

## **Late Registration for TPS for Hondurans and Nicaraguans**

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As discussed in a prior post, the Department of Homeland Security (DHS) extended TPS for 18 months, through January 5, 2012, to eligible nationals of Honduras and Nicaragua. The re-registration period for Hondurans and Nicaraguans who already have TPS started on May 5, 2010 and will end on July 6, 2010. This extension does not apply to Hondurans and Nicaraguans who entered the United States after December 30, 1998.

In addition, certain nationals of Honduras and Nicaragua, who have not previously applied for TPS, may be able to register under the late initial registration provisions. Late initial registration is available in limited circumstances if you meet the following conditions:

- (1) are a national of Honduras or Nicaragua, or an alien without nationality who last habitually resided in Honduras or Nicaragua;
- (2) have continuously resided in the U.S. since December 30, 1998;
- (3) have been continuously physically present in the U.S. since January 5, 1999;
- (4) satisfactorily complete the routine background check;
- (5) meet certain other admissibility and eligibility criteria as specified in section 244(c) of the INA and regulations at 8 CFR 244.1-244.9; and

(6) demonstrate at the time of the initial registration period, January 5, 1999 through August 20, 1999, of the TPS designation for Nicaragua or Honduras, you were:

(a) in a valid nonimmigrant status, or had been granted voluntary departure, or any relief from removal;

(b) had a pending application for change of status; adjustment of status; or asylum;

(c) had voluntary departure;

(d) had any relief from removal pending or subject to further review or appeal;

(e) were a parolee or had a pending request for re-parole; or

(f) were the spouse or child of an alien currently eligible to be a TPS registrant.

If you are currently the spouse or child of someone granted TPS, but did not apply for TPS during the initial registration period, you may submit a late initial filing now if the family relationship existed during the 1999 initial registration period and you meet all the basic TPS eligibility requirements.

If you are applying for TPS for the first time under the late initial registration provisions, you must register while one of the above qualifying conditions still exists, or no later than 60 days after the expiration or termination of the qualifying condition. The qualifying condition you seek to use for eligibility

under late initial filing must have existed during the initial TPS registration period for Nicaragua or Honduras.