination	-	-	4	-	4
	Homicide-vagague Assassination	-	2	67	67	136
	Homicide-Whipal KII-Family-Gun	-	-	11	-	26
	Homicide-Whipal KII-Family-Gun	-	-	4	-	4
	Homicide-Whipal KII-Family-Weapon	-	-	9	-	9
	Homicide-Whipal KII-Gun	-	-	59	-	59
	Homicide-vagague Assassination	-	-	26	-	26
	Homicide-vagague Assassination	-	-	17	-	17
	Homicide-Whipal KII-Police Officer-Gun	-	-	2	-	2
	Homicide-Whipal KII-Police Officer-Weapon	-	-	2	-	2
	Homicide-Whipal KII-Public Official-Weapon	-	-	1	-	1
	Homicide-Whipal KII-Weapon	-	-	38	-	38
	Voluntary Manslaughter	-	-	47	-	47
<b>Traffic Offense Total</b>		<b>1,156</b>	<b>876</b>	<b>13,426</b>	<b>15,458</b>	
Traffic Offense	Driving Under Influence/Drugs	-	9	11	133	153
	Driving Under Influence/Alcohol	-	631	561	8,029	9,599
	Hit and Run	-	70	192	594	836
	Traffic Offense	-	446	111	4,328	4,885
	Transporting Dangerous Material	-	-	1	2	3

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### EOFY2020 ICE Initial Book-Ins by FY2021 Interim CIEP Priorities & Other Criteria

- EOFY2020 ICE Initial Book-Ins is historic and remains static.
- Detention data excludes those individuals under U.S. Marshall custody as well as those booked into Office of Refugee and Repatriation (ORR) and Mexican Interior Repatriation Program (MIRP) facilities.

#### **FY2021 Interim CIEP Priorities laid out by (A) Secretary Pecoski's Memorandum (1/20/2020) Review of and Interim Revision to Civil Immigration Enforcement and Removal Policies and Priorities:**

Please note that the FY2021 CIEP Priorities are reported as a hierarchy and are based on the following definitions. Individuals may have multiple detention stays in ICE custody within a given fiscal year and all are reported here. For detention stays that fit into criteria for multiple priorities, each is recorded as the highest priority:

- o **Priority 1: (KST Flag)** This is defined as any individual who has a 'KST' alert OR whose case has an assessment filled out of 'Yes' for the following question: 'had engaged in or is suspected of terrorism or espionage or otherwise poses a danger to national security' in the Crime Entry Screen.
- o **Priority 2: (CBP Entry >11/2020 Flag)** This is defined as any individual whose case's latest recorded entry date is on or after November 1, 2020 and was encountered by CBP OR for those individuals with no recorded entry date, a recorded arrest occurring on or after November 1, 2020 by CBP. **For purposes of analysis only, FY2020 Initial Book-Ins has the adjusted entry date of November 1, 2019 (CBP Entry >11/2019 Flag).**
- o **Priority 3: (Threat Level 1 Flag)** This is defined as any individual whose case has a calculated Threat Level 1 based upon outstanding criminal convictions entered into the Crime Entry Screen.
- o **No Known Priority:** These are individuals with cases that do not have any criteria as defined above and are recorded here as No Known Priority.

- Those individuals "who were not physically present in the United States before November 1, 2020" are not tracked in the system of record and are not inclusive in Priority 2.
- Entry date is not a required field and may be self-reported by the individual.
- CBP is identified here as the processing officer's program at the time of the primary encounter for the case.

#### **Other Criteria Flags:**

- **Suspected Gang Member (SGM) Flag:** This is defined as any individual has any of the following:
  - 1) the SGM or P1c alert codes; OR
  - 2) Criminal affiliation person gang information checked; OR
  - 3) an assessment filled out of 'Yes' for the following question(s) in the Crime Entry Screen: 1. 'is 16 years old and intentionally participated in an organized criminal gang to further its illegal activities' OR 2. 'has been convicted of an offense of which an element has been active participation in a criminal street gang as defined by 18 USC 521(a)'; OR
  - 4) 77AA Gang Criminal Charge Code in the Crime Entry Screen.
- **INA 236 (c) Flag:** These are initial immigration charges that include: 237a2Ai; 237a2Aii ;237a2Aiii; 237a2Bi; 237a2C ; 237a2Bii; 237a2Di; 237a2Dii; 237a2Diii; 237a2Div; 237a4B; 212A2C; 212a2B; 212a2Di; 212a2Aii; 212a2Aiii; 212a2Dii; 212a2Diii; 212a2E; 212a2G; 212a2H; 212a2I; 212a3BiII; 212a3BiIII; 212a3BiIV; 212a3BiV; 212a3BiVI; 212a3BiVII; 212a3BiVIII; 212a3BiI; 212a3BiXI
- **Final Order Flag:** These are defined as any case with a Final Order Flag of yes; OR recorded final order date; OR Case Category 16 Reinstatements of Final Orders
- **Visa Abuse Flag:** This is defined as any individual has any of the following:
- **Foreign Fugitive Flag:** This is defined as any individual that has an alert recorded as 'HQI/Interpol or an arrest method of 'Arrest- Fugitive Alien Removal.'

#### **Criminality**

- Under the Morton Memorandum, ICE has defined criminality as whether or not an individual has an ICE Threat Level (convicted criminal) or not (non-criminal immigration violator). For purposes of prioritizing the removal of individuals convicted of crimes, ICE personnel refer to the following offense levels: Level 1, Level 2, and Level 3 offenders. Please note that this reported only for those detention stays that are linked to a removal case.
  - o Level 1 offenders are those individuals convicted of "aggravated felonies," as defined in § 101(a)(43) of the Immigration and Nationality Act, or two (2) or more crimes each punishable by more than 1 year, commonly referred to as "felonies."
  - o Level 2 offenders are individuals convicted of any other felony or three (3) or more crimes each punishable by less than 1 year, commonly referred to as "misdemeanors."
  - o Level 3 offenders are individuals convicted of "misdemeanor" crime(s) punishable by less than 1 year.
- Aggravated Felonies are not specifically tracked separately in the system of record. Threat Level 1 includes those individuals convicted of aggravated felons.
- Most Serious Conviction (MSC) Category: This is calculated for those ICE Initial Book-Ins that are linked to a removal case and is based upon the category for the most serious outstanding conviction out of all the crimes entered into the Crime Entry Screen for an individual at the time the data is run.