

# PUBLIC CHARGE INADMISSIBILITY

THE NEW RULES, THEIR EFFECTS, AND STRATEGIES FOR  
OVERCOMING THEM

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## WHAT WE'LL COVER

- What was supposed to happen on October 15, 2019
- What did happen
- What DOS is up to
- Ideas/strategies/questions

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## NEW RULES ON PUBLIC CHARGE

- INA section 212(a)(4) states

“Any alien who, in the opinion of the consular officer at the time of application for a visa, or in the opinion of the Attorney General at the time of application for admission or adjustment of status, is likely at any time to become a public charge is inadmissible.”
- DHS published new final rule in Federal Register on August 14, 2019 at <https://www.federalregister.gov/documents/2019/08/14/2019-17142/inadmissibility-on-public-charge-grounds>
- To take effect October 15, 2019
- Will not apply to applications on file before October 15, 2019

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## NEW RULES ON PUBLIC CHARGE

- Will apply to applicants for
  - Adjustment of Status
  - Immigrant Visas
  - Non-immigrant Visas
  - LPRs seeking admission
  - Non-immigrants seeking change or extension of status within USA

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## Title search: Public Charge Inadmissibility: The New Rules, Their Effects, and Strategies for Overcoming Them

Also available as part of the eCourse

[2019 eConference on Immigration and Nationality Law](#)

First appeared as part of the conference materials for the  
43<sup>rd</sup> Annual Conference on Immigration and Nationality Law session  
"Denials Based on Public Charge"