

# FACT SHEET

*Former ORR Director Scott Lloyd joined ORR with no experience resettling refugee populations. Lloyd — who spent most of his time as director focusing on his anti-abortion crusade rather than overseeing the influx of children into ORR custody — made a series of decisions that endangered the children that came into his care as a result of the administration’s cruel immigration policy.*

In June 2018, Scott Lloyd [granted](#) the Tornillo influx facility a waiver to not comply with ORR’s required “Child Abuse And Neglect” check, a child protective services check performed by the state to determine if an individual has a record of “substantiated maltreatment of a child.”

While separated children flowed into ORR, Scott Lloyd and his boss Steven Wagner signed an [agreement](#) with DHS, ICE and CBP to share the biometric information provided by ORR sponsors and household members — part of the [administration’s deterrence campaign](#).

Unlike his predecessors, Lloyd has had almost no [experience](#) working with refugee populations — his most recent position was as a policy coordinator at The Knights Of Columbus where he was the “architect” of an abortion restriction.

Following the June 26 court order to reunify families, ORR Director Scott Lloyd made the [decision](#) not to include at least 14 migrant children in its count of separated minors.

Lloyd’s office did not even keep a [spreadsheet](#) tracking separated families, but before he was even sworn in as head of ORR, Lloyd ordered an accounting of all pregnant girls in ORR care and a weekly spreadsheet detailing information on all the pregnant teens.

Career official Commander Jonathan White raised his [concerns](#) regarding family separations to senior HHS political appointees Scott Lloyd, Steven Wagner and Maggie Wynne, and encouraged them to intervene to stop the policy. The appointees reportedly told White that the administration would not implement the policy.

During Lloyd’s tenure as director, the HHS Office of the Inspector General intensified its [oversight](#) of ORR — focusing on the care of children residing in ORR facilities and the reunification of separated children and their parents.

In a June 2018 press release, HHS lied to the public about having a [central database](#) with the Department of Homeland Security — it was later revealed in October 2018 that no such database existed.

Prior to July 2018, ORR did not have a [systematic way](#) to indicate whether a child had been separated upon arrival at the border.



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# HHS’ Gross Negligence Of Unaccompanied And Separated Children In Its Care

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**The Trump Administration Cut Its Budget For Unaccompanied Minors By \$448 Million While Implementing Policies That Lead To A Massive Increase In The Number Of Unaccompanied Minors, Eventually Taking Money From Other Programs To Pay For Its Own Manufactured Crisis**

**Despite The Known Problems And Manufactured Increase In Children Staying In HHS Custody, The Trump Administration Cut \$448 Million From ORR’s Budget For Fiscal Year 2018**

**The Trump Administration’s FY18 Budget Decreased Funding For Unaccompanied Minor’s By \$448 Million**

The Trump Administration’s 2018 Budget For HHS Decreased Funding For The Unaccompanied Minor’s Program By \$448 Million, Claiming That The Administration Did Not Anticipate A Significant Increase In FY18...“HHS is legally required to take custody of all unaccompanied alien children who are referred to ACF’s Office of Refugee Resettlement after being The Community Services Block Grant accounts for only apprehended by immigration authorities. Children remain in the Office of Refugee Resettlement’s custody until they can be released to an appropriate sponsor while they await their immigration proceedings. The monthly number of unaccompanied children referred to ACF has decreased rapidly since December of 2016 and is now at a five-year low. In response to this trend, ACF has closed the temporary shelters that operated earlier in FY 2017 and is reducing standard permanent bed capacity to match the lower number of children in care. The Budget requests \$948 million for this program, \$448 million less than the FY 2017 Continuing Resolution. While the history of this program shows that referral levels can fluctuate considerably, the Administration does not anticipate a significant increase in referrals in FY 2018.” [\[HHS Budget FY18, page 81\]](#)

Refugee Programs	2016	2017 /1	2018	2018 +/-2017
Transitional and Medical Services	490	489	320	-169
Unaccompanied Alien Children	948	1,396	948	-448
Refugee Support Services /2	203	202	159	-43
Other Refugee Programs	34	34	29	-5
<b>Subtotal, Refugee Programs</b>	<b>1,675</b>	<b>2,122</b>	<b>1,457</b>	<b>-665</b>

**...Even As Trump Called For Cutting Funds For Unaccompanied Children, His Administration Tried Out Its New Child Separation Policy In An Attempt To Deter Asylum Seekers...**

**Between July and November 2017, The Trump Administration Ran A “Pilot” Child Separation Policy** “This is the Homeland Security order to arrest and detain all adults who crossed illegally to seek asylum. The copy released to the public was censored by the administration. But we’ve obtained what the White House didn’t want the public to see. The document reveals that child separation began nine months earlier than the administration acknowledged. There was a pilot program in the busy ‘El Paso sector’ from ‘July to November 2017’. We don’t know how many children were taken in those five months. The censored part of the memo explains a reason for the policy -- deterrence -- as it ‘will have the greatest impact on current flows’ [of immigrants.]” [\[CBS News, 11/26/18\]](#)

**...Which Lead To An Increase In Separated Children In ORR Care, Months Before The Administration Publicly Announced Its Zero Tolerance Policy, But ORR Did Nothing To Mitigate The Impending Crisis...**

**The Percentage Of Children Sent To ORR Who Were Separated From Their Parents “Rose By More Than A Tenfold Increase” From November 2016 To August 2017...**

**According To ORR Officials, The Percentage Of Children Referred To ORR Who Were Known To Be Separated From Their Parents “Rose By More Than A Tenfold Increase, From 0.3 Percent In November 2016 ... To 3.6 Percent By August 2017.”** “Specifically, during 2017, ORR officials noted an increase in the percentage of children in ORR’s care who were separated from their parents, and ORR officials stated that they discussed this trend with DHS officials in November 2017. Specifically, according to ORR officials, the percentage of children referred to ORR who were known to be separated from their parents rose by more than a tenfold increase, from 0.3 percent in November 2016 to 2.6 percent by March 2017, and then to 3.6 percent by August 2017. [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 13]

**... ORR Shelter Staff Noticed An Increase In Separated Children Prior To Attorney General Sessions’ Memo Directing Family Separations**

**ORR Shelter And Field Staff In Arizona And Texas Started “Started Noticing An Increase In The Number Of Children Separated From Their Parents In Late 2017 And Early 2018, Prior To The Introduction Of The April 2018 Memo.”** “In addition, the ORR shelter and field staff we interviewed at four ORR facilities in Arizona and Texas told us they started noticing an increase in the number of children separated from their parents in late 2017 and early 2018, prior to the introduction of the April 2018 memo. The DHS officials we interviewed stated that, in some locations across the southwest border, there was an increase in the number of aliens CBP referred to DOJ for prosecution of immigration-related offenses after the Attorney General’s April 2017 memo<sup>34</sup>, and CBP officials we interviewed stated that historically some separations have always occurred if a parent is referred for criminal prosecution. [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 13]

**... But HHS Leadership Advised ORR Not To Engage In Advanced Planning To Deal With The Continued Increase In Separated Children**

**Months Prior To Sessions’ April Memo, ORR Officials Said They Saw A “Continued Increase In Separated Children In Their Care” And “ Considered Planning For Continued Increases” But Were Advised By HHS Leadership Not To Engage In Such Planning.**

“According to ORR officials, in November 2017, ORR officials asked DHS officials to provide information about the increase. In response, DHS officials stated that DHS did not have an official policy to separate families, according to ORR officials. A few months prior to April 2018 memo, ORR officials said they saw a continued increase in separated children in their care. ORR officials noted that they considered planning for continued increases in separated children, but HHS leadership advised ORR not to engage in such planning since DHS officials told them that DHS did not have an official policy of separating parents and children.” [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 13]

**... And Then Trump’s Health Department Made A Series Of Decisions That Kept Children In ORR Detention Longer, Leading To Historically High Numbers Of Detained Children...**

**The Trump Administration Installed Scott Lloyd— Who Instituted A Policy On His First Official Day As ORR Director Trapping Hundreds Of Kids In ORR Custody...**

**Under Lloyd’s Leadership, ORR Has Instituted Policies That Have Expanded Lloyd’s Direct Authority Over Children Under The Agency’s Supervision.** Lloyd Instituted A Policy That Requires His Personal Sign Off Before Certain Children Under “Higher Supervision” Could Be Released From ORR Custody. In August 2017, ORR indicated that it would require sign-off from Lloyd for release of any children under “heightened supervision,” a designation that could come from behavioral problems or suspected gang activity. [NYCLU Press Release, 5/1/18]

**Under Lloyd’s Leadership, ORR Instituted A Policy That Expanded Lloyd’s Direct Authority Over Children Under The Agency’s Supervision.** “Hundreds of immigrant children in the custody of the Office of Refugee Resettlement (ORR) have been delayed from reuniting with family for months due to a new policy instituted by Trump administration appointee Scott Lloyd. After taking charge of the ORR in March 2017, director Scott Lloyd instituted a new policy requiring his personal approval to release any immigrant child who has at one time been in a heightened supervision custody placement.” [NYCLU Press Release, 5/1/18]

**Lloyd’s New Policy Trapped “Hundreds” Of Innocent Kids In ORR Custody.** “The NYCLU sued the Office of Refugee Resettlement in February over the new policy that has left hundreds of immigrant teens locked up for months and even years.” [NYCLU Press Release, 5/1/18]

- **The New Policy Is Designed To Keep Kids In ORR Custody Until Their 18th Birthdays, When They Can Be Transferred To ICE And Deported.** “The new approach — detailed in an August 2017 memo from ORR to the president’s Domestic Policy Council — said unaccompanied minors suspected of “current or past gang affiliation” would now be detained in some of the most restrictive detention facilities available for juveniles. Once detained, ORR would attempt to hold these minors until their 18th birthday before transferring them to ICE, where they would be more likely to be deported.” [PBS, 2/18/18]
- **A Judge Had To Tell Lloyd To Stop Interfering In Immigrant Children’s Lives At Least Three Times.** In the July 30, 2018 ruling, the judge said that Office of Refugee

Resettlement Director Scott Lloyd must stop personally approving the release or transfer of every immigrant minor held in the agency's jail-like "secure" and "staff-secure" facilities, which operate with a higher level of security than other shelters typically used to house immigrant kids. That policy, which Lloyd allegedly implemented just hours after he took over the office in March 2017, allegedly led to kids languishing for an average of eight months in government custody, according to a lawsuit filed in February by the New York Civil Liberties Union. [[Vice, 7/31/18](#)]

### **... Then, In 2018 The Trump Administration Employed Child Separation To Punish Parents Seeking Asylum, Increasing ORR Custody Of Children by More Than 20%...**

**An Analysis Showed That Parents With Children Were Targeted Under The Trump Administration's Zero Tolerance Policy.** "During May, US border authorities chose to prosecute adults with kids over adults crossing the border by themselves. That same analysis — by the Transactional Records Access Clearinghouse at Syracuse University — found that only 32% of all adult immigrants caught crossing the border were charged with entering the US illegally that month — an indication that it wasn't a blanket policy but a targeted effort directed at parents with kids but that it was manipulated to target families at the border." [[Buzzfeed, 8/2/18](#)]

- **Attorney General Jeff Sessions Pledged To Take Away Children From Asylum Seekers.** Sessions: "If you are smuggling a child then we will prosecute you, and that child will be separated from you as required by law...If you don't like that, then don't smuggle children over our border." [NBC News, [5/7/18](#)]
- **Department Of Homeland Security Secretary Kirstjen Nielsen: Business As Usual, Prosecuting And Separating Children Is Our Job.** "If you're a parent or you're a single person or you happen to have a family, if you cross between the ports of entry we will refer you for prosecution, you have broken US law...What we'll be doing is prosecuting parents who have broken the law, just as we do every day in the United States of America." [[Senator Kamala Harris Press Release, 5/16/18](#)]

### **HHS Signed An Information Sharing Agreement With DHS That Was Part Of The Administration's Immigration Deterrence Program**

### **While Separated Children Flowed Into ORR, Scott Lloyd And Steven Wagner Signed An Agreement With DHS To Share ORR Guardian Fingerprint Information, Scaring Parents From Collecting Their Children...**

**April 2018: Scott Lloyd And Steven Wagner Signed A Memorandum Of Agreement With DHS, CBP And ICE Agreeing To "Vastly Expand The Information Collected From Sponsors And Household Members And To Share That Information Between The Agencies."** "Furthermore, on April 13, 2018, Defendants Wagner and Lloyd signed a Memorandum of Agreement (MOA) with Customs and Border Patrol (CBP) and Immigration and Customs Enforcement (ICE) agreeing to vastly expand the information collected from sponsors and household members and to share that information between the agencies. Ex. 4, Memorandum of Agreement. Upon information and belief, ORR began requiring biographical and biometric information from all adults in Mr. Jimenez Saravia's household, to be shared with DHS to be used for enforcement purposes, in order to approve J.E.C.M.'s placement with Mr. Jimenez Saravia. Because of the new policies and agreements implementing expansive collection of information and information sharing with ICE, the other adults in Mr. Jimenez

Saravia’s house were afraid to submit their biographical and biometric information. Upon information and belief, the MOA is likewise the reason ORR has now required biographical and biometric information from all adults in the households of each child plaintiff’s sponsor, many of whom are afraid or unwilling to submit the required documents and biometric information. Even children whose sponsors have been able to convince all household members to submit biographical information and fingerprints face a prolonged detention by ORR because significantly more time is need not only to collect the information and coordinate biometric appointments, but also to process all the biometric data given the drastic increase in demand stemming from this policy.” [\[U.S. District Court for the Eastern District of Virginia, Case 1:18-cv-00903-LMB-MSN, filed 08/16/18\]](#)

**The Policy Decision By Lloyd And Wagner To Share Sponsor And Household Biometric Information With Immigration Authorities Kept Children In Detention Longer.** "Advocates largely fault a new government requirement, implemented this summer, that requires all adults in a household seeking to care for an immigrant child to submit their fingerprints for a background check. That information is shared with the Department of Homeland Security and at least 41 so-called sponsors lacking legal status have been arrested, according to testimony Matthew Albence, acting deputy director of Immigration and Customs Enforcement, gave to Congress in September." [\[Houston Chronicle, 11/21/18\]](#)

**A Leaked Memo Shows That The Agreement Between HHS And DHS To Share Sponsor And Household Member Biometric Information Was Intentionally Designed To Have A “Tremendous Deterrent Effect”**

**A Leaked DHS DOJ Memo Described The Many Ways The Administration Wanted To Deter Asylum Seekers, Including Sharing Unprecedented Levels Of Unaccompanied Minor Sponsor Information Between HHS and DHS**

**NEAR TERM (2-6 months) OPTIONS**

4. MOU with HHS on Requirements for Releasing UACs: Complete the MOU between ICE and HHS to conduct background checks on sponsors of UACs and subsequently place them into removal proceedings as appropriate. This would result in a deterrent impact on “sponsors” who may be involved with smuggling children into the United States. However, there would be a short term impact on HHS where sponsors may not take custody of their children in HHS facilities, requiring HHS to keep the UACs in custody longer. However, once the deterrent impact is seen on smuggling and those complicit in that process, in the long term there would likely be less children in HHS custody.

status: Pending with ICE and HHS for clearance  
implement: MOU between ICE and HHS

5. Repatriation Assistance: Request that the State Department provide financial assistance to

reason not to change this misguided policy.

Commented [HG(7): Similar to the first comment above regarding an initiative that should be started immediately, I would suggest referring sponsors for criminal prosecution under 1324 if information indicates that the sponsor facilitated the travel of the minor into the United States.

Commented [HG(8): If this could get finalized and implemented soon, it would have a tremendous deterrent effect.

[\[Senator Jeff Merkley, Medium, 1/17/19\]](#)

**As A Result Of These Decisions, The Number Of Children In ORR Custody Rose 20% By May 2018, And Hit Historic Highs By November 2018 Because Of Longer Detention Periods...**

**ORR Custody Of Children Rose More Than 20% By May 2018.** “The number of unaccompanied minors living in US government custody has increased more than 20 per cent in the last month – and the shelters housing them are nearing capacity. The Department of Health



and Human (HHS) services had 10,773 unaccompanied children in its custody at the end of May, according to the department's latest figures – up from 8,886 at the end of April, when Attorney General Jeff Sessions announced the administration's new 'zero tolerance' policy on illegal immigration." [\[The Independent, 5/30/18\]](#)

**By November 2018, More Than 14,000 Children Were In Custody, Almost Three Times As Many Children In Detention A Year Ago** "The teenagers stared blankly. They are part of a record 14,030 immigrant children in shelters across the country as of Nov. 15, including more than 5,600 in Texas, according to new federal and state statistics released to the Houston Chronicle this week. The number of detained children rose in one day to 14,056 as of Nov. 16, the San Francisco Chronicle reported last week. In all it is almost three times the number of children in federal detention a year ago, and more than during the Central American child crisis in 2014 that marked the beginning of the exodus from the so-called Northern Triangle countries. Their arrivals have infuriated President Donald Trump, who is limited in what he can do to stop them from seeking asylum." [\[Houston Chronicle, 11/21/18\]](#)

**The Historic Highs Are Because Children Are Being Detained Longer** "The historic high currently in shelters appears largely because children are being detained longer — an average of 75 days in August, compared to 59 days in June and 41 days in fiscal year 2017, according to information the Department of Health and Human Services provided to Congress. The daily discharge rate plummeted to 1 percent as of Nov. 15, meaning far more children are being placed in shelters than released, said Mark Greenberg, who formerly oversaw Health and Human Services' Administration for Children and Families, the agency in charge of immigrant children." [\[Houston Chronicle, 11/21/18\]](#)

### **... But HHS and DHS Did Not Prepare For The Increase In Family Separations Created By The Trump Administration**

**Officials From HHS And DHS Told Government Investigators That They "Did Not Take Specific Planning Steps" For Dealing With An Increase In Family Separations Because They Only Learned Of The New Rule When Attorney General Sessions Rolled It Out In April.** "According to DHS and HHS officials we interviewed, the departments did not take specific steps in advance of the April 2018 memo to plan for the separation of parents and children or potential increase in the number of children who would be referred to ORR. DHS and HHS officials told us that the agencies did not take specific planning steps because they did not have advance notice of the Attorney General's April 2018 memo. Specifically, CBP, ICE, and ORR officials we interviewed stated that they became aware of the April 2018 memo when it was announced publicly." [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 12]

- **Despite Not Having Advanced Notice Of The April Memo, ORR Field And Shelter Staff Stated They "Made Changes To Daily Operations As A Result Of The Increased Number Of Separated Children Being Transferred To Their Care...."** "Although ORR officials told us that they had not received advanced notice of the April 2018 memo, ORR field and shelter staff stated they made changes to daily operations as a result of the increased number of separated children being transferred to their care." [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 15]

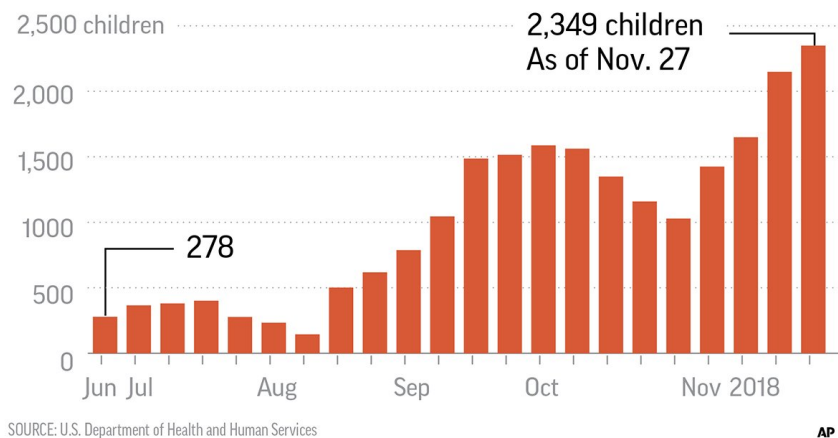
**According To HHS, They Had "No Specific Procedures To Reunite Children With Parents From Whom They Were Separated At The Border Prior To The June 2018 Court Order."**

HHS officials told us that there were no specific procedures to reunite children with parents from whom they were separated at the border prior to the June 2018 court order. Rather, the agency used its standard processes and procedures, developed to comply with the TVPRA, to consider potential sponsors for unaccompanied children in their custody; if a parent was available to become a sponsor, reunification with that parent was a possible outcome. [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 21]

**... Which Led To An Urgent Need For “Temporary” Shelters To House Unaccompanied Children...**

**In June 2018, The Trump Administration Opened A Temporary Shelter For “Up To 360” Migrant Children, But As Of November 2018 The Shelter Held 2,349 Children....**

Increasing number of children at Tornillo



[Associated Press, 11/27/18]

**... The Massive Increase In “Temporary” Shelter Needs For Unaccompanied Children Comes As A Steep Cost To Taxpayers**

**ORR’s “Temporary” Tornillo Facility “Shows Every Sign Of Becoming More Permanent,” And Could Cost Taxpayers “More Than \$430 Million.”** “The Trump administration announced in June it would open a temporary shelter for up to 360 migrant children in this isolated corner of the Texas desert. Less than six months later, the facility has expanded into a detention camp holding thousands of teenagers — and it shows every sign of becoming more permanent. ... Costs appear to be soaring more than 50 percent higher than the government has disclosed. What began as an emergency, 30-day shelter has transformed into a vast tent city that could cost taxpayers more than \$430 million.” [Associated Press, 11/27/18]

**... And According To A Contract Obtained By AP, The “Temporary” Housing At The Tornillo Facility Could Continue Into 2020.** “Federal plans to close Tornillo by New Years’ Eve will be nearly impossible to meet. There aren’t 2,300 extra beds in other facilities. A contract obtained by AP shows the project could continue into 2020 and planned closures have already been extended three times since this summer.” [Associated Press, 11/27/18]

**... Then Trump's Health Department Deprived Critical Programs Of Cash To Continue Funding The Unnecessary, Manufactured Increase Of Children In Its Care**

**HHS Is Taking Millions From Cancer Research, Early Education And HIV/AIDS Related Programs To Fund Its Manufactured Population Of Detained Children** "The Department of Health and Human Services is diverting millions of dollars in funding from a number of programs, including the Centers for Disease Control and Prevention and the National Institutes of Health, to pay for housing for the growing population of detained immigrant children....including \$16.7 million from Head Start, \$5.7 million from the Ryan White HIV/AIDS program and \$13.3 million from the National Cancer Institute. Money is also being diverted from programs dedicated to mental and maternal health, women's shelters and substance abuse." [\[Yahoo News, 9/19/18\]](#)

**Azar Says Child Welfare Is Top Priority, But His Agency Failed To Administer HHS-Mandated FBI Fingerprint Background Checks For Staffers Working Closely With Children At Its Facilities**

**AZAR: What We Do For Unaccompanied Kids Is "One Of The Great Acts Of American Generosity:** "We have nothing to hide about how we operate these facilities, our grantees. It is one of the great acts of American generosity and charity what we are doing for unaccompanied kids who are smuggled into our country or come across illegally. [CNN, 7/10/18]

**AZAR: Our Duty Is "To Protect Child Welfare"** "Well, Wolf, we could put children back with individuals who are murderers, kidnappers, rapists or not their parents. But we've worked with the court to ensure that we do our duty, which is to protect child welfare and ensure that they are, in fact, that. I could release all of the kids by 10:55 p.m., but, I don't think you want that. I know the court doesn't want that. And I don't think even our political opponents want that to happen." [CNN, 7/10/18]

**HHS' Office Of Inspector General Found That The ORR-Contracted Tornillo Shelter For Unaccompanied Minors Did Not Administer Proper Background Checks On Staff Or Provide Adequate Mental Health Care...**

**Although ORR's Tornillo Facility Is Not Subject To State Requirements, It Is Still Required To Meet The Minimum Background Check Requirements Of An FBI Fingerprint Check And A CA/N Check**

**As Tornillo Is A Federally Run Emergency Facility, It Is "Not Licensed To Operate By The State Of Texas And Not Subject To State Or Local Licensing Standards."**... "Tornillo is an emergency influx care facility operated by BCFS Health and Human Services (BCFS HHS). Tornillo is located at the U.S. Customs and Border Protection's Texas Land Port of Entry (LPOE). Tornillo is not licensed to operate by the State of Texas and not subject to State or local licensing standards because it is on Federal property and because of its temporary and emergency nature. Tornillo is a semi-permanent structure, meaning it is devoid of permanent infrastructure, such as fixed facilities for housing, dining, and toileting, and all utilities." [\[HHS OIG Report, 11/27/18\]](#)

- **The Facility Is Still Required To Meet Minimum Background Check Requirements Including The FBI Fingerprint Check And A CA/N Check.** “While influx care facilities may be exempted from State and local licensing requirements, ORR policy requires all ORR facilities caring for UAC to meet the minimum background check requirements, including the FBI fingerprint check and CA/N check” [[HHS OIG Report, 11/27/18](#)]

**... But Workers At ORR’s Tornillo Facility Did Not Receive Required FBI Fingerprint Background Checks...**

**According To HHS’ Inspector General, ORR’s Tornillo Facility Is “Not Conducting Required FBI Fingerprint Background Checks For Staff” And “Does Not Employ A Sufficient Number” Of Clinicians To Provide Adequate Mental Health Care For Unaccompanied Minors.** “First, we found that Tornillo is not conducting required Federal Bureau of Investigation (FBI) fingerprint background checks for staff working at Tornillo. Instead, Tornillo is using checks conducted by a private contractor that has access to less comprehensive data, thereby heightening the risk that an individual with a criminal history could have direct access to children in ORR care. Second, we found that Tornillo does not employ a sufficient number of staff clinicians to provide adequate mental health care for UAC. These issues warrant ORR’s immediate attention because they could significantly compromise the safety and wellbeing of UAC.” [[HHS OIG Report, 11/27/18](#)]

**The Tornillo Facility Also Did Not Employ A Sufficient Number Of Clinicians To Provide Adequate Mental Health Care**

**HHS Office of Inspector General Found That The ORR-Funded Tornillo Facility Does Not Employ A Sufficient Number Of Clinicians To Provide Adequate Mental Health Care For Unaccompanied Minors.** “During our review, we found that as of October 3, 2018, Tornillo was operating with a 1:55 clinician-to-child ratio to provide mental health care for UAC, which represents an increase from the 1:36 clinician-to-child ratio reported to us for the period between May and July 2018. ORR generally requires care provider facilities to comply with a 1:12 clinician-to-child ratio.” [[HHS OIG Report, 11/27/18](#)]

- **HHS Office Of Inspector General: “The Disproportionately High Number Of Children To Clinicians Is Especially Worrisome In Light Of The Continued Increase In The Number Of Children And Length Of Stay At Tornillo.”** [[HHS OIG Report, 11/27/18](#)]

**... And Many Of These Staffers Had The Closest And Most Regular Contact With Children**

**Most Of The Staff At The Tornillo Facility Are “Direct Care Workers” Who “Have The Closest And Most Regular Contact With Children.”** “Of the 2,000 workers with no FBI fingerprint checks at Tornillo, 1,265 are what’s known as ‘direct care’ workers. They have the closest and most regular contact with children at the camp — supervising them in their tents, overseeing their meals, teaching them English, and otherwise interacting with them on a daily basis.” [[Vice News, 11/27/18](#)]

- **At Least Twenty Of The 1,265 Direct Care Workers Confirmed That They Had Not Been Fingerprinted.** “Twenty direct care workers at Tornillo confirmed to VICE News that they had not been fingerprinted. ‘No,’ one said when asked if he’d had prints taken. ‘Were they supposed to? Is that illegal?’ BCFS hires many of its ‘direct care’ workers

through two entities: a San Antonio–based nonprofit called Endeavors and a private company called Favorite Healthcare Staffing in Kansas.” [\[Vice News, 11/27/18\]](#)

**... And Former ORR Director Scott Lloyd Waived The Tornillo Facility’s Requirement to Perform A “Child Abuse And Neglect” Check On Its Staff...**

**The “Child Abuse And Neglect” Check Is A Child Protective Services Check Performed By The State, But May Be Waived By The ORR Director For “Good Cause”...**

**The “Child Abuse And Neglect” Check Is A Child Protective Services Check Performed By The State To Determine If An Individual Has A Record Of “Substantiated Maltreatment Of A Child.”** “These background checks must include, at a minimum, two separate types of checks: (1) an FBI fingerprint check of national and State criminal history repositories and (2) a child protective services check performed by the State, also known as the child abuse and neglect check (CA/N). Both checks must be updated at a minimum of every 5 years. ... The CA/N check determines whether an individual has a record of substantiated maltreatment of a child. ORR requires care provider facilities to complete the check with the staff’s State(s) of U.S. residence during the last 5 years. CA/N checks are performed by State authorities. Currently, there is no Federal or national repository to facilitate conducting these types of checks.” [\[HHS OIG Report, 11/27/18\]](#)

**Although ORR-Funded Facilities Are Required To Conduct CA/N Checks On Their Staff, The ORR Director Has The Authority To Waive Or Modify The Requirement For “Good Cause.”**... “Although ORR policy requires that ORR-funded facilities conduct CA/N checks on their staff, ORR has the authority to waive or modify this requirement. Specifically, ORR regulations provide that the ORR Director may, using unreviewable discretion, waive or modify specific sections of the regulation for an emergency care provider facility for ‘good cause.’” [\[HHS OIG Report, 11/27/18\]](#)

**... And In June 2018, Lloyd Granted The Influx Facility A Waiver To Not Comply With The Check**

**... In June 2018, Former ORR Director Scott Lloyd Granted Tornillo A Waiver To Allow The Tornillo Facility Not To Comply With The “Child Abuse And Neglect” Check.** “We found that Tornillo was not conducting the required CA/N check. During our communications with ORR staff, we learned that ORR had granted Tornillo a waiver from conducting the CA/N check. The ORR Director had granted Tornillo a waiver of the CA/N checks in a memorandum dated June 12, 2018, two days before Tornillo began its operations. ORR’s rationale for the waiver was based on two concerns: the urgent time constraints that the facility was under in order to be operational in a short time and that the State may be unwilling or unable to perform CA/N checks for a facility that was under Federal jurisdiction.” [\[HHS OIG Report, 11/27/18\]](#)

- **Lloyd’s June Memo Was “Justified” On The Basis That “Staff At Tornillo Had Undergone FBI Fingerprint Background Checks,” Which Was Not The Case.** “The memorandum further justified waiver of the CA/N checks on the basis of ORR’s assumption that staff at Tornillo had undergone FBI fingerprint background checks. However, as OIG has learned, that was not the case” [\[HHS OIG Report, 11/27/18\]](#)

**According To HHS’ OIG, The Number Of Unaccompanied Minors At The Tornillo Facility Increased By More Than 100 Percent In Less Than 20 Days**

**The Number Of Unaccompanied Minors At The Tornillo Facility Increased By More Than 100 Percent In Less Than 20 Days.** “According to the Tornillo senior official, as of September 6, 2018, the number of UAC totaled 819. As of September 25, 2018, the number of UAC totaled 1,659, more than a 100 percent increase.” [[HHS OIG Report, 11/27/18](#)]

**... Fitting The Pattern Of ORR’s Poor Oversight Of Facilities Falling Behind The Oversight Capabilities Of State Agencies**

**The Nonprofit Operating The Tornillo Facility Stated That It Did Not Have Access To The FBI Fingerprint Check Database...**

**HHS And The Group (BCFS) Running The Facility Offered Different Excuses For The Lack Of Fingerprinting, BCFS Claimed That They Have Been Unable To Conduct Fingerprint Checks On Staff At Tornillo Due To A Technicality With Getting Access To FBI Databases.** “HHS and the nonprofit operating Tornillo under a federal grant, San Antonio–based BCFS Health and Human Services, offered conflicting accounts of why checks haven’t been happening. HHS spokesman Weber said it was BCFS’ responsibility to ensure the fingerprinting was being done, and directed VICE News to the company. ‘It’s on the grantee to verify that the work’s been done,’ he said. But a BCFS spokesperson said the company and its contractors have long been unable to conduct fingerprint background checks on staff at Tornillo due to a technicality with how the company gets access to FBI databases.” [[Vice News, 11/27/18](#)]

**... And HHS Claimed That It Was Unable To Grant Access To The FBI Database...**

**HHS Reportedly Told BCFS That It Is Not Able To Grant It Access To The Database Needed For Fingerprinting.** “Access to FBI databases by private entities requires a government sponsor, the official said, and HHS has told the company that it is not able to grant it that access.” [[Vice News, 11/27/18](#)]

**... Which Would Typically Come From The State Agency— But The Tornillo Facility Is On Federal Land**

**Access To The Fingerprinting Databases Would Typically Come Through A State Agency, But The Tornillo Facility Is On Federal Land.** “Generally, access would come through a state agency, but Tornillo is on federal land and is not subject to state jurisdiction.” [[Vice News, 11/27/18](#)]

**Although ORR’s Tornillo Facility Is Not Subject To State Requirements, It Is Still Required To Meet The Minimum Background Check Requirements Of An FBI Fingerprint Check And A CA/N Check**

**As Tornillo Is A Federally Run Emergency Facility, It Is “Not Licensed To Operate By The State Of Texas And Not Subject To State Or Local Licensing Standards.”**... “Tornillo is an emergency influx care facility operated by BCFS Health and Human Services (BCFS HHS). Tornillo is located at the U.S. Customs and Border Protection’s Texas Land Port of Entry (LPOE). Tornillo is not licensed to operate by the State of Texas and not subject to State or local licensing standards because it is on Federal property and because of its temporary and emergency nature. Tornillo is a semi-permanent structure, meaning it is devoid of permanent

infrastructure, such as fixed facilities for housing, dining, and toileting, and all utilities.” [\[HHS OIG Report, 11/27/18\]](#)

- **The Facility Is Still Required To Meet Minimum Background Check Requirements Including The FBI Fingerprint Check And A CA/N Check.** “While influx care facilities may be exempted from State and local licensing requirements, ORR policy requires all ORR facilities caring for UAC to meet the minimum background check requirements, including the FBI fingerprint check and CA/N check” [\[HHS OIG Report, 11/27/18\]](#)

### **Earlier In 2018, The Federal Government Seemed To Avoid Acknowledging A Shelter Staffer Who Had Been Charged With 11 Sex Offenses While Working For An ORR-Funded Facility After Failing to Complete A Fingerprint Background Check**

**In August 2018, It Was Revealed That A Worker At An ORR-Funded Facility Had Been Charged With “11 Sex Offenses After Authorities Accused Him Of Molesting At Least Eight Unaccompanied Immigrant Boys Over Nearly A Year.”**... “A youth care worker for Southwest Key has been charged with 11 sex offenses after authorities accused him of molesting at least eight unaccompanied immigrant boys over nearly a year at one of the company’s shelters in Mesa, Arizona, federal court records show ...ProPublica only discovered Pacheco’s case while trying to find additional information about a vague reference to a molestation case in Arizona inspection records.” [\[Pro Publica, 8/2/18\]](#)

**... Which Federal Officials Knew About But Did Not Mention When Asked About The Allegations.** “Federal officials had known about the case when answering questions from ProPublica last week and when describing the conditions of the shelters before Congress, but did not mention it.” [\[Pro Publica, 8/2/18\]](#)

**The Facility Had Previously Been Cited By The Arizona Department Of Health Services In 2017 For Failing To Complete Background Checks, Including Fingerprints.** “Casa Kokopelli was cited by the Arizona Department of Health Services in 2017 for failing to complete background checks, including fingerprinting, to ensure that employees hadn’t previously committed sex offenses and other crimes, records show. Pacheco worked for nearly four months without a complete background check, according to documents and an agency official. Those records did not show any previous arrests or convictions for sex offenses, they said.” [\[Pro Publica, 8/2/18\]](#)

## **HHS Has Repeatedly Lied About Its Handling Of The Manufactured Child Separation Crisis**

### **Azar’s HHS Did Not Preemptively Set Up A Plan To Intake And Reunify Children When The Family Separation Policy Was Implemented**

#### **HHS Had “No Interagency Plan In Place To Reunite Children With Their Parents**

**Trump Administration Officials Told Lawmakers It Had “No Interagency Plan In Place To Reunite Children With Their Parents When Attorney General Jeff Sessions Announced President Trump’s ‘Zero Tolerance’ Policy In April.”** “Yesterday, Trump Administration officials made a startling confession—they had no interagency plan in place to reunite children with their parents when Attorney General Jeff Sessions announced President Trump’s ‘zero tolerance’ policy in April. Even if they believed their new policy was the right one, how could

they have been so heartless not to have planned to reunite these children with their parents? Their admissions demonstrate a new low in the Trump Administration’s cruelty, inhumanity, and utter incompetence.” [\[House Oversight Committee Press Release, 7/19/18\]](#)

- **HHS Had A “Contentious” Call With Reporters Where Officials Couldn’t Even Answer If Children Were Still Coming Into Its Care Because Of Parental Separations.** “During a conference call with reporters, Health and Human Services officials declined to give specific details on the reunification process for children separated from their parents at the border and whether the government is still separating families.” [\[CNN, 6/27/18\]](#)

**According To A May 2017 Email From An ORR Field Specialist HHS And DHS Had “No Formal Memoranda Of Understanding” For Releasing Children To Their Parents After Separation**

<b>From:</b>	De La Cruz, James (ACF) </O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2EBA95D119AB4CD6A77B34616DC3366C-DE LA CRUZ,>
<b>To:</b>	"(b)(6);(b)(7)(C) (b)(6);(b)(7) @ice.dhs.gov"; (b)(6);(b)(7)(C) [CTR] (b)(6);(b)(7)(C) @associates.ice.dhs.gov"
<b>CC:</b>	"Brooks, Teresa (ACF) </o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0a2883a19e184fffb906bb06591b568a-Brooks, Ter>"
<b>Subject:</b>	FW: Procedures for Release of Children to Parents after DHS Separation
<b>Date:</b>	2017/05/30 17:21:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Hello,

Last September this information was socialized with the ORR FFS Field Supervisors and their assigned FFS. The Draft ORR Notification to DHS Family Case Management Program guidance was intended to help the field attend to a trend of UC being separated from their parents. **Though we worked out a process to handle such cases with the DHS Alternative to Detention program, there was no formal MOU between ORR and DHS.** (Copying Teresa who is a on leave.)

James S. De La Cruz  
DHHS/ACF/ORR/DCS  
Senior Federal Field Specialist Supervisor  
Office of Refugee Resettlement  
Division of Children’s Services  
Mary E. Switzer Building, 5th Floor (Room: 5223)  
330 C Street SW  
Washington, DC 20201  
Office: 202-690-8477  
Cell: 202-(b)(6);(b)(7)(C)  
Fax: 202-401-1022  
<http://www.acf.hhs.gov/programs/orr/programs/ucs>

**HHS Has Been Unable To Meet Mandatory, Court-Ordered Deadlines To Reunite Children With Their Parents, And Had “Improvise Reunification “On The Fly”**

**HHS Blamed Congressional Visits To ORR Facilities On Its Delay In Reuniting Children.** After HHS asked lawmakers to send advance requests to visit ORR facilities, it blamed these very visits on delaying reunification. HHS wrote a letter to lawmakers saying “nearly 500 work hours” have been used up to facilitate congressional visits which has placed “resource



constraints” that threatened to “impact ORR’s ability to quickly reunite the children in our care.” [[HHS Letter to Congress, 7/2/18](#)]

**The ORR Official Deputized To Reunify Children Called It A “Novel Process.”** “‘This is a novel process,’ said Cmdr. Jonathan White, a social worker and top HHS emergency-response official working in the bunker...This time he has been deployed deep into the federal bureaucracy, figuring out how the government can quickly confirm parental relationships and run criminal background checks before delivering children to their mothers and fathers at immigration jails scattered along the border.” [[Washington Post, 7/19/18](#); [Jonathan White LinkedIn, accessed 6/25/18](#)]

- **“HHS Had To Improvise A Parent-Child Reunification System On The Fly Because The Trump Administration Didn’t Have One Until A Few Weeks Ago.”** [[Washington Post, 7/19/18](#)]

### **HHS Did Not Have A Way To Determine If A Child Was Separated From Their Parent Until Weeks After Secretary Azar Claimed He Could Locate A Child “Within Seconds”**

**According To ORR Officials, Prior To July 6, 2018, The UAC Portal Did Not Have A Systematic Way To Indicate Whether A Child Was Designated As Unaccompanied As A Result Of Being Separated From A Parent At The Border...** “ORR updated the UAC Portal to include a check box to indicate a child was separated from a parent. According to ORR officials, ORR made these changes on July 6, 2018, after the June 20 executive order and June 2018 court order to reunify families. According to ORR officials, prior to July 6, 2018, the UAC Portal did not have a systematic way to indicate whether a child was designated as unaccompanied as a result of being separated from a parent at the border. The updates allow those Border Patrol agents with direct access to the UAC Portal to check this box if a child was separated from a parent.” [GAO Report, Agency Efforts to Reunify Children Separated from Parents at the Border, page 18]

**... But Weeks Earlier, HHS Secretary Alex Azar Claimed That There Was “No Reason Why Any Parent Would Not Know Where Their Child Is Located” And Claimed He Could Locate “Any Child Within Seconds” Through An Online Portal.** “Questions have swirled as to whether the agency is capable of handling the challenge of reuniting the children with their families. Azar defended the administration’s response. He said public health service officers are working with parents to put them in touch with their children. ‘There is no reason why any parent would not know where their child is located,’ Azar said, adding he could locate ‘any child within seconds’ through an online government portal. But Sen. Ron Wyden (D-Ore.), the committee’s ranking member, said Azar’s comments don’t align with firsthand accounts, and said an online system won’t help. ‘Portals are not part of the daily existence of these people,’ Wyden said. Media reports from the border show a confusing situation with parents unable to locate their children, often being given wrong or misleading information.” [[The Hill, 6/26/18](#)]

### **HHS Lied About Being Able To Immediately Locate Children In Its Custody...**

**On June 26, Azar Claimed To Senators That He Could Find Every Child In HHS Custody In “Seconds.”** Azar told senators: There is no reason why any parent would not know where their child is located...I could...at keystrokes i’ve sat on the ORR portal with just basic keystrokes within seconds could find any child in our care for any parent.” [[CNN, 6/26/18](#)]

**... But On July 6, As The First Court-Ordered Deadline Loomed, Trump Administration Lawyers Asked For More Time Because Of Difficulty Locating Some Parents Because The Government Apparently “Lacked A System To Monitor Everyone’s Whereabouts.”**

“Lawyers for the Trump administration on Friday asked a federal judge for more time to reunite immigrant children with their parents, the latest signal that the government is struggling to bring families back together after separating thousands as they crossed the U.S.-Mexico border earlier this year. U.S...Officials say they have deployed hundreds of government employees and opened a command center usually reserved for natural disasters to match parents and children. But the massive effort is complicated by difficulty in locating some parents and, in other cases, uncertainty about the parents’ identities. Some parents have been deported and others have been freed in the United States, apparently without a system to monitor everyone’s whereabouts.” [\[Washington Post, 7/6/18\]](#)

### **HHS Also Lied To The Public About Having A “Central Database” With The Department Of Homeland Security**

**June 2018: HHS Claimed It Had A Central Database With DHS To Share Information On Minors And Their Parents.** “There is a central database which HHS and DHS can access and update when a parent(s) or minor(s) location information changes.” [\[HHS Press Release, 6/23/18\]](#)

**October 2018: It Was Revealed That HHS And DHS Did Not It Have A “Central Database” To Share Child Information** “On June 23, three days after the executive order halting the separations, DHS announced it had developed a “central database” with HHS containing location information for separated parents and minors that both departments could access to reunite families. The inspector general found no evidence of such a database, the report said. ‘The OIG team asked several [Immigration and Customs Enforcement] employees, including those involved with DHS’ reunification efforts at ICE Headquarters, if they knew of such a database, and they did not,’ it states. ‘DHS has since acknowledged to the OIG that there is no ‘direct electronic interface’ between DHS and HHS tracking systems.’ Inspectors said they continue to have doubts about the accuracy and reliability of information provided by DHS about the scope of the family separations.” [\[Washington Post, 10/2/18\]](#)

- **HHS Software Does Not Have A Dedicated Data-Entry Section For Officials To Note That A Child Had Been Separated Or Who The Child’s Parents Are.** “HHS software...lacks a data-entry field to label children who are separated minors. Unless the U.S. border agents who took the families into custody included such details in the ‘notes’ field of a child case file, there was nothing to distinguish the separated children from the much larger group of underage migrants who arrived in the United States without a parent. The data system was designed to process such “Unaccompanied Alien Children,” and place them with sponsors, agency spokesman Mark Webber said. ‘What it wasn’t designed to do is the quick match’ with parents.” [\[Washington Post, 7/19/18\]](#)
- **HHS Was Unable To Locate 38 Parents For Its First Court Ordered Deadline To Reunited Children Under 5.** HHS could not find 19 parents because “ have been released from custody into the U.S. and their whereabouts are unknown” and admitted that 19 other parents “have been deported.” [\[NBC News, 7/6/18\]](#)
- **HHS Officials Said They Couldn’t “Provide Complete Numbers Because They Are Focused On Reuniting Families.”** “The number of migrant children in custody after being separated from their parents barely dropped since last week, even as Trump

administration said it's doing everything possible to expedite family reunification. Health and Human Services Secretary Alex Azar told senators at a hearing Tuesday that his agency currently has 2,047 migrant children — or six fewer than the total HHS count last week. Confusion reigned, with officials later telling reporters on a conference call they couldn't provide complete numbers because they are focused on reuniting families. [[Associated Press, 6/26/18](#)]

**November 2018: Federal Judge May Order Government To Create A Better Database System for Tracking Migrant Children.** “Pointing Friday to a [recent government watchdog report on family separations](#) that further detailed bad record-keeping and poor communication among different agencies, [U.S. District Judge Dana] Sabraw suggested in court that he might eventually consider ordering the government to create a better database system. For now, Sabraw said he wants attorneys on both sides to continue discussing the matter as part of their regular negotiations in the case and reporting to the court.” [[ABC, 11/30/18](#)]

### **ORR Director Scott Lloyd Was Unfit To Look After Children Separated By The Government**

**Instead Of Hiring A Manager With Experience Dealing With Vulnerable Populations, The Administration Installed Scott Lloyd...**

**Prior To Joining HHS, Scott Lloyd Had No Experience Resettling Refugee Populations—His Most Recent Position Was As At The Knights Of Columbus Where He Boasted Of Being The Architect Of An Abortion Restriction...**

Knights of Columbus Public Policy Office – Washington, D.C.  
*SENIOR POLICY COORDINATOR, (2011 – Present)*

- Architect of late-term abortion restriction that is law in six states and is a bill in U.S. House and Senate
- Draft legal analysis, Congressional testimony, comment letters for proposed rulemaking, policy strategy
- Three trips to Iraq for humanitarian work and research for Christians suffering persecution by ISIS
- Led team that compiled a 300 page legal brief and report which led to U.S. State Department and Congressional declaration of genocide against religious minorities in Iraq and Syria; Board of Directors passed resolution to commend the effort

**... While His Predecessor, Robert Carey Had Decades Of Experience Working With Refugee Populations**

**Former ORR Director Bob Carey Had Been Working With Refugee Populations Since The Early 1980's When He Was Appointed Director Of ORR In April 2015.** “I became involved during the Cambodian refugee crisis in the early 80s when I took what was supposed to be a temporary job with the Tolstoy Foundation. I worked on case screening, collecting biographical information on families and getting it out to resettlement offices. Most all of the people listed in the applicants' family trees were listed as deceased. This really brought home the horror of the crisis in Cambodia. I gradually moved to managing resettlement operations for that organization.” [[Interview, ACF, 5/29/15](#)]

**During Lloyd's Tenure As Director, HHS' Office Of The Inspector General Intensified Its Oversight Of ORR**

**In 2018, The OIG “Intensified” Its Oversight Of ORR** “We intensified our oversight of the HHS Office of Refugee Resettlement’s (ORR’s) Unaccompanied Alien Children Program, with a focus on the care of children residing in ORR facilities and the reunification of separated children and their parents.” [\[OIG Semiannual Report Fall 2018\]](#)

- **“OIG Conducted Site Visits To 45 Facilities As Part Of Our Ongoing Initiative To Identify Vulnerabilities In The Office Of Refugee Resettlement (ORR) Facilities’ Efforts To Protect UAC In Their Care.”** “OIG began an expansive, multidisciplinary project during this reporting period focusing on the care and well-being of UAC residing in ORR facilities, including the subset of children who were separated and deemed ineligible for reunification. To date, we have conducted site visits of 45 ORR facilities across the country, and we are analyzing the data we collected. Results of our work will be available in the next reporting period.” [\[OIG Semiannual Report Fall 2018\]](#)
- **“Some ORR Grantees May Not Have Complied With Health And Safety Requirements To Ensure The Safety Of UAC In ORR’S Care.”** “OIG found that Florence Crittenton Services of Orange County, Inc., did not meet safety standards in its release of some children to sponsors without conducting required background checks to ensure sponsors were vetted. Additionally, although Heartland Human Care Services, Inc., generally met applicable safety standards for the care and release of children in its custody, OIG found instances when it lacked appropriate supervision and monitoring of children in some classrooms and did not have documentation assuring that required records were provided upon children’s release to sponsors.” [\[OIG Semiannual Report Fall 2018\]](#)

**Lloyd Lied About Tracking Separated Children, Misidentifying At Least 14 Children As Unaccompanied, But Obsessively Tracked Pregnant Women In ORR Custody**

**ORR Did Not Keep A Spreadsheet Tracking Separated Children And Omitted 14 Migrant Children From Its Count Of Minors Who Were Separated From Their Parents...**

**ORR Did Not “Keep A Spreadsheet Tracking Separated Families** “For instance, three individuals with knowledge of the operation said Lloyd made decisions that complicated reunifications. For instance, the office did not keep a spreadsheet tracking separated families.” [\[Politico, 10/23/18\]](#)

**ORR Director Scott Lloyd Reportedly Instructed Staff Not To Include At Least 14 Migrant Children In Its Count Of Minors Whom Officials Separated From Their Parents At The Border.** “The Trump administration failed to include at least 14 migrant children in its count of minors whom officials separated from their parents at the border, which has left the overlooked children in HHS custody for months, the administration told a federal court late Thursday night. The revelation was contained in a filing in which administration officials acknowledged that their previous count of 2,654 separated children was inaccurate, and raising it to 2,668. ... Following a June 26 court order to promptly reunite thousands of separated families, the two agencies undertook their own reviews to understand the scope of the problem but arrived at different counts. An official with knowledge of the process told POLITICO that Scott Lloyd, ORR’s controversial director, made the decision to go with the lower number. HHS leaders are currently reviewing Lloyd’s oversight of the refugee office.” [\[Politico, 10/26/18\]](#)

### **But Before He Was Even Sworn In As Head Of ORR Lloyd Ordered An Accounting Of All Pregnant Girls In ORR Care And Had Staff Call Each Shelter To Verify The Pregnancies...**

Before Lloyd was even sworn in as the head of the ORR, he ordered an accounting of all pregnant girls in the office's custody. Internal e-mails show an ORR staffer had to cross-reference reports looking for indications of a possible pregnancy and call each shelter to verify the information before coming up with a tally of 38 girls in 18 shelters. After that, Lloyd began receiving a spreadsheet on a weekly basis listing every pregnant underage girl, her location and number of weeks gestation. [[Rolling Stone, 10/24/18](#)]

### **... But Received A Weekly Spreadsheet Detailing Information On All Pregnant Teens In His Care**

**... But He Receives A Weekly Spreadsheet With Detailed Information On All The Pregnant Teens In ORR Custody.** "Each week, Lloyd receives a spreadsheet with detailed information on all the pregnant teens in O.R.R. custody nationwide. (There were four hundred and twenty last year.) O.R.R. staff members are now forbidden from allowing any of them to have abortions without Lloyd's personal authorization." [[New Yorker, 3/8/18](#)]

### **Lloyd Was Effectively Removed From Directing ORR In July 2018 During The Height Of The Child Reunification Process**

**Scott Lloyd Was "Effective Removed" From Running ORR As HHS Reunited Separated Families** "By mid-July, Lloyd was effectively removed from running his office as the agency rushed to reunite separated families under a court order and amid public outrage, but hit bottlenecks in the refugee office, two individuals told POLITICO. Lloyd's staff instead reported to the agency's emergency response team, including his former deputy White. Azar had tapped the team to help coordinate refugee reunifications — an unusual role for a group that normally handles disasters like hurricanes and disease outbreaks." [[Politico, 10/23/18](#)]

### **During The Height Of The Crisis, ORR Director Lloyd Spent His Time Writing An Anti-Abortion Book And A Week On Vacation...**

### **Lloyd Spent His Time Writing An Anti-Abortion Book, Rather Than Attending To The Children In His Care**

**ORR Director Scott Lloyd Has Been Writing A Book About His Anti-Abortion Beliefs, Reportedly Prompting HHS Lawyers To Get Involved.** "The Trump administration's controversial refugee office director is writing a book about his anti-abortion beliefs, two individuals with knowledge confirmed to POLITICO. Scott Lloyd, who's been under fire for his stewardship of separated migrant children in federal custody, has been working on the book while employed at HHS, the individuals say. Government employees typically are discouraged from writing books about subjects that overlap with their official responsibilities, and HHS lawyers have been involved in the matter." [[Politico, 11/13/18](#)]

**Lloyd's Book Would Reportedly Discuss The Need For Anti-Abortion Policies, Drawing On His Own Spiritual "Awakening."** "Lloyd's book would detail the need for anti-abortion policies, drawing on his own spiritual 'awakening,' said one person familiar with the project. While in law school, Lloyd wrote about his anguished decision to help pay for a partner to get an abortion and how that shaped his beliefs, Mother Jones reported this summer." [[Politico, 11/13/18](#)]

...Which Came To Light When 250 Children Were Still Separated From Their Families

**As Of October 2018, Nearly 250 Children Remain Separated From Their Families.** “Nearly four months after a federal judge ordered the Trump administration to reunite families separated at the border, 245 children remain in government custody, according to a new analysis of government data by the American Civil Liberties Union. The parents of 175 of the children have been deported, the report says, and 125 of them so far have decided to remain in the United States and pursue asylum on their own.” [Washington Post, [10/18/18](#)]

**... And According To His Calendar, Lloyd Was On Vacation For At Least One Week During The Height OF The Separation Crisis**

**Scott Lloyd May Have Been On Vacation From August 21, 2018 To September 2, 2018.** [EF FOIA Response, Scott Lloyd Calendar, accessed 12/18/18]

# August 20, 2018 - August 26, 2018

August 2018							September 2018						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
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							30						

## Monday, August 20

- 12:00am Scott on (b)(6) - Lloyd, Scott (ACF) →
- Lauren Telework - Edwards, Lauren (ACF) ☐
- 9:00am - 9:30am ORR Prep Call for UAC Department Mtg (Scotts office/ 605-475-3220 / (b)(6) - White, Laura (ACF)
- 11:30am - 12:30pm Legal Services pre meeting (5202 or Meeting Server Main Number: 2027742300/ Participant Access Code: (b)(6)
- 12:30pm - 1:30pm Border Security Weekly Call (EEOB 176) - Bristow, Justin A. EOP/NSC ☐
- 1:00pm - 2:00pm Follow-up meeting with OTIP and draft FRN for Reorg (4026A Conference Room ) - Stirrup, Heidi (ACF)
- 3:00pm - 4:00pm USG Prep Teleconference for NT + MX Meeting on August 23 (Dial In: 1-855-852-7677 | (b)(6) - McCament,
- 4:30pm - 5:00pm Jallyn/ Scott check in (Scott's office) - Lloyd, Scott (ACF)
- 5:00pm - 5:30pm Ken/ Scott check in (Scott's office) - Lloyd, Scott

## Wednesday, August 22

- ← Scott on vacation? - Lloyd, Scott (ACF) →
- 1:30pm - 2:00pm Scott/Pedro/Trina/Ken/JH - meeting (Scott's office) - Lloyd, Scott (ACF)
- 2:00pm - 3:00pm Call on Consular Notification and Access (888-330-1716/access code: (b)(6) - Lang, Karin M
- 3:00pm - 3:30pm Sara/ Scott check in (Scott's office) - Lloyd, Scott (ACF)
- 4:00pm - 4:30pm ORR/ Steve check in (IOAS conference room) - Lloyd, Scott (ACF)
- 5:30pm - 6:00pm UAC Funding Projections (614-G (866) 873-9344 pw: (b)(6) - DeputySecretary (OS/IOS)
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm) (<https://www.vre.org/service/schedule/#sched-mana-sb>) ☐

## Friday, August 24

- ← Scott on vacation? - Lloyd, Scott (ACF) →
- Ken- Telework - Tota, Kenneth (ACF) ☐
- Lauren AWS - Edwards, Lauren (ACF) ☐

## Tuesday, August 21

- ← Scott on vacation? - Lloyd, Scott (ACF) →
- 8:15am - 8:45am ORR UAC check-in (dial-in below) - Hayes, Jonathan (ACF)
- 12:15pm - 1:00pm Legal Services Briefing (IOAS Conference Room/ Meeting Server Main Number: 2027742300/ Participant Access Code:
- 1:00pm - 1:30pm Call Gary Jones
- 1:30pm - 2:00pm OTIP/ ORR Meeting (Scott's office 5101) - Lloyd, Scott (ACF)
- 2:15pm - 3:00pm ORR meeting with Sebrina (5202 ) - Lloyd, Scott (ACF)
- 3:00pm - 3:30pm HHS / SWKey - Conf Call (dial-in below) - Hayes, Jonathan (ACF)
- 4:30pm - 5:00pm Weekly Immigration Deputies Call (202-395-6392;
- 5:15pm - 5:45pm Scott/ Ken/ Trina/ JH/ PM check in (Scott's office/
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm)

## Thursday, August 23

- ← Scott on vacation? - Lloyd, Scott (ACF) →
- 9:30am - 10:00am SOT and W-F awards (Scott's office) - Tota, Kenneth (ACF)
- 10:15am - 10:45am Driver (b)(6) contact # is (b)(6)
- 11:00am - 12:30pm Canceled: Border Security PCC (EEOB 476) - Bristow, Justin A. EOP/NSC ☐
- 12:30pm - 1:00pm Driver (b)(6) contact # is (b)(6)
- 1:00pm - 2:00pm Repat Meeting/ Meeting Server Main Number: 2027742300/ Participant Access Code: (b)(6) (4125) - Lloyd,
- 1:15pm - 1:45pm Driver Requested Charles Sansom; contact # is
- 2:00pm - 5:00pm DoS Meeting
- 5:00pm - 5:30pm Driver Requested/ (b)(6) contact # is
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm)

## Saturday, August 25

- ← Scott on vacation? - Lloyd, Scott (ACF) →

## Sunday, August 26

- ← Scott on vacation? - Lloyd, Scott (ACF) →

# August 27, 2018 - September 2, 2018

August 2018							September 2018						
Su	Mo	Tu	We	Th	Fr	Sa	Su	Mo	Tu	We	Th	Fr	Sa
					1	2	3	4					1
5	6	7	8	9	10	11	2	3	4	5	6	7	8
12	13	14	15	16	17	18	9	10	11	12	13	14	15
19	20	21	22	23	24	25	16	17	18	19	20	21	22
26	27	28	29	30	31		23	24	25	26	27	28	29
							30						

## Monday, August 27

- ← Scott on (b)(6) - Lloyd, Scott (ACF) →
- 12:00am Laura- Training - White, Laura (ACF) →
- Lauren on Leave - Edwards, Lauren (ACF)
- Lauren Telework - Edwards, Lauren (ACF) ☐
- 12:30pm - 1:30pm Border Security Weekly Call (EEOB 176) - Bristow, Justin A. EOP/NSC ☐
- 3:01pm - 4:01pm WebEx Personal Conference confirmation: Edward Lloyd's Personal Conference (WebEx Online) - Cisco WebEx
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm) (<https://www.vre.org/service/schedule/#sched-mana-sb>) ☐

## Tuesday, August 28

- ← Scott on (b)(6) - Lloyd, Scott (ACF) →
- ← Laura- Training - White, Laura (ACF) →
- 12:00am Ken in PHX - Tota, Kenneth (ACF) →
- 4:30pm - 5:00pm Weekly Deputies Immigration Call (202-395-6392; (b)(6)) - Policy Coordinator
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm) (<https://www.vre.org/service/schedule/#sched-mana-sb>) ☐

## Wednesday, August 29

- ← Scott on (b)(6) - Lloyd, Scott (ACF) →
- ← Laura- Training - White, Laura (ACF) →
- ← Ken in PHX - Tota, Kenneth (ACF) →
- 12:00am Brian on Leave - Kurkky, Brian (ACF) (CTR) →
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm) (<https://www.vre.org/service/schedule/#sched-mana-sb>) ☐

## Thursday, August 30

- ← Scott on (b)(6) - Lloyd, Scott (ACF) →
- ← Laura- Training - White, Laura (ACF) →
- ← 12:00am Ken in PHX - Tota, Kenneth (ACF) →
- ← Brian on Leave - Kurkky, Brian (ACF) (CTR) →
- 11:00am - 12:30pm Canceled: Border Security PCC (EEOB 476) - Bristow, Justin A. EOP/NSC ☐
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm) (<https://www.vre.org/service/schedule/#sched-mana-sb>) ☐

## Friday, August 31

- ← 12:00am Scott on (b)(6) - Lloyd, Scott (ACF)
- ← 12:00am Laura- Training - White, Laura (ACF)
- ← Brian on Leave - Kurkky, Brian (ACF) (CTR) →
- Lauren Telework - Edwards, Lauren (ACF) ☐
- 6:58pm - 8:09pm Last VRE L'Enfant to (b)(6) (6:58pm) (<https://www.vre.org/service/schedule/#sched-mana-sb>) ☐

## Saturday, September 1

- ← Brian on Leave - Kurkky, Brian (ACF) (CTR) →

## Sunday, September 2

- ← Brian on Leave - Kurkky, Brian (ACF) (CTR) →

... Just After Reports Of Children Being Sexually Abused By Staff Members At ORR-Funded Facilities Came To Light



**In August 2018, It Was Revealed That A Worker At An ORR-Funded Facility Had Been Charged With “11 Sex Offenses After Authorities Accused Him Of Molesting At Least Eight Unaccompanied Immigrant Boys Over Nearly A Year.”**... “A youth care worker for Southwest Key has been charged with 11 sex offenses after authorities accused him of molesting at least eight unaccompanied immigrant boys over nearly a year at one of the company’s shelters in Mesa, Arizona, federal court records show ...ProPublica only discovered Pacheco’s case while trying to find additional information about a vague reference to a molestation case in Arizona inspection records.” [[Pro Publica, 8/2/18](#)]

**... Which Federal Officials Knew About But Did Not Mention When Asked About The Allegations.** “Federal officials had known about the case when answering questions from ProPublica last week and when describing the conditions of the shelters before Congress, but did not mention it.” [[Pro Publica, 8/2/18](#)]

**At The End Of July 2018, There Were Several Reports Of Children Being Sexually Abused By Staff Members At HHS-Funded Facilities.** “Using state public records laws, ProPublica has obtained police reports and call logs concerning more than 70 of the approximately 100 immigrant youth shelters run by the U.S. Health and Human Services department’s Office of Refugee Resettlement. While not a comprehensive assessment of the conditions at these shelters, the records challenge the Trump administration’s assertion that the shelters are safe havens for children. The reports document hundreds of allegations of sexual offenses, fights and missing children.” [[ProPublica, 7/27/18](#)]

- **A 6-Year Old Girl Separated From Her Father Was Reportedly Repeatedly Sexually Abused By An Older Child At Her Facility.** “According to immigrant-rights advocates, a 6-year-old girl separated from her mother under the Trump administration’s “zero-tolerance” immigration policy was sexually abused while at an Arizona detention facility run by Southwest Key Programs. The child was then made to sign a form acknowledging that she was told to maintain her distance from her alleged abuser, who is another child being held at the same detention facility.” [[The Nation, 7/27/18](#)]
- **A 14-Year-Old Girl Was Also Sexually Abused At Another Southwest Key Migrant Children Shelter In Phoenix, AZ.** “Fernando Magaz Negrete, a 32-year-old employee of federal contractor Southwest Key Programs, is accused of slipping into the girl’s room late at night and forcibly kissing and inappropriately touching her, according to court documents. He was arrested and charged Tuesday, July 31, with molestation of a child, sexual abuse, and aggravated assault. A spokesman for Southwest Key Programs, which operates dozens of shelters across the country for migrant children, said the employee has been fired.” [[Washington Post, 8/2/18](#)]
- **According To ProPublica, A Former Worker At Another Southwest Key Shelter For Immigrant Youths In Arizona Has Been Accused Of Molesting 8 Teenage Boys Over A Nearly Year Long Period At The Facility.** “A youth care worker for Southwest Key has been charged with 11 sex offenses after authorities accused him of molesting at least eight unaccompanied immigrant boys over nearly a year at one of the company’s shelters in Mesa, Arizona, federal court records show. The allegations against Levian D. Pacheco, who is HIV-positive, include that he performed oral sex on two of the teenagers and tried to force one of them to penetrate him anally. The other six teens — all between 15 and 17 — said Pacheco had groped them through their clothing. All of the incidents are alleged to have taken place between August 2016 and July 2017,

according to a court filing last week that laid out the government's case." [[ProPublica, 8/2/18](#)]

- **Migrants In Holding Cells Face Extremely Cold Conditions, Affecting Their Physical Health And Their Children's, That Could Affect Their Health Upon Transfer To Orr Facilities.** "So notoriously cold are the U.S. Border Patrol's detention cells that those heading north are warned that the first stop will be a hielera, or "icebox." The shivering stay is a rite of passage, and at the busiest border stations, the floors and benches are crowded with detainees bundled in silver polyethylene sheets, the only blankets made available. Their shifting bodies produce a constant crinkling, like the sound of Christmas gifts being unwrapped for hours on end...Maria's 4-year-old son had become "very sick" because of the cold, it notes." [[Washington Post, 8/7/18](#)]

### **Lloyd's Potential Vacation Was Taken Just Days After He Coldly Denied Abuse Allegations At ORR Facilities**

**In An August 2018 Op-Ed, Lloyd Defended ORR-Funded Shelters Against Multiple Claims of Abuse From Children.** "A facility referenced in the Aug. 6 editorial 'Child abuse, overseen by the government,' the Shenandoah Valley Juvenile Center, has been a part of the Office of Refugee Resettlement shelter facility network since 2009. As with any service provider in our network, the center is routinely monitored for compliance to ensure it meets the quality standards put forth by my office, Virginia and local municipalities. The same standard of care we expect for your kids and mine we expect for the kids in Office of Refugee Resettlement care. Although the official report documenting the outcomes of the recent Child Protective Services monitoring of their program is not yet published, Child Protective Services officials informed the Shenandoah Valley Juvenile Center and the Office of Refugee and Resettlement that the abuse claims were unfounded." [[Scott Lloyd, Letter to the Editor, 8/13/18](#)]

### **Lloyd Also Praised A Shelter After It Was Revealed That They Were Forcibly Giving Children Psychiatric Drugs**

**Scott Lloyd Even Praised The Shiloh Treatment Center Shelter...** "Trump administration officials also maintain that the children are in good hands at Shiloh and other facilities paid to supervise immigrant children. Scott Lloyd, director of the Office of Refugee Resettlement, said in a June press briefing that his agency is "proud of its partnership with our UAC care providers," using the acronym for unaccompanied alien children. "I've witnessed firsthand the good work they do throughout the U.S. to ensure UACs receive proper care and services," he said." [[Daily Beast, 8/8/18](#)]

**... After It Was Revealed That Staff Members Were "Forcibly Injecting" Children With Powerful Psychiatric Drugs.** "President Donald Trump's 'zero tolerance' policy is creating a zombie army of children forcibly injected with medications that make them dizzy, listless, obese and even incapacitated, according to legal filings that show immigrant children in U.S. custody subdued with powerful psychiatric drugs. Children held at the Shiloh Treatment Center, a government contractor south of Houston that houses immigrant minors, described being held down and injected, according to the federal court filings. The lawsuit alleges that children were told they would not be released or see their parents unless they took medication and that they only were receiving vitamins." [[Texas Tribune, 6/20/18](#)]

## **Career Official Jonathan White Testified To Congress—Claiming That He Sounded The Alarm On The Detriments Of A Potential Separation Policy**

**Jonathan White Is A Career Official In The Department Of Health And Human Services Where He Served As Deputy Director of the Office of Refugee Resettlement And Then Transferred To The Office Of The Assistant Secretary for Preparedness and Response.** “I am presently assigned to the Office of the Assistant Secretary for Preparedness and Response (ASPR), and previously served as the Deputy Director of the Office of Refugee Resettlement (ORR) for the Unaccompanied Alien Children’s (UAC) Program. I will provide an update on an interagency effort that HHS expects to have a positive impact on the work of the UAC program.” [Jonathan White Testimony, Committee on Senate Homeland Security and Governmental Affairs Subcommittee on Permanent Investigations, 8/16/18]

### **Jonathan White Reportedly Sounded A Warning About The Potential Harms Of The Family Separation Policy...**

**Former ORR Official Jonathan White Told Legislators That What Went Wrong With The Policy Is That Separated Children Were “Designated” As “Unaccompanied” Even Though They Came With Parents.** During the Senate Judiciary hearing on the family separation crisis, HHS career official Jonathan White testified that after the declaration of the “zero tolerance” policy on April 6, 2018, children were separated from their parents but were “designated” as “unaccompanied alien children” or “UACs” and placed in care of ORR. This was White’s response to Senator Sheldon Whitehouse’s question, “What went wrong?” at the hearing. [[Washington Post, 8/1/18](#)]

**White Also Testified That He Expressed Warnings To The Trump Administration That The Zero Tolerance Policy On Families And Children Could Do Serious Harm.** White said, “We raised concerns about the effect on children and the effect on the program,” such as the risk of trauma for the children. [[Politico, 7/31/18](#)]

**White Was Told By The Trump Administration That Separating Families Was “Not Part Of Its ‘Zero Tolerance’ Policy.”** “White, a commander in the U.S. Public Health Service Commissioned Corps, suggested that not only were his warnings unheeded, but that he was also misled by the Trump administration who told him that separating families was not part of its ‘zero tolerance policy.’” [[Washington Post, 8/1/18](#)]

### **... And White Even Told Congress That He Raised His Concerns Directly With Scott Lloyd, Maggie Wynne, And Steven Wagner In February 2017**

**February 2017: Career HHS Official Jonathan White Said That He Encouraged ORR Director Scott Lloyd, ACF Director Steven Wagner And Human Services Counselor Maggie Wynne To Intervene To Stop The Family Separations Policy But Was Told There Would Be No Such Policy.** A federal health official testified Thursday he warned three Trump appointees about the potential health risks of separating migrant children from their parents more than a year before the administration announced the controversial policy. Jonathan White, a career civil servant who helped lead efforts to reunify thousands of separated families, told a congressional oversight panel he first learned in February 2017 the administration was considering separating migrant families. He said he quickly encouraged the Department of Health and Human Services officials to intervene to stop the policy, but he said they told him the

administration would not implement the policy — though it would later be formally announced in May 2018 before being scrapped amid public uproar about six weeks later. ... White, the career HHS official, said he had raised concerns to Scott Lloyd, then-director of the HHS refugee office; Steven Wagner, then-acting assistant secretary for children and families; and counselor Maggie Wynne.” [\[Politico, 2/7/19\]](#)

- **Jonathan White: “I Do Not Believe That Separation Of Children From Their Parents Is In The Best Interest Of The Child ... Neither I Nor Any Career Person In (The Office Of Refugee Resettlement) Would Ever Have Supported Such A Policy Proposal.”** “‘I do not believe that separation of children from their parents is in the best interest of the child,’ he told the House Energy and Commerce Committee’s Subcommittee on Oversight and Investigations. ‘Neither I nor any career person in (the Office of Refugee Resettlement) would ever have supported such a policy proposal,’ said White, who previously served as the deputy director of the office’s Unaccompanied Alien Children program.” [\[CNN, 2/7/19\]](#)

**... And In May 2018: Maggie Wynne Organized And Attended A Meeting With A Department Of Homeland Security Official About Sheltering Migrant Children.**

**Subject:** DHS visit  
**Location:** 200 Independence Ave., SW - Suite 600E

**Start:** Thu 5/10/2018 3:00 PM  
**End:** Thu 5/10/2018 3:15 PM  
**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Wynne, Maggie (HHS/IOS)  
**Required Attendees:** lori.sims@hq.dhs.gov

My office is on the 6<sup>th</sup> floor in the northwest corner.

### **November 2018: The Trump Administration Continued Child Separation, Months After The Policy Had “Ended.”**

**Trump Administration Has Quietly Resumed Child Separations; Legal Services Organization Finds At Least 16 New Cases.** “The Trump administration has quietly resumed separating immigrant families at the border, in some cases using vague or unsubstantiated allegations of wrongdoing or minor violations against the parents, including charges of illegally re-entering the country, as justification. Over the last three months, lawyers at Catholic Charities, which provides legal services to immigrant children in government custody in New York, have discovered at least 16 new separation cases. They say they have come across such instances by chance and via their own sleuthing after children were put into temporary foster care and shelters with little or no indication that they arrived at the border with their parents.” [\[ProPublica, 11/27/18\]](#)

**Trump Administration Has Taken 81 Migrant Children From Their Families At The Border Since June Executive Order To Cease Separations.** “The Trump administration separated 81 migrant children from their families at the U.S.-Mexico border since the June executive order that stopped the general practice amid a crackdown on illegal crossings, according to government data obtained by The Associated Press. Despite the order and a federal judge’s later ruling, immigration officials are allowed to separate a child from a parent in certain cases — serious criminal charges against a parent, concerns over the health and welfare of a child or medical concerns. Those caveats were in place before the zero-tolerance policy that prompted the earlier separations at the border.” [[Washington Post / AP, 12/6/18](#)]

**... And In December, The Administration Requested An Additional \$190 Million To Pay For The Growing Number Of Children In ORR Custody**

**December 2018: The Trump Administration Requested An Additional \$190 Million To Pay For The Growing Number Of Detained Immigrant Children In ORR Custody.** “The Trump administration wants Congress to appropriate another \$190 million to pay for the growing number of detained immigrant children under the care of HHS’ Office of Refugee Resettlement, according to a funding request shared with POLITICO by Rep. Rosa DeLauro’s office. The request submitted by the White House earlier this week called the extra money necessary to ‘address fiscal pressure the program is facing due to current program trends,’” [Politico, 12/7/18]

- **The Requested Funding Would Be Tacked Onto A Spending Agreement Being Negotiated By Congress, Despite Lawmakers Already Approving A Full-Year Budget For HHS.** “That funding would be tacked onto the spending agreement Congress is negotiating over the next couple weeks — even though lawmakers months ago cleared a full-year budget for HHS and its divisions.” [Politico, 12/7/18]