



- Failed States
- Organized Crime
- Recruitment
- Family Reunification
- Seeking Better Life

Flores Settlement Agreement Conditions of Custody  
 Prison Rape Elimination Act Requirements  
 8 CFR 236.3(b)(1): Juvenile release in order of preference: (i) parent, (ii) legal guardian, (iii) adult relative, not in service detention. [Applicability]  
 8 CFR 236.3(b)(2): Simultaneous release of juvenile with parent, legal guardian, or adult relative in detention at discretion. [Applicability]



**Apprehension by CBP or Presents at OFO**

Adult

Children Crossing Border

Child

Processed as family unit for return or legal relief

Age Determination, TVPRA §235(b)(4)

Under 18  
 No Legal Status  
 Parent or Legal Guardian not available  
 (§462(g) of HSA of 2002)

Unaccompanied

Accompanied

Contiguous Country of Origin (i.e. Mexico)

Non-Contiguous Country of Origin (i.e. Other than Mexico)

Within 48 hours (TVPRA §235(a)(4)):  
 I-770 Notice of Rights, 8 CFR 236.3(h)  
 CBP 93 (TVPRA §235(a)(2)(A))  
 I-213, Record of Deportable/Inadmissible Alien

Notification Within 48 Hours, TVPRA §235(b)(2): Email to ICE and ORR, Initial Placement Referral Form and ORR determination of Placement  
 Orantes Advisory (El Salvadorans only)  
 I-770 Notice of Rights, 8 CFR 236.3(h), Call to Family Member in the U.S.  
 I-213, Record of Deportable/Inadmissible Alien  
 I-862, Notice to Appear  
 I-286, Notice of Custody Determination  
 No Expedited Removal, Placement in Removal Proceedings, TVPRA §235(a)(5)(D)

Within 72 Hours Transfer to ORR TVPRA §235(b)(3) ICE Transport

HSA of 2002, §462(a) Transfer of Functions to ORR  
 TVPRA of 2008 §235(b,c), Care of custody of UAC with HHS



ORR Shelter

Safe Repatriation TVPRA §235(a)(1)-(2)