

## SUPPORTING STATEMENT

### Application to Adjust Status from Temporary to Permanent Resident

(Form I-698)

OMB No. 1615 - 0035

**A. Justification.**

1. The information on the application is used by the U.S. Citizenship and Immigration Services (USCIS) in determining the eligibility for permanent resident status by temporary residents and for the issuance of Form I-551, Permanent Resident Card, as provided in 8 CFR 245a.4(b)(20)(i)(D). The regulations provide that a temporary resident has 31 months from the date the USCIS approved his or her application for temporary residence in which to apply for permanent residence.

**Authority:** Section 245A of the Immigration and Nationality Act (Act), and 8 CFR 245a.4(b)(20)(i)(D).

2. The data collected on this form is used by the USCIS to determine eligibility to adjust an applicant's residence status. The form serves the purpose of standardizing requests for the benefit, and ensuring that basic information required to assess eligibility is provided by applicants. The form is being revised. See table of changes.
3. The use of this form currently provides the most efficient means for collecting and processing the required data. In this case the USCIS does not employ the use of information technology in collecting and processing information. This form has been scheduled for e-filing under the Business Transformation Project.
4. There is no duplication of effort for this particular benefit, and there is no other similar

information currently available that can be used for this purpose.

5. The collection of this information does not have an impact on small businesses or other small entities.
6. Without this information collection there would be no venue by which certain classes of aliens could apply for and receive permanent residence status.
7. There are no special circumstances applicable to this information collection.
8. USCIS published a 60 Day Notice requesting comments in the Federal Register on June 9, 2009 at 74 FR 27339. USCIS published a 30-day notice in the Federal Register on September 2, 2009, at 74 FR 45459. USCIS did not receive any comments for this information collection.

USCIS evaluated the continued use of fields 38 and 39 on the form and determined that these fields are necessary for possible overseas investigations that are performed by USCIS. If the applicant lived in a village or province where local law enforcement officials did not speak, or read the English language, the information would assist in background checks and translations of the name in the particular native alphabet.

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	1,179
b.	Number of Responses per each Respondent	1

c.	Total Annual Responses	1,179
d.	Hours per Response	1
e.	Total Annual Reporting Burden	1,179

**Annual Reporting Burden**

**Total annual reporting burden hours are approximately 1,179.** This figure was derived by multiplying number of respondents (1,179) x frequency of response (1) x (1) hour 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 \$1,370 per application plus a biometric fee of \$80 associated with the collection of this information.

14. Annualized Cost Analysis

a.	Printing Cost	\$ 424
b.	Collection and Processing	\$ 1,709,126
c.	Total Annual Cost	\$ 1,709,550
d.	Fee Charge	\$ 1,709,550
e.	Total Annual Cost to the Government	\$ 0

**Government Cost**

The estimated cost of the program to the Government is calculated by using the estimated number of respondents 1,179 multiplied by the suggested \$1,370 fee charge (which includes the suggested average hourly rate for clerical, officer, and managerial time with

benefits, plus a percent for the estimated overhead cost for printing, stocking, distributing and processing of this form); plus the number of respondents 1,179 multiplied by the \$80 biometrics fee.

**Public Cost**

**The estimated annual public burden cost is \$11,790.** This estimate is based on the number of respondents (1,179) x number of responses (1) x 1 hour per response x \$10 (average hourly rate for respondent).

**The estimated annual fee cost is \$1,709,550.** This estimate is based on the number of respondents (1,179) x fee charge of \$1,370; plus the number of respondents (1,179) x \$80 biometric fee.

15. There has been no increase or decrease in the estimated number of burden hours previously reported for this collection of information.
16. The 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 collection.
18. The 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.

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**Stephen Tarragon,**

**Date**

Deputy Chief,

Regulatory Products Division,

U.S. Citizenship and Immigration Services.