



SUBJECT: Juveniles Encountered During Fugitive Operations

Page 2

If the child welfare authority and local law enforcement cannot respond in a timely manner, so as to jeopardize operational objectives, and the fugitive alien requests assistance in transferring safekeeping of the USC/LPR juvenile to a third party, FOTs should:

1. Document the inability of the welfare authority and local law enforcement to take timely custody of the minor;
2. Document in writing the fugitive alien's request to release the USC/LPR juvenile to an identified third party (preference is for the request in the fugitive alien's own handwriting);
3. Facilitate the fugitive alien's contact with the third party;
4. Verify the identity of the third party through government issued identity cards prior to transferring the USC/LPR juvenile into the safekeeping thereof; and
5. Forward copies of relevant documentation (inability of the welfare authority/local law enforcement to take timely custody of the USC/LPR juvenile) to the child welfare authority for further processing.

Where the child welfare authority and local law enforcement are unresponsive and the fugitive alien parent identifies no third parties, FOTs should seek guidance from their FOD through their chain of command.

In exigent circumstances, when all of the above options are unavailable, it is recommended that the sole care provider be placed on one of the Alternatives to Detention (ATD) programs available in the respective Field Office; all ATD processing should be done on site.

Questions regarding this policy should be addressed to (b)(6),(b)(7)(C) Deputy Assistant Director (DAD), Compliance Enforcement Division (CED) at (202) 616-(b)(6), or via e-mail at (b)(6),(b)(7)(C) @hs.gov.