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U.S. Immigration and Customs Enforcement

RE: ILRC Comment in Opposition to Agency Information Collection Activities: Revision of a Currently Approved Collection Suspicious/Criminal Activity Tip Reporting, OMB No. 1653-0049 ("Information Collection Activity")

The Immigrant Legal Resource Center (ILRC) submits this comment in strong opposition to the Department of Homeland Security ("DHS") United States Immigration and Customs Enforcement ("ICE"), OMB No. 1653-0049, Suspicious/Criminal Activity Tip Reporting published on the Federal Register on October 5, 2026. However, ICE has not published the proposed form at the center of this Information Collection Activity. Further, as of this comment's date of submission, ICE has not responded to ILRC's e-mail communication sent on October 14, 2026 to the e-mail address provided on the notice, ICEPRA@ice.dhs.gov. As such, we are unable to comment on the particularities of the form's revisions discussed in the Information Collection Activity.

Introduction

The ILRC is a national non-profit organization that provides legal trainings, educational materials, and advocacy to advance immigrant rights. The ILRC's mission is to work with and educate immigrants, community organizations, and the legal sector to continue to build a democratic society that values diversity and the rights of all people. Since its inception in 1979, the ILRC has provided technical assistance on hundreds of thousands of immigration law issues, trained thousands of advocates and pro bono attorneys annually on immigration law and emerging issues, distributed thousands of practitioner guides, provided expertise to immigrant-led advocacy efforts across the country, and supported hundreds of immigration legal non-profit organizations supporting in building their capacity to support immigrants and their families.

The ILRC provides technical assistance on immigration matters through our webinars and our Attorney of the Day service, in which we work with advocates on their specific cases and questions. Through this work, we are able to assess

trends in the immigration enforcement field and, as such, we urge the Department of Homeland Security (DHS) Immigration and Customs Enforcement (ICE) to discontinue the use of anonymous tip reporting using forms like the one proposed here.

The Information Collection Activity violates the Paperwork Reduction Act (PRA).
The PRA requires that information collections, that is, forms such as the Suspicious/Criminal Activity Tip Reporting Form, must be subject to analysis, notice and comment on forms that impact the public. Specifically, the PRA requires a 60-day comment period followed by a second 30-day comment period. Here, the form has not been made available to the public during either of the comment periods as of the date of submission of this comment. Further, DHS has failed to respond to ILRC's request for a copy of the Information Collected Activity submitted via e-mail on October 14, 2026 to the contact provided on the Federal Register notice: ICEPRA@ice.dhs.gov. This is an impermissible violation of the PRA.

Moreover, we reiterate our comments on the form's many previous iterations[1] and incorporate them herein. In sum, the information collected on the Suspicious/Criminal Activity Tip Reporting Form will be used for enforcement and feeding more people into the deportation pipeline. It will lead to the exploitation of vulnerable people and the infringement on an individual's due process rights. This form will be misused and cause harm, especially given the dynamics of domestic violence against Black communities and other communities of color. The reporting form can easily be abused by individuals motivated by harmful bias and white supremacist ideology to target communities of color and do so with impunity. The form can also be used as a tool to further domestic violence and can disproportionately harm immigrant survivors escaping their abusers. The reporting form promotes destructive narratives that falsely associate immigration status with criminality.

The overall effect of the Information Collection Activity will be to deprive the affected public – citizens and noncitizens alike – of the opportunity to comment on the form. This is indefensible.

Conclusion
The ILRC opposes the use of this form and recommends that ICE abandon its implementation. ICE's history of discriminatory enforcement practices adds to our concerns about the use of anonymous tips and the problems with the already implemented form are insurmountable.

Respectfully submitted,

The Immigrant Legal Resource Center

[1] https://www.ilrc.org/resources/ilrc-comment-ice-tip-form (2021); https://www.ilrc.org/sites/default/files/2023-08/ILRC%20Comments%20on%20ICE%20Tip%20Form.pdf (2023).