



Getting Ready for Immigration Changes in 2021

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Panelists

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Immigration, International Rescue Committee

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(New York)

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Network, Inc. (CLINIC)



The Legal Aid Society (New York)

Direct legal services in New York City

- Removal defense
 - detained, non-detained
- Affirmative immigration benefits
 - natz, I-90, I-751, VAWA, U, T, SIJS, asylum, DACA, TPS, etc
- Youth Project
- Federal
 - impact, habeas, PFR
- Criminal-immigration



The Legal Aid Society (New York)

Impact litigation

- Public charge
- ICE in the courts
- SIJS 18-21
- Separated kids

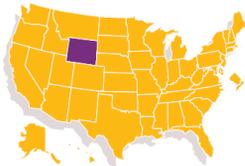
Trainings

Policy advocacy



**CATHOLIC LEGAL
IMMIGRATION NETWORK, INC.
(CLINIC)**

**SUPPORTING
ABOUT
400
NATIONAL
AFFILIATES**



*In 49 states, Washington, D.C.
and over 450 cities*

CAPACITY BUILDING



Training on
program
management



Consultation
on starting
an
immigration
program or
preparing for
immigration
changes



DOJ
recognition
and
accreditation
assistance



Link affiliates
to CLINIC
services
(attorney
hotline,
advocacy,
etc.)

TRAINING AND ADVOCACY



<https://cliniclegal.org/training>



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International Rescue Committee



- Assist over 13,000 individuals each year with:
- Naturalization
 - Family reunification (I-730, I-130)
 - Adjustment of status
 - Asylum, Removal defense
 - DACA, TPS



International Rescue Committee

Technical support for IRC network:



- ★ Trainings and webinars on legal and program management topics
- ★ Mentoring towards DOJ accreditation



- ★ Legal advisories and guidance
- ★ Case-specific analysis and support



- ★ Federal and local advocacy
- ★ Impact litigation (co-plaintiff on ILRC v Wolf)



Assessing the Damage

- Changes over the last four years were done through administrative actions
 - Executive orders / Presidential proclamations
 - Regulations
 - Attorney General opinions
 - Policy memoranda
 - Informal policy changes
- Nothing through legislation passed by Congress



Undoing Administrative Actions

- Notice of Proposed Rulemaking (NPRM)
- Interim Final Rule (IFR)
- Settlement
- Temporary freeze through litigation
- Executive order or proclamation
- Withdraw court opposition
- Non-enforcement statement combined with a Request For Information (RFI) as a precursor to an NPRM or some other more permanent solution
- CRA joint resolutions of disapproval
- Halt/withdraw regulations not yet finalized



Possible positive changes not requiring public notice and comment period

- DACA fully restored
 - Initial applications resume
 - Advance parole applications resume
- TPS designations extended
- DED for Guinea, Liberia, and Sierra Leone
- Travel bans revoked
- Proposed rules not yet final (expanding biometrics, procedures for asylum)
- Adversarial USCIS policy changes (NTAs/RFEs, blank space rejections, mandatory discretionary determinations, procedures for termination of asylum for asylees applying for adjustment of status)



Possible changes that may require public notice and comment period

- > Public charge rules (currently subject to litigation)
- > USCIS fee rule (currently subject to litigation)
- > Asylum transit ban
- > Changes to EAD rule for Asylum Seekers (current rule changed wait period from 150 to 365 days)
- > SIJS regulations (if finalized)
- > EOIR rules on appellate procedures, continuances, motions to reopen/reconsider, fees, asylum criminal bars, etc



Overall Change of Tone that We Anticipate

- Moving away from xenophobic rhetoric to welcoming immigrants in our communities;
- Prioritizing immigrant integration;
- Reinstating stakeholder engagements and public outreach by USCIS;
- Restoring (and hopefully improving on) Obama administration's enforcement priorities.
- Exercising favorable discretion



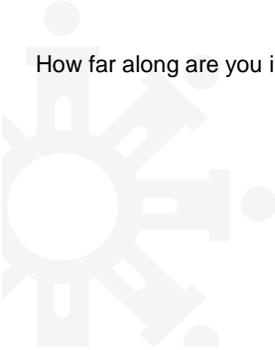
QUESTIONS

What are the challenges?



QUESTIONS

How far along are you in the planning process?



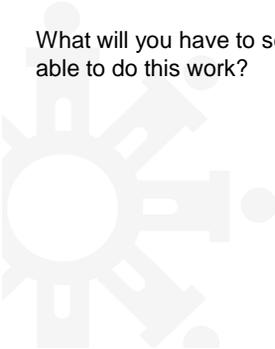
QUESTIONS

What are your priorities?



QUESTIONS

What will you have to set aside or grow to be able to do this work?



QUESTIONS

What resources do you hope to provide to your network or colleagues?



QUESTIONS

How do you think we can help each other?



QUESTIONS

What advice do you offer our audience as they prepare to respond to the changes?



Additional Questions

Questions?

(Use the chat box on the right of your screen to ask questions.)



RESOURCES

- **CLINIC subscription link** - <https://cliniclegal.org/find-legal-help/affiliates/subscription>
- **CLINIC case management resources** - <https://cliniclegal.org/toolkits/case-management>
- **CLINIC DOJ Recognition and Accreditation resources:** <https://cliniclegal.org/toolkits/recognition-accreditation>
- **CLINIC Immigration Hot Topics:** <https://cliniclegal.org/issues>
- **IAN's Online Tools to leverage limited resources:**
 - www.immigrationadvocates.org
 - www.immi.org
 - www.citizenshipworks.org
 - www.immigrationlawhelp.org



Join Us!

Join a community of over 9,000 advocates dedicated to protecting and promoting the rights of immigrants in the United States.

To learn more, visit www.immigrationadvocates.org

-  twitter.com/immadvocates
-  facebook.com/immigrationadvocates