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(Original Signature of Member)

116TH CONGRESS
1ST SESSION

H. R. _____

To respond to the Northern Triangle migrant surge at the southern border
in a strategic and humane manner, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. THOMPSON of Mississippi introduced the following bill; which was referred
to the Committee on _____

A BILL

To respond to the Northern Triangle migrant surge at the
southern border in a strategic and humane manner, and
for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; DEFINITIONS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Strategic and Humane Southern Border Migrant Re-
6 sponse Act”.

7 (b) **DEFINITIONS.**—For the purposes of this Act:

1 (1) The term “family member” means an indi-
2 vidual who is—

3 (A) a parent or legal guardian;

4 (B) a spouse;

5 (C) a child;

6 (D) a step-family member;

7 (E) an immediate family member, to in-
8 clude adult siblings; or

9 (F) an extended family member, to include
10 aunts, uncles, adult cousins, and grandparents.

11 (2) The term “Flores Settlement Agreement”
12 means the stipulated settlement agreement filed on
13 January 17, 1997, in the United States District
14 Court for the Central District of California in *Flores*
15 v. *Reno*, CV 85–4544–RJK, (commonly known as
16 the “Flores settlement agreement”).

17 (3) The term “metering” means the U.S. Cus-
18 toms and Border Protection policy to regulate the
19 flow of asylum seekers at ports of entry by denying
20 asylum seekers access to ports of entry.

21 (4) The term “Migrant Protection Protocols”
22 means the protocols announced by the Secretary of
23 Homeland Security on December 20, 2018, or any
24 subsequent revisions to those protocols where certain
25 individuals seeking asylum in the United States are

1 returned to Mexico and to wait outside of the United
2 States for the duration of their immigration pro-
3 ceedings.

4 (5) The term “Northern Triangle countries”
5 means the countries of El Salvador, Guatemala, and
6 Honduras.

7 (6) The term “Northern Triangle Migrant Cri-
8 sis” means the increase in families and unaccom-
9 panied alien children apprehended by U.S. Customs
10 and Border Protection at the southern border of the
11 United States, predominantly from El Salvador,
12 Guatemala, and Honduras but not from Mexico,
13 that started in fiscal year 2012.

14 **TITLE I—STRATEGY AND TASK** 15 **FORCE**

16 **SEC. 101. NORTHERN TRIANGLE MIGRANT SURGE STRA-** 17 **TEGIC RESPONSE PLAN.**

18 (a) STRATEGIC RESPONSE PLAN.—Not later than 90
19 days after enactment of this Act, the President shall
20 transmit to Congress a strategic response plan to manage
21 the Northern Triangle Migrant Surge that focuses on
22 strengthening policies, procedures, practices, and training
23 to ensure timely and fair processing of individuals appre-
24 hended at the southern border of the United States that

1 seek asylum under the law, including the provision of im-
2 mediate protection and humanitarian care.

3 (b) IMPLEMENTATION.—The President shall direct
4 the leadership of the following departments and agencies
5 to change policies, procedures, practices, and training to
6 conform with the response plan required under paragraph
7 (1) within 90 days of the issuance of the strategic response
8 plan:

9 (1) Department of Homeland Security, includ-
10 ing U.S. Customs and Border Protection, Immigra-
11 tion and Customs Enforcement, and U.S. Citizen-
12 ship and Immigration Services.

13 (2) Department of Health and Human Services,
14 including the Office of Refugee and Resettlement.

15 (c) CONTENTS.—The strategic response plan re-
16 quired under this section shall focus primarily on the fol-
17 lowing:

18 (1) How to ensure timely and fair processing of
19 individuals apprehended at the southern border of
20 the United States that seek asylum under the law,
21 including by eliminating practices such as metering
22 and the Migrant Protection Protocols.

23 (2) How to provide immediate care and human-
24 itarian protection to individuals apprehended at the
25 southern border of the United States who seek asy-

1 lum under the law and arrive with family members,
2 are pregnant women, unaccompanied children, elder-
3 ly, and other vulnerable populations.

4 (3) How to ensure that at each stage of custody
5 of individuals apprehended at the southern border of
6 the United States that seek asylum under the law
7 the individuals receive appropriate medical screening
8 and medical care, the provision of regular meals and
9 water, the availability of sanitary, and safe shelter
10 with access to bathroom and shower facilities, basic
11 toiletries and hygiene items, such as toilet paper,
12 soap, toothbrushes, and diapers and feminine hy-
13 giene products.

14 (4) How to adequately scale holding space ca-
15 pacity and operational personnel to respond to
16 surges of such individuals in a timely manner, as
17 well as identify any capability gaps that may require
18 resources outside of the Department.

19 (5) How to ensure compliance with the Flores
20 settlement agreement, which includes the transfer of
21 unaccompanied alien children to the custody of the
22 Department of Health and Human Services within
23 72 hours of determining that a child is an unaccom-
24 panied alien child.

1 (6) What oversight mechanisms will be estab-
2 lished or augmented to ensure compliance with the
3 strategic response plan.

4 (d) CONSIDERATION.—In developing the strategic re-
5 sponse plan required under this section, the President
6 shall consider management alerts issued by the Depart-
7 ment of Homeland Security Inspector General on May 30,
8 2019, and July 2, 2019, and any related successor report.

9 **SEC. 102. DEPARTMENT OF HOMELAND SECURITY JOINT**
10 **TASK FORCE TO ADDRESS THE NORTHERN**
11 **TRIANGLE MIGRANT SURGE.**

12 (a) IN GENERAL.—Notwithstanding section
13 708(b)(11) of the Homeland Security Act, not later than
14 30 days after the date of the enactment of this Act, the
15 Secretary of Homeland Security shall establish and oper-
16 ate a departmental Joint Task Force, pursuant to section
17 708 of the Homeland Security Act, to conduct operations
18 using personnel and capabilities of the Department to
19 manage the Northern Triangle Migrant Surge—

20 (1) for purposes set forth at subparagraphs (i)
21 and (ii) of subsection (b)(2)(A) of section 708 of the
22 Homeland Security Act; and

23 (2) in furtherance of the strategic response plan
24 required under section 101 of this Act.

1 (b) PERFORMANCE METRICS.—The Secretary shall
2 submit performance metrics for the Joint Task Force es-
3 tablished pursuant to subsection (a) to Congress, con-
4 sistent with section 708(b)(9) of the Homeland Security
5 Act, that set forth performance metrics for the apprehen-
6 sion, timely and fair processing, and the humane treat-
7 ment of migrant families and other individuals seeking
8 asylum in furtherance of the strategic response plan re-
9 quired under section 101 of this Act.

10 (c) DISBANDING THE JOINT TASK FORCE.—Upon
11 establishment of the Joint Task Force pursuant to sub-
12 section (a), the Secretary shall report to Congress regard-
13 ing conditions on the southern border of the United States
14 that would result in the Secretary deciding to disband the
15 Joint Task Force.

16 (c) MONTHLY REPORTS TO CONGRESS.—The Direc-
17 tor of the Joint Task Force, starting one month after es-
18 tablishment of the Joint Taskforce and monthly thereafter
19 until it is disbanded, shall report to Congress on the Joint
20 Task Force’s activities for the period and progress with
21 respect to implementing activities in furtherance of sub-
22 section 101 of this Act.

23 (d) NOTIFICATION.—Not later than 90 days after
24 disbanding the Joint Task Force, the Secretary shall no-
25 tify Congress of such action.

1 (e) INTERAGENCY BORDER EMERGENCY CELL TER-
2 MINATED.—Concurrent with the establishment of the
3 Joint Task Force pursuant to subsection (a), the Sec-
4 retary shall terminate the interagency border emergency
5 cell established on or about April 2, 2019.

6 **TITLE II—MANAGEMENT AND**
7 **OPERATIONS**
8 **Subtitle A—Humanitarian Care for**
9 **Migrant Families**

10 **SEC. 201. PRESERVING UNITY OF MIGRANT FAMILIES.**

11 (a) IN GENERAL.—U.S. Customs and Border Protec-
12 tion shall maintain family unity to the greatest extent
13 operationally feasible, absent a legal requirement or an
14 articulable safety or security concern that requires separa-
15 tion and notwithstanding section 462(g)(2) of the Home-
16 land Security Act, no child apprehended on the southern
17 border of the United States may be separated from a fam-
18 ily member apprehended with the child.

19 (b) EXCEPTION.—On a nondelegable basis, an Office
20 of Field Operations Field Director or Border Patrol Sector
21 Chief may separate a child from a family member only
22 if there is evidence that the child may be a trafficking
23 victim in violation of the William Wilberforce Trafficking
24 Victims Protection Reauthorization Act of 2008 (8 U.S.C.
25 1232 et seq.) and, in such instances, must retain records

1 of the evidence relied upon for reaching such a determina-
2 tion and, upon separation, the location of the individuals
3 involved.

4 **SEC. 202. ESSENTIAL HUMANITARIAN CONDITIONS.**

5 (a) UPDATE STATUTORY REQUIREMENTS FOR
6 SHORT-TERM DETENTION.—Paragraph (1) of section
7 411(m) of the Homeland Security Act of 2002 (6 U.S.C.
8 211(m)) is amended to read as follows:

9 “(1) ACCESS TO APPROPRIATE TEMPORARY
10 SHELTER, FOOD, AND WATER.—The Commissioner
11 shall make every effort to ensure the provision to an
12 individual apprehended by the Commissioner of ap-
13 propriate temporary shelter with access to bathroom
14 and shower facilities, water, appropriate nutrition,
15 hygiene, personal grooming items, and sanitation.”.

16 (b) COMPLIANCE.—Not later than 30 days after the
17 date of enactment of this Act, the Secretary of Homeland
18 Security shall establish final plans, standards, and proto-
19 cols to protect the health and safety of individuals in the
20 custody of U.S. Customs and Border Protection, which
21 shall include—

22 (1) requirements on the availability and provi-
23 sion of water, appropriate nutrition, hygiene, per-
24 sonal grooming items, and sanitation needs;

1 (2) appropriate temporary shelter facilities with
2 access to bathroom and shower facilities and are
3 maintained in conditions that adhere to best prac-
4 tices for the care of children that comply with the
5 relevant recommendations of the American Academy
6 of Pediatrics, including the recommendations in-
7 cluded in the Policy Statement of the American
8 Academy of Pediatrics entitled, “Detention of Immig-
9 grant Children” issued in May 2017;

10 (3) required training for all Department of
11 Homeland Security personnel and contract personnel
12 who interact with migrants seeking refugee or asy-
13 lum status while in U.S. Customs and Border Pro-
14 tection custody; and

15 (4) transferring responsibilities, where possible,
16 from Department of Homeland Security personnel,
17 particularly law enforcement personnel, for the pro-
18 vision of care of families and unaccompanied alien
19 children apprehended at the southern border of the
20 United States to State-licensed, vetted, and qualified
21 contractors with trained medical and social work
22 staff while in U.S. Customs and Border Protection
23 custody.

1 **SEC. 203. UNIFORM PROCESSES FOR MEDICAL SCREENING**
2 **OF INDIVIDUALS INTERDICTED BETWEEN**
3 **PORTS OF ENTRY.**

4 (a) IN GENERAL.—Subtitle C of title IV of the
5 Homeland Security Act of 2002 (6 U.S.C. 231) is amend-
6 ed by adding at the end the following new section:

7 **“SEC. 437. MEDICAL SCREENING OF INDIVIDUALS INTER-**
8 **DICTED BETWEEN PORTS OF ENTRY.**

9 “(a) IN GENERAL.—To improve border security and
10 the processing of individuals and families interdicted by
11 the U.S. Border Patrol between ports of entry, the Com-
12 missioner of U.S. Customs and Border Protection, in co-
13 ordination with the Chief Medical Officer of the Depart-
14 ment, shall, not later than thirty days after enactment of
15 this section, establish uniform processes and training to
16 ensure consistent and efficient medical screening of all in-
17 dividuals so interdicted before transfer out of U.S. Cus-
18 toms and Border Protection custody but not longer than
19 12 hours of such interdiction.

20 “(b) SCREENING PROCESS COMPONENTS.—At a min-
21 imum, the uniform processes and training established
22 under subsection (a) shall include the following:

23 “(1) Requirements for initial screening that in-
24 cludes documentation of the following:

1 “(A) Visual assessment of overall physical
2 and behavior state, including any possible dis-
3 ability.

4 “(B) A brief medical history including de-
5 mographic information, current medications,
6 and any chronic or past illnesses.

7 “(C) Any current medical complaints.

8 “(2) Criteria for determining when to make a
9 referral to higher medical care and a process to exe-
10 cute such referral.

11 “(3) Recordkeeping requirements on how infor-
12 mation is to be recorded for each initial screening,
13 including information on the use of interpretation
14 services.

15 “(c) TRAINING.—Starting sixty days after the
16 issuance of the uniform processes and training pursuant
17 to subsection (a), any individual carrying out medical
18 screening at a U.S. Customs and Border Protection facil-
19 ity of individuals interdicted by the U.S. Border Patrol
20 between ports shall complete training on the uniform proc-
21 esses.”.

22 (b) CLERICAL AMENDMENT.—The table of contents
23 in section 1(b) of the Homeland Security Act of 2002 is
24 amended by inserting after the item relating to section
25 436 the following new item:

“Sec. 437. Medical screening of persons interdicted between ports of entry.”.

1 **SEC. 204. TERMINATION OF INHUMANE PROTOCOLS AND**
2 **POLICIES.**

3 Not later than 30 days after enactment of this Act,
4 the Migrant Protection Protocols and U.S. Customs and
5 Border Protection metering policy shall be terminated.

6 **SEC. 205. ALTERNATIVES TO DETENTION.**

7 (a) IN GENERAL.—Insert new Section 890B in the
8 Homeland Security Act:

9 **“SEC. 890B. ALTERNATIVES TO DETENTION PROGRAM.**

10 **“(a) ESTABLISHMENT.—**

11 **“(1) IN GENERAL.—**The Secretary shall estab-
12 lish programs to provide alternatives to detention
13 under the immigration laws.

14 **“(2) AVAILABILITY.—**The programs under
15 paragraph (1) shall be available to an alien regard-
16 less of whether—

17 **“(A)** a decision on a charge of removability
18 with respect to the alien is pending; or

19 **“(B)** the alien is subject to an order of re-
20 moval.

21 **“(3) CONTINUUM OF SUPERVISION.—**The pro-
22 grams under paragraph (1) shall provide for a con-
23 tinuum of supervision mechanisms and options, in-
24 cluding community-based supervision and commu-
25 nity support.

1 “(4) CONTRACTS WITH NONGOVERNMENTAL
2 ORGANIZATIONS.—The Secretary may contract with
3 one or more nongovernmental organizations to pro-
4 vide services under this subsection and subsection
5 (b).

6 “(b) RESTORATION OF THE FAMILY CASE MANAGE-
7 MENT PROGRAM.—Not later than 7 days after the date
8 of the enactment of this section, the Secretary shall fully
9 restore the U.S. Immigration and Customs Enforcement
10 Family Case Management Program as the program ex-
11 isted on January 21, 2016, which shall—

12 “(1) provide community supervision and com-
13 munity support services, including case management
14 services, appearance services, and screening of aliens
15 who have been detained; and

16 “(2) be carried out through a contract with a
17 nongovernmental organization that has dem-
18 onstrated expertise in providing such supervision
19 and support services.

20 “(c) DETERMINATION OF VULNERABLE POPULATION
21 OR CAREGIVER STATUS REQUIRED.—

22 “(1) IN GENERAL.—Except as provided in para-
23 graph (3) and subject to paragraph (2), not later
24 than 72 hours after taking an individual into cus-
25 tody under the immigration laws, the Secretary, the

1 Commissioner of U.S. Customs and Border Protec-
2 tion, an immigration officer, or an immigration
3 judge shall make an individualized determination
4 with respect to—

5 “(A) whether the individual may partici-
6 pate in an alternatives to detention program,
7 including the Family Case Management Pro-
8 gram described in subsection (b); and

9 “(B) the appropriate level of supervision.

10 “(2) PRESUMPTION FOR PLACEMENT IN ALTER-
11 NATIVES TO DETENTION PROGRAM.—

12 “(A) IN GENERAL.—There shall be a pre-
13 sumption for placement in an alternatives to de-
14 tention program that is a community-based su-
15 pervision program for any alien who is—

16 “(i) taken into the physical custody of
17 the Department of Homeland Security;
18 and

19 “(ii) a member of a vulnerable popu-
20 lation, a parent of a child under 18 years
21 of age, a dependent caregiver, or a family
22 caregiver.

23 “(B) EXCEPTION.—The presumption de-
24 scribed in subparagraph (A) shall not apply if
25 the Secretary, the Commissioner of U.S. Cus-

1 toms and Border Protection, an immigration of-
2 ficer, or an immigration judge specifically deter-
3 mines that the alien is a threat to himself or
4 herself or the public.

5 “(3) EXCEPTIONS.—Alternatives to detention
6 programs shall not be available to any individual—

7 “(A) detained under section 236A of the
8 Immigration and Nationality Act (8 U.S.C.
9 1226a); or

10 “(B) for whom release on bond or recog-
11 nizance is determined to be a sufficient measure
12 to ensure appearances at immigration pro-
13 ceedings and public safety.

14 “(d) ANNUAL REPORT.—Not later than one year
15 after the Restoration of the Family Case Management
16 Program pursuant to subsection (b), and annually there-
17 after, the Coordinator shall submit to Congress a report
18 that includes—

19 “(1) guidance and requirements for referral and
20 placement decisions in alternatives to detention pro-
21 grams;

22 “(2) information on enrollment in alternatives
23 to detention programs, disaggregated by field office;

24 “(3) information on the population enrolled in
25 alternatives to detention programs, disaggregated by

1 type of alternative to detention program and point
2 of apprehension and, to the extent possible, reflect-
3 ing participation by migrant families and unaccom-
4 panied alien children.

5 “(e) DEFINITIONS.—In this section:

6 “(1) DEPENDENT CAREGIVER.—The term ‘de-
7 pendent caregiver’ means an individual who lives
8 with, and provides more than 1/2 of the financial
9 support required by, a family member who is—

10 “(A) under 18 years of age; or

11 “(B) unable to engage in substantial em-
12 ployment due to a physical or mental health
13 condition or disability.

14 “(2) EXECUTIVE DEPARTMENTS.—The term
15 ‘executive departments’ has the meaning given the
16 term in section 101 of title 5, United States Code.

17 “(3) FAMILY CAREGIVER.—The term ‘family
18 caregiver’ means an individual who lives with, and
19 provides more than 1/2 of the personal care required
20 by, a family member who is—

21 “(A) under 18 years of age; or

22 “(B) unable to engage in substantial em-
23 ployment due to a physical or mental health
24 condition or disability.

1 “(4) FAMILY MEMBER.—The term ‘family
2 member’, with respect to an individual receiving per-
3 sonal care services or financial support, means an
4 individual who is—

5 “(A) a parent or legal guardian;

6 “(B) a spouse;

7 “(C) a child;

8 “(D) a step-family member;

9 “(E) an immediate family member, to in-
10 clude adult siblings; or

11 “(F) an extended family member, to in-
12 clude aunts, uncles, adult cousins, and grand-
13 parents.

14 “(5) IMMIGRATION LAWS.—The term ‘immigra-
15 tion laws’ has the meaning given the term in section
16 101(a)(17) of the Immigration and Nationality Act
17 (8 U.S.C. 1101(a)(17)).

18 “(6) LEGAL GUARDIAN.—The term ‘legal
19 guardian’ means a legal guardian under State law or
20 the law of a foreign country.

21 “(7) MEMBER OF A VULNERABLE POPU-
22 LATION.—The term ‘member of a vulnerable popu-
23 lation’ means an individual who—

24 “(A) is an asylum seeker or is otherwise
25 seeking lawful status;

1 “(B) is a victim of torture or trafficking;

2 “(C) has special religious, cultural, or spir-

3 itual considerations;

4 “(D) is pregnant or nursing;

5 “(E) is under 21 years of age;

6 “(F) is older than 60 years of age;

7 “(G) identifies as gay, lesbian, bisexual,

8 transgender, or intersex;

9 “(H) is a victim or witness of a crime;

10 “(I) has a mental disorder or physical dis-

11 ability; or

12 “(J) is experiencing severe trauma or is a

13 survivor of torture or gender-based violence, as

14 determined by an immigration judge or the Sec-

15 retary based on information obtained—

16 “(i) by the attorney or legal services

17 provider of the individual during intake; or

18 “(ii) through credible reporting by the

19 individual.

20 “(8) PARENT.—The term ‘parent’ means a bio-

21 logical or adoptive parent of a child, whose parental

22 rights have not been relinquished or terminated

23 under State law or the law of a foreign country.

24 “(9) SECRETARY.—The term ‘Secretary’ means

25 the Secretary of Homeland Security.

1 “(f) RULE OF CONSTRUCTION.—Nothing in this sec-
2 tion may be construed to supersede or modify—

3 “(1) the William Wilberforce Trafficking Vic-
4 tims Protection Reauthorization Act of 2008 (8
5 U.S.C. 1232 et seq.);

6 “(2) the Stipulated Settlement Agreement filed
7 in the United States District Court for the Central
8 District of California on January 17, 1997 (CV 85–
9 4544–RJK) (commonly known as the ‘Flores Settle-
10 ment Agreement’);

11 “(3) the Homeland Security Act of 2002 (6
12 U.S.C. 101 et seq.);

13 “(4) any applicable Federal child welfare law,
14 including the Adoption and Safe Families Act of
15 1997 (Public Law 105–89); and

16 “(5) any applicable State child welfare laws.”.

17 (b) CLERICAL AMENDMENT.—The table of contents
18 in section 1(b) of the Homeland Security Act of 2002 is
19 amended by inserting after the item relating to section
20 890B the following new item:

“Sec. 890B. Alternatives to Detention Program.”.

1 **Subtitle B—Staffing, Support, and**
2 **Resources**

3 **SEC. 211. NORTHERN TRIANGLE MIGRANT SURGE SUP-**
4 **PORT.**

5 (a) IN GENERAL.—Starting not later than 60 days
6 after enactment of this Act, the Secretary of Homeland
7 Security shall enter into memoranda of understanding
8 with appropriate Federal agencies and applicable emer-
9 gency government relief services, and contracts with State-
10 licensed, vetted, and qualified contractors with health care,
11 public health, social work, and transportation profes-
12 sionals, for purposes of providing care for families and un-
13 accompanied alien children apprehended at the southern
14 border of the United States during the Northern Triangle
15 Migrant Surge.

16 (b) STRATEGIC DEPLOYMENT.—The Secretary of
17 Homeland Security shall ensure that the memoranda of
18 understanding and contracts entered into pursuant to sub-
19 section (a) ensure core capacity within the Department of
20 Homeland Security to provide adequate care to migrant
21 families and children while in short-term detention that
22 includes physicians specializing in pediatrics, family medi-
23 cine, emergency medicine, obstetrics and gynecology, geri-
24 atric medicine, internal medicine, and infectious diseases;
25 nurse practitioners; other nurses; physician assistants; li-

1 censed social workers; mental health professionals; public
2 health professionals; and dieticians.

3 (c) MONTHLY REPORTS.—Beginning 90 days after
4 enactment of this Act, the Secretary of Homeland Security
5 shall submit a monthly report to the appropriate congres-
6 sional committees on the memoranda of understanding
7 and contracts entered into pursuant to subsection (a) as
8 of that date together with—

9 (1) information on the deployment of physicians
10 specializing in pediatrics, family medicine, emer-
11 gency medicine, obstetrics and gynecology, geriatric
12 medicine, internal medicine, and infectious diseases;
13 nurse practitioners; other nurses; physician assist-
14 ants; licensed social workers; mental health profes-
15 sionals; public health professionals; and dieticians
16 within each border sector; and

17 (2) for each sector, the degree to which respon-
18 sibilities have been transferred from Department of
19 Homeland Security personnel, particularly law en-
20 forcement personnel, for the provision of care of mi-
21 grant families and unaccompanied alien children ap-
22 prehended at the southern border of the United
23 States to personnel under a memorandum of under-
24 standing or contract.

1 **SEC. 212. ADDITIONAL U.S. CUSTOMS AND BORDER PRO-**
2 **TECTION PERSONNEL.**

3 (a) OFFICERS.—The Commissioner of U.S. Customs
4 and Border Protection shall every fiscal year hire, train,
5 and assign not fewer than 600 new officers above the level
6 as of September 30 of the immediately preceding fiscal
7 year until the total number of officers equals the require-
8 ments identified each year in the Workload Staffing Model
9 developed by the Commissioner.

10 (b) INVESTIGATORS.—The Commissioner of U.S.
11 Customs and Border Protection shall every fiscal year
12 hire, train, and assign 30 new full-time investigators with-
13 in the Office of Professional Responsibility of U.S. Cus-
14 toms and Border Protection until the total number of in-
15 vestigators enables the Office to fulfill its mission propor-
16 tionate to the number of new personnel hired in accord-
17 ance with subsection (a).

18 (c) TRAFFIC FORECASTS.—In calculating the number
19 of Office of Field Operations officers needed at each port
20 of entry through the Workload Staffing Model, the Office
21 of Field Operations shall—

22 (1) rely on data collected regarding the inspec-
23 tions and other activities conducted at each such
24 port of entry; and

25 (2) consider volume from the Northern Triangle
26 Migrant Surge and seasonal surges, other projected

1 changes in commercial and passenger volumes, the
2 most current commercial forecasts, and other rel-
3 evant information.

4 (d) AMENDMENT.—Subparagraph (A) of section
5 411(g)(5) of the Homeland Security Act of 2002 (6
6 U.S.C. 211(g)(5)) is amended—

7 (1) by striking “model” and inserting “mod-
8 els”;

9 (2) by inserting “agricultural specialists,” be-
10 fore “and support personnel”; and

11 (3) by inserting before the period at the end the
12 following: “, and information concerning the
13 progress made toward meeting officer hiring targets,
14 while accounting for attrition”.

15 **SEC. 213. PORT OF ENTRY TEMPORARY DUTY ASSIGN-**
16 **MENTS.**

17 (a) QUARTERLY REPORT.—Beginning 60 days after
18 enactment of this Act, the Commissioner of U.S. Customs
19 and Border Protection shall submit a quarterly report to
20 the appropriate congressional committees that includes,
21 for the reporting period—

22 (1) the number of temporary duty assignments
23 of U.S. Customs and Border Protection Officers and
24 support personnel from a port of entry to a tem-

1 porary duty assignment in response to the Northern
2 Triangle Migrant Surge;

3 (2) the ports of entry from which such employ-
4 ees were reassigned;

5 (4) the ports of entry to which such employees
6 were reassigned;

7 (5) the ports of entry at which reimbursable
8 service agreements have been entered into that may
9 be affected by temporary duty assignments;

10 (6) the duration of each temporary duty assign-
11 ment;

12 (7) the specific duties personnel will be under-
13 taking during each temporary duty assignment; and

14 (8) the cost of each temporary duty assignment.

15 (b) NOTICE.—Not later than 10 days before rede-
16 ploying employees from one port of entry to another in
17 response to the Northern Triangle Migrant Surge, absent
18 emergency circumstances—

19 (1) the Commissioner of U.S. Customs and
20 Border Protection shall notify the director of the
21 port of entry from which employees will be reas-
22 signed of the intended redeployments; and

23 (2) the port director shall notify impacted facili-
24 ties (including airports, seaports, and land ports) of
25 the intended redeployments.

1 (a) WORKFORCE BRIEFING.—The Commissioner of
2 U.S. Customs and Border Protection shall brief all af-
3 fected U.S. Customs and Border Protection employees re-
4 garding plans to mitigate vulnerabilities created by any
5 planned staffing reductions at ports of entry.

6 **TITLE III—OVERSIGHT**

7 **SEC. 301. AUDITS AND INSPECTIONS.**

8 (a) IN GENERAL.—On an ongoing basis until the
9 Joint Task Force established under section 102 of this
10 Act is disbanded, the Comptroller General and Inspector
11 General of the Department of Homeland Security shall
12 carry out audits and unannounced inspections of facilities
13 in the United States used for purposes of maintaining cus-
14 tody of or otherwise housing individuals apprehended at
15 the southern border of the United States, including unac-
16 companied alien children (as defined in section 462(g)(2))
17 of the Homeland Security Act of 2002 (6 U.S.C.
18 279(g)(2)), and report to Congress on compliance with the
19 provisions of the Act.

20 (b) COORDINATION.—The Comptroller General and
21 Inspector General of the Department of Homeland Secu-
22 rity shall, to the extent possible, share information and
23 coordinate audits and unannounced inspections to ensure
24 that Congress is provided with audit information on a reg-
25 ular basis and that all facilities in the United States used

1 for the purposes of maintaining custody of or otherwise
2 housing individuals apprehended at the southern border
3 of the United States, including unaccompanied alien chil-
4 dren (as defined in section 462(g)(2)) of the Homeland
5 Security Act of 2002 (6 U.S.C. 279(g)(2)), are subject
6 to regular audits and inspections.

7 **SEC. 302. CONGRESSIONAL ACCESS.**

8 Any Member of the United States Congress may
9 enter, without prior notification, any facility in the United
10 States used for purposes of maintaining custody of or oth-
11 erwise housing individuals apprehended at the southern
12 border of the United States, including unaccompanied
13 alien children (as defined in section 462(g)(2)), of the
14 Homeland Security Act of 2002 (6 U.S.C. 279(g)(2)) for
15 purposes of conducting oversight.

16 **SEC. 303. PHOTOGRAPHS OF CONDITIONS.**

17 The Inspector General of the Department of Home-
18 land Security, Comptroller General, or Member of Con-
19 gress conducting oversight pursuant to section 302 of this
20 Act, shall be authorized to take photographs of conditions
21 in any facility in the United States used for purposes of
22 maintaining custody of or otherwise housing individuals
23 apprehended at the southern border of the United States,
24 including unaccompanied alien children (as defined in sec-
25 tion 462(g)(2)) of the Homeland Security Act of 2002 (6

1 U.S.C. 279(g)(2)), but shall not publish photographs with
2 personally identifiable information without permission.

3 **TITLE IV—NORTHERN TRIANGLE**

4 **SEC. 401. RESTORATION OF THE CENTRAL AMERICAN MI-** 5 **NORS PROGRAM.**

6 Not later than 7 days after the date of the enactment
7 of this Act, the Secretary shall fully restore the U.S. Citi-
8 zenship and Immigration Services Central American Mi-
9 nors Program as the program existed on July 31, 2017,
10 to ensure a safe, legal, and orderly alternative to children
11 fleeing violence in Northern Triangle countries and, within
12 120 days of enactment of this Act, increase the effective-
13 ness of the program by—

14 (1) increasing the number of refugee officers
15 available for in-country processing;

16 (2) establishing additional site locations; and

17 (3) establishing program guidance prioritizing
18 final determinations on a completed application
19 within 180 days of completion of an application un-
20 less the security screening for such child cannot be
21 completed during the 180-day period.

1 **SEC. 402. REFUGEE PROCESSING IN NORTHERN TRIANGLE**
2 **AND MEXICO FOR THIRD COUNTRY RESET-**
3 **TLEMENT.**

4 (a) IN GENERAL.—The Secretary of State, in con-
5 sultation with the Secretary of Homeland Security, shall
6 coordinate with the United Nations High Commissioner
7 for Refugees to support and provide technical assistance
8 to the Governments of Northern Triangle countries and
9 Mexico to ensure access to global resettlement for eligible
10 children and families with protection needs by—

11 (1) establishing and expanding in-country ref-
12 ugee reception centers to meet the humanitarian
13 needs of those seeking international protection;

14 (2) improving the refugee registration system to
15 ensure that all refugees—

16 (A) are properly screened for security, in-
17 cluding biographic and biometric capture;

18 (B) receive due process and meaningful ac-
19 cess to existing legal protections; and

20 (C) receive proper documents to ensure
21 freedom of movement and access to basic social
22 services;

23 (3) creating or expanding a cadre of trained
24 refugee officers capable of evaluating and deciding
25 individual claims for protection, consistent with
26 international law and obligations; and

1 prosecute human smuggling and trafficking oper-
2 ations;

3 (2) participation by U.S. Immigration and Cus-
4 toms Enforcement and the Department of Justice in
5 the Bilateral Human Trafficking Enforcement Ini-
6 tiative with their Mexican law enforcement counter-
7 parts; and

8 (3) advanced training programs for investiga-
9 tors and prosecutors from Northern Triangle coun-
10 tries and Mexico.

11 **SEC. 404. INVESTIGATION AND PROSECUTION OF HUMAN**
12 **SMUGGLING AND TRAFFICKING.**

13 The Secretary of Homeland Security, acting through
14 the Director of U.S. Immigration and Customs Enforce-
15 ment shall expand collaborative programs involving Home-
16 land Security Investigations that are aimed at inves-
17 tigating and prosecuting human smugglers and traffickers
18 targeting Central American children and families and op-
19 erating at the southern border of the United States, in-
20 cluding the continuation and expansion of antitrafficking
21 coordination teams.

22 **SEC. 405. INFORMATION CAMPAIGN ON DANGERS OF MI-**
23 **GRATION.**

24 (a) IN GENERAL.—The Secretary of Homeland Secu-
25 rity, in consultation with the Secretary of State, shall de-

1 sign and implement public information campaigns in
2 Northern Triangle countries—

3 (1) to disseminate information about the dan-
4 gers of travel across Mexico to the United States;
5 and

6 (2) to combat misinformation about United
7 States immigration law or policy.

8 (b) SPECIFICATIONS.—The information campaigns
9 implemented pursuant to subsection (a) shall, to the great-
10 est extent possible—

11 (1) be targeted at populations and localities
12 with high migration rates;

13 (2) employ a variety of communications media;
14 and

15 (3) be developed in consultation with program
16 officials at the Department of Homeland Security,
17 the Department of State, or other government, non-
18 profit, or academic entities in close contact with mi-
19 grant populations from Northern Triangle countries,
20 including repatriated migrants.