



Congress of the United States
House of Representatives
Washington, DC 20515-3605

February 16, 2022

The Honorable Tae Johnson
Acting Director
U.S. Immigration and Customs Enforcement
Washington, D.C. 20536

Dear Acting Director Johnson:

Under this administration, we have seen an unprecedented crisis at the border, which continues to escalate, because of failed and broken immigration policies. It is vitally important for lawmakers and agencies to have necessary information to combat and address the issue at hand. For over a decade, U.S. Immigration and Customs Enforcement (ICE) has released the ICE Annual Report documenting crime, arrest, and removal data by the end of each calendar year. However, your agency has yet to release the ICE Annual Report for FY2021. This is unacceptable, and we urge you to release or complete this critical and necessary report immediately. The Administration must be accountable, and transparent, with Congress and the American people.

In addition, we ask that the Administration include the full scope of information and data that has historically been provided in previous reports. It should not be tailored or redacted, no matter how politically inconvenient its facts, figures, and findings are in highlighting the Administration's historic failure to secure the border. The report should include all data tables contained in the FY2020 Enforcement and Removal Operations (ERO) report, including a breakdown listing all criminal charge and conviction data on the records of aliens arrested during the fiscal year.¹ At a time when illegal immigrants are pouring through our southern border, many of whom are COVID positive and have criminal records, the American people deserve to know the magnitude of this border crisis.

We also ask that any data you produce be broken down in a manner that allows readers to compare data collected prior to January 20, 2021 to data collected after that date so that a proper comparison of policy impacts can be made.

We've already seen staggering and alarming numbers released this past year regarding the crisis at the border. In FY2021, we saw over 1.7 million border apprehensions—the highest ever recorded in the history of U.S. Customs and Border Protection.

¹ See Table 1, "FY 2020 Criminal Charges and Convictions for ERO Administrative Arrests," <https://www.ice.gov/doclib/news/library/reports/annual-report/iceReportFY2020.pdf>

- From FY20 to FY21 there has been a:
 - 1900% increase in Homicide/Manslaughter
 - 341% increase in arrests of illegal immigrants with criminal convictions
 - 348% increase in Driving Under the Influence
 - 454% increase in Illegal Drug Possession and Trafficking
 - 477% increase in Burglary, Robbery, Larceny, Theft, Fraud

We request answers to the following questions:

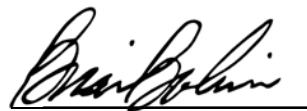
- Will you release the ICE Annual Report for FY2021? If so, when?
- If the annual report for FY2021 is released, will you ensure that it includes an FY21 version of the table from previous years titled, “Criminal Charges and Convictions for ERO Administrative Arrests,” which details the full scope of crime data, consisting of, but not limited to, a breakdown of criminal convictions and charges by type of crime including, sexual assaults, robberies, property damage, DUIs, and homicides?
- If the annual report for FY2021 is released, will it be broken down in a manner that allows readers to compare data collected prior to January 20, 2021, to data collected after that date so that a proper comparison of policy impacts can be made?

We implore you to release the full annual report immediately and look forward to your timely response on this critical matter.

Sincerely,



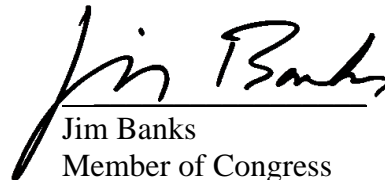
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Member of Congress



Brian Babin, D.D.S.
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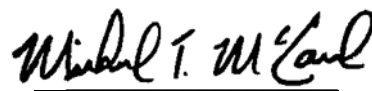
Elise Stefanik
Member of Congress



Jim Banks
Member of Congress



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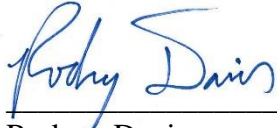
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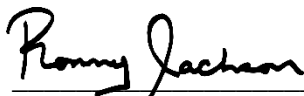
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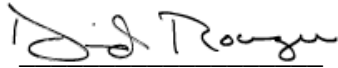
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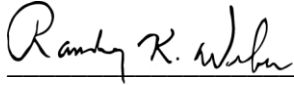
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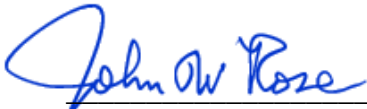
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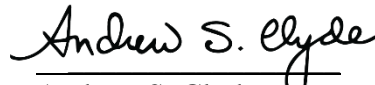
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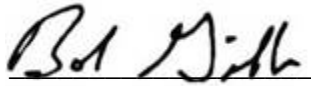
Scott DesJarlais, M.D.
Member of Congress



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Lauren Boebert
Member of Congress



Bob Gibbs
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Ted Budd
Member of Congress

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