



February 3, 2016 Stakeholder Engagement

Lori MacKenzie's Remarks

As Nick mentioned in his remarks, IPO has formed a new division focused on operational policy and performance. As a result, we hope to provide more EB-5 policy guidance and enhance transparency into IPO's performance. On the policy front, we are currently working on three key projects. In August, we issued a draft policy memo on job creation and investment sustainment. We have reviewed the comments provided to that draft policy memo and are considering revisions. Additionally, IPO is working closely with our colleagues in USCIS on a regulation for the pending public law cases. Finally, our policy team will be working to update our existing Forms, including Forms I-924 and I-924A and Form I-526 in this fiscal year.

We have been asked several questions regarding guidance on a potential regional center program sunset. USCIS worked diligently with our colleagues at the Department of State to prepare guidance on the EB-5 regional center program's potential sunset in 2015. We are prepared to issue guidance should the EB-5 regional center program sunset on September 30, 2016.

We have also been asked about USCIS's role in the drafting of legislation related to the EB-5 program. USCIS has provided technical assistance upon request to Congress regarding several programs, including EB-5. Note that technical assistance involves providing technical corrections or advice as well as commenting on the impact on USCIS operations, not proactively developing ideas for Congress. If comprehensive legislation is passed, USCIS will take action to further enhance regulations to implement such legislative changes.

Finally, we have been asked questions regarding visa availability for the program. The Department of State is responsible for publishing the monthly visa bulletin and managing the visa allocation process. Questions regarding visa availability should be addressed to the Department of State.