

Northwest
IMMIGRANT
RIGHTS
Project

IMMIGRATION 101

The bottom of the slide features two horizontal bars. The left bar is a solid orange color, and the right bar is a solid olive green color. They are positioned below the 'IMMIGRATION 101' text.

DEVELOPMENTS UNDER NEW ADMINISTRATION

“Muslim Ban” Executive Orders

- January 25 Executive Orders
 - Interior Enforcement
 - Border Security
 - DHS Implementation Memos issued February 20
- January 27 Executive Order – 1st Travel Ban – Replaced by
- March 6 Executive Order – 2nd Travel Ban – Now Replaced by
- Sept. 24 Proclamation – 3rd Travel Ban:
 - Restricts entry by certain non-citizens from Chad, Iran, Libya, North Korea, Syria, Venezuela and Yemen
 - Legal challenges currently pending

Juweiya Ali



Rescission of DACA

- DACA – Deferred Action for Childhood Arrivals
 - Temporary Protection / Work Permit / SSN
- Numbers (as of March 2017)
 - National: 787,000+ DACA recipients
 - WA: 17,843 DACA recipients
- Sept. 5 Rescission Announcement:
 - No more initial applications unless already pending
 - DACA recipients whose status expired between 9/5/17 and 3/5/18 were able to pursue renewal before October 5, 2017
 - If DACA expires after March 5, 2018, no more renewals

Rescission of DACA - Latest

- Federal Judge Order – January 9:
 - Ordered DHS to allow DACA recipients to renew
 - Order only applies to people who have been granted DACA (people who never had DACA not covered)
- Trump Admin. is appealing and will seek to block ruling
- Current recommendation:
 - For those who have had DACA and it has expired or it will expire soon, pursue renewal but understand risk you may lose application fee
- Only permanent solution:
 - Legislation (i.e. Clean Dream Act)

Temporary Protected Status (TPS)

- Law Passed in 1990 (under G.H.W. Bush):
 - Allows DHS to designate country for protection b/c of humanitarian crisis
 - Nationals of that country who were in US at time of designation and register are allowed to stay until conditions improve
- Countries currently designated:
 - El Salvador, Haiti, Honduras, Nepal, Nicaragua, Somalia, Sudan, South Sudan, Syria, Yemen
- DHS has announced it will end TPS status for El Salvador, Haiti, Nicaragua and Sudan
- Other countries subject to decision in coming months
- Recommendations: Re-register (if eligible); review other options



REMOVAL (DEPORTATION) PROCEEDINGS AND IMMIGRATION DETENTION

Changes to Immigration Enforcement

- Increased focus on anyone who interacts with criminal justice system
- Increased “fugitive operations teams” looking for those with prior deportation orders (and those encountered along the way)
- Increased enforcement near border (including northern counties and Olympic peninsula)
- Drastically reduced use of prosecutorial discretion
- Even more immigration detention

How Do People End Up in Removal Process?

- Interaction with Criminal Justice System
 - ICE detains an individual after he/she was in jail or contact with probation officer
- Filing an application that is denied
 - USCIS refers the case to ICE
- Other interactions with ICE and Border Patrol
 - Stopped at the border, identified by ICE at raid, etc...
- People in removal proceedings may be detained or not detained: default now is to detain

Immigration Court

- Two courts in our region
 - Seattle: For non-detained cases
 - Tacoma: Detained cases at NW Detention Center
- **Key point: Immigrants, including children, are not given the right to an appointed attorney in immigration court if they cannot afford one**
- Many people are forced to represent themselves:
 - Approximately 35 % of removal cases in Seattle and **92%** of those completed in Tacoma were unrepresented





FREQUENTLY ASKED QUESTIONS

What Can Undocumented People Do?

- Know your rights
- Create a family safety plan
- Keep informed of developments
- Beware of scams
- Consult with attorney or accredited rep to see if there are options to obtain status
- Save money (if possible)
- Collect/save documents that show residence in US

Lesser-known options for immigration status

- Violence Against Women Act (VAWA) self-petitions
- U visas – victims of crime
- T visas – victims of human trafficking
- Special Immigrant Juvenile Status (SIJS)
 - Abused, abandoned and neglected youth under 21 years of age
- Cancellation of removal
 - Only if already in removal proceedings
- Other special protections

Legal Resources

- Nonprofit Agencies
 - ▣ National Immigration Legal Services Directory
 - www.immigrationadvocates.org/nonprofit/legaldirectory/
 - ▣ Executive Office for Immigration Review Roster of BIA-Recognized Agencies
 - www.justice.gov/eoir/find-legal-representation
- Private Immigration Attorneys
 - ▣ American Immigration Lawyers Association (AILA) Referral Service:
www.aialawyer.com
- Non-Immigration Legal Questions: www.washingtonlawhelp.org

Resources – www.nwirp.org

The screenshot shows the homepage of the Northwest Immigrant Rights Project website. At the top left is the logo "Northwest IMMIGRANT RIGHTS Project". To the right is the tagline "Support one of the most important human rights issues of our time." followed by a red "Donate" button and social media icons for YouTube, Instagram, and Facebook. Further right are language options: "Español", "简体字", and "繁體字". Below this is a navigation menu with items: "Get Help", "About NWIRP", "Our Work", "News & Events", "Join Us", "Resources", and "Search". The "Resources" link is circled in red. The main content area features a large photo of three people (two men and one woman) smiling. To the right of the photo is the heading "Immigrant Rights are Human Rights" and a paragraph: "Northwest Immigrant Rights Project promotes **justice** through *defending and advancing the rights of immigrants* through **direct legal services, systemic advocacy**, and **community education**." Below this text are two buttons: "Give Now" and "Get Help". At the bottom, there are two featured articles. The left one is titled "Important Information about the Deferred Action (DACA) Program" and has a red banner with the NWIRP logo. The right one is titled "It Is More Important Than Ever to Stand Up for Immigrants" and has a photo of a woman in a meeting.

Northwest IMMIGRANT RIGHTS Project

Support one of the most important human rights issues of our time.

Donate

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Get Help About NWIRP Our Work News & Events Join Us Resources Search

Immigrant Rights are Human Rights

Northwest Immigrant Rights Project promotes **justice** through *defending and advancing the rights of immigrants* through **direct legal services, systemic advocacy**, and **community education**.

Give Now Get Help

Important Information about the Deferred Action (DACA) Program

Northwest IMMIGRANT RIGHTS Project

It Is More Important Than Ever to Stand Up for Immigrants

Q & A

- NWIRP:
 - www.nwirp.org

- WA Immigrant Solidarity Network
 - www.waisn.org
 - 1-844-RAID-REP
 - (1-844-724-3737)