

Recommendations on Immigration and Migrants' Rights¹

Universal Periodic Review of the United States of America, May 2015

The Universal Periodic Review (UPR) is a peer review mechanism through which the United Nations Human Rights Council scrutinizes the fulfillment of human rights obligations and commitments in each of the 193 UN Member states, relying in part on materials provided by domestic stakeholders such as civil society organizations.

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In addition, the ACLU's report and briefing materials to the Human Rights Council Working Group on the UPR are available [here](#).

Deaths and excessive use of force against migrants

176.154. Adopt measures at the federal level to prevent and punish excessive use of force by law enforcement officials against members of ethnic and racial minorities, including unarmed persons, which disproportionately affect Afro American and undocumented migrants (Mexico);

176.229. Investigate cases of deaths of migrants by customs and border patrols, particularly those where there have been indications of an excessive use of force, and ensure accountability and adequate reparation to the families of the victims (Mexico);

176.74. Strengthen human rights education programs and training for all civil servants, particularly for law enforcement and immigration officers, and combat impunity concerning abuses against defenceless persons (Costa Rica);

Halt immigrant family detention and seek alternatives to detention

176.252. Halt the detention of immigrant families and children, seek alternatives to detention and end use of detention for reason of deterrence (Sweden);

176.253. Consider alternatives to the detention of migrants, particularly children (Brazil);

Migrant workers

176.138. Take necessary measures to combat discriminatory practices against women and migrant workers in the labour market (Algeria);

¹ This document is a compilation based on the full [U.N. Universal Periodic Review Recommendations to the U.S.](#), which should be used as the authoritative document for citation purposes.

176.328. Review regulations to ensure the protection against exploitation and forced labour of migrant workers (Bolivia (Plurinational State of));

176.331. Effectively respect for the rights of all migrant workers and their family members (Benin);

176.332. That special attention is given to protecting migrant workers from exploitative working conditions, specifically in the agricultural sector (Portugal);

176.333. Ensure the rights of migrant workers, especially in the sector of agriculture where the use of child labourers is a common practice (Holy See);

Other migrants' rights issues

176.254. Treat migrant children in detention with due respect to human rights and work with neighbouring countries to address migrant smuggling challenges in order to end human trafficking (Thailand);

176.329. Review in depth its migration policy (Congo);

176.330. Further improve the rights of immigrants (Senegal);

176.334. Avoid criminalization of migrants (Uruguay);

176.335. Facilitating access for undocumented immigrants and their children to healthcare under that Act (Portugal);

176.336. Consider the establishment of legislation providing for access to basic services for undocumented migrants, particularly health services, in conformity with the Affordable Care Act (Peru);

176.337. Consider reviewing the eligibility requirements to the public welfare system, so that the basic human rights of immigrants, including the undocumented, are guaranteed, in particular access to health for women and children (Honduras);

176.338. Guarantee the right to family reunification of migrants held in detention and continue with the efforts to protect the human rights of migrant persons, particularly their economic, social and cultural rights (Paraguay);

176.339. Ensure due process for all immigrants in immigration proceedings, using the principle of the best interest, especially in the case of families and unaccompanied children (Honduras);

176.340. Re-evaluate mechanisms at federal, state and tribal level, to address the disproportionate impact on immigrant women (Maldives);