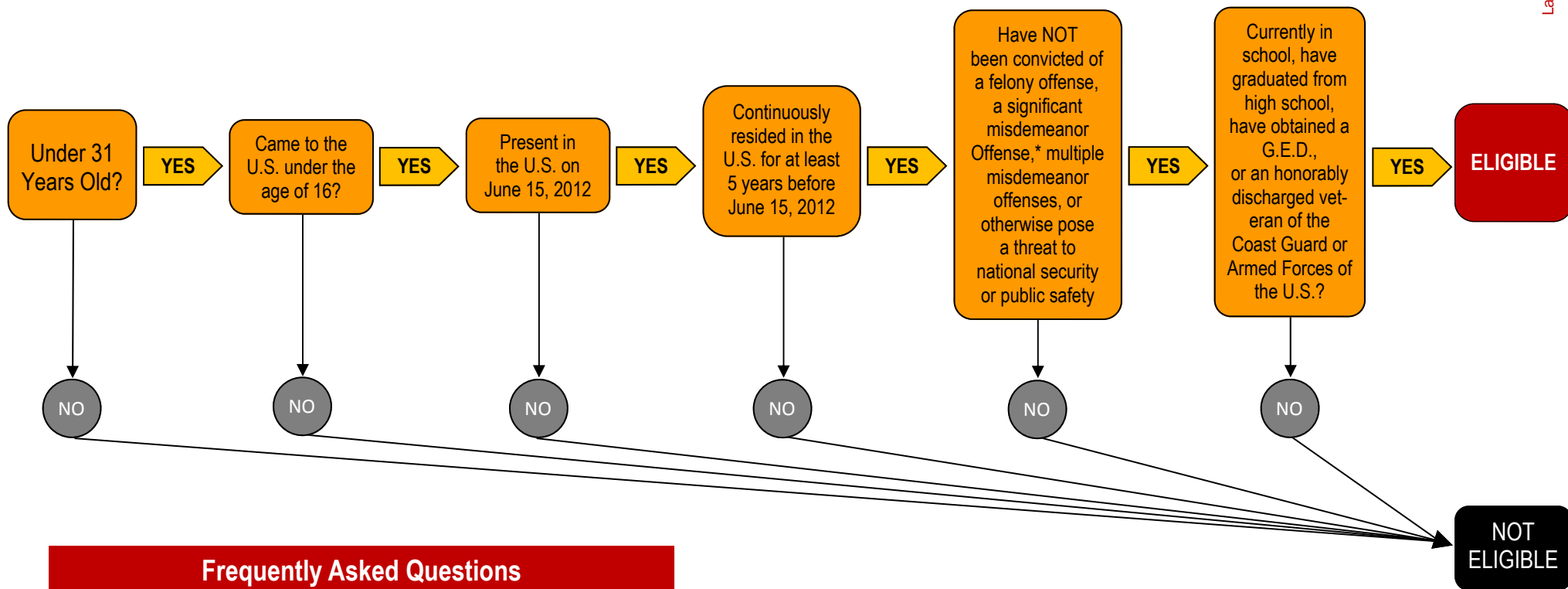


WHAT YOU NEED TO KNOW: DEFERRED ACTION FOR DREAMERS



Frequently Asked Questions

1. WHAT DOES THE DEPARTMENT OF HOMELAND SECURITY (DHS) DEFERRED ACTION FOR DREAMERS MEAN?

Deferred action provides temporary relief from removal for a period up to two years, subject to renewal. It does not give individuals legal status, nor does it provide a path to citizenship. Eligible individuals may apply for deferred action, which will be reviewed on a case-by-case basis. Once granted, deferred action can be terminated at any time at the DHS's discretion.

Individuals granted deferred action may apply for work authorization, subject to renewal, provided that he or she can demonstrate "an economic necessity for employment."

*A significant misdemeanor is a federal, state, or local criminal offense punishable by no more than one year of imprisonment or even no imprisonment that involves: violence, threats, or assault, including domestic violence; sexual abuse or exploitation; burglary, larceny, or fraud; driving under the influence of alcohol or drugs; obstruction of justice or bribery; unlawful flight from arrest, prosecution, or the scene of an accident; unlawful possession or use of a firearm; drug distribution or trafficking; or unlawful possession of drugs (www.uscis.gov).

WHAT YOU NEED TO KNOW: DEFERRED ACTION FOR DREAMERS

FREQUENTLY ASKED QUESTIONS *(cont'd)*

2. WHEN CAN PEOPLE START APPLYING FOR DEFERRED ACTION UNDER THE JUNE 15, 2012 DIRECTIVE?

USCIS is now accepting applications for deferred action for childhood arrivals. Eligible individuals should gather the following documents:

- A recent (in the last 5 years) **original** birth certificate (with an English translation)
- **Current** passport
- Six passport photos
- School, medical, military and financial records (school transcript, vaccine cards, medical reports, bank statements, tax returns, date-stamped photos) that can prove they entered the U.S. before age 16 and were present in the U.S. on June 15, 2012 & the last 5 years prior.

One must be at least 15 years old to apply for deferred action under this directive. Those younger than 15 may apply for deferred action once they become 15 years old.

3. WHO CAN THIS DIRECTIVE HELP?

Eligible individuals who fall into one of the following categories:

- ⇒ Not in removal proceedings or subject to a final order of removal;
- ⇒ In removal proceedings before the Executive Office of Immigration Review;
- ⇒ In removal proceeding and have already been identified as meeting the eligibility criteria as part of ICE's case-by-case review; OR
- ⇒ Subject to a final order of removal; or about to be removed from the U.S. by ICE.*

4. ARE THERE FILING FEES TO APPLY FOR DEFERRED ACTION UNDER THIS DIRECTIVE?

Yes, the total fees will be **\$465.00**. Individuals meeting certain criteria may be eligible for fee exemptions (see [USCIS.gov](http://uscis.gov) for details) . Exemption requests must be submitted and decided before you submit your application.

5. WHAT IS THE DIFFERENCE BETWEEN THIS DIRECTIVE AND FEDERAL DREAM LEGISLATION?

This directive provides temporary relief from removal for eligible individuals. The passage of federal DREAM (Development, Relief, and Education for Alien Minors) legislation is needed to provide legal status to eligible individuals.

6. HOW DOES THIS IMPACT NEW YORK DREAM LEGISLATION?

This directive will allow eligible individuals to work legally in the U.S. However, the passage of the NY DREAM Act (**A6829D/S4179D**) and NY DREAM Fund (**A8689B/S6883**) is still necessary to allow undocumented youth to access state financial assistance and provide private support for undocumented youth to attend higher education.

For more information call the USCIS hotline at **1-800-375-5283** or visit <http://www.uscis.gov>



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*If you are about to be removed by ICE, contact the Law Enforcement Support Center's hotline at 1-855-448-6903 (staffed 24 hours a day, 7 days a week) or the ICE Office of the Public Advocate at 1-888-351-4024 (staffed M – F, 9AM – 5PM) or by email at EROPublicAdvocate@ice.dhs.gov.

IMPORTANT: Please note that this information is based on USCIS communication and is subject to change. When applying DREAMers should try to do so through trusted community nonprofit agencies (who will largely be providing assistance to applicants free of charge).