

## Breaking Developments: Legislation, Litigation, Regulations, and New Policies

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**Ron Klasko** is the Managing Partner of the firm and has been providing immigration assistance and solutions to corporations, hospitals, universities, and individuals for over 30 years.

Ron is a past National President of the American Immigration Lawyers Association and served for 3 years as the bar association's General Counsel. He is also the only person ever twice honored with the AILA Founders Award for his contributions to immigration jurisprudence. Ron has been invited by more than 30 universities and hospitals to address students and scholars.

Ron has been selected as one of six top-tier immigration lawyers in the U.S. by *Chambers Global* and the firm has been selected as a top-tier immigration law firm by *U.S. News and World Report*. He is selected annually for inclusion in *Best Lawyers in America*®. The *International Who's Who of Business Lawyers* selected Ron as the "most highly regarded" immigration lawyer in the world. He is a frequent author and lecturer on business and university-related immigration law topics and is a former Adjunct Professor of Immigration Law at Villanova University Law School.

Ron is a graduate of the University of Pennsylvania School of Law. He has helped thousands of foreign nationals navigate the complicated process of obtaining working visas and green cards.

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**Bill Stock** is a founding partner of Klasko Immigration Law Partners, LLP and has been providing immigration assistance and solutions to leading multinational corporations, universities, research institutions, hospitals, and individuals for over 25 years.

He is a Past President of the American Immigration Lawyers Association and has addressed national conferences organized by AILA, NAFSA, SHRM, and other professional organizations. He is a member of the Board of Directors of the American Immigration Council, a national foundation working to strengthen America by honoring our immigrant history and shaping how America thinks about and acts towards immigrants and immigration.

A graduate of the University of Minnesota Law School, Bill is featured in *The Best Lawyers in America*, *The Chambers Global Guide*, *Human Resources Executive* magazine, *Pennsylvania Super Lawyers*, *Who's Who in America*, and other guides to prominent lawyers. In 2017, he was elected a Fellow of the American Bar Foundation.



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## Where Do We Get the Rules for Immigration?

- Legislation
- Regulations
- Executive Orders
- Guidance and Policy
- Forms/Procedures/Personnel



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## How Can a New Administration Affect the Rules for Immigration?

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- Personnel
- Notice and Comment Rulemaking
- New Executive Orders
- Revised Guidance/Policy/Forms
- Litigation



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## Setting a New Course for Legal Immigration

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- Reversing “Buy American, Hire American”
- Ordering review of recent regulations/policies/guidance to identify/remove those which are barriers to legal immigration
- Rescinding guidance limiting H-1Bs for computer occupations
- Reverting to prior/shorter naturalization exam
- Rescinding “No Blank Space” rejections of filings



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## Reversing the Travel Bans and Opening Humanitarian Categories

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- Revocation of remaining “Muslim Bans”
- Revocation of Immigrant Visa Ban
- H, L and J Visa Ban Allowed to Expire
- Enhancing refugee resettlement programs & border processing



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## Reversing the Prior Administration’s Regulations

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- “Regulatory Freeze” capturing non-final regulations:
  - DOL & USCIS “Employer-Employee” Definition
  - USCIS “Specialty Occupation” Restrictions
  - ICE elimination of “Duration of Status” for Fs/Js
- Delay of Effective Date of DOL Prevailing Wage Rule
- Delay of Effective Date of USCIS Wage-Based H-1B Lottery Rule
- What happens next for delayed rules



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## Achieving Changes Through Litigation

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- Court enjoins ICE elimination of “D/S” by policy memo
- Court upholds legality of OPT and CPT
- Court enjoins Interim Final Rules on Wages and Specialty Occupation
- Litigation on “Employer-Employee Relationship” settled, leads to lower RFE rates
- Prospective litigation on Wage-Based H-1B Lottery, I-485 rejections, EAD and H-4/L-2 adjudication delays



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## Looking Forward: Legislation in the 117th Congress

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- Limited Bills: American Dream and Promise Act; Farm Workforce Modernization Act
- Comprehensive Bill: The United States Citizenship Act
- Timing and process for immigration bills
- Political challenges for immigration bills



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# Questions?

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# For Further Information

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