

DACA (Deferred Action for Childhood Arrivals) Information

November 8, 2018 - Update from CLINIC (Catholic Legal Immigration Network, Inc)

"Today the Ninth Circuit Court of Appeals concluded that DACA was a permissible exercise of executive discretion and upheld the nationwide injunction in *Regents of the University of California, et al., v. DHS, et al.* that has been in effect since January. Under the injunction, until there is a final decision on the merits of the case, USCIS must continue to accept DACA applications from anyone who has previously held DACA. However, new initial DACA applications and advance parole requests from DACA recipients are not being accepted at this time.

For now, clients eligible to renew DACA should continue filing their requests without delay to ensure that their applications are accepted before any change in USCIS policy. Please click [here](#) to read updates from CLINIC on DACA.

February 26, 2018 - The U.S. Supreme Court denied the Administration's request for expedited review of the decision partially blocking the termination of Deferred Action for Childhood Arrivals, or DACA. That decision by the Supreme Court in *Department of Homeland Security v. Regents of the University of California* sends the case back to the Ninth Circuit to follow the traditional appeals process, which is expected to take months. This means that for now DACA renewals remain available to those who currently have DACA status.

Click [here](#) for the Feb 2018 DACA update in SPANISH.

January 13, 2018 - Beginning January 13, 2018, US Citizenship and Immigration Services (USCIS) must resume accepting DACA renewal applications. This change is due to a lawsuit challenging USCIS's decision to end the program last fall. USCIS will continue accepting DACA renewal applications, at least while the lawsuit is pending, unless a higher court over rules the injunction. **IT IS NOT CERTAIN HOW LONG THE COURT'S ORDER WILL REMAIN IN EFFECT. If you believe you are eligible to renew your DACA, you should take steps to file your application as soon as possible.**

Below is a brief summary of the changes to the DACA program as of January 9, 2018:

- If you have never had DACA before, no new DACA applications will be accepted. The Department of Homeland Security (DHS)/USCIS will not accept or process first-time applications.
- If you currently have DACA, your DACA is valid until its expiration date. Both DACA and work permits/EAD will remain valid until their designated expiration date.

- If you have ever had DACA in the past, you may now apply to renew your DACA, even if it has expired.
- However, if your DACA expired before September 5, 2016, you will need to file for renewal as though you are making an initial request, and include proof that you are eligible, such as school records, leases, car titles and utility bills.
- Your application must include a check or money order for \$495 made payable to “US Department of Homeland Security.”

If you are not sure whether you are eligible to renew your DACA, or if you have had any criminal convictions or you have ever been in deportation, exclusion, or removal proceedings, you should speak with an immigration attorney as soon as possible.