

SUPPORTING STATEMENT

Application for Waiver of Grounds of Excludability

(Form I-690)

OMB No. 1615-0032

A. Justification.

1. Sections 210 and 245A of the Immigration and Nationality Act (the Act), allows for the waiver of those grounds of inadmissibility and adjustment of status to that of an alien lawfully admitted for temporary residence. The information collection required on the Form I-690 is necessary in order for U.S. Citizenship and Immigration Services (USCIS) to determine eligibility for legalization applicants under sections 210 and 245A of the Act.
2. The data collected on this form will be used by USCIS to determine eligibility for admission to the United States. This form serves the purpose of standardizing requests for the benefit, and ensuring that basic information required to assess eligibility is provided by applicants.
3. The use of this form currently provides the most efficient means for collecting and processing the required data. This form currently resides on the USCIS Website in a fillable / saveable mode so that aliens can easily type and save data to their local personal computer. However this form has not been designated for e-mailing under the Business Transformation Project.

4. A search of USCIS automated forms tracking system was accomplished and revealed no duplication. There is no similar data collected.
5. This collection of information does not have an impact on small businesses or other small entities.
6. Persons who have resided unlawfully in the United States are able to apply for a waiver of inadmissibility on Form I-690, provided they meet eligibility requirements for legalization under sections 210 and 245A of the Act. This information collection is provided to standardize requests for legalization and to aid USCIS in reviewing and processing applications for temporary resident status.
7. There are no special circumstances applicable to this information collection.
8. On July 26, 2006, USCIS published a notice in the Federal Register at 71 FR 42408, allowing for a 60-day comment period. USCIS has not received any comments for this information collection.
9. USCIS does not provide payments or gifts to respondents in exchange for a benefit sought.
10. There is no assurance of confidentiality.
11. There are some questions of a sensitive nature such as requesting a social security number, however this information is needed to help verify the applicant's identity.

Waiver applications have been submitted with incorrect file numbers, or absent a file number. In addition, USCIS may need the social security number to adjudicate the waiver application. Many government and private entities utilize the social security number as an identifier. For example, individuals applying for a waiver of certain mental conditions, tuberculosis, or a foreign resident requirement may cause USCIS to consult with the appropriate medical entities, or in the case of a foreign resident requirement waiver, the U.S. Information Agency. In the case of an applicant requesting a waiver of certain public charge provisions, USCIS may have to consult with State and local benefit provider agencies. In the case of narcotic convictions, consultation may be necessary with the courts

The question concerning immediate relatives (Item 10 on the form) is needed for the following reason: Family Unity is a complex issue. It is better that the applicant spend the small amount of time it takes to complete Item 10, when it is applicable, than fail to supply the information through misinterpretation of accompanying form instructions pertaining to Family Unity. Failing to supply the needed information can delay the adjudication of the waiver application. Even more unfortunate would be the denial of the application for lack of providing the information. In addition, applicant family member information can assist fraud investigations.

12. Annual Reporting Burden:

a.	Number of Respondents	85
b.	Number of Responses per Respondent	1
c.	Total Annual Responses	85
d.	Hours per Response	.25
e.	Total Annual Reporting Burden	21

Annual Reporting Burden

The total annual burden hours are 21. This number is calculated by multiplying the number of respondents (85) x (1) number of responses x .25 (15 minutes) per response.

13. There are no capital or start-up costs associated with this information collection. Any cost burdens to respondents as a result of this information collection are identified in Item 14. ***However, there is a \$95 fee charge associated with this information collection.***

14. Annualized Cost Analysis:

a.	Printing Cost	\$	40
b.	Collection and Processing Cost	\$	8,035
c.	Total Cost to Program	\$	8,075
d.	Fee Charge	\$	8,075
e.	Total Cost to Government	\$	0

Government Cost

The estimated cost of the program to the Government is calculated by using the estimated number of respondents (85) multiplied (x) by the suggested \$95 fee charge (which includes the suggested average hourly rate for clerical, officer, and supervisory time with benefits, plus a percent for the estimated overhead cost for printing, stocking, distributing and processing of this form).

Public Cost

The estimated annual public cost is \$8,285. This is based on the number of respondents (85) x number of responses (1) x 15 minutes (.25) per response x \$10 (average hourly rate) plus the number of respondents (85) x fee charge of \$95.

15. There has been no increase or decrease in the burden hours previously reported for this information collection. However, there is a cost of \$8,075 that was not previously recorded on the OMB Inventory.
16. USCIS does not intend to employ the use of statistics or the publication thereof for this information collection.
17. USCIS will display the expiration date of OMB approval of this information collection.
18. USCIS does not request an exception to the certification of this information collection. See attached Item 19 of Form OMB 83-I.

B. Collection of Information Employing Statistical Methods.

Not Applicable.

C. Certification and Signatures.

PAPERWORK CERTIFICATION

In submitting this request for OMB approval, I certify that the requirements of the Privacy Act and OMB directives have been complied with including paperwork regulations, statistical standards or directives, and any other information policy directives promulgated under 5 CFR 1320.

Richard A. Sloan
Director,
Regulatory Management Division,
U.S. Citizenship and Immigration Services,
Department of Homeland Security.

Date