

AMM PARO

Accompanying Migrant Minors with Protection, Advocacy, Representation and Opportunities



Evangelical Lutheran Church in America
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Análisis Político/ Political Update 1.27.21

Politica Migratoria Entrante de la
Administracion Biden y sus impactos

Out of the Gates: Initial Immigration Policy of
the Biden Administration & their impacts



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Administrative Actions

Executive Orders (EOs)

- [Ending discriminatory travel and immigration bans](#)
- [Affirming DACA protections](#)
- [Resetting Enforcement Priorities](#)
- [Halting Border Wall Construction](#)
- [Restoring Proper Census Count](#)
- [Reinstating DED for Liberians](#)

Policy Memos

- [DHS Policy Memo on an interim agency review and 100-day pause on removals](#)
- [DHS Policy memo suspending Migrant Protection Protocol \(MPP\) new enrollments](#)
- [WH Regulatory Freeze Pending Review](#)
- [DOJ revocation of “zero-tolerance” policy](#)



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Administrative Actions

- The 100-day pause went into effect on Jan 22.
- Judge Drew B. Tipton of the Southern District of Texas granted the state of Texas's motion for a nationwide Temporary Restraining Order (TRO) against the Biden administration's 100-day deportation moratorium (DHS [January 20 memo](#))
- The TRO did not enjoin any other portion of the DHS memorandum issued on January 20. It applies only to individuals who already have a final order of removal.
- New interim enforcement priorities will take effect.

Policy Memos

- DHS Policy Memo on a 100-day deportation pause



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Administrative Actions

- As a result of an **order** by a U.S. district court in the Eastern District of New York, on December 7, 2020, U.S. Citizenship and Immigration Services (USCIS) began accepting initial DACA applications, DACA renewal requests, and applications for advance parole from DACA recipients.
- USCIS accepted **over 170** new DACA applicants between Nov and Dec 2020!
- **Texas** and eight other states asked U.S. District Judge Andrew Hanen to end DACA. Since a court hearing on Dec 22, Judge Hanen has not made a ruling
- Biden's EO prompted the **states** challenging the program to tell Judge Hanen to strike down DACA sooner.

Executive Orders

- Affirming DACA protections



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Biden's Immigration Proposal

- President Biden shared his intent to bring an [immigration reform bill](#) to Congress.
- It has not been introduced yet.
- These are the “solution buckets” offered under the Biden plan.
 - PROVIDE PATHWAYS TO CITIZENSHIP & STRENGTHEN LABOR PROTECTIONS
 - PRIORITIZE SMART BORDER CONTROLS
 - ADDRESS ROOT CAUSES OF MIGRATION
- **Legislative Hurdle – Continue to Push for Progress!**
 - There are multiple ways to pass immigration reform.
 - Legislation may circumvent the filibuster if they pass through a process called “reconciliation” e.g as part of an economic relief bill.
 - Other bills to look out for
 - American Dream and Promise Act, Dream Act & SECURE Act, Farm Workforce Modernization Act

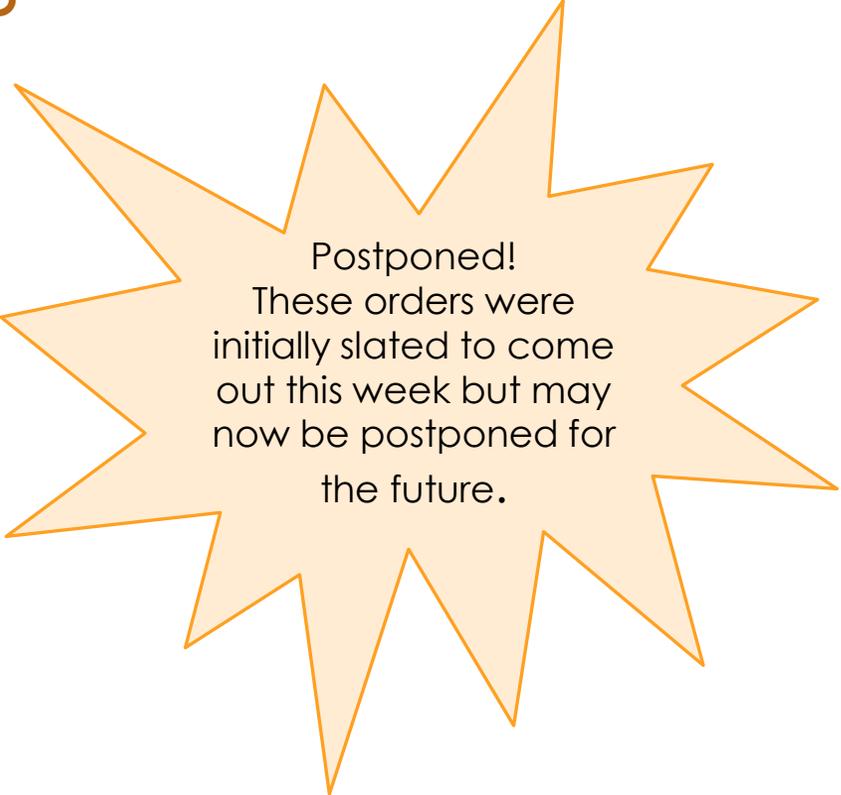


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Future Administrative Actions

- Biden will be issuing new executive orders and directives soon.
- These may cover:
 - Asylum
 - Establishing a task-force to reunify families
 - Reviewing the public charge rule
 - On the Refugee Admission Program



Postponed!
These orders were initially slated to come out this week but may now be postponed for the future.



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Areas of Attention

- The government effectively closed the northern and southern borders to asylum seekers due to the COVID-19 pandemic.
- Title 42, part of the U.S. Code dealing with public health and welfare, has been deployed. It allows for expedited removals, including for asylum seekers and children.



More than 150,000 people, including 10,000 children, have been expelled from the border to Mexico, Northern Triangle countries and, in some cases, countries abroad.

Learn more here: [Sending Children Back to Danger](#) (KIND, Oct 2020)



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Public Health Expert's Recommendations

“Instead of bans, expulsions and asylum denials, the Biden Administration should employ science-based public health measures at borders to protect the health of the American public, U.S. border officers, communities on both sides of the border and the lives of those seeking refuge, safety and freedom. We recommend effective, evidence-based public health measures, many of which are currently used in the United States and in connection to travel, to mitigate COVID-19 risks.”

[Public Health Recommendations for Processing Families, Children and Adults Seeking Asylum or Other Protection at the Border](#)



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Remain in Mexico – Migrant Protection Protocols (MPP)



- CBP reported that only [523](#) MPP cases resulted in relief compared to more than 50,000 in which individuals received an order of removal (32,574) or were removed in abstention (28,040). (Through July 2020)
- By Dec 2020, of 42,012 cases that were completed, only [638](#) were granted relief.

Additional Measures to Deny Asylum

- Courts have held that the administration's rule invoking the "[third-country transit ban](#)" violated procedure.
- In Jan 2021, Judge James Donato blocked a [sweeping rule](#) that would have made it harder for some asylum seekers to plead their case if they traveled through third country and didn't request asylum there. The rule would have also created additional restrictions on people seeking asylum.
- **[Mark your calendars: MPP Dignity VIGIL Friday at 6:30pm PST/ 8:30pm CST/ 9:30pm EST](#)**



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Refugee Admissions

It is critical that the Biden administration take **immediate action** to begin rebuilding the program and to increase refugee admissions.

Biden must take action to increase the FY 2021 refugee admissions goal, initiate an interagency audit of refugee processing, and rescind previous refugee bans.

[Share a message on Social Media](#)

(An Action Alert from Church World Service)



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Humanitarian Assistance

- TPS for countries affected by the Hurricane Eta & Iota
- More robust aid to NGOs is needed!

