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The Biden-Harris Administration's CHNV Parole Program Two Years Later: A Fraud-Ridden, Unmitigated Disaster

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**THE BIDEN-HARRIS ADMINISTRATION'S CHNV PAROLE PROGRAM
TWO YEARS LATER: A FRAUD-RIDDEN, UNMITIGATED DISASTER**

Interim Staff Report of the
Committee on the Judiciary
and
Subcommittee on Immigration Integrity, Security, and Enforcement
U.S. House of Representatives



November 20, 2024

EXECUTIVE SUMMARY

Since January 2021, President Joe Biden and border czar Vice President Kamala Harris have welcomed 7.7 million illegal aliens into the United States, including at least 1.9 million known illegal alien “gotaways.”¹ During the Biden-Harris Administration, there have been 44 straight months with more than 100,000 southwest border illegal alien encounters, including 101,790 such encounters in September 2024 alone.² Amidst headlines like “*Everyone can now agree – the US has a border crisis*,”³ and “*More than 10,000 migrants packed under Texas bridge, number still rising*,”⁴ the Administration felt political pressure to cover up the largest mass migration in American history. To mask the border crisis and artificially decrease historically high border encounters, President Biden and Vice President Harris implemented programs and policies that allowed aliens to bypass the southwest border so they would not be included as encounters in Border Patrol data.⁵ In particular, the Administration created, without Congressional authorization, what it called “lawful pathways” for illegal aliens to enter the U.S.⁶ One such avenue is the Biden-Harris Administration’s categorical parole program for nationals of Cuba, Haiti, Nicaragua, and Venezuela (CHNV).⁷

Through CHNV, each month up to 30,000 aliens, who otherwise have no basis to enter the country and who have “a supporter” in the United States, can bypass the U.S. border and fly directly into the country “on commercial flights” to be “granted parole” for a period of two years by the Secretary of the Department of Homeland Security (DHS).⁸ As of “the end of September

¹ Info. provided to the H. Comm. on the Judiciary by U.S. Dep’t of Homeland Sec., Table 1: Detention Histories of CBP Encounters, January 20, 2021 – March 31, 2024 (Aug. 16, 2024); U.S. Customs and Border Prot., *Custody and Transfer Statistics FY 2024*, U.S. DEP’T OF HOMELAND SEC. (last accessed Sept. 16, 2024); Camilo Montoya-Galvez, *Biden administration has admitted more than 1 million migrants into U.S. under parole policy Congress is considering restricting*, CBS NEWS (Jan. 22, 2024); *Latest UC Data, Total Monthly Discharges to Individual Sponsors Only*, U.S. DEP’T OF HEALTH AND HUMAN SERVS. (last accessed Mar. 22, 2024); Off. of Refugee Resettlement, *Unaccompanied Children Released to Sponsors by State*, U.S. DEP’T OF HEALTH AND HUMAN SERVS. (last accessed Sept. 16, 2024); U.S. Customs and Border Prot., *CBP Releases August 2024 Monthly Update*, U.S. DEP’T OF HOMELAND SEC. (Sept. 16, 2024); Immigr. and Customs Enf’t, *Daily SWB Placemat*, U.S. DEP’T OF HOMELAND SEC. (May–Sept. 2024) (on file with Comm.); Off. of Homeland Sec. Statistics, *Immigr. Enf’t and Legal Processes Monthly Tables – Apr. 2024*, U.S. DEP’T OF HOMELAND SEC. (last accessed Aug. 19, 2024); Casey Harper, *Border crisis creates national security threat for U.S., observers say*, WASH. EXAMINER (Aug. 7, 2023); Bill Melugin (@BillMelugin_), X (June 20, 2024, 10:22 AM).

² *Id.*

³ Stephen Collinson, *Everyone can now agree – the US has a border crisis*, CNN (Dec. 16, 2022), <https://www.cnn.com/2022/12/16/politics/biden-immigration-crisis-title-42/index.html>.

⁴ Julia Ainsley, *More than 10,000 migrants packed under Texas bridge, number still rising*, NBC NEWS (Sept. 17, 2021), <https://www.nbcnews.com/politics/immigration/more-10-000-migrants-packed-under-texas-bridge-number-still-n1279423>.

⁵ Andrew Arthur, *Breaking Down the FY 2024 Southwest Border Numbers*, CENTER FOR IMMIGR. STUDIES (Oct. 24, 2024), <https://cis.org/Arthur/Breaking-Down-FY-2024-Southwest-Border-Numbers>.

⁶ Press Release, *DHS Announces New Migration Enforcement Process for Venezuelans*, U.S. DEP’T OF HOMELAND SEC. (Oct. 12, 2022), <https://www.dhs.gov/news/2022/10/12/dhs-announces-new-migration-enforcement-process-venezuelans>.

⁷ See generally U.S. Citizenship and Immigr. Servs., *Processes for Cubans, Haitians, Nicaraguans, and Venezuelans*, U.S. DEP’T OF HOMELAND SEC., <https://www.uscis.gov/CHNV> (last accessed Oct. 29, 2024), <https://www.uscis.gov/CHNV> [hereinafter USCIS CHNV Process].

⁸ *Id.*; Press Release, *CBP Releases September 2024 Monthly Update*, U.S. CUSTOMS AND BORDER PROT. (Oct. 22, 2024), <https://www.cbp.gov/newsroom/national-media-release/cbp-releases-september-2024-monthly-update>.

2024, more than 531,000 Cubans, Haitians, Nicaraguans, and Venezuelans” had done so.⁹ The CHNV supporter must “file a Form I-134A, Online Request to be a Supporter and Declaration of Financial Support” (Form I-134A) with U.S. Citizenship and Immigration Services (USCIS) and must agree “to provide [the CHNV beneficiary] with financial support for the duration of their parole in the United States.”¹⁰ The CHNV alien then arrives at a U.S. airport where a DHS official paroles the alien into the country.¹¹ Once paroled, the alien can apply for a work permit.¹²

Federal law requires that the DHS Secretary use his parole authority only on a “case-by-case basis for urgent humanitarian reasons or significant public benefit.”¹³ The Biden-Harris Administration not only ignores federal law to achieve its desired goals; even worse, the Biden-Harris Administration’s unlawful CHNV program is plagued by so much fraud that DHS itself was forced to pause the program in July 2024.¹⁴ An internal DHS report on the CHNV parole program found, among other major problems with supporter applications, that “forms from those applying for the program included social security numbers, addresses[,] and phone numbers being used hundreds of times in some cases.”¹⁵ Nonetheless, despite this documented evidence of fraud, the Biden-Harris Administration announced in late August 2024 that it would restart the program.¹⁶

Since 2023, the Committee on the Judiciary and its Subcommittee on Immigration Integrity, Security, and Enforcement have conducted rigorous oversight of the Biden-Harris border crisis, including the Administration’s abuses of immigration law. This oversight has uncovered how the Biden-Harris Administration’s willingness to cast aside the best interests of Americans has enabled fraud, undermined national security, and endangered public safety, all in favor of ensuring that hundreds of thousands of otherwise illegal aliens can come to the U.S. through CHNV. For example:

- USCIS has approved CHNV supporters even when the supporter submitted fraudulent documents as a part of the supporter application.¹⁷
- USCIS has approved CHNV supporters who admitted that the income they plan to use to support the CHNV alien includes income derived from criminal activity.¹⁸

⁹ Press Release, *CBP Releases September 2024 Monthly Update*, U.S. CUSTOMS AND BORDER PROT. (Oct. 22, 2024), <https://www.cbp.gov/newsroom/national-media-release/cbp-releases-september-2024-monthly-update>.

¹⁰ USCIS CHNV Process, *supra* note 7.

¹¹ *Id.*

¹² *Id.*

¹³ 8 U.S.C. § 1182(d)(5)(A).

¹⁴ See Julia Ainsley, *Biden administration to restart immigration program that was paused over fraud concerns*, NBC NEWS (Aug. 29, 2024, 2:00 PM), <https://www.nbcnews.com/investigations/biden-admin-restart-chnv-immigration-program-paused-fraud-concern-rcna168838>.

¹⁵ Adam Shaw, *Biden admin freezes controversial migrant flight program after fraud revelations*, FOX NEWS (Aug. 2, 2024, 10:55 AM), <https://www.foxnews.com/politics/biden-admin-freezes-controversial-migrant-flight-program-after-fraud-revelations>.

¹⁶ See Ainsley, *supra* note 14.

¹⁷ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

¹⁸ *Id.*

- USCIS has approved CHNV supporters who admitted to receiving means-tested public benefits as part of their income listed as evidence that they can support a CHNV alien.¹⁹ Thus, American taxpayers may actually end up supporting CHNV aliens despite Biden-Harris Administration claims that those aliens will have supporters in the U.S.
- USCIS has refused to tell the Committee whether it has any mechanism or remedy to ensure that CHNV supporters fulfill their agreement to provide the CHNV alien financial support during the time for which the alien is paroled in the U.S.²⁰ If the approved supporter does not financially support the CHNV alien, that burden will fall to American taxpayers.
- USCIS has confirmed CHNV supporters who are aliens in the United States *on a short-term basis* and who are subject to removal from the U.S. at any time, such as aliens on temporary visas, Temporary Protected Status (TPS) holders, Deferred Action for Childhood Arrival (DACA) recipients, and even parolees themselves.²¹ As a result, CHNV is a supercharged chain migration program in which foreign nationals in the U.S. on a temporary basis can sponsor additional foreign nationals to travel to the U.S. on a temporary basis, who can then sponsor additional foreign nationals to enter the country, and so on.
- USCIS has approved CHNV applications to allow aliens into the country who do not even reside in one of the four CHNV countries.²²
- Sex traffickers have potentially used CHNV to exploit women and girls. A fraud analysis of CHNV applications revealed that some applications that were sent from the same IP addresses were submitted on behalf of a high proportion of female CHNV aliens. In one such case, 21 supporter applications were submitted from the same IP address on behalf of 18 females and only three males. At least six of the females were under the age of 18.²³

This interim staff report builds upon of the Committee’s and Subcommittee’s oversight of the Biden-Harris Administration’s enforcement of immigration law to inform legislative reforms. It is clear that Congress must act to address the massive influx of illegal immigrants during the Biden-Harris Administration and rein in the Administration’s dangerously radical open-border policies.

¹⁹ *Id.*

²⁰ *Id.*

²¹ *Id.*

²² *Id.*

²³ Biden-Harris Admin. records (on file with Comm.) [hereinafter Biden-Harris Admin. records].

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THE BIDEN-HARRIS ADMINISTRATION CREATES AN ILLEGAL PROGRAM RIPE FOR FRAUD

For the past four years, President Biden and Vice President Harris have upended the U.S. immigration system by not only opening the southwest border but also failing to enforce the nation's immigration laws. Under the Constitution, Congress has plenary power over U.S. immigration law.²⁴ As part of this power, in 1952, Congress created immigration parole authority to allow aliens without the legal means to enter the United States a way to do so “temporarily.”²⁵ Over time, administrations began to abuse the parole authority by using it to admit indefinitely large classes of aliens not otherwise admissible to the United States.²⁶ In 1996, in response to increasing abuses of parole authority by the Executive Branch, Congress placed explicit restrictions on the parole authority.²⁷ Under current law, these restrictions require that parole be used only on a “case-by-case basis for urgent humanitarian reasons or significant public benefit.”²⁸

Despite the clear restrictions on parole, the Biden-Harris Administration refuses to follow the law, instead opting to abuse its authority by creating parole programs for entire classes of foreign nationals.²⁹ For example, in October 2022, the Administration announced a categorical parole program for Venezuelan nationals that would allow “[a]ny U.S.-based individual with lawful status, including representatives of businesses or other organizations or entities[,] . . .” to “support a potential beneficiary[.]” who would then be paroled into the United States and would be eligible to receive a work permit.³⁰ On January 5, 2023, DHS announced that it would expand the program to nationals of Cuba, Haiti, and Nicaragua.³¹

²⁴ U.S. CONST. Art. 1, §8, cl. 4.

²⁵ Immigration and Nationality Act of 1952, § 212(d)(5).

²⁶ George Fishman, *The Pernicious Perversion of Parole: A 70-year battle between Congress and the president*, CENTER FOR IMMIGR. STUDIES (Feb. 2022), https://cis.org/sites/default/files/2022-02/fishman-parole_0.pdf.

²⁷ 8 U.S.C. § 1182(d)(5)(A).

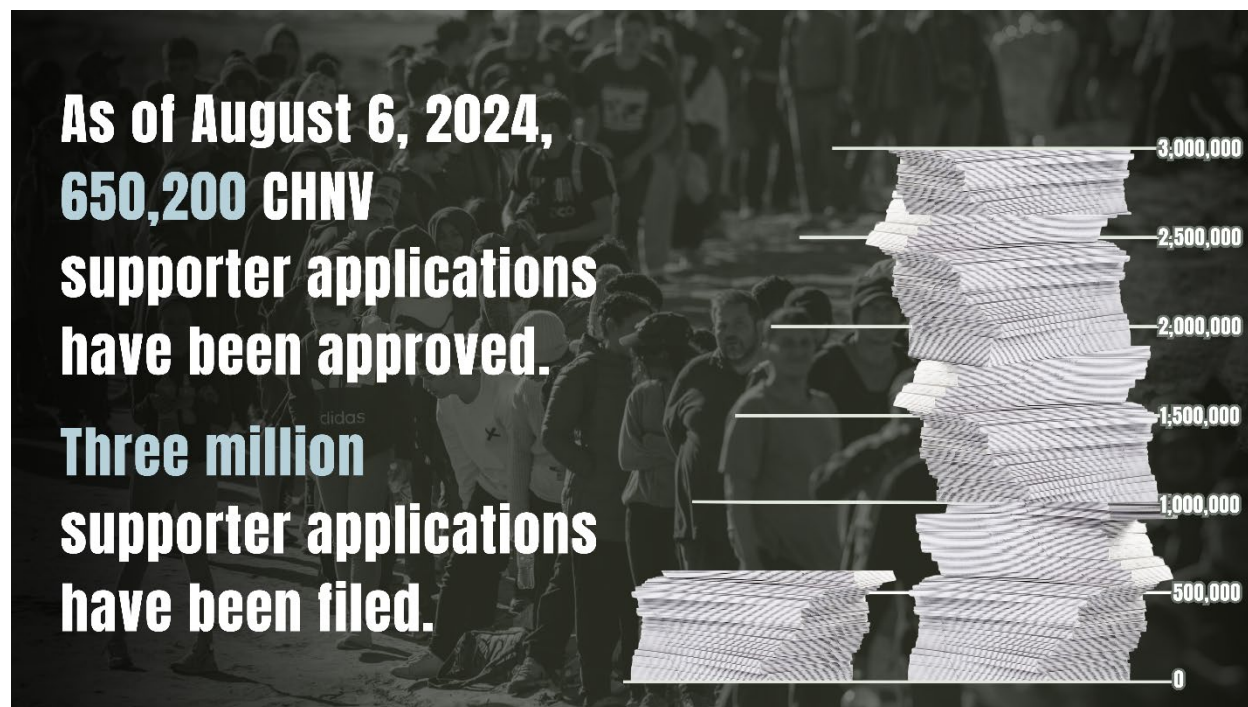
²⁸ *Id.*

²⁹ *The Biden Border Crisis: Is the Law Being Faithfully Executed?: Hearing Before the H. Subcomm. on Immigration Integrity, Security, and Enforcement, H. Comm. on the Judiciary*, 118th Cong. (June 7, 2023) (statement of Joseph B. Edlow).

³⁰ Press Release, *DHS Announces New Migration Enforcement Process for Venezuelans*, U.S. DEP'T OF HOMELAND SEC. (Oct. 12, 2022) <https://www.dhs.gov/news/2022/10/12/dhs-announces-new-migration-enforcement-process-venezuelans>.

³¹ Press Release, *DHS Continues to Prepare for End of Title 42; Announces New Border Enforcement Measures and Additional Safe and Orderly Processes*, U.S. DEP'T OF HOMELAND SEC. (Jan. 5, 2023), <https://www.dhs.gov/news/2023/01/05/dhs-continues-prepare-end-title-42-announces-new-border-enforcement-measures-and>.

Aliens eligible for CHNV not only include “national[s] of “Cuba, Haiti, Nicaragua, or Venezuela,” but also “their immediate family member of any nationality.”³² According to information provided to the Committee by DHS, as of August 6, 2024, while over 650,200 CHNV supporter applications had been approved, applications had actually been filed on behalf of nearly three million CHNV aliens.³³ So many CHNV supporter applications were filed that as one Administration document stated, the application “is now the second most filed form” at USCIS.³⁴ Of the almost three million total applications, nearly 760,000 CHNV applications have been filed on behalf of Cuban nationals, nearly 1.5 million on behalf of Haitian nationals, nearly 178,000 on behalf of Nicaraguan nationals, and more than 432,300 on behalf of Venezuelan nationals.³⁵



According to U.S. Customs and Border Protection (CBP), as of “the end of September 2024, more than 531,000” aliens had been paroled into the U.S. through the CHNV program.³⁶ Of those, more than 110,000 were nationals of Cuba, nearly 211,000 were nationals of Haiti, more than 93,000 were nationals of Nicaragua, and about 117,000 were nationals of Venezuela.³⁷ As of August 6, 2024, the Biden-Harris Administration had granted work permits to nearly 405,000 of those aliens paroled in through the CHNV program.³⁸

³² USCIS CHNV Process, *supra* note 7.

³³ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

³⁴ Biden-Harris Admin. document (on file with Comm.)

³⁵ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

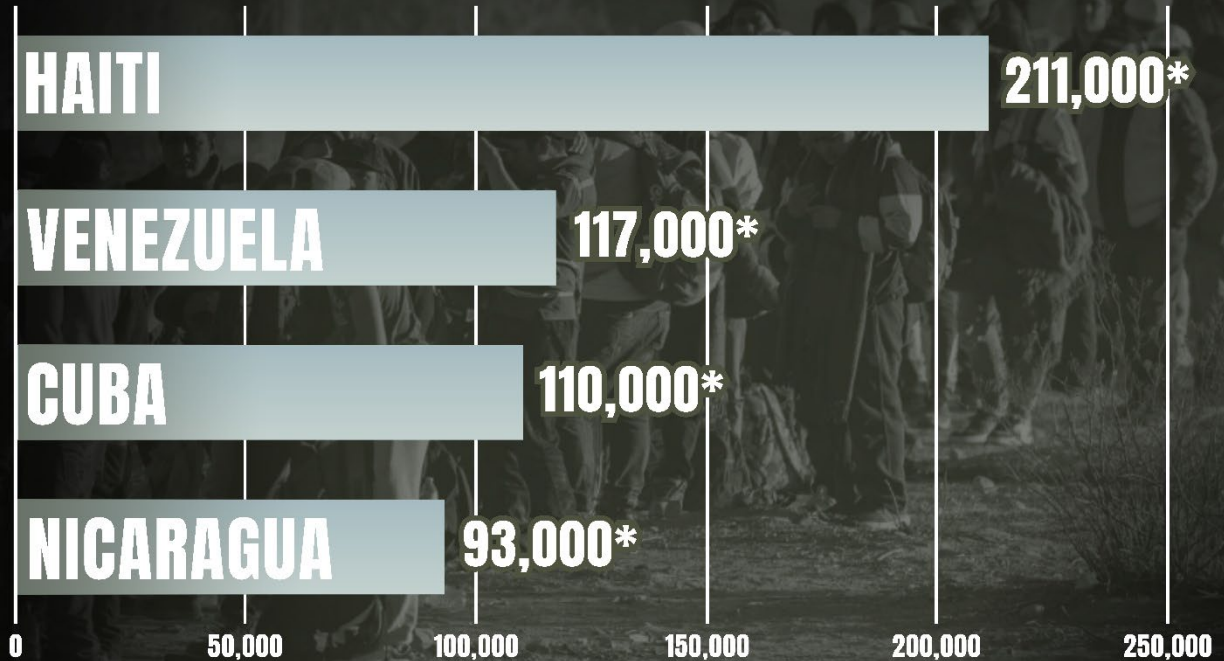
³⁶ Press Release, *CBP Releases September 2024 Monthly Update*, U.S. CUSTOMS AND BORDER PROT. (Oct. 22, 2024) <https://www.cbp.gov/newsroom/national-media-release/cbp-releases-september-2024-monthly-update>.

³⁷ *Id.*

³⁸ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

Biden-Harris CHNV Parolees

*As of the end of September 2024



Aliens paroled into the U.S. via the CHNV program do not even have to reside in their country of nationality. The Administration simply asserts that they must “be outside the United States.”³⁹ Thus, according to DHS, as of August 6, 2024, supporter applications had been filed on behalf of nearly 80,000 CHNV aliens who were living in countries other than Cuba, Haiti, Nicaragua, or Venezuela.⁴⁰

After encouraging nearly half a million foreign nationals to take advantage of the CHNV parole program to enter the U.S., the Biden-Harris Administration quietly suspended parts of the program in early July 2024⁴¹ following “revelations of massive fraud”⁴² documented in an analysis compiled by DHS fraud detection experts.⁴³ The DHS analysis, which was completed in May of 2024, documented substantial evidence of fraudulent activity in the Biden-Harris Administration’s CHNV program. For example:

³⁹ USCIS CHNV Process, *supra* note 7.

⁴⁰ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

⁴¹ Getbacks from the CHNV briefing for staff of DHS Authorizers held on Monday, August 5, 2024 (Aug. 19, 2024) (on file with Comm.).

⁴² Stephen Dinan, ‘Parole’ program put on hold amid massive fraud; Homeland Security promises to set up safeguards, WASH. TIMES (Aug. 2, 2024), <https://www.washingtontimes.com/news/2024/aug/2/dhs-suspends-parole-program-amid-rampant-fraud/>.

⁴³ Biden-Harris Admin. records.

- The same Social Security Number was used on at least 20 different CHNV supporter applications. This happened more than 3,200 times.
- The same phone number was used on at least 20 different supporter applications. This happened more than 3,300 times.
- The same email address was used on at least 20 different supporter applications. This happened nearly 2,000 times.
- The same 184-word text response to a question on the supporter application was used on more than 1,800 such applications by nearly 190 different CHNV supporters.
- More than 460 nonexistent zip codes were used on supporter applications on behalf of more than 2,800 CHNV aliens.⁴⁴

In addition to identifying rampant fraud, the DHS fraud analysis documented other “concerning trends.”⁴⁵ For instance, it found that a number of electronically filed supporter applications were sent from the same IP addresses and were submitted on behalf of a high proportion of female CHNV aliens, raising concerns about potential sex trafficking.⁴⁶ In one such case, 21 supporter applications were submitted from the same IP address on behalf of 18 females and only three males.⁴⁷ At least six of the females were under the age of 18.⁴⁸ Another concern surrounded the use of the same physical address by many supporters. According to the DHS analysis, 100 physical addresses were used at least 124 times each on behalf of 19,062 CHNV aliens.⁴⁹

Media reports documented additional fraud in the CHNV program in September 2024, citing an internal DHS document.⁵⁰ According to reports, the author of the document stated, “[s]ince there is little to no barrier to entry to file . . . there is a lot of fraud, exploitation, and duplicative filings that have occurred.”⁵¹ For example, the document explained, individuals in the United States “sell sponsorships on social media to migrants with whom they had no connection,” and “[n]early 1,000 applications [were] approved with Social Security numbers of dead people.”⁵²

Incredibly, DHS itself admitted to the Committee that it had approved CHNV supporter applications for which fraudulent documents had been submitted, claiming that some fraud “may

⁴⁴ *Id.*

⁴⁵ *Id.*

⁴⁶ *Id.*

⁴⁷ *Id.*

⁴⁸ *Id.*

⁴⁹ *Id.*

⁵⁰ Stephen Dinan, *Fraud plagues Biden ‘parole’ program: Michelle Obama’s passport used; dead people named sponsors*, WASH. TIMES (Sept. 9, 2024), <https://www.washingtontimes.com/news/2024/sep/9/biden-immigration-parole-program-plagued-by-fraud/>.

⁵¹ *Id.*

⁵² *Id.*

only be evident after a supporter has filed several Forms I-134A with similar elements.”⁵³ Thus, because DHS is knowingly allowing fraudulent CHNV applications to proceed, the true number of supporter applications approved with fraudulent documents is unknown. Despite this rampant fraud, the Biden-Harris Administration has no plans to retroactively verify any of the potentially fraudulent information provided in CHNV supporter applications approved prior to August 2024 and for which aliens have already been paroled into the U.S.⁵⁴

FRAUD IS NOT THE ONLY FLAW IN THE BIDEN-HARRIS ADMINISTRATION’S CHNV PROGRAM

The Committee’s oversight of the CHNV program has revealed flaws other than fraud in the Biden-Harris Administration’s CHNV program. According to nonpublic data provided by DHS pursuant to Committee requests, among other concerns, CHNV supporters are approved by USCIS despite the supporter’s participation in illegal activity, use of welfare benefits, and temporary status in the U.S.⁵⁵



22. Does any of the income listed above come from means-tested public benefits as defined in 8 CFR 213a.1? Yes No

USCIS will approve CHNV application even if supporters acknowledge their income to support a parolee comes from “means-tested public benefits.”

USCIS approves CHNV supporters who cannot even support themselves without assistance from the federal government.⁵⁶ The supporter application asks potential supporters whether “any of the income” listed by the supporter as a means to financially support the CHNV alien comes “from means-tested public benefits.”⁵⁷ These benefits “include food stamps, Medicaid, Supplemental Security Income (SSI), Temporary Assistance for Needy Families (TANF), and the State Child Health Insurance Program (SCHIP).”⁵⁸ According to DHS, as of August 6, 2024, USCIS had approved 336 CHNV supporter applications for individuals who admitted to having income from means-tested public benefits that would be used to support a CHNV alien.⁵⁹

Perhaps even more concerning is the Biden-Harris Administration’s desire to reward criminal behavior. The CHNV supporter application asks the potential supporter whether “any of the income” listed by the supporter as a means to financially support the CHNV alien comes “from an illegal activity or source (such as proceeds from illegal gambling or illegal drug

⁵³ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

⁵⁴ Briefing by U.S. Dep’t of Homeland Sec. officials for House Comm. staff, Oct. 13, 2024.

⁵⁵ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

⁵⁶ *Id.*

⁵⁷ Form I-134A, *Online Request to be a Supporter and Declaration of Financial Support*, U.S. Citizenship and Immigr. Servs., <https://www.uscis.gov/sites/default/files/document/forms/i-134a.pdf>.

⁵⁸ See generally U.S. Citizenship and Immigr. Servs., *I-864P, 2024 HHS Poverty Guidelines for Affidavit of Support*, U.S. DEP’T OF HOMELAND SEC., <https://www.uscis.gov/i-864p>.

⁵⁹ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

⁵⁹ *Id.*

a temporary basis will be in the country for the same time period as the CHNV alien they agreed to support.

Nonetheless, as of August 6, 2024, DHS had approved more than 80,000 CHNV supporters who are in the U.S. on a temporary basis.⁶⁵ These short-term supporters included:

- 224 CHNV parolees approved as CHNV supporters;
- 170 additional parolees (non-CHNV) approved as CHNV supporters;
- 28,322 Temporary Protected Status holders approved as CHNV supporters;
- 19,865 asylees approved as CHNV supporters;
- 311 DACA recipients approved as CHNV supporters;
- 1,317 aliens in the U.S. on temporary visas (including as visitors, as workers, as students, as fiancés of U.S. citizens, and as exchange visitors) approved as CHNV supporters;
- 64 refugees approved as CHNV supporters; and
- 1,912 Conditional Permanent Residents approved as CHNV supporters.⁶⁶

In other words, the Biden-Harris Administration’s CHNV program incentivizes a new form of chain migration, in which foreign nationals in the U.S. on a temporary basis can sponsor additional foreign nationals to travel to the U.S. on a temporary basis, who can then sponsor additional foreign nationals to enter the country, and so on. The cycle appears unending. Despite repeated requests, DHS has refused to tell the Committee whether there is any proactive mechanism in place to ensure that CHNV supporters comply with the supporter agreement to provide the CHNV alien financial support during the time for which the alien is paroled in the U.S.⁶⁷ Instead, DHS merely noted that USCIS has a “centralized mailbox for government partners to share concerns discovered after USCIS has [approved] the Form I-134A,” but that no referrals regarding “supporter noncompliance” had been received as of August 6, 2024.⁶⁸

DHS has also refused to be candid and forthcoming with the Committee about its approvals of CHNV supporters who commit criminal activity that is not necessarily related to their income. When the Committee requested data regarding approved supporters who had criminal convictions, including an exhaustive list of the crimes for which the supporters have been convicted, DHS did not provide the information.⁶⁹ Instead, DHS offered an official response stating that “USCIS is not aware” of any approved supporters who have “confirmed”

⁶⁵ Info. provided to Comm. staff by U.S. Dep’t of Homeland Sec. (Aug. 19, 2024) (on file with Comm.).

⁶⁶ *Id.*

⁶⁷ *Id.*

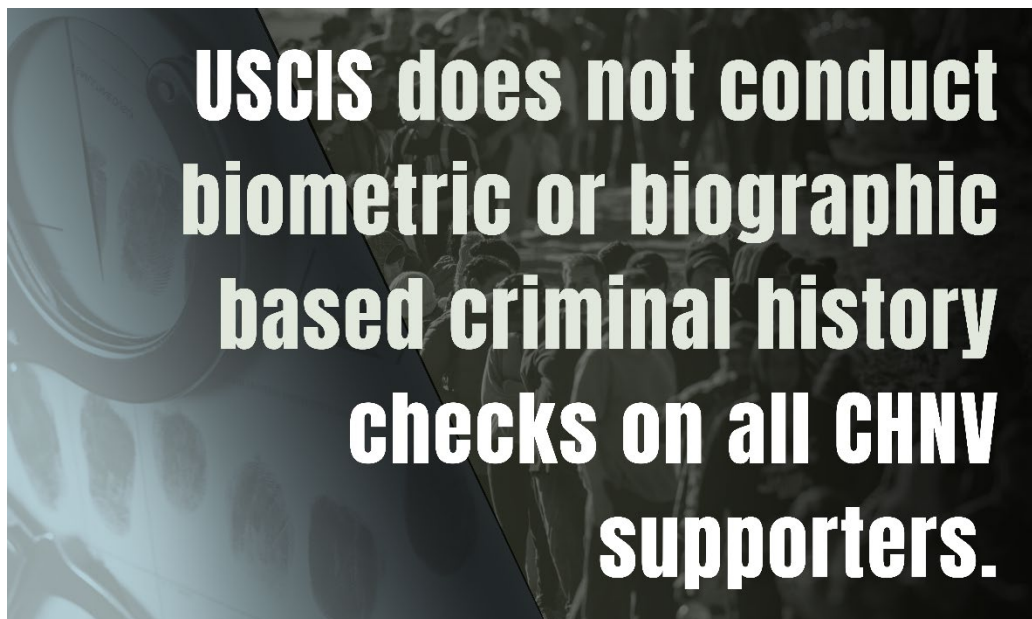
⁶⁸ *Id.*

⁶⁹ *Id.*

records for known gang affiliation, commission of aggravated felonies (such as murder, rape, and sexual abuse), or commission of firearms offenses.⁷⁰

While DHS’s response suggests that there are no CHNV supporters who have criminal convictions, a version of this response that DHS drafted and never sent—and which the Committee obtained—shows that DHS did not tell the whole story.⁷¹ According to this draft DHS

response, the agency could not answer the Committee’s question about supporters’ criminal convictions “because USCIS does not conduct biometric or biographic based criminal history checks on all CHNV



supporters.”⁷² In addition, even if USCIS wanted to do its due diligence with regard to supporters’ criminal records, the draft response noted that “USCIS is not authorized to conduct systematic National Crime Information Center . . . criminal history checks . . . as USCIS is not considered a criminal justice law enforcement entity, and is not given full systemic access to criminal history records by the FBI.”⁷³ This draft response is an alarming admission that despite knowing it could not properly vet CHNV supporters, the Biden-Harris Administration created and implemented CHNV to, in part, fulfill its open-borders agenda.

CONCLUSION

Whether aliens who have no legal basis to be in the United States run across the open southwest border or fly directly into U.S. airports via one of the Biden-Harris Administration’s illegal categorical parole programs, the damaging economic, public safety, and national security effects on Americans are the same. Communities across the country have been negatively affected by the influx of aliens under this Administration, including the more than half a million CHNV parolees.⁷⁴ These damaging effects on American communities are all the more disturbing

⁷⁰ *Id.*

⁷¹ Biden-Harris Admin. draft document (on file with Committee).

⁷² *Id.*

⁷³ *Id.*

⁷⁴ Catherine E. Shoichet, ‘*Why Springfield?*’ *How a small Ohio city became home for thousands of Haitians*, CNN (Sept. 19, 2024), <https://www.cnn.com/2024/09/19/us/springfield-ohio-haitians-immigration-cec/index.html>; Josh Christenson, *DHS restarts migrant flights from Cuba, Haiti, Nicaragua, and Venezuela – weeks after halting*

in light of the massive fraud and other concerns discovered in the CHNV program. That the Biden-Harris Administration implemented the program without regard to fraud prevention, criminal activity, or the effect on American communities serves as further proof that the Administration prioritizes the best interests of illegal aliens above the best interests of Americans.

program over 'fraud' concerns, N.Y. POST (Aug. 29, 2024), <https://nypost.com/2024/08/29/us-news/dhs-restarts-migrant-flights-from-cuba-haiti-nicaragua-and-venezuela-weeks-after-halting-program-over-fraud-concerns/>.