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## **Highlights From Key Immigration Executive Orders**

Last Updated: January 21, 2025

### **SUSPENSION OF ENTRY OF CERTAIN NONCITIZENS**

- One [proclamation](#) suspends the entry of certain noncitizens to the southern border, including those who are inadmissible for medical or national security reasons. One [executive order](#) directs the Secretary of State, in coordination with the Attorney General, the Secretary of Homeland Security, and the Director of National Intelligence to identify countries that warrant a partial or full suspension on admission of nationals from those countries based on vetting and screening information. This same order directs the Secretary of Homeland Security to use this information to determine the exclusion or removal of certain noncitizens.

### **IMMIGRATION ENFORCEMENT PRIORITIES AND FEDERAL-STATE AGREEMENTS**

- This executive order directs the Attorney General, in coordination with the Secretary of State and the Secretary of Homeland Security to prioritize prosecution of criminal offenses related to the unauthorized entry or continued unauthorized presence of noncitizens. This executive order directs for efficient and expedited removal and detention of noncitizens.
- The executive order further directs the Attorney General and Secretary of Homeland Security to establish Homeland Security Task Forces (HSTF) in all States nationwide.
- This executive order directs the Secretary of Homeland Security to enter into section 287(g) agreements so that State and local law enforcement officials may perform the functions of immigration officers, such as they relate to the investigation, apprehension, or detention of noncitizens in the United States.
- The executive order directs the Secretary of Homeland Security to adopt policies and procedures to encourage voluntary departures.
- The executive order directs the Attorney General and the Secretary of Homeland Security to ensure that so-called "sanctuary" jurisdictions do not receive access to Federal funds.

- This executive order directs that agencies identify and stop providing any public benefits to any noncitizen not authorized to receive them.
- The executive order directs the Attorney General and Secretary of Homeland Security to immediately review, and terminate if needed, all contracts, grants or other agreements providing Federal funding to NGOs supporting or providing services, *either directly or indirectly*, to noncitizens without authorization where such agreements constitute “waste, fraud, or abuse.

### **DECLARING A NATIONAL EMERGENCY AT THE SOUTHERN BORDER OF THE UNITED STATES**

- This action declares a national emergency along the southern border and calls for the deployment of personnel and resources.
- This action furthermore asks for the Armed Forces to assist the Department of Homeland Security in control of the southern border.

### **SECURING OUR BORDERS**

- This executive order directs the Secretary of Defense and the Secretary of Homeland Security to construct physical barriers and to deploy sufficient personnel to ensure complete operational control of the southern border of the United States.
- The executive order directs the Secretary of Homeland Security shall take all appropriate actions to detain noncitizens apprehended for violating immigration law until their removal and to issue new policy guidance or propose regulations regarding the use of lawful detention authority under the immigration law.
- The executive order resumes the “Migrant Protection Protocols” at the southern border of the United States.
- The executive order requires the DoD and DHS to deploy sufficient personnel for border enforcement purposes.
- The executive order ends the use of the “CBP One” application as a method of paroling or facilitating the entry of noncitizens, and also terminates parole programs, including the program known as the “Processes for Cubans, Haitians, Nicaraguans, and Venezuelans.”
- The executive order requires the Attorney General, and Secretaries of State and Homeland Security to take action to enter international agreements and facilitate international cooperation relating to the removal of asylum seekers to a safe third country and other applicable provisions of the INA.

### **BIRTHRIGHT CITIZENSHIP:**

- This executive order interprets the Fourteenth Amendment of the US Constitution to assert it does not cover everyone born within the United States and sets a policy that the government will not issue or accept documents to recognize United States citizenship, to persons: “(1) when that person’s mother was unlawfully present in the United States and the person’s father was not a United States citizen or lawful permanent resident at the time of said person’s birth, or (2) when that person’s mother’s presence in the United States was lawful but temporary, and the person’s

father was not a United States citizen or lawful permanent resident at the time of said person's birth.”

- The President orders federal agencies to cease issuance of documents recognizing U.S. citizenship for the above children after February 19, and to refuse to accept documents issued by State, local, or other authorities purporting to recognize their U.S. citizenship

*\*The Asian Law Caucus, with the ACLU, ACLU of New Hampshire, Legal Defense Fund, State Democracy Defenders Fund, and other partners, [filed a lawsuit challenging this executive order as unlawful](#).*

### **SUSPENSION OF REFUGEE ADMISSIONS PROGRAM**

- This executive order suspends the refugee admissions program effective 12:01am EST January 27, 2025, using a section in the immigration statute to proclaim that their entry would be “detrimental to the interests of the United States.” The executive order states that within 90 days of the order and every 90 days thereafter, the Secretary of Homeland Security, in consultation with the Secretary of State, shall submit a report to the President on whether resumption of entry of refugees into the United States under the USRAP would be in the interests of the United States. The order also directs DHS and the Department of Justice to examine whether state and local jurisdictions should have greater involvement in the placement or resettlement of refugees.
- This executive order also provides that the Secretary of State and Homeland Security will have the authority to admit refugees on a case-by-case basis if determined to be in the national interest and provided the foreign national is not deemed a threat to U.S. security or welfare.

### **OTHER RESOURCES**

- White House, [Presidential Actions](#)
- Department of Homeland Security, [Press Releases](#)
- American Immigration Lawyers Association [Tracking Notable Executive Branch Action during the Second Trump Administration](#)
- Stanford and Yale Law Schools, [Immigration Policy Tracking Project](#) (IPTP)
- Penn State Dickinson Law, [Center for Immigrants' Rights Clinic](#)
- American Civil Liberties Union, [Know Your Rights](#)