

Congress of the United States
House of Representatives
Washington, DC 20515-4312

December 4, 2024

The Honorable Alejandro Mayorkas
Secretary
U.S. Department of Homeland Security
2702 Martin Luther King Jr. Ave, SE
Washington, D.C. 20528

Dear Secretary Mayorkas,

During your tenure as the Department of Homeland Security (DHS) Secretary, we have seen record-breaking illegal alien encounters at our borders, millions of aliens released into the interior, scores of criminals and other bad actors infiltrating our communities, endangering Americans and aliens alike, and much more.¹ It is imperative DHS preserve any and all information related to the border crisis and mass influx of aliens into the interior so the incoming Trump administration can deliver on its mandate to undo the damage done.

Since February 2021, Members of Congress, including myself, have sent you countless requests for information about DHS's policies and actions related to border security, immigration, and national security, only to receive – at best – delayed and insufficient responses or – at worst – no response from your office at all. As elected representatives, we have a duty to obtain information from agencies subject to congressional oversight whose policies and actions concern our constituents.

As such, I request that you take all reasonable steps to prevent the destruction of all documents, communications, and other information, including electronic information, that are or may be responsive to this congressional inquiry, including memoranda, numerical data, reports, letters, and subpoenas received by Congress surrounding border security and immigration policies of the Biden-Harris Administration from January 20, 2021, to the present:

- The total number of aliens released into the U.S., including their names, country of origin, listed address, last known whereabouts, and basis for their release.
 - The number of aliens released into the U.S. with a Notice to Appear (NTA) or Notice to Report (NTR) after an initial asylum screening, including their names, country of origin, listed address, last known whereabouts, release date into the interior, any information they presented during their credible fear screening, and the length of their NTA or NTR.
 - The number of aliens paroled into the U.S. with a NTA or NTR, including their names, country of origin, listed addresses, last known whereabouts, release date into the interior, the specific parole program they were admitted under, the basis for their parole into the country, and the length of the NTA or NTR.
 - The number of aliens who scheduled entry at a port of entry using the CBP One smartphone application.

¹ <https://roy.house.gov/sites/evo-subsites/roy.house.gov/files/evo-media-document/America%20Invaded%20-%20How%20the%20Biden-Harris%20Border%20Crisis%20is%20Fundamentally%20Transforming%20the%20United%20States.pdf>

- The number of aliens released into the interior of the U.S. from the southwest border, northern border, or a maritime border.
 - Of those released, how many have been ordered removed, taken into DHS custody, and removed from the country? Please include their names, country of origin, listed addresses, last known whereabouts, and reason for their removal.
 - The number of illegal aliens with voluntary departure orders and the number of those who departed, including their names, country of origin, listed addresses, and last known whereabouts.
- The number of aliens released into the interior with a notice to appear or notice to report who could not be contacted or located at the address that they provided to DHS, including their names, country of origin, listed address, last known whereabouts, and basis for their release.
- The number of aliens released into the interior with pending criminal charges, criminal convictions, gang affiliations, foreign intelligence affiliations, potential terrorist ties, or special interest alien designations. Please include their names, country of origin, details of their records and affiliations, listed address, last known whereabouts, and basis for their release.
- The number of criminal aliens present in the U.S. identified by DHS, including their names, country of origin, listed addresses, last known whereabouts, and the nature of their criminal record.
 - The number of aliens encountered and released by DHS that were subsequently detained by DHS because the alien was charged and/or convicted of a crime. Please include their names, country of origin, listed addresses, last known whereabouts, and nature of their criminal charges or convictions.
- The number of Chinese nationals released into the interior with known or suspected ties to the Chinese Communist Party or the People's Liberation Army. Please include their names, listed addresses, specifics regarding their affiliations, and last known whereabouts.
- The names of non-governmental organizations (NGO) that have received a Shelter and Services Program or Emergency Food and Shelter Program grant from DHS or any of its component agencies, the amount of the grant, and the reason for providing the grant.
- The number of aliens who were processed by CBP and were transferred to an NGO to assist the alien with transportation to their final destination.
 - Please include any aircraft that was chartered by DHS, other federal agency, or private contractor to provide transportation for aliens.
- The number of illegal aliens placed on the non-detained docket, including their names, listed addresses, and their last known whereabouts.
 - Please include the number of aliens on the non-detained docket that stopped reporting to ICE and/or the number of aliens on the non-detained docket that ICE cannot locate.
 - Please include the ATD program the alien was enrolled, including the Case Management Pilot Program, Young Adult Case Management Program, and the Intensive Supervision Appearance Program.
- The number of aliens who have received Temporary Protected Status or Deferred Enforced Departure. Please include their names, country of origin, listed addresses, and last known whereabouts.
- The number and names of jurisdictions that refuse to comply with immigration detainers or with immigration enforcement-related requests from DHS, also known as "sanctuary jurisdictions."
- The number of unaccompanied alien minors who the Biden Administration lost track of but were found by ICE during law enforcement operations related to human trafficking, child trafficking, child exploitation, and forced labor. Please include their names, country of origin, listed addresses, and last known whereabouts.
- The number of completed and ongoing I-9 audits worksite enforcement investigations ICE is conducting on employers, companies, and worksites suspected of employing illegal aliens. Please provide the locations and names of the employers and the status of the investigations.
- The number of aliens who have overstayed their visa, including their names, country of origin, listed addresses, and last known whereabouts.

- The number of aliens admitted to the U.S. under an F, M, or J visa and listed in the Student and Exchange Visitor Program (SEVP) that were suspected or arrested for fraud or national security violations, including their names, country of origin, listed addresses, and last known whereabouts.
- The number of aliens admitted through the Visa Waiver Program who have been charged and/or convicted of a crime, including their names, country of origin, listed addresses, and last known whereabouts.
- The number of alerts ICE received from academic institutions of foreign students who failed to uphold the legal conditions of their nonimmigrant visa or complete their assigned academic program.
- The number of requests filed by local law enforcement agencies to enroll in the 287(g) program during ICE's pause of enrolling new agencies. Please include the number of 287(g) agreements that were terminated with law enforcement agencies.
- The number of countries designated as an uncooperative or "recalcitrant" that refuse or delay the reparation of their citizens. Please include countries are at-risk of non-compliance.

This request is to withstand any administration transition and future directives to destroy evidence related to DHS policies and actions taken as of January 20, 2021. Please confirm that you will comply with my request by 5:00 p.m. December 18, 2024.

Sincerely,

A handwritten signature in black ink, appearing to read "Chip Roy". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Chip Roy
Member of Congress