



International Covenant on Civil and Political Rights

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Human Rights Committee

List of issues prior to submission of the fifth periodic report of the United States of America*

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B. Specific information on the implementation of articles 1–27 of the Covenant, including with regard to the previous recommendations of the Committee

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Elimination of slavery and servitude (art. 8)

18. With reference to the Committee's previous concluding observations (para. 14), please indicate what steps have been taken to strengthen preventative measures against trafficking in persons, increase victim identification, systematically and vigorously investigate allegations of trafficking, prosecute and punish those responsible, and provide effective remedies to victims. In addition, indicate what steps the State party has taken to prevent the criminalization of victims of sex trafficking, including child victims.

19. Please indicate how the State party is ensuring full protection against forced labour for all categories of worker and effective oversight of labour conditions for those participating in temporary visa programmes.

Treatment of foreign nationals, including refugees and asylum seekers (arts. 2, 9, 10, 13, 14, 17, 23, 24 and 26)

20. Please provide information on the specific safeguards in place during the implementation of the zero-tolerance policy. In addition, provide information on the number of individuals who were prosecuted pursuant to the memorandums on zero tolerance for offences under Title 8, section 1325 (a) of the United States Code and on a renewed commitment to criminal immigration enforcement, for illegally crossing the border with children, and on the number of children placed into the custody of the Department of Health and Human Services. Comment on reports that despite a court order mandating the reunion of migrant families, over 300 children are still separated from their parents. Please indicate whether any investigations have commenced into the deaths of migrant children in the care and custody of the Customs and Border Protection authorities, and whether there are any newly enacted safeguards to ensure that such deaths do not happen again.

21. Please provide information on the conditions within immigrant detention facilities, both publicly and privately owned, including access to health care. Describe the conditions

* Adopted by the Committee at its 125th session (4–29 March 2019).



within migration detention facilities specifically for family units, unaccompanied minors, pregnant women and persons with special needs, and comment on the alleged use of “ice boxes” and of forced labour. In addition, provide information on the recently reported use of force by Customs and Border Protection officers at the southern border, including the use of tear gas, smoke and pepper spray on migrants, and describe any oversight mechanisms in place to limit the use of force by such authorities.