


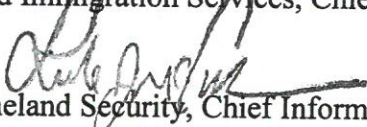


U.S. Citizenship  
and Immigration  
Services

## Memorandum

TO: Howard Shelanski  
Administrator  
Office of Information and Regulatory Affairs  
Office of Management and Budget

THROUGH: Mark Schwartz   
U.S. Citizenship and Immigration Services, Chief Information Officer

FROM: Luke McCormack   
Department of Homeland Security, Chief Information Officer

SUBJECT: Request for Emergency Office of Management and Budget Paperwork Reduction Act Clearance  
USCIS Form G-325A (Biographical Information) Discretionary Options for Designated Spouses, Parents, and Sons and Daughters of Certain Military Personnel, Veterans, and Enlistees  
OMB Control Number 1615-0008

USCIS is requesting emergency approval of this collection of information under 5 CFR 1320.13. On November 23, 2016, USCIS issued a Policy Memorandum (PM) titled "Discretionary Options for Designated Spouses, Parents, and Sons and Daughters of Certain Military Personnel, Veterans, and Enlistees" that clarified and supplemented a 2013 memorandum.

On November 15, 2013, pursuant to the authority conferred upon the Secretary of Homeland Security by INA § 212(d)(5)(A), 8 U.S.C. § 1182(d)(5)(A), USCIS issued a PM guiding the exercise of discretion with respect to applications for parole by designated family members of certain U.S. military personnel and veterans. On November 20, 2014, the Secretary directed USCIS to expand on these policies, including by issuing new policies on the use of both parole and deferred action for certain family members of military personnel, veterans, and Department of Defense (DOD) Delayed Entry Program (DEP) enlistees.

The 2016 PM provides additional guidance on discretionary options for: (a) certain alien family members of individuals serving on active duty in the U.S. Armed Forces or in the Selected Reserve of the Ready Reserve; (b) certain alien family members of those who previously served on active duty or in the Selected Reserve of the Ready Reserve (whether living or deceased) and were not dishonorably discharged; and (c) enlistees in the DOD DEP.

USCIS is requesting emergency processing of the information collection request contained in the November 23, 2016 PM. Emergency processing is justified because significant public harm is reasonably likely to result if USCIS were to seek public comment before the process is implemented. First, USCIS and the DOD are building on existing USCIS and DOD initiatives and policies designed to assist military personnel, veterans, DEP enlistees, and their families in navigating our immigration system, facilitate military morale and readiness, support DOD recruitment policy, and ensure that those serving in the military, veterans, and their families have access to existing, discretionary options for which they are eligible. Second, the collection is necessary to provide guidance on deferred action for certain nonimmigrant and other alien recruits (including enlistees in the Military Accessions Vital to the National Interest (MAVNI) program) whose authorized periods of stay expire during the enlistment process, including the time they are in the DEP. Third, the PM provides guidance on deferred action for certain MAVNI and other DEP enlistees' family members who are present in the United States without authorized periods of stay. And fourth, the PM provides guidance on deferred action for certain military family members who would be eligible for parole under the guidelines in the 2013 PM but for the fact that they have already been admitted.

USCIS requests a 180-day approval of this request. USCIS believes that it is in the public's best interest to forgo public notice and comment before implementation of the PM. USCIS will use Form G-325 A, Biographical Information (USCIS Control Number 1615-0008) to implement the requirements of the PM. After OMB approves this emergency request, USCIS will seek public comment and publish a 60-day notice in the Federal Register as required by 5 CFR 1320.8(d)(1). USCIS will then revise the collection based on the public comments on the 60-day notice and stakeholder input, respond to all public comments in the respective supporting statements, publish a 30-day notice as required by 5 CFR 1320.10(a), and submit complete information collection revision requests to OMB.

USCIS certifies that the requirements of 5 CFR 1320.13(a)(1) are met and that:

- The subject collection of information is needed immediately and is essential to the mission of the agency; and
- The agency cannot reasonably comply with the normal collection procedures because public harm is reasonably likely to result if normal clearance procedures are followed.

USCIS greatly appreciates the timely consideration of this request.