

# **Ukrainian Re-Parole**

Prepared by Jill Marie Bussey and Hannah McGowan

#### BACKGROUND

On April 21, 2022, President Biden announced <u>Uniting for Ukraine</u>, a streamlined parole program for Ukrainian citizens and their immediate family members seeking safety following the Russian invasion. Those who are eligible for the program may apply to enter and work in the U.S. for up to two years. Uniting for Ukraine (U4U) applicants are required to have a supporter in the United States who agree to provide them with financial support for the period of parole. As of February 2024, there have been over 340,000 U4U supporter applications filed and over 175,000 U4U arrivals paroled into the U.S. Prior to the U4U program opening, over 20,000 Ukrainians received parole after arriving through the southern border. Earliest arrivals are now reaching the end of their initial parole period.

Acknowledging the ongoing protection needs of displaced Ukrainians, the Biden Administration announced a new process for eligible Ukrainians and immediate family who have arrived through U4U or elsewise on parole to apply for re-parole. The re-parole application process enables eligible individuals to seek a new parole period and work authorization for up to two years. Eligible Ukrainians and their immediate family members who are physically present on parole in the U.S. or after February 11, 2022 may apply for re-parole as of Feb. 27, 2024. This resource provides an initial overview and information about this re-parole process and is not intended to be used as a substitute for legal guidance.

#### **RE-CAP OF USCIS'S ANNOUNCEMENT ON RE-PAROLE FOR CERTAIN UKRAINIANS AND IMMEDIATE FAMILY MEMBERS**

- 1. USCIS opened the re-parole process on Feb. 27, 2024. Eligible applicants may immediately seek re-parole by submitting <u>Form I-131</u> online or through U.S. mail.
- 2. To be eligible for re-parole under this process, the applicant must demonstrate that they:
  - are a Ukrainian citizen or immediate family member who was paroled into the U.S. on or after Feb. 11, 2022;
  - are physically present in the United States;
  - are experiencing continued urgent humanitarian reasons or possess a significant public benefit for a new period of parole;
  - warrant a favorable exercise of discretion;
  - $\circ$   $\;$  have complied with the conditions of the initial parole; and
  - have cleared biographic and biometric background checks.
- 3. Please find the full list of eligibility requirements here: <u>http://tinyurl.com/42b63t75</u>

#### HOW IS THIS PROCESS DIFFERENT FROM THE U4U PROCESS?

- 1. Applicants applying for re-parole **<u>do not</u>** need to list a U.S. tie/financial supporter on their re-parole application.
- 2. Each family member will need to create their own MyUSCIS account in order to file applications online.
- 3. If an applicant is going to request a fee waiver using <u>Form I-912</u> with their re-parole application, they will need to mail their application to USCIS. There is currently **no option** to request a fee waiver through an applicant's MyUSCIS account when filing their Form I-131.

#### OTHER IMPORTANT THINGS TO CONSIDER

- 1. Certain Ukrainian parolees may also apply for <u>Temporary Protected Status (TPS)</u> and re-parole. Please be aware that <u>certain mainstream benefits</u> are **ONLY** available to certain Ukrainian citizens who maintain **VALID** parole.
- 2. Ukrainian parolees who currently have pending or approved TPS or pending <u>Asylum</u> applications may still apply for re-parole with USCIS.
- 3. Filing for re-parole and a new Employment Authorization Document (EAD) is a two-step process. You **may not** concurrently file Form <u>I-765</u> and Form I-131.

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# ACTION ITEMS TO PREPARE FOR REQUESTING RE-PAROLE:

- 1. Check the date that the applicant's "DT," "UHP," or "DA" class of admission expires on their I-94,
- 2. Gather documents listed below, and
- File Form I-131 (online through a MyUSCIS account or through the U.S. mail) *before* the end of the initial parole period. We highly recommended filing Form I-131 with USCIS *at least 60 days before* the end of the initial parole period. If requesting a fee waiver using Form I-912, the applicant MUST mail the completed application and identity documents to USCIS.

# **DOCUMENT CHECKLIST FOR RE-PAROLE APPLICANTS**

□ Show proof of your initial parole period:

**<u>Form I-94</u>** 

- Proof of identity, such as:
  - A copy of both sides of the USCIS-issued Employment Authorization Document (EAD), **OR**
  - A copy of both sides of the U.S. government-issued driver's license or U.S. government-issued ID, **OR**
  - A copy of the identity (biographical) page of the passport and copies of all admission and parole stamps in the passport for entries into the US. Please note that children may be included in a parent's Ukrainian passport; in such cases, the children's information will not be on the identity page.

#### FEE BREAKDOWN FOR APPLICANTS FILING AN I-131 *Before* April 1, 2024

Applying for an advance parole document (Application Type E)	Filing Fee	Biometric Services	Total
Advance parole document - Type E (with biometric services)	\$575.00	(included in filing fee)	\$575.00

#### FEE BREAKDOWN FOR APPLICANTS FILING AN I-131 *AFTER* APRIL 1, 2024

Applying for an advance parole document (Application Type E)	Filing Fee	Total
I-131 Application for Travel Document (with biometric services)	\$630.00	\$630.00



# FILING FOR A NEW EMPLOYMENT AUTHORIZATION DOCUMENT (EAD)

Certain noncitizens who are in the United States may file <u>Form I-765</u>, Application for Employment Authorization, to request a work permit or "EAD." Per <u>USCIS Guidance</u>, Ukrainian parolees applying for re-parole must also separately file Form I-765 to request a new EAD.

Applicants for re-parole <u>should not</u> file Form I-765 *before* they have received a re-parole approval notice from USCIS. If Form I-765 is filed *before* USCIS approves the re-parole application, USCIS <u>may deny</u> the work permit application (Form I-765) and <u>will not</u> refund any fees associated with it.

While USCIS reviews pending EAD applications, <u>certain parolees</u> will be able to show their new Form I-94 as acceptable evidence of identity and employment authorization **for a period of up to 90 days** from the date they are hired (or for reverification, when employment authorization expires).

To be eligible, a parolee must have been:

- Granted re-parole as a certain Ukrainian citizen or an immediate family member;
- Have a most recent date of entry on or before Sept. 30, 2023; and
- Have new I-94 with "UHP" listed as the class of admission.

Applicants may file their second EAD application online through their MyUSCIS account or by mail. When choosing to mail an EAD application, please note that the direct filing address for the EAD application will be different from where the re-parole application was mailed.

To see a current list of direct filing addresses for EAD applications, please visit: <u>https://www.uscis.gov/i-765-addresses</u>

#### FEE BREAKDOWN FOR APPLICANTS FILING AN I-765 *Before* April 1, 2024

Filing an I-765, Application for Employment Authorization	Biometrics Filing Fee	Total
\$410	\$85	\$495

#### FEE BREAKDOWN FOR APPLICANTS FILING AN I-765 **AFTER** APRIL 1, 2024

Filing an I-765, Application for Employment Authorization	Filing Fee	Biometrics Filing Fee	Total
Filing online (including biometrics)	\$470.00	(included)	\$470.00
Filing by paper/U.S. Mail (including biometrics)	\$520.00	(included)	\$520.00

To see USCIS's New Fee Schedule Table, please visit:

https://www.uscis.gov/forms/filing-fees/frequently-asked-questions-on-the-uscis-fee-rule