



# LATIN AMERICAN IMMIGRATION ASSOCIATION

UNIENDO FAMILIA

## 2024 US IMMIGRATION OUTLOOK

RENEE WAITE

# 2023 RECAP

- Faster processing times - Accomplished in many areas
- More opportunities to help immigrant families - Accomplished (Biden's program, faster processing, less interviews, etc)
- Opportunities for US Persons and Entities to sponsor persons from struggling countries - Accomplished - Biden's Humanitarian Parole
- Streamlined Naturalization process - Most interviews are being scheduled within 90 - 180 days

# WHAT CAN WE EXPECT IN 2024?

- Movement in priority dates
- The sunset of visa availability under 245i
- F-1 Students are now classified as dual intent visas
- SIGNIFICANT increase in USCIS Fees
- Multiple Countries open for Re-registration for TPS
- New Cases due to the expansion of the Family Reunification Parole
- Litigation on DACA and Biden's Parole Program

# MOVEMENT IN PRIORITY DATES



<b>Family-Sponsored</b>	<b>All Chargeability Areas Except Those Listed</b>	<b>CHINA-mainland born</b>	<b>INDIA</b>	<b>MEXICO</b>	<b>PHILIPPINES</b>
F1	01SEP17	01SEP17	01SEP17	01APR05	22APR15
F2A	01SEP23	01SEP23	01SEP23	01SEP23	01SEP23
F2B	01JAN17	01JAN17	01JAN17	01AUG04	01OCT13
F3	01MAR10	01MAR10	01MAR10	15JUN01	08NOV03
F4	01MAR08	01MAR08	22FEB06	15APR01	22APR04

- As priority dates come current for 245i, we are starting to see movement in priority dates.
- One category is still backlogged significantly - F4 in Mexico
- One category is starting to regress - F2A in all countries
- We expect to continue to see more rapid movement in priority dates with the sunset of 245i dates being current

**VAST MOVEMENTS IN PRIORITY DATES**

# WHAT HAPPENS AS 245I SUNSETS

Who will be eligible to adjust under 245i



# DEADLINE TO FILE 245I ADJUSTMENTS

- One year from the date of availability of a visa number
- New Policy (1/12/24) - Adjustment of Status is now filed using the Final Action dates, NOT the Filing Dates.
- This is in part to utilize left over visas from other categories to approve AOS in the US.
- USCIS is posting a SEPARATE Visa Bulletin for Adjustments of Status
- [Adjustment of Status Filing Charts from the Visa Bulletin | USCIS](#)
  - This applies to ALL family/employment preference categories

# February 2024

## Dates for Filing for Family-Sponsored Adjustment of Status Applications

Family-Sponsored	All Chargeability Areas Except Those Listed	China - mainland born	India	Mexico	Philippines
F1	01SEP17	01SEP17	01SEP17	01APR05	22APR15
F2A	01SEP23	01SEP23	01SEP23	01SEP23	01SEP23
F2B	01JAN17	01JAN17	01JAN17	01AUG04	01OCT13
F3	01MAR10	01MAR10	01MAR10	15JUN01	08NOV03
F4	01MAR08	01MAR08	22FEB06	15APR01	22APR04

The background features the official seal of the U.S. Department of Homeland Security, which includes an eagle with wings spread, a shield on its chest, and a banner in its talons. The seal is surrounded by the text "U.S. DEPARTMENT OF HOMELAND SECURITY". The entire graphic is overlaid on a stylized map of the United States with a blue and purple color scheme.

# **TPS**

**CURRENT  
RE/REGISTRATION**

# TPS - REGISTRATION/RE-REGISTRATION

The re-registration period under the TPS designation of:

- El Salvador is currently open and runs through March 9, 2025;
- Haiti is currently open and runs through [Aug. 3, 2024](#);
- Honduras is currently open and runs through July 5, 2025;
- Nepal is currently open and runs through June 24, 2025;
- Nicaragua is currently open and runs through July 5, 2025; and
- Sudan is currently open and runs through April 19, 2025.

# TPS - EXTENSIONS

DHS will extend the designations of:

- El Salvador for 18 months, from Sept. 10, 2023, through March 9, 2025 (60-day re-registration period from July 12, 2023, through Sept. 10, 2023);
- Honduras for 18 months, from Jan. 6, 2024, through July 5, 2025 (60-day re-registration period from Nov. 6, 2023, through Jan. 5, 2024);
- Nepal for 18 months, from Dec. 25, 2023, through June 24, 2025 (60-day re-registration period from Oct. 24, 2023, through Dec. 23, 2023); and
- Nicaragua for 18 months, from Jan. 6, 2024, through July 5, 2025 (60-day re-registration period from Nov. 6, 2023, through Jan. 5, 2024).
- Existing TPS beneficiaries who wish to extend their status must re-register during the 60-day re-registration period for their country's designation.



A



B

**F-1 STUDENTS - DUAL  
INTENT**



# F AND M ADDED TO THE LIST OF DUAL INTENT VISAS

- On December 20, 2023, U.S. Citizenship and Immigration Services (USCIS) issued updated [policy guidance](#) in the [USCIS Policy Manual](#) pertaining to nonimmigrant students in F and M status. An F-1 visa allows a nonimmigrant student to enter the U.S. to student at a college or university, while nonimmigrants in M status pursue training at a vocational school or other nonacademic institution.
- **Recognition of that students are more likely to want to stay in the US.**
- **Does not apply to J Visas**

# FAMILY REUNIFICATION PROGRAM



# INVITATION TO REUNIFICATION PAROLE

- If you are eligible to submit Form I-134A to initiate the FRP process on behalf of a beneficiary, you will receive a written invitation by email or mail, which includes a 12-month deadline for applying.
- The Department of State's National Visa Center (NVC) will email the invitation to petitioners if there is an email address of record associated with the approved Form I-130. If there is no email address of record, the NVC will mail the invitation to the petitioner's mailing address of record.
- You must receive an invitation notifying you of your eligibility before you submit Form I-134A.
- If you submit Form I-134A without an invitation, we will not confirm your submission, and the FRP process will not move forward for the beneficiary listed in Form I-134A.



Use the Invitation Search tool to confirm whether you have been issued an invitation:

[Invitation Search](#)

If the above tool indicates that you have been issued an invitation, but you haven't received it, contact the NVC through their [Public Inquiry Form](#). Please check your spam and junk email folders before contacting the NVC.

**INVITATION TO  
REUNIFICATION PAROLE**

# PROCESS AFTER INVITATION

- *Step 1: Invitation sent to petitioner.*
- *Step 2: Petitioner submits Form I-134A online.*
- *Step 3: Beneficiary electronically provides information supporting the request.*
- *Step 4: Beneficiary submits request in CBP One mobile application.*
- *Step 5: Beneficiary receives advance authorization to travel to the United States.*
- *Step 6: Beneficiary seeks parole at the port of entry.*
- *Step 7: Beneficiary is paroled into the United States.*
- *Adjusts status when priority date comes current*
- [Family Reunification Parole Processes | USCIS](#)

A photograph of a border wall at sunset. The wall is made of vertical metal slats and runs across the top of the frame. In the center, a group of people are silhouetted against the bright orange and yellow sky as they walk along the top of the wall. To the left, a white pickup truck is parked near the wall. The sky is filled with soft, wispy clouds, and the overall mood is somber and contemplative.

# BORDER ISSUES

WHO YOU CAN HELP AND WHO YOU CAN NOT

# WHO CAN NON-ATTORNEYS HELP FOR THE PEOPLE COMING THROUGH THE BORDER

- Most people are being let in for the purposes of filing asylum, and placed into removal proceedings.
  - Some are formally granted parole, some are not.
- Parolees of any kind are usually eligible for work permits immediately.
- Parolees are given I-94s and/or documents that clearly state that they are PAROLED.
- You cannot help asylum seekers – but you can inform them that they need an attorney right away because they only have 1 year to file after their entry into the United States.
- Other than work permits – **YOU CANNOT HELP ANYONE IN REMOVAL PROCEEDINGS**

WE HOPE  
TO SEE  
YOU IN A  
FUTURE  
CLASS

Thank  
you