

Congress of the United States
House of Representatives
Washington, DC 20515-0305

April 18, 2022

The Honorable Alejandro Mayorkas
Secretary
U.S. Department of Homeland Security
Washington, D.C. 20528

Dear Secretary Mayorkas,

Since February 2021, there have been more than 950,000 Title 8 Enforcement Actions by Border Patrol along the Southwest border. In order for me to fully understand how the Department of Homeland Security (DHS) is handling these cases, please provide the following information by April 27, 2022.

From January 20, 2021, to present:

1. How many aliens encountered during a Title 8 Enforcement Action indicated an intent to apply for asylum or a fear of persecution?
 - a. How many of these aliens were referred for a credible fear screening?
 - b. How many of these aliens received a positive credible fear determination?
 - i. How many of these aliens who received a positive credible fear determination were detained for further consideration of their application for asylum? How many remained in custody until their asylum application was fully heard?
 - ii. How many of these aliens who received a positive credible fear determination were paroled into the United States either by U.S. Customs and Border Protection (CBP) or U.S. Immigration and Customs Enforcement (ICE)?
 - iii. How many of these aliens who received a positive credible fear determination were not paroled but were released with a Notice to Appear?
 - iv. How many of these aliens who received a positive credible fear determination were not paroled but were released with an Order of Recognizance?
 - v. How many of these aliens who received a positive credible fear determination were not paroled but were released with a Notice to Report? How many of these aliens reported to an ICE office? How many of these aliens were placed in removal proceedings?

- c. How many of these aliens received a negative credible fear determination?
 - i. How many of these aliens who received a negative credible fear determination were removed from the country following the credible fear screening process?
 - ii. How many of these aliens who received a negative credible fear determination were paroled into the country?
2. How many aliens encountered during a Title 8 Enforcement Action did not express an intent to apply for asylum or a fear of persecution?
 - a. How many of these aliens have been removed?
 - b. How many of these aliens were paroled into the United States either by CBP or ICE?
 - c. How many of these aliens were released with a Notice to Report? How many reported to ICE? How many were placed in removal proceedings?
 - d. How many of these aliens were released with an Order of Recognizance?
 - e. How many of these aliens were released with a Notice to Appear?
3. How many aliens have been enrolled in the Migrant Protection Protocols?
4. How many aliens were referred for prosecution for improper entry?

I look forward to receiving the requested information.

Sincerely,

A handwritten signature in blue ink, appearing to read "Andy Biggs", with a stylized flourish at the end.

Andy Biggs
Member of Congress