

DRAFT BROADCAST MESSAGE RE: USE OF RISK CLASSIFICATION ASSESSMENT TOOL IN AGE OUT DETERMINATIONS

To: ICE Field Office Juvenile Coordinators (FOJCs)/Juvenile Supervisory Detention and Deportation Officers (SDDOs)/National Juvenile Coordinators (NJs)

Effective **immediately** and pursuant to a court order issued in *Garcia-Ramirez v. ICE* on July 21, 2020, ICE Enforcement and Removal Operations officers involved in recommending, reviewing, or approving age-out custody determinations under 8 U.S.C. § 1232(c)(2)(B) **shall not** run the Risk Classification Assessment (RCA) tool as part of an age-out custody determination. This is because the RCA tool was modified in August 2017 so that it never recommends release. Therefore, the RCA may only be utilized and considered for the limited purpose of determining the level of detention (*e.g.*, low, medium, high) in those cases where a custody determination has already been made and approved and that determination is to detain the age-out. Again, the RCA tool shall not be used in decisions concerning whether to detain or release the age-out under 8 U.S.C. § 1232(c)(2)(B).

All current FOJCs, SDDOs supervising FOJCs, and NJCs must acknowledge receipt of this broadcast message by signing (ink signatures and digital signatures are permissible) the attached document and sending it to [REDACTED] by _____.