

SUPPORTING STATEMENT

Application for Advance Permission to Return to Unrelinquished Domicile

(Form I-191)

OMB No. 1615-0016

A. Justification.

1. To comply with section 212(c) of the Immigration and Nationality Act (the Act), and 8 CFR 212.3 the Form I-191 is used to determine whether USCIS can grant or deny an application for advance permission to return to an unrelinquished domicile in the United States, for an alien lawfully admitted for lawful permanent residence who voluntarily (not under an order of deportation) proceeded abroad and seeks to return to a lawful, unrelinquished domicile of seven consecutive years.
2. USCIS uses the information on the form to properly assess and determine whether the applicant is eligible for a waiver under section 212(c) of the Act.
3. The use of this form currently provides the most efficient means for collecting and processing the required data. In this case USCIS does not employ the use of information technology in collecting and processing information. However, this form has been designated for e-filing 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. If this information is not collected, USCIS would not be able to properly assess the alien's eligibility for advance permission to return to an unrelinquished domicile in the United States.
7. The special circumstances contained in item 7 of the supporting statement are not applicable to this information collection.
8. On November 30, 2006, USCIS published a 60-day notice in the Federal Register at 71 FR 69214 requesting comments from the public. 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 no questions of a sensitive nature.
12. Annual Reporting Burden:
 - a. Number of Respondents 300
 - b. Number of Responses per each request 1
 - c. Total Annual Responses 300
 - d. Hours per Response .250

e. Total Annual Reporting Burden 75

Annual Reporting Burden

Total annual reporting burden is 75. This number is calculated by multiplying the number of respondents (300) x (1) number of responses x 15 minutes (.25 hours) 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 collection are identified in item 14. (*There is a fee charge of \$265 associated with the filing of this information collection.*)

14. Annualized Cost Analysis:

a. Printing Cost	\$ 100
b. Collecting and Processing	\$79,400
c. Total Cost to Program	\$79,500
d. Fee Charge	\$79,500
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 (300) multiplied (x) by the suggested fee charge of \$265, (which includes the suggested average hourly rate for clerical, officer, and managerial time with benefits). In addition, this figure includes the estimated overhead cost of \$100 for printing, stocking, and distributing this form.

Public Cost

The estimated annual public cost is \$80,250. This is based on the number of respondents (300) x number of responses (1) x 15 minutes (.25) hours per response x \$10 (average hourly rate), plus the number of respondents (300) x \$265 fee charge.

15. There has been no increase or decrease in the estimated number of annual burden hours for this information collection. However, there has been an increase of \$ 20,500 in the burden costs associated with this collection. This increase is due to an increase in the filing fee to \$265.
16. USCIS does not intend to employ the use of statistics or the publication thereof for this collection of information.
17. USCIS will display the expiration date for OMB approval of this information.
18. USCIS does not request an exception to the certification of this information collection.

B. Collection of Information Employing Statistical Methods.

Not Applicable.

C. Certification and Signature.

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

Date

Chief,
Regulatory Management Division,
U.S. Citizenship and Immigration Services,
Department of Homeland Security.