

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. report	Re: Chinese Migrant Ships (3 pages)	00/00/0000	P1/b(1)

COLLECTION:

Clinton Presidential Records
Domestic Policy Council
Irene Bueno
OA/Box Number: 17173

FOLDER TITLE:

Miscellaneous: Alien Smuggling

2017-1120-S

ry2222

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

► **Julie A. Fernandes**
09/28/98 07:26:20 PM
.....

Record Type: Record

To: Elena Kagan/OPD/EOP
cc: Laura Emmett/WHO/EOP
Subject: Alien smuggling

Elena,

I attended an NSC meeting this afternoon re: alien smuggling and, in particular, how we (the federal government) can better handle situations where boat loads of Chinese are found off the western coast. These migrants sometimes head for Mexico (from where they will be smuggled to the U.S.) and sometimes head for the U.S. Thus, it is a law enforcement issue for both countries.

The only immigration issue discussed was whether INS's expedited removal procedures could be adapted to better handle boat loads of Chinese. Under the current system, a person who arrives in the country without proper immigration papers is immediately deported, unless that person can make a threshold claim of asylum. The DOJ and INS have worked hard to make this process as fair as possible and have erred on the side of making the threshold showing fairly low. The DOJ believes that, in general, the use of a low threshold works well to carry out its mandate to deport easy cases and detain for investigation border-line cases. DOJ and INS strongly support how expedited removal is being implemented.

However, b/c of this low threshold and a recent change in the law that allows credible fear of persecution to be established based on the birth control policies of the migrant's home country, more than 90% of Chinese who arrive on boats are able to make the necessary threshold showing; thus, only a small percentage are quickly deported.

The State Department has asserted that our credibility in asking for greater cooperation from Mexico on this issue requires that we take greater steps to make the necessary changes in our laws so that the Chinese can be repatriated expeditiously from the U.S. However, DOJ does not think that there are regulatory or legislative changes that they would recommend.

However, DOJ is going to take a stab at it. They are preparing an options paper on what regulatory changes could be made to make expedited removal work better for Chinese arriving on boats, without making it worse for the vast majority of immigrants to whom it applies. We should get this in a couple of weeks.

Julie

Withdrawal/Redaction Marker

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JC
LS

Alien Smuggling

9/28/98

PD June 1993

Policies for dealing w/ alien smuggling — Get from Scott

~~Attorney~~

Asylum reform (in this context); looking @ expedited removal

2 goals

- ① Take to 3rd country.
- ② Process of expedited removal that would allow us to bring refugees in; keep others out

Coast Guard is intercepting small boats from China @ Guam
Guam has limited/no detention space; same (on way to)

There are no other countries
to take them to.

w/ Hawaii.
(INS District office)

Disparity btm expedited removal @ sea and on land
(a Guam situation)

15th interception of a Chinese boat attempting to land
(in how long?)

Brought migrants
to San Diego last Friday.
INS custody

Difficult to find a 3rd country or 3rd country to
assist in these situations.

⑤ Guantanamo
or Wake
as temp.
staging
facility

3 issues

- ① Expedited removal as alternative to processing @ sea or in 3rd country
- ② Get more flag states to help
- ③ Proposal for how to deal w/ this in the future — more mining role
- ④ Quicker response from China

(1) Expedited removal

Limited utility for expeditious processing of aliens in this sit.?

DOJ: process is of limited utility

[Focus in this process has been on making sure we get it right - don't turn away those w/ a legitimate asylum claim.]

Have defunded our implementation of the statute.

New statutory provision: another ground for asylum is the family planning policies

95% don't get expelled of home country (China) in the summary proceeding.

Can this be made a more effective tool (?)

DOJ: probably not; optim paper

regulatory leg. (?)
(fairly quickly)
couple of weeks

(2) How to better convince the Mexicans to work w/ us on this.

Try optim #1; may end up w/ optim #2.

State
Cable to
Ambassador
Davidson.

(optim #1)

tell them
that we are
discussing
optim #2.

(3) Close to having a burden-sharing agreement in place (btwn DoD; DOJ)

Wake I.S.; Guantanamo

Get from DOJ
an optim paper
on expedited
removal.



10/11/2014

1. The first step is to find the number of possible outcomes of the event.
2. Then, find the number of outcomes that are favorable to the event.
3. The probability of the event is the ratio of the number of favorable outcomes to the number of possible outcomes.

Example: A bag contains 5 red balls and 3 blue balls. What is the probability of drawing a red ball?

Solution: The number of possible outcomes is 8 (5 red + 3 blue). The number of favorable outcomes is 5 (red balls).

Therefore, the probability of drawing a red ball is $\frac{5}{8}$.

Example: A die is rolled. What is the probability of getting a 6?

Solution: The number of possible outcomes is 6 (1, 2, 3, 4, 5, 6). The number of favorable outcomes is 1 (6).

Therefore, the probability of getting a 6 is $\frac{1}{6}$.

Example: A coin is tossed. What is the probability of getting heads?

Solution: The number of possible outcomes is 2 (heads, tails). The number of favorable outcomes is 1 (heads).

Therefore, the probability of getting heads is $\frac{1}{2}$.

Example: A card is drawn from a standard deck of 52 cards. What is the probability of drawing a heart?

Solution: The number of possible outcomes is 52. The number of favorable outcomes is 13 (hearts).

Therefore, the probability of drawing a heart is $\frac{13}{52}$ or $\frac{1}{4}$.

Example: A number is chosen from 1 to 10. What is the probability of choosing an even number?

Solution: The number of possible outcomes is 10. The number of favorable outcomes is 5 (2, 4, 6, 8, 10).

Therefore, the probability of choosing an even number is $\frac{5}{10}$ or $\frac{1}{2}$.

1. The first step is to find the number of possible outcomes of the event.
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