

GENERAL TERMS AND CONDITIONS

This Basic Ordering Agreement (BOA) is governed by the following terms and conditions:

The Service Provider shall provide U.S. Immigration and Customs Enforcement (ICE) with reasonable access to all detainees or inmates for purposes of interviewing such individuals for immigration enforcement related purposes.

SERVICES: The Service Provider shall house detainees pursuant to the issuance and acceptance of Form I-203 (Order to Detain or Release Alien) accompanied by Form I-247A (Immigration Detainer – Notice of Action) and either a Form I-200 (Warrant for Arrest of Alien) or Form I-205 (Warrant of Removal), consistent with Section 287.7(d) and (e) of Title 8 of the Code of Federal Regulations.

ORDERS: Only ICE purchase card holders have the authority to order against this BOA. Under no circumstance shall an order exceed \$2,500.00.

COMMENCEMENT OF SERVICES: Services will commence at the time of the alien's scheduled release from State custody after issuance and acceptance of Form I-203 (Order to Detain or Release Alien) accompanied by Form I-247A (Immigration Detainer – Notice of Action) and Form I-200 (Warrant for Arrest of Alien) or Form I-205 (Warrant of Removal) issued by ICE. Services end when properly identified ICE personnel remove the alien from the Service Provider's facility or issue another Form I-203 (Order to Detain or Release Alien), or after 48 hours of detention, whichever occurs first.

RATES: For any order issued under this BOA, the rate will be fixed at \$50.00 for up to 48 hours of detention. No payment will be made for any detention beyond 48 hours, and the Service Provider will not house the alien for longer than 48 hours under this BOA.

ALTERATIONS: Any changes to the terms and conditions of this BOA will be done by written modification and signed by the Contracting Officer. Changes or amendments to any orders issued pursuant to this BOA shall not be accepted.

PAYMENT: Payments shall be made by Purchase Card (P-Card). The Service Provider's Taxpayer Identification Number (TIN) and DUNS number must be registered in the Systems for Award Management (www.sam.gov) prior to issuance of an order.

PUBLIC DISCLOSURES: Information obtained or developed as a result of this BOA is under the control of ICE and is subject to public disclosure only pursuant to the provisions of applicable federal laws, regulations, policies, and executive orders or as ordered by a court. Insofar as any documents created by the Service Provider contain information developed or obtained as a result of this BOA, such documents shall be subject to public disclosure only pursuant to the provisions of applicable federal laws, regulations, policies, and executive orders or as ordered by a court. If the Service Provider receives a request for such information, including pursuant to state law, the Service Provider will refer the request to ICE for appropriate action. To the extent the Service Provider intends to release the BOA or any information relating to, or exchanged under, this BOA, the Service Provider agrees to coordinate with the ICE Contracting Officer prior to such release. The Service Provider may, at its discretion, communicate the substance of this BOA when requested. ICE

understands that this BOA will become a public document when presented to the Service Provider's governing body for approval if required.

Robert S. Kelly

as sheriff of
Flagler County

Shannon M. Ely

Shannon M. Ely
Section Chief-Contracting Officer
US Immigration and Customs Enforcement