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DEPARTMENT OF HOMELAND SECURITY

U.S. Citizenship and Immigration Services

Agency Information Collection Activities: Form I-539, Extension  
of an Existing Information Collection; Comment Request

ACTION: 60-Day Notice of Information Collection Under Review: Form I-  
539, Application to Extend/Change Nonimmigrant Status. OMB Control  
Number: 1615-0003.

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The Department of Homeland Security, U.S. Citizenship and  
Immigration Services has submitted the following information collection  
request for review and clearance in accordance with the Paperwork  
Reduction Act of 1995. The information collection is published to  
obtain comments from the public and affected agencies. Comments are  
encouraged and will be accepted for sixty days until July 21, 2008.

Written comments and suggestions regarding items contained in this  
notice, and especially with regard to the estimated public burden and  
associated

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response time should be directed to the Department of Homeland Security  
(DHS), USCIS, Chief, Regulatory Management Division, Clearance Office,  
111 Massachusetts Avenue, NW., Suite 3008, Washington, DC 20529.  
Comments may also be submitted to DHS via facsimile to 202-272-8352, or  
via e-mail at [rfs.regs@dhs.gov](mailto:rfs.regs@dhs.gov). When submitting comments by e-mail  
please add the OMB Control Number 1615-0003 in the subject box.

During this 60-day period USCIS will be evaluating whether to  
revise the Form I-539. Should USCIS decide to revise the Form I-539 it  
will advise the public when it publishes the 30-day notice in the  
Federal Register in accordance with the Paperwork Reduction Act. The  
public will then have 30-days to comment on any revisions to the Form  
I-539.

Written comments and suggestions from the public and affected  
agencies concerning the collection of information should address one or  
more of the following four points:

- (1) Evaluate whether the proposed collection of information is  
necessary for the proper performance of the functions of the agency,  
including whether the information will have practical utility;
- (2) Evaluate the accuracy of the agencies estimate of the burden of  
the proposed collection of information, including the validity of the  
methodology and assumptions used;
- (3) Enhance the quality, utility, and clarity of the information to  
be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

#### Overview of This Information Collection

(1) Type of Information Collection: Extension of an existing information collection.

(2) Title of the Form/Collection: Application to Extend/Change Nonimmigrant Status.

(3) Agency form number, if any, and the applicable component of the Department of Homeland Security sponsoring the collection: Form I-539. U.S. Citizenship and Immigration Services.

(4) Affected public who will be asked or required to respond, as well as brief abstract: Primary: Individuals or households. This form will be used to apply for an extension of stay or for a change to another nonimmigrant classification.

(5) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond: 261,867 responses at 45 minutes (.75) per response.

(6) An estimate of the total public burden (in hours) associated with the collection: 196,400 annual burden hours.

If you have additional comments, suggestions, or need a copy of the information collection instrument, please visit: <http://www.regulations.gov/search/index.jsp>

We may also be contacted at: USCIS, Regulatory Management Division, 111 Massachusetts Avenue, NW., Suite 3008, Washington, DC 20529, telephone number 202-272-8377.

Dated: May 19, 2008.

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