I. Background

On August 14, 2019, DHS published a final rule, Inadmissibility on Public Charge Grounds (FR Doc. 19–17142). The final rule amends DHS regulations by prescribing how DHS will determine whether an alien applying for admission or adjustment of status is inadmissible to the United States under section 212(a)(4) of the Immigration and Nationality Act (INA or the Act), 8 U.S.C. 1182(a)(4), because he or she is likely at any time to become a public charge.

In the final rule, there were a number of technical and typographical errors that are identified and corrected by the Correction of Errors section of this correcting document. The provisions in this correcting document are effective as if they had been included in the final rule document that appeared in the August 14, 2019 Federal Register. Accordingly, the corrections are effective on October 15, 2019, at 12:00 a.m. Eastern Time. This document, and the corrections included in this document, do not change how DHS will apply the final rule; i.e., DHS will apply the corrected final rule only to applications and petitions postmarked (or, if applicable, submitted electronically) on or after October 15, 2019. Applications and petitions already pending with USCIS on October 15, 2019, (i.e., postmarked before October 15, 2019) will not be subject to the final rule.

II. Summary and Explanation of Corrections

A. Summary

On page 41292 in the SUMMARY section, in the last sentence of the first partial paragraph at the top of the second column, DHS erroneously referred to “exemptions” when referring to special rules applying to the receipt of public benefits by certain populations. DHS is making corrections to that sentence through the Correction of Errors section of this document by replacing the word “exemptions” with the word “exclusions,” when referencing receipt of public benefits that will not be considered for the purposes of this rule. An exemption refers to individuals who are not subject to this rule, as set forth in 8 CFR 212.23, while an exclusion, the correct terminology for purposes of the subject rulemaking, refers to benefits receipt that will not be considered by DHS.

B. Preamble of the August 14, 2019 Final Rule

On page 41296 in the Summary of the Proposed Rule, in the third column, in the last paragraph, in the first line of the last full sentence, DHS erroneously used the word “exempt” instead of the word “exclude” when indicating that receipt of Medicaid benefits received by certain children of U.S. citizens would not be considered for purposes of a public charge inadmissibility determination. DHS is correcting this reference and replacing the word “exempt” with the word “exclude” in the Correction of Errors section of this document.

On page 41297, in the third line at the top of the first column, DHS erroneously referred to the word “exempting” when discussing a change in the final rule that expands the exclusion from consideration of receipt of Medicaid to Medigap received by aliens under the age of 21 and pregnant women (including women for 60 days after the last day of pregnancy). In the Correction of Errors section of this document, DHS is correcting this error by revising this sentence.

On page 41302 in Table 1-Summary of Major Provisions and Economic Impacts of the Final Rule, fourth row, third column, DHS erroneously stated that the “total annual direct costs of the final rule will range from about $45.5 to $131.2 million.” The statement was inadvertently left in Table 1 even after costs of the rule were updated elsewhere in the final rule and the Regulatory Impact Analysis to reflect that DHS will not be requesting Form I-944 from applicants for extension of stay and change of status. DHS is removing the incorrect cost range statement through the Correction of Errors section of this document.

On page 41314, DHS inadvertently added footnote 83 the end of the last sentence of the second paragraph in the third column. For editorial consistency, DHS is deleting this footnote through the Correction of Errors section of this document.

On page 41328, in the second column, DHS inadvertently omitted the word “it” from the first sentence in the third paragraph. DHS is adding that word through the Correction of Errors section of this document.

On page 41334 at the top of the second column, first line, the word “the” was inadvertently excluded. DHS is therefore correcting this omission by adding the word “the.”

On page 41334 in the last sentence of the first partial paragraph in the second column in the comment response, DHS inadvertently left in a word “may” in addition to the word “will” when describing the impact of the public...
charge rule on certain dependents who are certified to receive or are receiving public benefits under the authorization of another person. This word is superfluous and makes the sentence grammatically incorrect. DHS is correcting this error by deleting the word “may.”

On page 41336 in the first column, in the third sentence, DHS inadvertently omitted words “time the” after “valid T nonimmigrant status at the,” making the sentence incomplete. DHS is therefore correcting this omission by adding the words “time the.”

On pages 41336 through 41341, in the heading for the third column that appears at the top of Table 2 on each page, DHS is correcting the title of the heading to accurately reflect the form numbers used to request change of status. DHS inadvertently referred to Form I–539 as “I-Form 539” in the heading and is correcting that reference to read “Form I–539.”

On page 41336, in the first row and third column of Table 2, DHS inadvertently omitted the word “Form” before “I–539.” DHS is correcting this omission by adding the word “Form.”

On page 41337, in the twelfth row and second and third columns of Table 2, DHS inadvertently omitted the word “Form” before “I–539.” DHS is correcting this omission by adding the word “Form.”

On page 41338, in the eleventh row and second column of Table 2, DHS inadvertently omitted the word “Form” before “I–539.” DHS is correcting this omission by adding the word “Form.”

On page 41340, in the tenth row and third column of Table 2, DHS inadvertently omitted the word “Form” before “I–539” and a comma after “I–539.” DHS is correcting these omissions by adding the word “Form” before “I–539” and , after “I–539”.

On page 41340, in the tenth row and second column of Table 2, DHS inadvertently added the word “Files” twice.

On page 41340, in the eleventh row and third column of Table 2, DHS inadvertently added the word “Files” twice.

On page 41341, in the bottom of Table 2 after the “*”, DHS made several typographical errors by referring to the proposed rule rather than the final rule and by not including all the conditions set forth in the final rule upon which a public charge bond may be cancelled. DHS is correcting these errors and the sentence after the “*” will read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945).”

On page 41342 at the bottom of Table 3 after the “*”, DHS made several typographical errors by referring to the proposed rule rather than the final rule and by not including all the conditions set forth in the final rule upon which a public charge bond may be cancelled. DHS is correcting these errors and the sentence after the “*” will read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945).”

On page 41343 at the bottom of Table 4 after the “*”, on page 41344 at the bottom of Table 5 after the “*”, on page 41345 at the bottom of Table 6 after the “*”, on page 41346 at the bottom of Table 7 after the “*”.

On page 41345 in Table 7 Applicability of INA 212(a)(4) to Other Applicants Who Must Be Admissible, in the fourth row, first and second columns, DHS is correcting the language regarding the availability of waivers with respect to certain entrants (i.e., certain aged, blind, or disabled individuals), and is reorganizing the order in which the explanation appears in the second column.

On page 41369, in the first paragraph in the third column, DHS inadvertently omitted the words “and non-cash benefits” when generally describing the public benefits included in the rule. DHS is adding these words to correctly characterize that non-cash benefits included in this rule are those being provided for food, nutrition, housing, and healthcare. This correction is made for consistency with a similar reference on p. 41349 of the final rule.

On pages 41494–41497, “Table 9—Summary of Forms” is being corrected to read “Table 10—Summary of Forms.”

On page 41493, in the third column, in the last full sentence, DHS is renumbering the tables to correct a typographical error earlier in the final rule. As such, the last full sentence on page 41493 should refer the reader to “Table 10” instead of “Table 9.”

On page 41501, in paragraph (b)(7) of section 8 CFR 212.21, in the provisions excluding public benefits receipt from consideration, rather than referring to spouses and children of individuals serving in the U.S. Armed Forces, DHS inadvertently referred to spouses and children of aliens serving in the U.S. Armed Forces. DHS thereby inadvertently afforded the exclusion only to spouses and children of aliens serving in the U.S. Armed Forces but not to spouses and children of all individuals serving in the U.S. Armed Forces.
Forces, including aliens, U.S. citizens, and U.S. nationals serving in the U.S. Armed Forces. DHS correctly discussed the exclusion in broader terms, referring to spouses and children of “servicemembers” generally in the preamble of the final rule, and to spouses and children of “individuals” in the first column of section 101(b) of the Act, of an individual enlisted in the U.S. Armed Forces.4 In this correction document, consistent with the aforementioned correction, DHS is replacing the phrase “such an individual’s spouse or child as defined in section 101(b) of the Act” with the phrase “such an individual’s spouse or child as defined in section 101(b) of the Act, of an individual enlisted in the U.S. Armed Forces under the authority of 10 U.S.C. 504(b)(1)(B) or 10 U.S.C. 504(b)(2), or of an individual serving in active duty or in the Ready Reserve component of the U.S. Armed Forces.” DHS also made other edits in paragraph (b)(2)(i) to more appropriately address the timing aspect of this exclusion and added an additional sentence to clearly state that benefits received after the alien, or individual (in the case of a spouse or child) who previously enlisted and/or served in the U.S. Armed Forces, separated from service would be considered for purposes of a public charge breach determination.

On page 41508, in columns two and three, in paragraphs (a) and (c)(4) of 8 CFR 212.22, DHS inadvertently added a “;” between the words “equivalent” and “is.” Finally, in the first column, in paragraph (d) of 8 CFR 213.1, DHS inadvertently included the phrase “within any 36-month period” instead of “within any 36-month period” after the clause “for more than 12 months in the aggregate”, and included a “,” instead of a “).” after the words “two months”. DHS is correcting these errors.

On page 41507, in the first column, in section 8 CFR 213.1(h)(2)(i), rather than referring to spouses and children of individuals serving in the U.S. Armed Forces in the provisions pertaining to the public benefits receipt exclusion, DHS inadvertently referred to spouses and children of aliens serving in the U.S. Armed Forces. As noted above with respect to corrections on page 41501, this inadvertently rendered the public benefits receipt exclusion applicable only to spouses and children of aliens serving in the U.S. Armed Forces, but not to spouses and children of all individuals serving in the U.S. Armed Forces, including aliens, U.S. citizens, and U.S. nationals serving in the U.S. Armed Forces.4 In this correction document, consistent with the aforementioned correction, DHS is replacing the phrase “such an individual’s spouse or child as defined in section 101(b) of the Act” with the phrase “such an individual’s spouse or child as defined in section 101(b) of the Act, of an individual enlisted in the U.S. Armed Forces under the authority of 10 U.S.C. 504(b)(1)(B) or 10 U.S.C. 504(b)(2), or of an individual serving in active duty or in the Ready Reserve component of the U.S. Armed Forces.” DHS also made other edits in paragraph (b)(2)(i) to more appropriately address the timing aspect of this exclusion and added an additional sentence to clearly state that benefits received after the alien, or individual (in the case of a spouse or child) who previously enlisted and/or served in the U.S. Armed Forces, separated from service would be considered for purposes of a public charge breach determination.

On page 41508, in columns two and three, in paragraphs (a) and (c)(4) of 8

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3 See, e.g., 84 FR 41292, 41372 (“As noted in the NPRM, following consultation with DOD, DHS has concluded that such an outcome (i.e., considering public benefits received by servicemembers in the public charge inadmissibility determination) may give rise to concerns about servicemembers’ immigration status or the immigration status of servicemembers’ spouses and children as defined in section 101(b) of the Act, 8 U.S.C. 1101(b), which would reduce troop readiness and interfere significantly with U.S. Armed Forces recruitment efforts. This exclusion is consistent with DHS’s longstanding policy of ensuring that military personnel who serve and sacrifice for our nation, and their families, as well as supporting military readiness and recruitment. Accordingly, DHS has excluded the consideration of receipt of all benefits listed in 8 CFR 212.21(b) from the public charge inadmissibility determination, when received by active duty servicemembers, including those in the Ready Reserve, and their spouses and children.”).
CFR 248.1, DHS inadvertently omitted a reference to “or that section has been waived” and “or where the public charge inadmissibility ground has been waived” when describing when the public benefit condition would not apply in the context of change of status petitions or applications. In contrast, these references to the waiver were included in section 8 CFR 214.1 when addressing extensions of stay petitions or applications. DHS never intended to treat extensions of stay and changes of status differently in this regard, and had described in both the notice of proposed rulemaking and the final rule that the public benefit condition applies unless the alien is exempt from section 212(a)(4) of the Act, 8 U.S.C. 1182(a)(4), or that section has been waived. Therefore, DHS is adding this reference to the waiver to both paragraph (a) and paragraph (c)(4) of 8 CFR 248.1. DHS is also correcting 8 CFR 248.1(c)(4) to state, consistent with the preamble, that the condition does not apply to change of status of applications if either the current or the future nonimmigrant classification is exempt from public charge. The final rule text was unclear whether it applies to current or future classification or both, although the preamble did indicate it applied to both.6

In addition to these corrections, DHS is making a number of minor technical and typographical corrections to the regulatory text as listed in the Correction of Errors section of this document.

III. Explanation of New Technical Amendment

When DHS amended section 8 CFR 248.1 by redesignating paragraphs (b) through (e) as paragraphs (c) through (f), and adding a new paragraph (b), DHS did not make conforming technical changes to paragraph (h)(20) of section 8 CFR 214.2, which cross references paragraph (b) of section 8 CFR 248.1. DHS is adding a technical amendment through new amendatory language to correct the cross reference in paragraph (h)(20) of section 8 CFR 214.2 and refer to 8 CFR 248.1(c) rather than 248.1(b).

IV. Administrative Procedure Act

Section 553(b) of the Administrative Procedure Act (APA) generally requires agencies to publish a notice of proposed rulemaking in the Federal Register to provide a period for public comment before the provisions of a rule take effect. 5 U.S.C. 553(b). In addition, section 553(d) of the APA requires agencies to delay the effective date of final rules by a minimum of 30 days after the date of their publication in the Federal Register. 5 U.S.C. 553(d). Both of these requirements can be waived if an agency finds, for good cause, that the notice and comment process and/or delayed effective date is impracticable, unnecessary, or contrary to the public interest, and incorporates a statement of the finding and the reasons therefore in the notice. 5 U.S.C. 553(b)(B), (d)(3). DHS believes there is good cause for publishing this correction document without prior notice and opportunity for public comment and with an effective date of less than 30 days because DHS finds that such procedures are unnecessary. This document corrects technical and typographic errors in the preamble (including tables) and regulatory text, but does not make substantive changes to the policies that were adopted in the final rule. This document merely conforms erroneous portions of the final rule to the agency’s clearly expressed contemporaneous intent. As a result, this correcting document’s sole function is to ensure that the information in the August 14, 2019 final rule accurately reflects the policies adopted in that final rule, prior to which DHS issued a notice of proposed rulemaking and received public comment. Therefore, DHS believes that it has good cause to waive the notice and comment and effective date requirements of section 553 of the APA.

V. Correction of Errors and Technical Amendment

Accordingly, the final rule at 84 FR 41292 (FR Doc. 19–17142) is corrected as follows:

A. Correction of Error in the Summary

1. On page 41292 in the SUMMARY section, in first partial paragraph at the top of the second column, revise the last sentence to read: “Aliens who might qualify for these exclusions from consideration of receipt of public benefits should study the rule carefully to understand how the exclusions work.”

B. Correction of Errors in the Preamble

DHS is making the following corrections in the Supplementary Information section of the August 14, 2019 final rule.

1. On page 41296 in the third column, in the last full paragraph, in the first line, replace the word “exempt” with the word “exclude” to read: “Lastly, DHS proposed to exclude . . .”

2. On page 41297, in the third line at the top of the first column, replace the word “exempting” with the word “excluding” to read: “**excluding Medicaid receipt by aliens under the age of 21 and pregnant women (including women for 60 days after the last day of pregnancy).”

3. On page 41302, Table 1—Summary of Major Provisions and Economic Impacts of the Final Rule, the fourth row is corrected to read as follows:

<table>
<thead>
<tr>
<th>Amending 8 CFR 245. Adjustment of status to that of person admitted for lawful permanent residence.</th>
<th>To outline requirements that aliens submit a declaration of self-sufficiency on the form designated by DHS and any other evidence requested by DHS in the public charge inadmissibility determination.</th>
<th>Quantitative:</th>
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<tbody>
<tr>
<td>Costs</td>
<td>Costs</td>
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<tr>
<td>• $25.8 million to applicants who must file Form I–944;</td>
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<tr>
<td>• $0.69 million to applicants applying to adjust status using Form I–485 with an increased time burden;</td>
<td>$0.69 million to applicants applying to adjust status using Form I–485 with an increased time burden;</td>
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<tr>
<td>• $0.34 million to public charge bond obligors for filing Form I–945; and</td>
<td>$0.34 million to public charge bond obligors for filing Form I–945; and</td>
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<tr>
<td>• $825.50 to filers for filing Form I–356.</td>
<td>$825.50 to filers for filing Form I–356.</td>
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<tr>
<td>Total costs over a 10-year period will range from:</td>
<td>Total costs over a 10-year period will range from:</td>
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<td>• $823.50 to filers for filing Form I–356.</td>
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</table>

4. On page 41314, delete footnote 83 at the end of the last sentence of the second paragraph in the third column, and renumber footnotes 84 through 867, as footnotes 83 through 866.


6 See 84 FR 41292, 411329 (“If the nonimmigrant status the individual seeks to extend or to which the applicant seeks to change is statutorily exempt from the public charge ground of inadmissibility, then the public benefits condition will not apply.”).
5. On page 41328 in the second column, add the word “it” between the words “that” and “does” and move “,” from after the word “so” to after the word “rule” to read: “DHS notes that it does have the authority to define public charge as it has in this rule, and in doing so decide which public benefits are considered for the purposes of this rule.”

6. On page 41334, at the top of the second column, adding the word “the” to correct the first line to read: “be subject to the public charge ground of inadmissibility and which are exempt.”

7. On page 41334, in the second column, in the last sentence of the first partial paragraph in the second column that continues the comment response, correct the sentence to read: “DHS acknowledges that those dependents who are certified for or receiving public benefits under the authorization of another, such as the head of the household or the guardian, may be unaware of the receipt of public benefits but will, once the rulemaking is effective, be impacted by such receipt of public benefits, if they are subject to the public charge ground of inadmissibility.”

8. On page 41336 in the first column, correct the third sentence only (footnote 228 remains unchanged), to read: “For the reasons stated above, DHS is amending proposed 8 CFR 212.23(a)(17) in this final rule to clarify that T nonimmigrants seeking any immigration benefit subject to section 212(a)(4) of the Act, 8 U.S.C. 1182(a)(4)—except those described in section 212(a)(4)(D) of the Act, 8 U.S.C. 1182(a)(4)(D), who must file an affidavit of support—are exempt from the public charge ground of inadmissibility, provided that the T nonimmigrant seeking the immigration benefit is in valid T nonimmigrant status at the time the benefit request is properly filed with USCIS, and at the time the benefit request is adjudicated.”

9. On pages 41336 through 41341, in the heading for the third column that appears at the top of Table 2 on each page, correct the title of the heading to read: “Eligible to apply for change of status (i.e., may file Form I-129 or Form I-539)***.”

10. On page 41336, in the first row and third column of Table 2, correct the omission of the word “Form” before “I–539” by adding the word “Form” for the entry to read: “Yes. Files Form I–539, 8 CFR 248.1(a).”

11. On page 41337, in the twelfth row and second and third columns of Table 2, correct the omission of the word “Form” before “I–539” by adding the word “Form” for the entry to read: “Yes. Files Form I–539, 8 CFR 248.1(a).”

12. On page 41338, in the eleventh row and third column of Table 2, correct the omission of the word “Form” before “I–539” by adding the word “Form” for the entry to read: “Yes. Files I–539, 8 CFR 214.1(c)(1) and (2).”

13. On page 41338, in the fifth row and second column of Table 2, correct the typographical error to delete the second “Files”, to read: “Yes. Files Form I–539.”

14. On page 41340, in the tenth row and third column of Table 2, correct a typographical error to delete the second “Files”, to read: “Yes. Files Form I–539.”

15. On page 41340, in the eleventh row and third column of Table 2, correct a typographical error to delete the second “Files”, to read: “Yes. Files Form I–539.”

16. On page 41341, at the bottom of Table 2 after the “***”, correct the sentence to read: “Includes questions on Form I–129 and Form I–539 about receipt of public benefits since the nonimmigrant status was approved. Whether the alien must file a Form I–129 or a Form I–539 depends on the status the alien is applying to change or extend. If more than one person is applying using the Form I–539, the Form I–539A, Supplemental Information for Application to Extend/Change Status, is submitted to provide all of the requested information for each additional applicant listed.”

17. On page 41342 at the bottom of Table 3 after the “***”, correct the two sentences that follow to read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945). 8 CFR 213.1, as amended in the final rule, describes the circumstances under which a public charge bond may be cancelled (Form I–356).”

18. On page 41343 at the bottom of Table 4 after the “***”, correct the two sentences that follow to read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945). 8 CFR 213.1, as amended in the final rule, describes the circumstances under which a public charge bond may be cancelled (Form I–356).”

19. On page 41344 at the bottom of Table 5 after the “***”, correct the two sentences that follow to read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945). 8 CFR 213.1, as amended in the final rule, describes the circumstances under which a public charge bond may be cancelled (Form I–356).”

20. On page 41345 at the bottom of Table 6 after the “***”, correct the two sentences that follow to read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945). 8 CFR 213.1, as amended in the final rule, describes the circumstances under which a public charge bond may be cancelled (Form I–356).”

21. On page 41345, Table 7 Applicability of INA 212(a)(4) to Other Applicants Who Must Be Admissible, correct the fourth row to read:

W–16 Entered without inspection before 1/1/82.
W–26 Entered as nonimmigrant and overstayed visa before 1/1/82. Certain Entrants before January 1, 1982.


Exempt, by statute as they are not listed in INA 212(a)(4) as a category that requires a Form I–864.

22. On page 41346 at the bottom of Table 7 after the “***”, correct the two sentences that follow to read: “If an alien is found inadmissible based on the public charge ground, USCIS, at its discretion, may permit the alien to post a public charge bond (Form I–945). 8 CFR 213.1, as amended in the final rule, describes the circumstances under which a public charge bond may be cancelled (Form I–356).”

23. On page 41369 in the third column, correct the third sentence of the first paragraph to read: “Because of the nature of the public benefits that would be considered under this rule—which are generally means-tested and provide
cash for income maintenance, and non-
cash benefits for basic living needs such as
food, nutrition, housing, and healthcare—DHS believes that receipt of
such benefits may render a person with
limited means to provide for his or her
own basic living needs, and who
receives public benefits, not self-
sufficient because of his or her reliance on such public benefits.”

24. On pages 41380–41381, starting in
the last paragraph on p. 41380, correct
the last sentence to read: “Because of
the nature of the public benefits that
would be considered under this rule—
which are generally means-tested and
provide cash for income maintenance,
and non-cash benefits for basic living
needs such as food, nutrition, housing,
and healthcare—DHS believes that
receipt of such benefits is an important
factor to consider, in the totality of the
circumstances, when making a public
charge determination.”

25. On page 41486, third column,
correct the last full sentence so that it
references “Table 7” instead of “Table
2” so that the sentence reads “Table 7
provides a more detailed summary of
the final provisions and their impacts.”

26. On pages 41486–41488, correct a
typographical error so that the Table
title that currently reads “Table 2—
Summary of Major Changes and
Economic Impacts of the Final Rule” so
that the Table reads “Table 7—
Summary of Major Provisions and
Economic Impacts of the Final Rule.”

27. On page 41487, correct the third
row of the table to read:

<table>
<thead>
<tr>
<th>Amending 8 CFR 245. Adjustment of status to that of person admitted for lawful permanent residence.</th>
<th>To outline requirements that aliens submit a declaration of self-sufficiency on the form designated by DHS and any other evidence requested by DHS in the public charge inadmissibility determination.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Costs</td>
<td>Quantitative:</td>
</tr>
<tr>
<td>• $25.8 million to applicants who must file Form I–944;</td>
<td>• $25.8 million to applicants applying to adjust status using Form I–485 with an increased time burden;</td>
</tr>
<tr>
<td>• $0.69 million to public charge bond obligors for filing Form I–945; and</td>
<td>• $0.34 million to public charge bond obligors for filing Form I–945; and</td>
</tr>
<tr>
<td>• $823.50 to filers for filing Form I–485 with an increased time burden;</td>
<td>• $823.50 to filers for filing Form I–485.</td>
</tr>
<tr>
<td>Total costs over a 10-year period will range from:</td>
<td>Total costs over a 10-year period will range from:</td>
</tr>
<tr>
<td>• $0.34 million to public charge bond obligors for filing Form I–945; and</td>
<td>• $352.0 million for undiscounted costs;</td>
</tr>
<tr>
<td>• $300.1 million at a 3 percent discount rate; and</td>
<td>• $300.1 million at a 3 percent discount rate; and</td>
</tr>
<tr>
<td>• $247.2 million at a 7 percent discount rate.</td>
<td>• $247.2 million at a 7 percent discount rate.</td>
</tr>
</tbody>
</table>

28. On page 41488 in the second
column, last partial sentence before the
footnote reference, change the Table
number so that the sentence reads: “In addition to the impacts summarized
above and as required by OMB Circular
A–4, Table 9 presents the prepared
accounting statement showing the costs
associated with this final regulation.”

29. On page 41488, DHS is correcting
and renumbering “Table 8—OMB A–4
Accounting Statement” to read “Table
9—OMB A–4 Accounting Statement.”

30. On page 41493, third column, last
full sentence, correct the Table number
referenced in the sentence to read:
“Table 10 below is a listing of all forms
associated with this final regulation.”

31. On pages 41494–41497, “Table
9—Summary of Forms” is being
corrected to read “Table 10—Summary
of Forms.”

G. Correction of Errors in the Regulatory Text

DHS is making the following corrections in the List of Subjects and Regulatory Amendments section of the August 14, 2019, final rule.

§ 212.21 [Corrected]

1. On page 41501—

■ a. In the second column, at the end of paragraph (b)(4), remove the word “and” after the semicolon;

■ b. In the second column, at the end of paragraph (b)(5)(iii), add the word “and” after the semicolon;

■ c. In the second column, at the end of paragraph (b)(5)(iv), remove the period and add in its place a semicolon;

■ d. In the second and third column, correct paragraph (b)(7) to read:

“(7) Public benefits, as defined in paragraphs (b)(1) through (b)(6) of this section, do not include any public benefits received by—

(i) An alien who at the time of receipt of the public benefit, or at the time of filing or adjudication of the application for admission or adjustment of status, or application or request for extension of stay or change of status is—

(A) Enlisted in the U.S. Armed Forces under the authority of 10 U.S.C.
504(b)(1)(B) or 10 U.S.C. 504(b)(2), or
(B) Serving in active duty or in the Ready Reserve component of the U.S.
Armed Forces, or

(ii) The spouse or child, as defined in section 101(b)(1) of the Act, of an individual who at the time of receipt of the public benefit by such spouse or child, or at the time of filing or adjudication of the spouse’s or child’s application for admission or adjustment of status, or application or request for extension of stay or change of status, had been:

(A) Enlisted in the U.S. Armed Forces under the authority of 10 U.S.C.
504(b)(1)(B) or 10 U.S.C. 504(b)(2), or
(B) Serving in active duty or in the Ready Reserve component of the U.S.
Armed Forces.”

■ e. In the third column, in lines 4–5 of paragraph (b)(8), add the words “paragraph (b) of” after “as defined in”;

■ f. In the third column, in lines 1–2 of paragraph (b)(9) introductory text, add the words “paragraph (b) of” after “as defined in”;
b. In the second column, at the end of paragraph (b)(4)(ii)(A)(2), remove the semicolon and add a period in its place;

c. In the third column, at the end of paragraph (b)(4)(ii)(F), remove the semicolon and add a period in its place.

5. On page 41504—

(a) In the first column, at the end of paragraph (b)(5)(ii)(C), remove the word “and”; 

(b) In the first column, at the end of paragraph (b)(5)(ii)(D), remove the period and add “;” in its place;

c. In the first column, in line 5 of paragraph (b)(6)(i), remove the word “for” before the word “himself”; 

d. In the first column, redesignate paragraphs (b)(7)(A)(1) through (3) as paragraphs (b)(7)(ii)(A) through (ii)(C);

e. In the second column, in line 6 of paragraph (c)(1)(ii), add the phrase “(such that, for instance, receipt of two benefits in one month counts as two months)” after the phrase “for more than 12 months in the aggregate within any 36-month period”:

§ 212.23 [Corrected]

6. On page 41505, in the second column, at the end of paragraph (a)(19)(ii), remove the period and add a semicolon in its place.

§ 213.1 [Corrected]

7. On page 41506—

(a) In the first column, in line 7 of paragraph (b), add a reference “(c)(1)” after “212.22”; 

(b) In the first column, in line 14 of paragraph (c), remove the comma between the words “equivalent” and “is”;

c. In the first column, in the second sentence of paragraph (d), correct “364-month” to read “36-month”;

7a. In the first column, redesignate paragraphs (h)(1) and (2) as paragraphs (h)(1)(i) and (ii).

7b. In the second column, add a reference “§ 214.2(b)” to the end of the paragraph.

§ 248.1 [Corrected]

10. On page 41508—

(a) In the second column, in the second sentence of paragraph (a) add the phrase “or that section has been waived” after the words “section 212(a)(4) of the Act”;

(b) In the third column, in paragraph (c)(4) revise the last sentence to read: “This provision does not apply where the nonimmigrant classification from which the alien seeks to change or to which the alien seeks to change is exempt from section 212(a)(4) of the Act, or where that section has been waived.”

Kevin K. McAleenan, 
Acting Secretary of Homeland Security.
[FR Doc. 2019–21561 Filed 10–1–19; 8:45 am]
BILLING CODE 9111–87–P

DEPARTMENT OF DEFENSE

Department of the Army

32 CFR Part 637

[Docket ID: USA–2018–HQ–0023]

RIN 0702–AB01

Military Police Investigation

AGENCY: Department of the Army, DoD.

ACTION: Final rule.

SUMMARY: This final rule removes DoD’s regulation concerning the management of the misdemeanor criminal investigation program by Department of the Army personnel. This part conveys internal Army policy and procedures, and is unnecessary.

DATES: This rule is effective on October 2, 2019.

FOR FURTHER INFORMATION CONTACT: Jeffrey Pearce at 703–695–8499.

SUPPLEMENTARY INFORMATION: It has been determined that publication of this CFR part removal for public comment is impracticable, unnecessary, and contrary to public interest since it is based on removing DoD internal policies and procedures that are publicly available on the Department’s website.


This rule is not significant under Executive Order (E.O.) 12866, “Regulatory Planning and Review,” therefore, E.O. 13771, “Reducing Regulation and Controlling Regulatory Costs” does not apply.

List of Subjects in 32 CFR Part 637


PART 637—[REMOVED]

Accordingly, by the authority of 5 U.S.C. 301, 32 CFR part 637 is removed.

Brenda S. Bowen, 
Army Federal Register Liaison Officer. [FR Doc. 2019–21183 Filed 10–1–19; 8:45 am]
BILLING CODE 5001–03–P

DEPARTMENT OF COMMERCE

Patent and Trademark Office

37 CFR Parts 2 and 7

[Docket No. PTO–T–2017–0004]

RIN 0651–AD15

Changes to the Trademark Rules of Practice To Mandate Electronic Filing

AGENCY: Patent and Trademark Office, Commerce.

ACTION: Final rule, delay of effective date.

SUMMARY: On July 31, 2019, the United States Patent and Trademark Office published in the Federal Register a final rule amending the Rules of Practice in