

Back To School: Immigration Issues For Students and Universities:
8/21, 9/11 an 10/30

F, M and J Students - what they are and how do they apply
8/21 11 am pacific time

Introduce Speakers

I. Similarities and Differences between the three statuses - Is there a choice? (10 minutes)

- Short overview of each status
- Summary of similarities and difference

II. NIV Visa issuance: Proving Nonimmigrant intent from troublesome countries and after IV petitions; and support issues (Craig) (15 minutes)

- A. DOS cable - reminds consular officers that young people don't have a lot of evidence
- B. Other memos
- C. Anecdotal stuff on China, Russia the Philippines, etc.
- D. Dos and Don'ts - coaching clients; interviews that go awry
- E. What happens at the POE?
- F. What constitutes sufficient support and funding issues

III. The realities of maintenance of status and reinstatement (how to apply and likelihood of success) (Steve) (eight minutes)

- A. Requirements for maintenance of status (F, common J categories, M)
- B. Eligibility criteria
- C. Changes in regulations
- D. Changes in processing
- E. Anecdotes

IV. Personas non grata - flight school issues (two minutes)

V. Students who are not F, M or Js (derivatives, asylees, recent developments e.g. for visitors) (Craig) (10 minutes)

- A. Who can study and who can't
- B. Historic issues of change of status
- C. Preconceived intents
- D. Derivatives and asylee issues - fulltime? Part-time?
- E. Unusual Fs - who's obligated to pay tuition (INA section)

VI. When D/S is no longer D/S - unlawful presence, departure and inadmissibility and visa validity (222(g)) (10 minutes) (Steve)

- A. Old Memo
- B. How is D/S ended? (Finding by a judge, USCIS adjudication, esp. reinstatement application denied)
- C. Briefly describe unlawful presence
- D. What happens after reinstatement (NTA issuance?)
- E. Risk to the institution; sanctions; revocation of program certification
- F. How does an institution become certified?

VII. Working with DSOs and ROs, and using NAFSA liaisons (5 minutes) (Craig)

- A. What is a DSO, RO? What are their responsibilities and to whom is their duty owed?
- B. Variation in orientation of DSOs - generous and fearful
- C. Historical development pre-SEVIS and post-SEVIS
- D. NAFSA Organization - describe
 - 1. What is their liaison function?
 - 2. How does NAFSA work?
 - 3. NAFSA resources