

ICE | OPLA

Volunteer Attorney Practice Update October 2023

Update on Prosecutorial Discretion: U.S. v. Texas

From ICE (July 30, 2023):

Effective immediately, ICE will reinstitute application of the Civil Immigration Enforcement Priorities (CIEP) as set forth in the [Guidelines for the Enforcement of Civil Immigration Law](#). Originally signed by Secretary of Homeland Security Alejandro N. Mayorkas on September 30, 2021, the guidelines were vacated in June 2022 and reinstated following a decision by the U.S. Supreme Court last month.

With the reinstitution of these priorities, ICE's Enforcement and Removal Operations (ERO) officers will continue to prioritize the apprehension and removal of noncitizens who pose a threat to national security, public safety, or border security from the United States. This will include obtaining and reviewing the entire criminal record, administrative record, and any other investigative information available, including aggravating and mitigating factors, in making associated law enforcement decisions.

The Office of Principal Legal Advisor (OPLA) also reinstated [PLA Kerry Doyle's memorandum](#).

The local email address for PD is: ICE-OPLA-SPM-PD@ice.dhs.gov.

Office of the Immigration Detention Ombudsman Releases Nation-wide Complaint Submission System (July 25, 2023)

OIDO's online case intake portal—[myOIDO](#)—is now available for submissions nationwide. This rollout allows users to submit complaints to OIDO via the portal for more than 500 ICE and CBP facilities across the United States, streamlining the process for complaint intake. The [paper version](#) of the form is still available online in multiple languages, if you prefer to print and mail or email a complaint.

ICE Online Change of Address Tool Fully Operational (June 13, 2023)

ICE [announced](#) the launch of an [online system](#) for noncitizens to update their address with ICE, rather than reporting changes in address in person or over the phone. This system is the best way for noncitizens who are subject to removal proceedings but who have not yet received a notice to appear or had their case docketed by EOIR to update their address with immigration. The new system allows noncitizens to request that a notice to appear be mailed to their new address or schedule an appointment to pick up the notice to appear at an ICE field office. Noncitizens with applications pending at USCIS (including asylum applications filed affirmatively) must still report address changes via form [AR-11](#), and noncitizens in removal proceedings must still report address changes with form [EOIR-33](#), both of which can be filed online.