

# ATTACHMENT 1

## Points of Contact

1. Notification of detention of Mexican nationals and Consular access.

**Consulate General of Mexico in Nogales, Arizona  
Department of Protection and Legal Affairs**

**Consulate General of Mexico in Phoenix, Arizona  
Department of Protection to Mexican Nationals**

**Consulate of Mexico in Tucson, Arizona  
Department of Protection and Legal Affairs**

**Consulate of Mexico in Douglas, Arizona**

2. Names, positions and contact information of the Offices responsible for receiving Mexican nationals and coordinating repatriation activities.

**National Institute of Migration (INM)**

Nogales, Sonora

Agua Prieta, Sonora

Naco, Sonora

Sonoyta, Sonora

3. Names, positions and contact information of the Offices responsible for receiving information about the repatriation of persons suspected of committing, or known to have committed, criminal violations and have been identified as being of special interest to the Government of Mexico.

**Attorney General of Mexico (PGR)**

**A copy of the information should be sent to:**

**Consulate General of México in Nogales, Arizona  
Department of Protection and Legal Matters**

4. Names, positions and contact information of the Offices responsible for delivering the Mexican nationals and coordinating repatriation activities.

**U.S. Customs and Border Protection (CBP)  
Office of Field Operations (OFO)**

Douglas Port of Entry

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Naco Port of Entry

Nogales Port of Entry

Sasabe Port of Entry

Lukeville Port of Entry

Sky Harbor/Phoenix International Airport

Tucson International Airport

Tucson OFO

**U.S. Border Patrol (USBP) -Tucson Sector**

Ajo USBP Station

Casa Grande USBP Station

Tucson USBP Station

Nogales USBP Station

Sonoita USBP Station

Brian A. Terry USBP Station

Douglas USBP Station

Willcox USBP Station

**U.S. Immigration and Customs Enforcement (ICE)  
Office of Enforcement and Removal Operations (ERO)**

Eloy ERO Office

Florence ERO Office

Phoenix ERO Office

Tucson ERO Office

**Office of Homeland Security Investigations (HSI)**

Tucson HSI Office

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Sells HSI Office

Nogales HSI Office

Douglas HSI Office

Yuma HSI Office

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## ATTACHMENT 2

**Ports of Repatriation, Schedules of Repatriation and Conditions  
For Routine Notification of Repatriations of Mexican Nationals**

**The identified Ports of Entry and hours of repatriation in this attachment, except where otherwise outlined in this arrangement, should be applicable to all repatriations conducted by the U.S. Border Patrol, Enforcement and Removal Operations, and Homeland Security Investigations.**

<b>PORTS OF REPATRIATION</b>	<b>SCHEDULES OF REPATRIATION</b>
1. Douglas Port of Entry	No Repatriations except under established exceptions with appropriate notifications to GOM.
2. Naco Port of Entry	No Repatriations except under established exceptions with appropriate notifications to GOM.
3. DeConcini Port of Entry (Nogales)	<p><b>Repatriations in general:</b> 0500-2200 hours.</p> <p><b>Repatriation of unaccompanied juveniles:</b> 0700-1830 hours (September through February) and 0700-1930 hours (March through August).</p> <p><b>Repatriation of pregnant women:</b> 0700-1800 hours (September through February) and 0700-1930 hours (March through August).</p> <p><b>Repatriation of other special needs:</b> 0800-1830 (May include, but not limited to unaccompanied women, elderly, medically vulnerable, or any case requiring special consideration of repatriation)</p>

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4. Mariposa Port of Entry (Nogales)	No Repatriations except under established exceptions with appropriate notifications to GOM.
5. Sasabe Port of Entry	No Repatriations except under established exceptions with appropriate notifications to GOM.
6. Lukeville Port of Entry	No Repatriations except under established exceptions with appropriate notifications to GOM.
7. Sky Harbor/Phoenix International Airport	No Repatriations except under established exceptions with appropriate notifications to GOM.
8. Tucson International Airport	No Repatriations except under established exceptions with appropriate notifications to GOM.

**Conditions for routine notifications of repatriations of Mexican nationals**

Consistent with this Arrangement, the DHS Participants should take into consideration the following conditions for routine notifications of repatriations of Mexican nationals:

1. All notifications should be done primarily through telephone, and secondary notification may be done through fax and e-mail.
2. In cases related to the repatriation of unaccompanied juveniles in DHS custody, specifically U.S. Border Patrol, the Consulate should notify the INM authorities about the repatriation of the juveniles and send through fax the list of the repatriated juveniles.

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3. In regard to unaccompanied juveniles detained at the designated Ports of Entry, repatriation should be conducted through the Consulate.
4. The DHS Participants should provide the Mexican authorities lists of the persons to be repatriated, which should be signed by the Mexican Authorities as acknowledgement of receipt of the repatriated Mexican nationals. The lists should contain the basic information included in DHS's form I-216. The DHS Participants should provide a list for each repatriated group. The Mexican authorities should provide appropriate officials at the point of repatriation to receive the requested information.
5. When individuals who have been convicted of criminal offenses are being repatriated, the aforementioned list should also include, whenever possible, the following information: alias, registration number, type of removal, crime, date of conviction and time served.
6. The repatriation of known fugitives wanted by the Government of Mexico should be done separately from the repatriation of other Mexican nationals. These procedures should comply with the specific procedures that both Federal governments (Washington D.C. and Mexico City) establish.
7. In cases of groups larger than 50 (fifty) persons, the DHS Participants should, when operationally possible, notify INM one (1) hour in advance, to allow INM to deploy appropriate personnel to reduce the delivery times of the reception of the repatriated Mexican nationals.
8. The repatriation of persons with special needs should adjust to the points of repatriation, schedules and conditions indicated in the table that appears at the beginning of this Attachment 2, as well as to the conditions specified in Attachment 4.
9. In case of doubt about a person's nationality, the DHS Participants should request that the person be interviewed by a Mexican immigration officer.
10. Any repatriated individual found to be a national of a third country by the Mexican authorities should be returned to the DHS officers as soon as possible.
11. Any exception to the established schedule should be properly coordinated with the appropriate authorities. Exceptions may be made for:
  - Assisting a vulnerable person
  - Law enforcement need
  - Operational tempo

DHS Participants should make every effort to notify INM a minimum of thirty (30) minutes prior to repatriating due to exceptions.

**Repatriation of Mexican nationals during severe or extreme weather**

- Participants should be aware of the extreme hazardous weather conditions as announced by the National Weather Service of the United States (NWS), and communicate to discuss the possible impact on repatriations.

**Repatriation of Mexican nationals and delivery of their personal belongings**

The signatory participants should take all feasible steps to ensure that property, valuables, and money retained, are available for return to the rightful owner at the time of initial release from DHS custody.

- If a Mexican national detainee should state to an INM agent that he has not received his personal belongings, INM should immediately notify such circumstances to the Mexican Consulate.

**ATTACHMENT 3**

**Incident Reporting**

**Officers in charge of receiving and/or conveying information about incidents involving alleged misconduct, mistreatment or violations of human rights**

**Consulate General of Mexico in Nogales, Arizona  
Department of Protection and Legal Affairs**

**Consulate General of Mexico in Phoenix, Arizona  
Department of Protection to Mexican Nationals**

**Consulate of Mexico in Tucson, Arizona  
Department of Protection and Legal Affairs**

**Consulate of Mexico in Douglas, Arizona**

**National Institute of Migration**

Nogales, Sonora

Agua Prieta, Sonora

Naco, Sonora

Sonoyta, Sonora

**U.S. Customs and Border Protection (CBP)  
Office of Field Operations (OFO)**

**U.S. Border Patrol (USBP) -Tucson Sector**

**U.S. Immigration and Customs Enforcement (ICE)  
Office of Enforcement and Removal Operations (ERO)**

**Office of Homeland Security Investigations (HSI)**

## ATTACHMENT 4

### Repatriation of Persons with Special Needs

In addition to the details identified in Attachment 2 about Ports and Schedules of Repatriation of persons with special needs, and consistent with Section 12 of this Arrangement, the DHS Participants should consider the following:

When applicable within each category below, the DHS Participants and the Consulate should make every effort to obtain the appropriate medical records and all information about the individual, including any contact information about any known family member of the person.

#### 4.1 Repatriation of unaccompanied minors detained by U.S. Border Patrol

- The repatriations should be conducted through the aforementioned designated Port of Entry in Arizona.
- The Consulate should be notified in order to interview the minors.
- Interviews of unaccompanied minors should be held from 0800 hours to 1800 hours.
- The repatriation of unaccompanied minors should take place consistent with Section 11 of the Arrangement and Attachment 2. Notifications should be made prior to 1800.
- The Consulate should provide in writing a list of the minors to be repatriated by the U.S. Border Patrol, to one of the designated INM office's in Sonora.
- An INM office in Sonora should confirm in writing (via signature on the I-216) having received the repatriated minors.

#### 4.2 Repatriation of unaccompanied minors detained at the designated Ports of Entry in Arizona

- The Consulate should be notified in order to interview the minors. The notification should be done immediately after the detention of the minor.
- Interviews of unaccompanied minors should be held 0800 hours to 1800 hours.
- The repatriation of unaccompanied minors should take place 0800 hours to 1800 hours. Officials from the Consulate should deliver the minor to the INM agent on duty.

#### 4.3 Repatriation of Mexican nationals with special medical needs

- If a special device (crutches, wheelchair, walker, etc.) is needed to facilitate the mobilization and repatriation of individuals, the device should be supplied by the medical center that provided the care for the individuals. In cases where the medical center, as a practice, does

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not provide special devices, the DHS Participants should allow the Consulate a reasonable time to provide the device.

- If the Mexican national is non-ambulatory, the repatriation should not take place until the necessary arrangements with the family or the medical institution receiving the person with special medical needs are made.
- In cases where the Mexican national is able to move under his or her own power utilizing special devices (crutches, wheelchair, or walker), repatriation should take place as early as possible.

#### **4.4 Repatriation of mentally incapacitated people**

- The Consulate should be notified as soon as possible of the intended repatriation of a mentally challenged or incapacitated person, and the repatriation should take place as soon as possible after the notification.
- The repatriation should take place as soon as possible and be received by the designated officials.

#### **4.5 Repatriation of unaccompanied women, pregnant women and elderly people**

- The repatriation of this group of people should be done at the times and places consistent with Section 11 of the Arrangement and Attachment 2.
- In certain circumstances, repatriations might be done outside the scheduled timetables detailed in Attachment 2, once an understanding has been reached by the Participants.

**ATTACHMENT 5****The Safe and Humane Treatment and Repatriation  
Of Unaccompanied Mexican Children**

- 1) For the DHS personnel, all interactions between CBP and ICE personnel and unaccompanied Mexican children, including but not limited to those areas or actions identified in this Local Repatriation Arrangements and all addenda, are to be consistent with and in accordance with all provisions of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008; similarly the interactions of Mexican officers with Mexican children including but not limited to those areas or actions identified in this Local Repatriation Arrangements and all addenda, are to be conducted in accordance with any applicable domestic and international norms and through the application of the Consular Protection Protocol for Unaccompanied Migrant Children and Adolescents.
- 2) The U.S.-Mexico Local Repatriation Arrangements are to be the guiding framework for the safe and humane treatment and repatriation of unaccompanied Mexican children.
- 3) Repatriations of Unaccompanied Mexican Children are to be conducted in a manner consistent with the Local Repatriation Arrangement for the area through which unaccompanied Mexican children are returned, consistent with the times and location outlined in Attachment 2 of the Local Repatriation Agreements, and to appropriate Mexican government officials. In cases where the best interest of an individual child requires deviation from the Local Repatriation Arrangement, such actions are to be taken only with the coordination and concurrence of the competent U.S. and Mexican officials.
- 4) DHS personnel must determine whether an unaccompanied child encountered at a land border or port of entry is capable of making an independent decision and screen appropriately for signs victimization of a severe form of trafficking, risk of trafficking upon return, and fear of return due to a credible fear of persecution.
- 5) If DHS personnel determine that an unaccompanied Mexican child has been, a victim of a severe form of trafficking, is at risk of being trafficked upon return or is afraid to return to Mexico because of a credible fear of persecution, or that he or she is not able to make an independent decision to withdraw his or her application for admission to the United States, DHS personnel are to:
  - a. Engage in established protection processes and procedures available under U.S. law including in removal proceedings before an immigration judge;
  - b. Notify and provide consular access to unaccompanied Mexican children consistent with existing arrangements, agreements and legal obligations.
- 6) Mexican Consular and Immigration officials are to duly coordinate with CBP and ICE through established local relationships, and among relevant Mexican agencies or groups, regarding the safe and humane treatment of and/or return of unaccompanied Mexican

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children being repatriated, including appropriate intervention with unaccompanied Mexican children.

- 7) In cases where the application of the Consular Protection Protocol for Unaccompanied Migrant Children and Adolescents by Mexican officials results in the identification of potential victims of a severe form of trafficking or subjects that claim a fear of return due to a credible fear of persecution, all applicable information is to be provided to DHS in order to evaluate any potential further protective actions.
- 8) DHS and Mexican officers, agents, and personnel who have substantive contact with unaccompanied Mexican children are to receive appropriate training on the implementation of these repatriation arrangements, including on identifying children who are victims of a severe form of trafficking and children for whom asylum, special immigrant relief, and/or other government or group support that may be appropriate; additionally, the Government of Mexico intends to share with DHS the Consular Protection Protocol for Unaccompanied Migrant Children and Adolescents, including best practices in interviewing unaccompanied minors.
- 9) In order to safeguard unaccompanied children who are nationals of third countries, both DHS and Mexican agencies aver their respective and collective intent to intervene with all appropriate measures at the earliest point possible, consistent with their respective legal frameworks and international commitments, and in harmony with the principles outlined in the Managua Extraordinary Declaration issued by Vice Ministers and the Heads of Delegation of the Member Countries of the XIX Regional Conference on Migration held in Managua, Nicaragua in June 2014.
- 10) Concerns with implementation of this addendum should be addressed locally, with issues being elevated to the Repatriation Technical Working Group when resolution at a lower level is not possible.