



**NEWARK POLICE DEPARTMENT**  
**DIRECTOR'S**  
**MEMORANDUM**



**TO: ALL COMMANDS**

**DATE: 7/24/13**

**FROM: SAMUEL A. DEMAIO**  
**POLICE DIRECTOR**

**NUMBER: 13-0249**

**TICKLER: NONE**

**SUBJECT: DETAINER POLICY**  
**RE: NEW GENERAL ORDER**

**FILE REF: REL 1**  
**x PUB 4**

General Order 13-04 – DETAINER POLICY has been created to enhance the Newark Police Department's partnership with its immigrant communities. All Department personnel shall adhere to the following:

1. All department personnel shall decline ICE detainer requests.
2. There shall be no expenditure of any departmental resources or effort by on-duty personnel to comply with an ICE detainer request.
3. Any person who alleges a violation of this general order may file a written complaint for investigation with the Office of Professional Standards.
4. Nothing in this General Order shall be construed to alter the Newark Police Department's obligations to report information to ICE upon the arrest of an individual.

**BY ORDER OF:**

**SAMUEL A. DEMAIO**  
**POLICE DIRECTOR**

SDM:mm

Attachment- General Order 13-04, DETAINER POLICY



# NEWARK POLICE DEPARTMENT GENERAL ORDER



|   |                                 |  |
|---|---------------------------------|--|
| <b>SUBJECT:</b><br><b>Detainer Policy</b> |                                 | <b>GENERAL ORDER NO.</b><br><b>13-04</b> |
| <b>SUPERCEDES:</b><br><b>NEW</b>          | <b>DATED:</b><br><b>7/24/13</b> | <b>SECTION CODE:</b><br><b>S-04</b>      |

It shall be the policy of the Newark Police Department to seek to enhance its partnership with its vibrant immigrant communities and value its working relationship with Immigration and Customs Enforcement (ICE). The Newark Police Department will continue to communicate with ICE on a regular basis.

All Department personnel shall adhere to the following policy in response to detainer requests from Immigration and Customs Enforcement (ICE):

1. All department personnel shall decline ICE detainer requests.
2. There shall be no expenditure of any departmental resources or effort by on-duty personnel to comply with an ICE detainer request.
3. Any person who alleges a violation of this general order may file a written complaint for investigation with the Office of Professional Standards.
4. Nothing in this General Order shall be construed to alter the Newark Police Department's obligations to report information to ICE upon the arrest of an individual.

**BY ORDER OF:**

**SAMUEL A. DEMAIO  
POLICE DIRECTOR**

SDM/mm