

Muslim Ban 3.0 Blocked: What You Need to Know

SUMMARY

Most of [Muslim Ban 3.0](#)¹ was blocked by courts in Hawaii and Maryland this week; **the orders blocking this third version (Muslim Ban 3.0) apply to the entire U.S.** This means most of Muslim Ban 3.0 will **not** start until the courts have a chance to decide if it is unconstitutional. **Please keep in mind that this information can change at any time based on what is happening in the courts. Please check back frequently for updates.**

WHAT EXACTLY DID THE COURTS DO?

The Hawaii and Maryland courts blocked key sections² of Muslim Ban 3.0 from going into effect across the U.S., including several that had not yet gone into effect. Specifically, it blocked the restrictions against people from Chad, Iran, Libya, Syria, Yemen, and Somalia. The Hawaii and Maryland orders did **not** block the restrictions on people from North Korea or Venezuela. Those restrictions went into effect on October 18, 2017 at 12:01am EST.

WHO IS IMPACTED IF THE REST OF MUSLIM BAN 3.0 RESUMES?

Again, most of Muslim Ban 3.0 is currently blocked, but IF it goes into full effect in the future, it will impact the following people:

UNDERSTANDING THE NEW MUSLIM BAN

	IMMIGRANT VISAS SUSPENDED	NON-IMMIGRANT VISAS SUSPENDED	EFFECTIVE DATE
SYRIA	ALL	ALL	TBD
NORTH KOREA	ALL	ALL	10/18
SOMALIA	ALL	NONE	TBD
LIBYA	ALL	ONLY B1/B2	TBD
YEMEN	ALL	ONLY B1/B2	TBD
CHAD	ALL	ONLY B1/B2	TBD
VENEZUELA	NONE	ONLY B1/B2 FOR SOME GOVERNMENT OFFICIALS AND IMMEDIATE FAMILY	10/18
IRAN	ALL	ALL EXCEPT STUDENT (F, J, M) VISAS	TBD

*TBD = TO BE DETERMINED.



¹ This is also known as the September 24, 2017 Proclamation or “Enhanced Vetting Capabilities and Processes for Detecting Attempted Entry into the United States by Terrorists or Other Public-Safety Threats.”

² It blocked sections 2(a), (b), (c), (e), (g), and (h) of Muslim Ban 3.0, which correspond with restrictions to Chad, Iran, Libya, Syria, Yemen, and Somalia, respectively. It did not block subsections 2(d) [North Korea] or 2(f) [Venezuela].

- An Immigrant Visa allows foreign nationals to come to the U.S. permanently to reside with a family member or get a green card.
- A Non-Immigrant Visa is a temporary visa issued to a foreign national for a particular purpose, such as tourism, business, or study.

MUSLIM BAN 3.0 DOES NOT APPLY TO:

- U.S. citizens and U.S. lawful permanent residents (also known as green card holders)
- Dual nationals traveling on a passport from a non-listed country
- People granted asylum by the U.S.
- People admitted or paroled into the U.S. on or after the effective date of Muslim Ban 3.0
- People who obtained a visa on or after the effective date of Muslim Ban 3.0
- People with a document other than a visa (such as advanced parole or a refugee travel document) that allows them to travel to the U.S., if the document is dated on or after the effective date of Muslim Ban 3.0
- Anyone in the U.S. on the effective date of Muslim Ban 3.0

ASKING FOR AN EXCEPTION IF MUSLIM BAN 3.0 MOVES FORWARD:

In certain cases, the government may make an exception to Muslim Ban 3.0 in the form of a process called a **waiver**. A waiver may be granted if you can show that 1) denying you entry would cause you undue hardship, 2) entry to the U.S. would not pose a threat to national security or public safety, **and** 3) entry would be in the national interest of the U.S. **We do not yet know how to request a waiver or how the U.S. Department of State interprets the waiver language in Muslim Ban 3.0.** Please check back for updates.

HOW TO GET LEGAL HELP?

You can contact our organizations if:

- You or someone you know is impacted by Muslim Ban 3.0 and would like free legal advice or assistance;
- Your community would like to request a “Know Your Rights” presentation.

Advancing Justice-Atlanta: 404-890-5655 or
immigration@advancingjustice-atlanta.org

We remain committed to challenging this Ban and protecting the communities we serve. Please do not hesitate to reach out.