



Congress of the United States
House of Representatives
Washington, DC 20515-0906

April 6, 2023

Secretary Alejandro Mayorkas
U.S. Department of Homeland Security
2707 Martin Luther King Jr. Ave, SE
Washington, DC 20528

Dear Secretary Mayorkas,

The responsibilities of the Secretary of the Department of Homeland Security (DHS) include maintaining the security of our nation's borders and the administration and enforcement of our nation's immigration laws. This is not occurring. The decision to selectively enforce immigration laws caused Judge T. Kent Wetherell to recently say you have "effectively turned the Southwest Border into a meaningless line in the sand and little more than a speedbump for aliens flooding into the country" in his ruling earlier this month.¹

Your departments' actions have encouraged foreign nationals to attempt to enter our country at historic levels. In December 2022, there were 251,995 enforcement encounters along the southern border, the highest ever recorded.² This unprecedented influx of aliens into our country is a direct result of the specific policies that DHS has implemented and those it has decided to end. Some of these include applying the "Parole Plus Alternatives to Detention" ("Parole+ATD") policy and the termination of the "Migrant Protection Protocols" (MPP) program. You acknowledged that "some removal proceedings conducted pursuant to MPP were completed more expeditiously than is typical for non-detained cases" in your MPP termination letter.³

A major component of these failed policies is DHS' disregard for enforcing existing immigration law, such as your department's abuse of parole. 8 USC Sec. 1182(d)(5)(A) states, parole is only to be used on a "case-by-case basis" and is only to be used for "urgent humanitarian reasons or significant public benefit." Unfortunately, your department has issued parole en masse with numerous programs, one being the "Processes for Cubans, Haitians, Nicaraguans, and Venezuelans."⁴

As Members of Congress attempt to fully understand the impact of your policies at the Southern border that are negatively impacting our constituents' lives, we request answers to the following

¹ [http://myfloridalegal.com/webfiles.nsf/WF/GPEY-CPQPAB/\\$file/final+order.pdf](http://myfloridalegal.com/webfiles.nsf/WF/GPEY-CPQPAB/$file/final+order.pdf)

² <https://www.cbp.gov/newsroom/stats/southwest-land-border-encounters>

³ https://www.dhs.gov/sites/default/files/publications/21_0601_termination_of_mpp_program.pdf

⁴ <https://www.uscis.gov/CHNV>

questions by May 5, 2023. Please provide a separate response to each question below, rather than a narrative response.

1. How many aliens have been granted parole since February 2, 2021?
 - a. What are the nationalities of the aliens your department has paroled?
 - b. Has your agency granted parole to individuals in a family unit, unaccompanied children, and single adults? How many of each have been granted parole?
2. Of all the aliens your department has paroled during your tenure, how many have been granted temporary work authorization?
3. Please provide where in statute Congress has granted the Secretary of DHS the authority to parole aliens into the United States in mass groups, such as the groups of 30,000 per month, under the new parole program pertaining to the countries of Cuba, Haiti, Nicaragua, and Venezuela that your department announced on January 5, 2023?⁵
4. Relating to the January parole program, how many of the Cubans, Haitians, Nicaraguans, and Venezuelans that have been granted parole have entered the U.S. for emergency medical attention? How many have been granted parole on the basis of being a witness or for purposes of prosecution?
5. Since February 2, 2021, how many of the aliens who have been encountered by CPB along the southern border have made a credible fear claim?
 - a. Of those aliens who have made such a claim, how many have passed the credible fear determination by the examining immigration officer?
6. On February 3, 2023, NBC News reported that 588,000 aliens were not given charging documents with court dates.⁶ Is this true?
 - a. If so, why were they not given charging documents?
 - b. How does DHS plan on getting in contact with these aliens?
7. Why did you claim a lack of resources as justification for implementing ATD and releasing aliens in immigration proceedings into the interior of the U.S., yet the administration simultaneously requested reducing the number of detention beds from 34,000 to 25,000 at ICE facilities in President Biden's FY24 budget?⁷

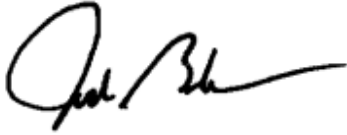
⁵ <https://www.dhs.gov/news/2023/01/05/dhs-continues-prepare-end-title-42-announces-new-border-enforcement-measures-and>

⁶ <https://www.nbcnews.com/politics/immigration/nearly-600000-migrants-crossed-border-released-inside-us-rca68687>

⁷ <https://www.dhs.gov/sites/default/files/2023-03/U.S.%20IMMIGRATION%20AND%20CUSTOMS%20ENFORCEMENT.pdf>

Thank you for your attention to this important matter.

Sincerely,



Josh Brecheen
Member of Congress



Andy Ogles
Member of Congress



Paul Gosar, D.D.S.
Member of Congress



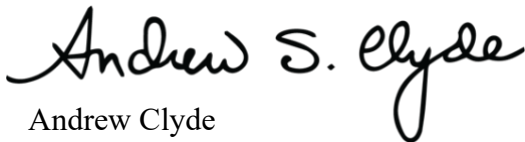
Chip Roy
Member of Congress



Andy Biggs
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Eli Crane
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Andrew Clyde
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