

EXHIBIT B

PRINCE WILLIAM COUNTY POLICE DEPARTMENT MANUAL OF GENERAL ORDERS		
General Order: 26.05	Effective: 05/17/05	Number of Pages: 1
JURISDICTION AND ARREST PROCEDURES: UNDOCUMENTED IMMIGRANTS		

The enforcement of the nation's immigration laws is the primary responsibility of the US Immigrations and Custom Enforcement (US-ICE). The Prince William County Police Department will not carry out immigration-related investigations nor routinely make inquiries to the immigration status of persons encountered during police operations. This policy does not prohibit the Department from assisting US-ICE officials when requested, or from notifying those officials in certain situations listed in this policy. Officers have no statutory authority to arrest undocumented immigrants for violation of Federal immigration laws.

- A. The ability to file an incident report, participate in police-community activities, or otherwise benefit from police services are not restricted to a person's citizenship or immigration status.
- B. Members will not question any person about their citizenship or immigration status, unless that person is reasonably believed to be involved in one or more of the activities identified in section D.
- C. Members will not request passports, visas, "green cards," or travel documents in lieu of, or in addition to, driver's licenses and similar standard forms of identification. Such documents will only be requested when standard forms of identification are unavailable, or when the officer is proceeding under section D.

D. Notification to the US-ICE will only be made when the undocumented-immigrant is:

Reasonably suspected of participating in criminal street gang activity, organized crime, terrorist or subversive activities.

Arrested for using a firearm during the commission of a crime

Arrested for, or has been convicted of any felony

Arrested for fraudulent activities aimed at assisting undocumented immigrants to enter the United States

Previously convicted of a felony in the US, has been deported or left the US, and is arrested pursuant to Virginia Code Section 19.2-81.6

Entered into NCIC as wanted and subject to an arrest for a **PREEXISTING** US-ICE detainer for a violent crime or any circumstance listed in Section D.

- E. Exceptions to Section D, with respect to notification of US-ICE, may be approved by the District Commander or higher authority.