



**U.S. Immigration
and Customs
Enforcement**

MAY 13 2009

The Honorable Bennie G. Thompson
Chairman
Committee on Homeland Security
U.S. House of Representatives
Washington, DC 20515

Dear Chairman Thompson:

Thank you for your April 2, 2009, letter recommending additional modifications to the Memorandum of Agreement (MOA) for the 287(g) Delegation of Authority program.

The MOA template used for agreements for the 287(g) program is currently under a final review by U.S. Immigration and Customs Enforcement (ICE), the Department of Homeland Security's (DHS) Office of General Counsel and the DHS Office for Civil Rights and Civil Liberties (CRCL). CRCL not only has been part of the MOA template review, but it will also be involved with the complaint process for the 287(g) program, as requested. When this internal review is completed, ICE will convene a meeting to present the revised template MOA to the DHS Office of the Inspector General.

Once the redrafted MOA template is approved, it will be used for all future 287(g) Delegation of Authority program agreements. Currently there are several agreements pending approval while the MOA template is under review. As ICE is still reviewing the 287(g) Delegation of Authority program as a whole, we will seriously consider your recommendations regarding the applicability of the new MOA.

Thank you for your support of ICE and your continued interest in the 287(g) program. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "John P. Torres".

John P. Torres
Acting Assistant Secretary