



OFFICE OF THE GOVERNOR

JRTC, 100 W. RANDOLPH, SUITE 16-100
CHICAGO, ILLINOIS 60601

PAT QUINN
GOVERNOR

May 4, 2011

Mr. Marc Rapp
Acting Assistant Director, Secure Communities
Immigration and Customs Enforcement
Department of Homeland Security
500 12th Street, S.W.
Washington, D.C. 20536

Dear Acting Assistant Director Rapp:

Re: Secure Communities Program

Please see the enclosed letter from Illinois State Police (ISP) Director Hiram Grau, providing notice of termination of the Secure Communities Memorandum of Agreement (MOA) between ISP and the U.S. Department of Homeland Security's Immigration and Customs Enforcement (ICE).

ISP and ICE executed the Secure Communities MOA in November 2009. The stated purpose of the program, as set forth in the MOA, is to "identify, detain and remove from the United States aliens who have been convicted of serious criminal offenses and are subject to removal" (emphasis added). ICE's statistics on the Secure Communities program, compiled through February 28, 2011, reveal that the implementation of the Secure Communities program in Illinois is contrary to the stated purpose of the MOA: more than 30% of those deported from the United States, under the program, have never been convicted of any crime, much less a serious one. In fact, by ICE's own measure, less than 20% of those who have been deported from Illinois under the program have ever been convicted of a serious crime.

On November 9, 2010, my office directed ISP to suspend the Secure Communities program until a review of the program and its adherence to the MOA could be conducted. Upon evaluation of data provided by ICE to the State of Illinois, conversations between ICE and members of my administration, and a new, proposed MOA from ICE, it is clear that the conflict between the MOA as signed by ISP and ICE's implementation of the program cannot be resolved to the State of Illinois' satisfaction.

Due to the conflict between the stated purpose of Secure Communities and the implementation of the program, ISP will no longer participate in the Secure Communities program.

Mr. Marc Rapp

May 4, 2011

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With this termination of the MOA, ISP will play no role in Secure Communities, either actively or as a pass-through for information. As ISP is a necessary party under the current Secure Communities process, with this termination, no new counties in Illinois can be activated and those counties that were previously activated, for their information to pass through ISP to ICE, must be deactivated and removed from the Secure Communities program.

I appreciate your assistance and cooperation with terminating the MOA and ensuring that all Illinois counties are removed from the program. Please feel free to contact my General Counsel, John Schomberg, should you have any additional questions or concerns, at (312) 814-1687.

Sincerely,

A handwritten signature in black ink that reads "Pat Quinn". The signature is written in a cursive, flowing style.

Pat Quinn
Governor of Illinois

Enclosure

cc: Director Hiram Grau, Illinois State Police
Assistant Director Daniel D. Roberts, FBI
Assistant Director David Venturella, ICE



ILLINOIS STATE POLICE
Office of the Director

Pat Quinn
Governor

May 4, 2011

Hiram Grau
Director

Mr. Marc Rapp
Acting Assistant Director, Secure Communities
Immigration and Customs Enforcement
Department of Homeland Security
500 12th Street, S.W.
Washington, D.C. 20536

Dear Acting Assistant Director Rapp:

Re: Secure Communities Program

Pursuant to Section VIII of the Secure Communities Memorandum of Agreement (MOA) between the Illinois State Police (ISP) and the U.S. Department of Homeland Security's Immigration and Customs Enforcement (ICE), executed in November 2009, this letter serves as notice of termination of the MOA.

With this termination of the MOA, ISP will play no role in Secure Communities, either actively or as a pass-through for information. As ISP is a necessary party under the current Secure Communities process, with this termination, no new counties in Illinois can be activated and those counties that were previously activated, for their information to pass through ISP to ICE, must be deactivated and removed from the Secure Communities program.

I appreciate your assistance and cooperation with terminating the MOA and ensuring that all Illinois counties are removed from the program. Please feel free to contact my Interim Chief Legal Counsel, Ms. Suzanne L.Y. Bond, at (217) 782-7658, should you have any additional questions or concerns.

Respectfully,


Hiram Grau
Director

cc: Assistant Director David Venturella, ICE
Assistant Director Daniel D. Roberts, FBI