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United States Senate

COMMITTEE ON
HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS
WASHINGTON, DC 20510-6250

November 5, 2021

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

Dear Secretary Mayorkas:

The ongoing crisis at our southern border is a direct result of the Biden administration's dismantling of the Trump administration's successful border security policies. This year, Border Patrol has made roughly 1.7 million border apprehensions, the highest number in the history of the United States and 1.3 million more apprehensions compared to fiscal year 2020.¹ However, you claimed the United States has experienced "this type of irregular migration many, many times," and it was "nothing new."² Your denial of reality, coupled with the Biden administration's open border policies, provides powerful incentives for migrants to enter the United States illegally at our southern border. The resulting chaos jeopardizes national security and the safety of Border Patrol agents.³

In the month of September alone, 160,000 illegal aliens were apprehended at the southern border.⁴ This included the widely-publicized 30,000 illegal Haitian migrants that amassed under the International Bridge in Del Rio, Texas.⁵ The overwhelming daily deluge of migrants at the southern border is not sustainable and demands immediate action.

¹ U.S. Homeland Security, *Nationwide Enforcement Encounters: Title 8 Enforcement Actions and Title 42 Expulsions* CBP.gov, Last modified Oct. 25, 2021, <https://www.cbp.gov/newsroom/stats/cbp-enforcement-statistics/title-8-and-title-42-statistics>; Nick Miroff, *Border arrests have soared to all-time high, new CBP data shows*, The Washington Post, Oct. 20, 2021, https://www.washingtonpost.com/national/border-arrests-record-levels-2021/2021/10/19/289dce64-3115-11ec-a880-a9d8c009a0b1_story.html; Eileen Sullivan, *Illegal Border Crossings, Driven by Pandemic and Natural Disasters, Soar to Record High*, Oct. 22, 2021, <https://www.nytimes.com/2021/10/22/us/politics/border-crossings-immigration-record-high.html>.

² Ron Blitzer, *Mayorkas says as many as 12K out of 17K migrants have been released into US, and 'it could be higher'*, Fox News, Sept. 26, 2021, <https://www.foxnews.com/politics/mayorkas-says-as-many-as-12k-out-of-17k-migrants-have-been-released-into-u-s-and-it-could-be-higher-as-dhs>.

³ Eileen Sullivan, *Biden Administration Tries Again to End Trump's 'Remain in Mexico' Policy*, New York Times, Oct. 29, 2021, <https://www.nytimes.com/2021/10/29/us/politics/immigration-remain-mexico.html>.

⁴ Nick Miroff, *Border arrests have soared to all-time high, new CBP data shows*, The Washington Post, Oct. 20, 2021, https://www.washingtonpost.com/national/border-arrests-record-levels-2021/2021/10/19/289dce64-3115-11ec-a880-a9d8c009a0b1_story.html.

⁵ Adrees Latif, *U.S. border camp cleared of Haitians, thousands more on the move*, Reuters, Sept. 25, 2021, <https://www.reuters.com/world/us/us-border-camp-cleared-haitians-thousands-more-move-2021-09-25/>.

Yet, in the case of the surge of the Haitian migrants at the border, it appears that the Biden administration decided to ignore intelligence indicating a potential migrant surge. According to a report, Customs and Border Protection (CBP), Immigration and Customs Enforcement (ICE), and DHS' Office of Intelligence and Analysis "all had information as far back as July indicating that large groups of migrants" would soon arrive at our southern border.⁶ Allegedly, "intelligence was not shared widely enough within DHS and across agencies to indicate the size or speed of the group of migrants or that they would all arrive in one location" and "there was a political battle between progressives and others at DHS" about potentially increasing deportations to prepare for the surge.⁷ Ultimately, media reports indicate "the progressives won, delaying deportation flights."⁸

The Biden administration's failure to act on intelligence to secure our borders and implement policies to prevent future migrant surges will result in more migrants overwhelming our southern border. In fact, reports indicate another surge of potentially 60,000 migrants are making their way to the southern border.⁹ Other reports suggest that an additional caravan will embark for the southern border imminently.¹⁰

Our border is being overrun, placing our brave Border Patrol agents in an impossible situation. In order to understand how DHS intends to address the crisis at the southern border, please provide the following information:

1. When did DHS become aware that 30,000 migrants who amassed in Del Rio, Texas, were heading for the southern border? Please provide any intelligence or other information referring or relating to the thousands of migrants who amassed in Del Rio, Texas, in September 2021.
2. Please provide the names and titles of all DHS officials who reviewed or received the reported intelligence or information in July 2021 regarding the travel of thousands of Haitians to the southern border.¹¹

⁶ Julia Ainsley, *DHS reviewing agency failures that led to surprise surge of Haitian migrants at Texas border*, NBC News, Oct. 7, 2021, <https://www.nbcnews.com/politics/immigration/u-s-knew-july-thousands-haitians-were-prepping-journey-u-n1280924>.

⁷ *Id.*

⁸ *Id.*

⁹ Stef W. Kight, *Next border surge*, Axios, Sept. 30, 2021, <https://www.axios.com/haiti-border-surge-fl1619547-0623-4133-a228-ea450cb529c5.html>.

¹⁰ Julian Resendiz, *New Haitian caravan heading for U.S. border in 20 days, activist says*, borderreport.com, Oct. 5, 2021, <https://www.borderreport.com/hot-topics/immigration/new-haitian-caravan-heading-for-u-s-border-in-20-days-activist-says/> (citing a translation of video of migrant advocate Irineo Mujico at Susana Solís Informa (@SolisInforma), "'CARAVANA Madre' saldrá de #Tapachula #Chiapas En los próximos días la Caravana Madre saldrán de la frontera sur con o sin documentos en mano señala @IrineoMujica director de @PuebloSF" Oct. 5, 2021, 2:11 p.m. Tweet.

¹¹ Julia Ainsley, *DHS reviewing agency failures that led to surprise surge of Haitian migrants at Texas border*, NBC News, Oct. 7, 2021 <https://www.nbcnews.com/politics/immigration/u-s-knew-july-thousands-haitians-were-prepping-journey-u-n1280924>.

3. Why did DHS delay deportations of the Haitian migrants who illegally crossed into Del Rio, Texas in September?¹²
 - a. Please provide all documents and communications referring or relating to this decision.
4. Please provide any information or intelligence DHS has relating to the reported caravan of 60,00 migrants who plan to travel to the southern border, or any other migrant caravan which is planning to travel or currently traveling to the southern border.

Please provide this information as soon as possible but no later than 5:00 p.m. on November 19, 2021. In addition, please brief my office on reported caravans en route to the southern border.

Thank you for your attention to this matter.

Sincerely,



Ron Johnson
Ranking Member
Permanent Subcommittee on Investigations

cc: The Honorable Joseph V. Cuffari
Inspector General

¹² *Id.*