



June 15, 2014

PM-602-0099

Policy Memorandum

SUBJECT: Implementation of New Discretionary Exemption Under INA Section 212(d)(3)(B)(i) For Activities and Associations Relating to the Eritrean Liberation Front (ELF)

Purpose

On October 17, 2013, following consultation with the Secretary of State and the Attorney General, the Acting Secretary of Homeland Security (the “Acting Secretary”) exercised his discretionary authority not to apply certain terrorism-related inadmissibility grounds to certain aliens for voluntary activities or associations relating to the Eritrean Liberation Front (ELF).¹ See attachment. Specifically, the exercise of authority permits exemption of the following activities:

- Solicitation of funds or other things of value for;
- Solicitation of any individuals for membership in;
- Provision of material support to; or
- Receipt of military-type training from, or on behalf of, the ELF.²

This policy memorandum (PM) guides U.S. Citizenship and Immigration Services (USCIS) adjudicators on implementation of the Acting Secretary’s exemption.³

Scope

Unless specifically exempted herein, this PM applies to and binds all USCIS employees.

¹ The ELF qualifies as a Tier III terrorist organization prior to January 1, 1992. An exemption may not be required for applicants who had activities or associations with the ELF after January 1, 1992. Please consult country conditions. .

² This PM expressly does not apply to persons whom a USCIS officer knows, or has reasonable grounds to believe, is engaged in or is likely to engage after entry in any terrorist activity. Immigration and Nationality Act (INA) § 212(a)(3)(B)(i)(II), 8 U.S.C § 1182(a)(3)(B)(i)(II).

³ This PM supplements existing guidance on terrorism-related inadmissibility grounds (TRIG), including Jonathan Scharfen, Deputy Director, USCIS, “Processing the Discretionary Exemption to the Inadmissibility Ground for Providing Material Support to Certain Terrorist Organizations,” May 24, 2007; Michael L. Aytes, Acting Deputy Director, USCIS, “Implementation of Section 691 of Division J of the Consolidated Appropriations Act, 2008, and Updated Processing Requirements for Discretionary Exemptions to Terrorist Activity Inadmissibility Grounds,” July 28, 2008; Michael Aytes, Acting Deputy Director, USCIS, “Revised Guidance on the Adjudication of Cases Involving Terrorist-Related Inadmissibility Grounds and Amendment to the Hold Policy for such Cases,” February 13, 2009; and PM-602-0051, “Revised Guidance on the Adjudication of Cases Involving Terrorism-Related Inadmissibility Grounds (TRIG) and Further Amendment to the Hold Policy for Such Cases,” November 21, 2011.

Authorities

- INA section 212(d)(3)(B)(i)
- 8 U.S.C. § 1182(d)(3)(B)(i)

Background

The ELF was a political opposition group founded in 1960 with the goal of Eritrean independence from Ethiopia. It engaged in armed conflict with the Ethiopian government, though it no longer operates. It qualified as a Tier III terrorist organization under INA section 212(a)(3)(B)(vi)(III) on the basis of its violent activities. The ELF is considered a Tier III terrorist organization prior to January 1, 1992.

INA section 212(a)(3)(B), 8 U.S.C. § 1182(a)(3)(B) renders inadmissible and ineligible for most immigration benefits an alien who engages in terrorist activity with any organization that, at the time of the interaction, was a terrorist organization. In turn, INA section 212(d)(3)(B)(i), 8 U.S.C. § 1182(d)(3)(B)(i) authorizes the Secretary to exempt such terrorism-related grounds of inadmissibility (TRIG) in certain cases. On October 17, 2013, the Acting Secretary issued an exemption that authorizes USCIS not to apply the terrorism-related inadmissibility grounds to certain qualified aliens who provided material support to, solicited funds or other things of value for, solicited individuals for membership in, or received military-type training from, or on behalf of, the ELF.

This exemption may be applied to immigration benefit and protection applications under the INA, including, but not limited to, asylum, refugee status, adjustment of status, and asylee and refugee following-to-join petitions, as provided in Section II of this guidance. USCIS will consider an exemption only if the threshold requirements, listed below and in the Acting Secretary's Exercise of Authority, are met.

Policy

Pursuant to the Acting Secretary's exercise of authority under INA section 212(d)(3)(B)(i), 8 U.S.C. § 1182(d)(3)(B)(i) USCIS will consider whether certain aliens are eligible for and warrant an exemption from terrorism-related inadmissibility grounds.

Implementation

I. Identifying Individuals Subject to Terrorism-Related Inadmissibility Grounds Due to Activities or Associations with the ELF

Adjudicators who consider an exemption must familiarize themselves with country conditions information on the relevant country and terrorist organization(s) by consulting the [Refugee, Asylum & International Operations Virtual Library \(RAIO-VL\)](#) and/or the research information made available through and authorized by their HQ components.⁴ In addition to research products generated by USCIS, open source reference documents produced by other agencies may be available from the U.S. Department of State (DOS) (see, for example, the annual [U.S. Dept. of State Country Reports on Human Rights Practices](#)), or through the [DHS Library](#) on the intranet.

⁴ DHS employees may access the [RAIO-VL's Country of Origin Information Collection](#).

Adjudicators will review for indications in benefit applications, supporting documentation, and testimony, of activities or associations relating to the ELF. In all cases, adjudicators will review for and elicit information about all TRIG-related activities or associations.⁵

II. Aliens Whose Inadmissibility for TRIG Activities or Associations Relating to the ELF May Be Exempted as a Matter of Discretion

Applicability of Earlier Exercises of Exemption Authority

This Exercise of Authority is specifically crafted to exempt certain terrorist activities related to the ELF; accordingly, with regard to the ELF, this policy memorandum supersedes the September 26, 2012 policy memorandum regarding implementation of the August 10, 2012 Exercise of Authority for certain aliens with existing immigration benefits (referred to as the “Limited General” Exemption). See 77 Fed.Reg. 49821 (effective August 10, 2012).

Further, this Exercise of Authority is designed to address scenarios involving voluntary activities or associations with ELF. Therefore, earlier exercises of authority which exempted certain terrorist activities if they occurred while under duress remain in effect and may be used as appropriate in cases not covered by this exemption. See 72 Fed.Reg. 9958 (effective March 6, 2007) – material support under duress to Tier III organizations; 72 Fed.Reg. 26138 (effective April 27, 2007) – material support under duress to Tier I and II organizations; 76 Fed.Reg. 14418 (effective January 7, 2011) – receipt of military-type training under duress by or on behalf of Tier I, Tier II, or Tier III organization; and 76 Fed.Reg. 14419 (effective January 7, 2011) – solicitation of funds or other things of value under duress, or solicitation of individuals for membership under duress, for Tier I, Tier II, or Tier III organization. Other Exercises of Authority may also be applicable. See relevant implementation guidance.

Existing or Pending Immigration Benefit or Beneficiary of an I-730 for Applicants Having Activities or Associations with the ELF Prior to January 1, 1980

To be eligible for this exemption, an applicant whose activities or associations with the ELF occurred prior to January 1, 1980 must already have an existing or pending immigration benefit such that the applicant:

- On or before October 17, 2013, was admitted as a refugee or granted asylum, or had an asylum or refugee application pending; or
- Is the beneficiary of an I-730 Refugee/Asylee Relative Petition filed at any time by a petitioner who was an asylee or refugee on or before October 17, 2013.

This exemption may, for applicants who had activities or associations with the ELF on or after January 1, 1980, be applied to immigration benefit and protection applications under the INA, including, but not limited to, asylum, refugee status, adjustment of status, and asylee and refugee following-to-join petitions.

⁵ If additional terrorism-related grounds apply, adjudicators should determine whether there are available exemptions for those additional grounds and determine whether the applicant is eligible for those exemptions. If so, adjudicators should adjudicate all appropriate exemptions according to the guidance issued for each exemption. An adjudicator may grant an exemption for activities or associations relating to ELF only if there are available exemptions for all applicable TRIG-related activities, and if the adjudicator has recommended an exemption for each ground of inadmissibility.

Threshold Eligibility

USCIS may only consider a discretionary exemption for those cases on hold solely because of TRIG-related activities or associations relating to ELF, regardless of whether such conduct occurred under duress. To be considered for an exemption, in addition to meeting the requirements of this PM under *Existing or Pending Immigration Benefit or Beneficiary of an I-730 for Applicants Having Activities or Associations with the ELF Prior to January 1, 1980*, an applicant must also satisfy the following threshold requirements:

- Establish that he or she is otherwise eligible for the immigration benefit or protection being sought;
- Undergo and pass all required background and security checks;
- Fully disclose, to the best of his or her knowledge, in all relevant applications and interviews with U.S. Government representatives and agents, the nature and circumstances of all activities or associations falling within the scope of INA section 212(a)(3)(B), 8 U.S.C. § 1182(a)(3)(B);⁶ including those relating to organizations other than ELF;
- Establish that he or she has not participated in, or knowingly provided material support to, terrorist activities that targeted noncombatant persons or U.S. interests;
- Establish that he or she poses no danger to the safety and security of the United States; and
- Establish that he or she warrants an exemption in the totality of the circumstances as discussed below.

Questions relating to the threshold requirements for this exercise of the exemption authority must be directed through the component chain of command to the component TRIG Working Group point of contact for possible referral to the Senior Policy Council as appropriate.

Discretion

For those applicants who have met all other threshold requirements, adjudicators will consider whether the applicant warrants a discretionary exemption in the totality of circumstances. When considering the totality of the circumstances, factors to be considered, in addition to the threshold factors stated above, may include, among others:

- The length and nature of the TRIG-related activity;
- The amount, type, frequency, and nature of the applicant's activity;
- The nature of the organization's terrorist activities and the applicant's awareness of those activities;
- The applicant's conduct since the association with the ELF;
- The length of time that has elapsed since the applicant engaged in the TRIG-related activity; and
- Any other relevant factors.

⁶ To fully disclose TRIG-related activities and associations entails credible, persuasive, consistent and complete representations by the applicant of all involvement in such activities. If this level of disclosure has not been provided, the applicant has failed to meet this threshold criterion and is ineligible for exemption consideration.

III. Making the Exemption Determination⁷

A. Vetting Cases for Possible National Security Concern

Adjudicators will follow existing agency procedures when a possible national security concern arises during the course of the adjudication, including through security checks.

B. Documenting the Exemption Determination

Using the 212(a)(3)(B) Exemption Worksheet (revised August 10, 2012), adjudicators will document exemption determinations as follows:

- Determine individual threshold eligibility;
- Describe the applicant's associations or activities with the group, noting any involvement in violence or other activities of concern, and the timeframe of the activity;
- In Section IV, check the "Group Based Exemption" box and enter "ELF"; and
- In Section V, indicate whether the adjudicator recommends granting or denying the exemption.

Each Division will instruct its adjudicators on the requisite levels of review.

C. Record-Keeping Requirements

USCIS will maintain records on the number of cases considered under the ELF exemption and the cases' outcome, and statistics will be consolidated on a quarterly basis, at a minimum. These statistics will be used to provide information to the interagency and stakeholders, and to inform the content of the required annual report to Congress.

D. Effect of Exemption on Future Adjudications

An exemption determination made under this exercise of authority can inform but shall not control a decision regarding any subsequent benefit or protection application.

E. Processing or Continued Hold of Certain Cases

If a case involving an applicant or beneficiary considered under the ELF exemption does not satisfy all threshold requirements for consideration of the exemption, and, if applicable, the existing or pending benefit requirement, and does not meet the requirements of the hold policy, the requested benefit should be denied. The applicant should be issued a Notice to Appear (NTA) in appropriate cases after review in accordance with standard operating procedures, including USCIS's NTA policy. Newly filed cases involving associations or activities with the ELF prior to January 1, 1980 should be denied as ineligible for an exemption, unless after consultation with the TRIG Working Group per component guidance, it is determined that the case may be eligible for a future exercise of the Secretary's exemption authority. Cases for which such a determination is made should be placed on hold.

⁷ A spouse or child is inadmissible under INA section 212(a)(3)(B)(i)(IX), 8 U.S.C. § 1182(a)(3)(B)(i)(IX), if the related alien is inadmissible under INA section 212(a)(3)(B), 8 U.S.C. § 1182(a)(3)(B), for actions occurring within the last five years, unless the spouse or child qualifies for one of two statutory exceptions. A spouse or child is not inadmissible under INA section 212(a)(3)(B)(i)(IX) if: (1) he or she did not know or should not reasonably have known of the TRIG activity; or, (2) an adjudicator has reasonable grounds to believe that the spouse or child has renounced the TRIG activity. INA section 212(a)(3)(B)(ii), 8 U.S.C. § 1182(a)(3)(B)(ii). If the activity of the related alien may be exempted, USCIS may also consider an exemption for the spouse or child, even if the related alien is not also seeking admission or a benefit from USCIS.

If a case does meet the threshold requirements but an exemption is denied in the totality of the circumstances, the application should be denied (or, if pertaining to an asylum application, referred as appropriate) after appropriate review in accordance with the above procedures.

If it is determined that the case does not meet the threshold requirements listed above, but otherwise meets the criteria enumerated under the current hold policy, the application should remain on hold pending future exercises of the Secretary's discretionary exemption authority. This includes cases being held under the current hold policy involving applicants who do not qualify for this exercise of the exemption authority.

Use

This PM is intended solely for the guidance of USCIS personnel in the performance of their official duties. It is not intended to, does not, and may not be relied upon to create any right or benefit, substantive or procedural, enforceable at law or by any individual or other party in removal proceedings, in litigation with the United States, or in any other form or manner.

Contact Information

Questions relating to this exercise of the exemption authority must be directed through the component chain of command to the component TRIG Working Group point of contact for possible referral to the Senior Policy Council as appropriate.

Attachment

Exercise of Authority under Section 212(d)(3)(B)(i) of the Immigration and Nationality Act (ELF)

interests deemed relevant in these consultations, that paragraphs (i)(VIII), (iv)(IV), (iv)(V), and (iv)(VI) of section 212(a)(3)(B) of the INA, 8 U.S.C. 1182(a)(3)(B), shall not apply with respect to an, for solicitation of funds or other things of value for; solicitation of any individual for membership; the provision of material support to; who received military-type training from or on behalf of the Democratic Movement for the Liberation of Eritrean Kunama (DMLEK), provided that the alien satisfies the relevant agency authority that the alien:

(a) is seeking a benefit or protection under the INA and has been determined to be otherwise eligible for the benefit or protection;

(b) has undergone and passed all relevant background and security checks;

(c) has fully disclosed, to the best of his or her knowledge, in all relevant applications and interviews with U.S. government representatives and agents, the nature and circumstances of each instance of military-type training, solicitation, and material support, and any other activity or association falling within the scope of section 212(a)(3)(B) of the INA, 8 U.S.C. 1182(a)(3)(B);

(d) has not participated in, or knowingly provided material support to, terrorist activities that targeted noncombatant persons or U.S. interests;

(e) poses no danger to the safety and security of the United States; and

(f) warrants an exemption from the relevant inadmissibility provision(s) in the totality of the circumstances.

Implementation of this determination will be made by U.S. Citizenship and Immigration Services (USCIS), in consultation with U.S. Immigration and Customs Enforcement (ICE), or by U.S. consular officers, as applicable, who shall ascertain, to their satisfaction, and in their discretion, that the particular applicant meets each of the criteria set forth above.

This exercise of authority may be revoked as a matter of discretion and without notice at any time, with respect to any and all persons subject to it. Any determination made under this exercise of authority as set out above can inform but shall not control a decision regarding any subsequent benefit or protection application, unless such exercise of authority has been revoked.

This exercise of authority shall not be construed to prejudice, in any way, the ability of the U.S. government to commence subsequent criminal or civil proceedings in accordance with U.S. law involving any beneficiary of this exercise of authority (or any other person). This exercise of authority

creates no substantive or procedural right or benefit that is legally enforceable by any party against the United States or its agencies or officers or any other person.

In accordance with section 212(d)(3)(B)(ii) of the INA, 8 U.S.C. 1182(d)(3)(B)(ii), a report on the aliens to whom this exercise of authority is applied, on the basis of case-by-case decisions by the U.S. Department of Homeland Security or by the U.S. Department of State, shall be provided to the specified congressional committees not later than 90 days after the end of the fiscal year.

This determination is based on an assessment related to the national security and foreign policy interests of the United States as they apply to the particular persons described herein and shall not have any application with respect to other persons or to other provisions of U.S. law.

Dated: October 17, 2013.

Rand Beers,

Acting Secretary of Homeland Security.

[FR Doc. 2013-26263 Filed 11-1-13; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Office of the Secretary

Exercise of Authority Under the Immigration and Nationality Act

AGENCY: Office of the Secretary, DHS.

ACTION: Notice of determination.

Authority: 8 U.S.C. 1182(d)(3)(B)(i).

Following consultations with the Secretary of State and the Attorney General, I hereby conclude, as a matter of discretion in accordance with the authority granted to me by section 212(d)(3)(B)(i) of the Immigration and Nationality Act (INA), 8 U.S.C. 1182(d)(3)(B)(i), as amended, as well as the foreign policy and national security interests deemed relevant in these consultations, that paragraphs (i)(VIII), (iv)(IV), (iv)(V), and (iv)(VI) of section 212(a)(3)(B) of the INA, 8 U.S.C. 1182(a)(3)(B), shall not apply with respect to an alien who:

(a) On or after January 1, 1980, solicited funds or other things of value for; solicited any individual for membership in; provided material support to; or received military-type training from or on behalf of the Eritrean Liberation Front (ELF); or

(b) prior to January 1, 1980, engaged in the conduct described above with respect to the ELF and was previously

granted asylum or admitted as a refugee under the INA on or before the date of this Exercise of Authority, or is the beneficiary of an I-730 Refugee/Asylee Relative Petition filed at any time by such an asylee or admitted refugee, provided that the alien satisfies the relevant agency authority that the alien:

(a) Is seeking a benefit or protection under the INA and has been determined to be otherwise eligible for the benefit or protection;

(b) has undergone and passed all relevant background and security checks;

(c) has fully disclosed, to the best of his or her knowledge, in all relevant applications and interviews with U.S. government representatives and agents, the nature and circumstances of each instance of solicitation, material support, and military-type training, and any other activity or association falling within the scope of section 212(a)(3)(B) of the INA, 8 U.S.C. 1182(a)(3)(B);

(d) has not participated in, or knowingly provided material support to, terrorist activities that targeted noncombatant persons or U.S. interests;

(e) poses no danger to the safety and security of the United States; and

(f) warrants an exemption from the relevant inadmissibility provision(s) in the totality of the circumstances.

Implementation of this determination will be made by U.S. Citizenship and Immigration Services (USCIS), in consultation with U.S. Immigration and Customs Enforcement (ICE), or by U.S. consular officers, as applicable, who shall ascertain, to their satisfaction, and in their discretion, that the particular applicant meets each of the criteria set forth above.

This exercise of authority may be revoked as a matter of discretion and without notice at any time, with respect to any and all persons subject to it. Any determination made under this exercise of authority as set out above can inform but shall not control a decision regarding any subsequent benefit or protection application, unless such exercise of authority has been revoked.

This exercise of authority shall not be construed to prejudice, in any way, the ability of the U.S. government to commence subsequent criminal or civil proceedings in accordance with U.S. law involving any beneficiary of this exercise of authority (or any other person). This exercise of authority creates no substantive or procedural right or benefit that is legally enforceable by any party against the United States or its agencies or officers or any other person.

In accordance with section 212(d)(3)(B)(ii) of the INA, 8 U.S.C.

1182(d)(3)(B)(ii), a report on the aliens to whom this exercise of authority is applied, on the basis of case-by-case decisions by the U.S. Department of Homeland Security or by the U.S. Department of State, shall be provided to the specified congressional committees not later than 90 days after the end of the fiscal year.

This determination is based on an assessment related to the national security and foreign policy interests of the United States as they apply to the particular persons described herein and shall not have any application with respect to other persons or to other provisions of U.S. law.

Dated: October 17, 2013.

Rand Beers,

Acting Secretary of Homeland Security.

[FR Doc. 2013-26262 Filed 11-1-13; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Critical Infrastructure Partnership Advisory Council (CIPAC); Correction.

AGENCY: National Protection and Programs Directorate, DHS.

ACTION: Committee Management; Notice of an open Federal Advisory Committee Meeting; Corrections.

SUMMARY: The National Protection and Programs Directorate published a document in the *Federal Register* of September 19, 2013, concerning the Critical Infrastructure Partnership Advisory Council (CIPAC) Plenary Meeting on November 5, 2013. The document contained incorrect dates in two locations described below.

FOR FURTHER INFORMATION CONTACT:

Renee Murphy, Critical Infrastructure Partnership Advisory Council Alternate Designated Federal Officer, telephone (703) 235-3999.

Correction

In the *Federal Register* of September 19, 2013, in FR Vol. 78, No. 182, on page 57644, in the second column, correct the **ADDRESSES** caption to read:

Written comments are welcome at any time prior to or following the meeting. Written comments may be sent to Renee Murphy, Department of Homeland Security, National Protection and Programs Directorate, 245 Murray Lane, SW., Mail Stop 0607, Arlington, VA 20598-0607. For consideration in the CIPAC deliberations, written comments must be received by Renee Murphy by no later than 12:00PM on November 4, 2013, identified by *Federal Register* Docket Number DHS-2013-0050 and may be submitted by one of the following methods:

Correction

In the *Federal Register* of September 19, 2013, in FR Vol. 78, No. 182, on page 57644, in the third column, correct the **SUPPLEMENTARY INFORMATION** caption to read:

CIPAC represents a partnership between the Federal Government and critical infrastructure owners and operators, and provides a forum in which they can engage in a broad spectrum of activities to support and coordinate critical infrastructure security and resilience. The November 5, 2013, meeting will include topic-specific discussions focused on partnership efforts to enhance critical infrastructure resilience. Topics, such as Critical Infrastructure Security and Resilience and Cybersecurity, will be discussed.

Dated: October 28, 2013.

Larry May,

Designated Federal Officer for the CIPAC.

[FR Doc. 2013-26246 Filed 11-1-13; 8:45 am]

BILLING CODE 4410-10-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

[Internal Agency Docket No. FEMA-4145-DR; Docket ID FEMA-2013-0001]

Colorado; Amendment No. 8 to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster declaration for the State of Colorado (FEMA-4145-DR), dated September 14, 2013, and related determinations.

DATES: *Effective Date:* October 21, 2013.

FOR FURTHER INFORMATION CONTACT:

Dean Webster, Office of Response and Recovery, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-2833.

SUPPLEMENTARY INFORMATION: The notice of a major disaster declaration for the State of Colorado is hereby amended to include the following areas among those areas determined to have been adversely affected by the event declared a major disaster by the President in his declaration of September 14, 2013.

Fremont County for Individual Assistance.

Morgan County for Individual Assistance (already designated for Public Assistance).

Arapahoe County for Public Assistance (already designated for Individual Assistance).

Crowley, Denver, Fremont, Gilpin, Lake,

Lincoln, Sedgwick Counties for Public Assistance.

The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund; 97.032, Crisis Counseling; 97.033, Disaster Legal Services; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance Grant; 97.048, Disaster Housing Assistance to Individuals and Households In Presidially Declared Disaster Areas; 97.049, Presidially Declared Disaster Assistance—Disaster Housing Operations for Individuals and Households; 97.050 Presidially Declared Disaster Assistance to Individuals and Households—Other Needs; 97.036, Disaster Grants—Public Assistance (Presidially Declared Disasters); 97.039, Hazard Mitigation Grant.

W. Craig Fugate,

Administrator, Federal Emergency Management Agency.

[FR Doc. 2013-26243 Filed 11-1-13; 8:45 am]

BILLING CODE 9111-23-P

DEPARTMENT OF HOMELAND SECURITY

U. S. Customs and Border Protection

Agency Information Collection Activities: Application for Exportation of Articles Under Special Bond

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security.

ACTION: 30-Day notice and request for comments; Extension of an existing information collection: 1651-0004.

SUMMARY: U.S. Customs and Border Protection (CBP) of the Department of Homeland Security will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act: Application for Exportation of Articles under Special Bond (CBP Form 3495). This is a proposed extension of an information collection that was previously approved. CBP is proposing that this information collection be extended with no change to the burden hours. This document is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the *Federal Register* on August 15, 2013 (Volume 78, Page 47761), allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.10.

DATES: Written comments should be received on or before December 4, 2013 to be assured of consideration.