



---

**FY 2013 Criminal Recidivists**

- Of the 36,007 criminal aliens released from ICE custody in FY 2013, 1,000 committed additional crime(s) subsequent to their release (as of May 2014).
- 445 (45%) were non-discretionary releases pursuant to *Zadvydas* or an immigration judge orders and 555 (55%) were ICE discretionary releases.
  - Non-discretionary releases were released from ICE custody following a court order or ruling.
  - In cases involving ICE discretion, a decision to release an alien during the pendency of removal proceedings was based on a number of factors, including whether the alien posed a risk to national security or public safety and/or was a flight risk. ICE also considers humanitarian reasons, including medical issues, age, and being a caregiver or provider, and medical conditions. Such determinations are made only after a thorough review of the unique factors of his or her case.
- As of mid-January 2015:
  - 320 of these subjects had been re-booked into ICE custody. Please note that many of these subjects may currently be incarcerated in state, local, or federal prisons or jails for criminal offenses.
  - ICE has removed 170 of these aliens.
- Many of these individuals were released under restrictions such as GPS monitoring, telephone monitoring, supervision, or bond.