

E.O. 12866 meeting
in advance of the proposed rule entitled
“Security Bars and Processing”

Including representatives from:
[American Immigration Council](#)
[Boundless Immigration Inc.](#)
[Immigrant Legal Resource Center](#)
[International Refugee Assistance Project \(IRAP\)](#)

June 15, 2020

Final rule pending review:
OMB Control Number 1615-AC57

Summary of Concerns

- It is unacceptable for there to be no information available to the public beyond the title of the NPRM, simply because it was never in the regulatory agenda.
- The title of the “proposed rule” is so ambiguous that public participation is impracticable.
- This lack of transparency conflicts with the mandates and framework laid out in EO 13563 and EO 12866.
- If this ends up being an Interim Final Rule (IFR), there will be zero opportunity for meaningful public comment, because (a) there was nothing to react to substantively in an EO 12866 meeting, and (b) there would be no public comment period prior to the rule’s effective date.
- If this ends up being an Interim Final Rule and there is therefore no opportunity for public comment prior to the rule’s effective date, this is especially concerning in the context of a rule that, based on its title, may concern border and/or other immigration processing, as the individuals and groups who would be impacted by such a rule have serious reliance interests that must be considered prior to such a rule’s implementation.



View Rule

This rule has not been published in a Unified Agenda.

OIRA Conclusion of EO 12866 Regulatory Review

RIN: [1615-AC57](#) [View EO 12866 Meetings](#)

Title: Security Bars and Processing

Agency/Subagency: DHS / USCIS

Concluded Action: Consistent with Change

Legal Deadline: None

Publication Date:

Major: No

Regulatory Flexibility Analysis Required: No

Federalism Implications: No

International Impacts: No

Pandemic Response: Yes

Received Date: 06/01/2020

Stage: Proposed Rule

Concluded Date: 06/26/2020

Economically Significant: No

Unfunded Mandates: No

Related To Homeland Security: No

Small Entities Affected:

Affordable Care Act [Pub. L. 111-148 & 111-152]: No

Dodd-Frank Wall Street Reform and Consumer Protection Act, [Pub. L. 111-203]:
No