

**NEBRASKA TAXPAYERS FOR FREEDOM ISSUE PAPER:
DACA ILLEGAL ALIENS NOT CUTE LITTLE KIDS.**

BACKGROUND. Liberal proponents and their congressional allies frequently refer to children amnestied under the Obama Regime Deferred Amnesty for Childhood Arrivals (DACA) as innocent little children, studious college students, and young people enhancing our work force by filling long-vacant job slots and boosting our economy. These liberals blindly ignore the negative and expensive financial impact of these amnestied illegals on our law enforcement, judicial, and incarceration systems. Actually, the average age of DACA illegal "kids" is 25, and they range in age up to their mid-thirties. Liberals admonish us that DACA recipients are paragons of virtue, that we Americans should grovel at their feet in gratitude for their willingness to fuel our economy. Actually, DACA is a shabby temporary amnesty program that rewards underachievers and allows many criminals to victimize our citizens and avail themselves of our benefits.



DACA CRIMINALITY. Despite liberals, especially in the media, spouting that DACA recipients cannot have criminal records and lose their status after committing a crime, actually, recipients can have a criminal record and remain here. They must have committed a felony or 3 or more misdemeanors for disqualification. Even these crimes authorities can waive under many "exceptional circumstances." Guidelines do not number the misdemeanors, which range from gun violations to wife-beating, meaning that any number of misdemeanors is possibly acceptable, as guidelines become ignored by bureaucrats anxious to sign up the Dreamers. Feds might examine misconduct as 1 misdemeanor rather than multiple ones. The Dept. of Homeland Security (DHS) can grant delayed deportation to whoever it chooses, even if a criminal record normally would revoke DACA status. DHS, however, can examine underlying conduct and not only a criminal conviction to deny DACA status. Left alone, unless deemed a threat to national security or public safety. The immigration service (ICE) has noted a surge of 30% in 2017 of DACA youth losing their status because of criminal conduct or gang affiliation. In 2013, only 56 faced revocation and termination of status; in 2017, the number so far is 622! The number of revoked permits continues to rise because of serious felony convictions and affiliations with violent gangs like MS-13. The Daily Caller reports that 2,139 DACA recipients have lost their status because of criminal activity, these only the ones caught and arrested. Offenses range from a significant misdemeanor conviction to sex offenses and weapons charges. The DACA screening process is very lax, the eligibility bar set low, thus permitting illegals with multiple misdemeanor and felony convictions to pass the DACA approval process. Many applicants never interviewed, most information on applications never verified.¹ The feds hand out thousands of permits like candy without making thorough background checks. DACA standards originally were too low, with eligibility even for those with multiple misdemeanors.

SERIOUS CRIMINALS. Nevertheless, too many DACA recipients have seen their protected status revoked because of multiple misdemeanor and felony convictions and their gang affiliations. These crimes include alien smuggling, assault and battery, domestic assault, drug peddling, drunken driving, larceny and theft, criminal trespass and burglary, rape of minors, and assorted weapons offenses. One illegal protected under DACA convicted in 2014 of 2 counts of felony hit and run after killing 2 Oregon sisters playing near a street. Another DACA youth arrested for raping a 3-year old Arizona child, found duct-taped inside a trash bag in the closet of the alien. A 23-year old DACA alien raped a young woman in Washington State who was working out at a treadmill at a local gym. He also broke her jaw and nose and ripped off half one ear. Another Dreamer charged with child sex crimes after luring a 14-year old girl into a hotel room. A 24-year old woman shot, murdered outside a bar by a convicted felon holding DACA status. Since the beginning of DACA, immigration officers have revoked this status for over 1,500 illegals found members of violent street gangs. An illegal alien with DACA status arrested in Texas for aiding a drag queen smuggle illegals across the border for a \$1,000 payment. A DACA teen deported back to Mexico, after sheriff deputies found meth and marijuana sold from his vehicle. Another DACA teen deported there after found embezzling thousands from his grocery store employer.²

NOT A CIVIC BOUNTY. Despite liberals boasting that DACA kids boost our economy, a credible study done by a Harvard scholar found that only 20% graduate from or attend a 4-year college. Most never seek education beyond high school. This category drops out of high school at a rate 400% higher than citizens. 72% live in families at or below the poverty level and receive welfare payments. Most DACA recipients have committed multiple felonies to obtain jobs and work permits, like SS fraud, forgery, perjury on I-9 forms, falsification of green cards and drivers licenses, ID theft, and

¹ Center for Immigration Studies, 2017.

² Breitbart News, 9-5-17.

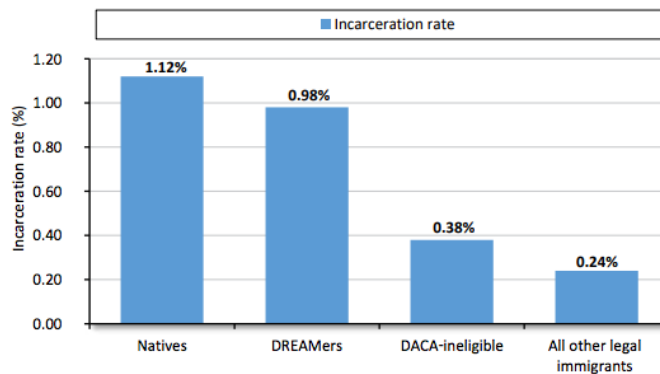
failure to pay income taxes.³ Shocking is that federal employees not only ignore these crimes and fail to report them to law enforcement but tell DACA illegals to withhold information on application forms that would implicate them, particularly on Form I-765 that asks for a list of SSNs previously used. **Q73: How should I fill out question 9 on Form I-765, Application for Employment Authorization?** When you are filing a Form I-765 as part of a DACA request, question 9 is asking you to list those Social Security numbers that were officially issued to you by the Social Security Administration [not numbers you illegally obtained and used]. The feds then tell employers to overlook felonies an employee committed to get hired, telling them to replace the old I-9 form, which contained a phony SSN, with a new one containing the new SSN issued to the DACA illegal. A further promise to employers that information about illegal employment practices that they disclose in support of a DACA application will not implicate them: **Q. If I provide my employee with information regarding his or her employment to support a request for consideration of deferred action for childhood arrivals, will that information be used for immigration enforcement purposes against me and/or my company?** You may, as you determine appropriate, provide individuals requesting deferred action for childhood arrivals with documentation which verifies their employment. This information will not be shared with ICE for civil immigration enforcement purposes pursuant to INA section 274A unless there is evidence of egregious violations of criminal statutes or widespread abuses.

GUIDANCE FOR EMPLOYERS OF EXISTING EMPLOYEES.

Employers must have a properly completed Form I-9 on file for every employee hired after November 6, 1986. Deferred action recipients who are currently working [illegally] may provide updated documentation to their employers. An employer receiving updated documentation from an employee should review the employee's previously [fraudulently] completed Form I-9 [under penalty of perjury] and....complete a new I-9 form when any of the following information has changed in Section 1 of the previously completed Form I-9: The employee's name, Date of birth, [perjured] Attestation, [illegally obtained] Social Security number, if a [illegally obtained] social security number was provided on the previously completed Form I-9. Employers not required to terminate the employment of Dreamers committing felony Social Security fraud, perjury, and ID theft. This rewards illegal aliens for their felonies and wrongs the Americans who are victims of their ID theft and other criminal actions.⁴ Nebraska citizens would face speedy arrest and conviction for committing the same or similar offenses. The Obama Regime provided no assistance to the American citizen victims of these crimes. DACA poverty imposes a burden on our welfare and health care systems. They have access to Medicare and emergency medical care. They can apply for SS and receive income-based benefits. 40 states now offer supplemental welfare benefits to DACA illegals. Most compete with Americans for low-skilled jobs, adding to competition in the workforce.⁵ 94.11% of all DACA applicants, despite how questionable their paperwork, their misdemeanor criminal activity, or their low-achieving in college, have won amnesty ahead of all legitimate immigrants who patiently have waited in line. One set of laws for them, one set for every other immigrant.

ACCURATE RESEARCH. The U.S. Census American Community Survey (ACS) estimated the nationwide imprisonment rate for DACA illegals for 2015. The ACS is highly accurate and counts the jailed population by nativity and citizenship status. Dreamers had an incarceration rate of .98% in 2015, almost as high as the native incarceration rate of 1.12%, and much higher than legal immigrants.⁶ DACA graduation rates from college are below the national average,

Figure 1
Incarceration Rates, High School Education and Above, Ages 18-34



the Daily Caller reported. Source: Authors' analysis of the American Community Survey data.

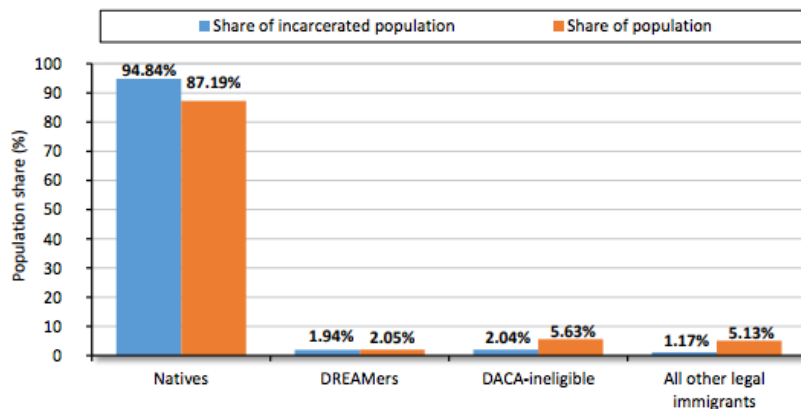
³ Center for Immigration Studies, March, 2017 report.

⁴ Ron Mortensen report, Center for Immigration Studies, May, 2017.

⁵ Jessica Vaughn, Director of Policy, Center for Immigration Studies, 2017.

⁶ Migration Policy Institute, "Deferred Action for Childhood Arrivals (DACA) Data Tools."

Figure 2
Share of Total Population to Share of Incarcerated Population, High School Education and Above, Ages 18-34



Source: Authors' analysis of the American Community Survey data.

Michelangelo Landgrave and Alex

Nowrasteh, immigration policy analyst at the Cato Institute's Center for Global Liberty and Prosperity. 8-30-17.

REPEALING STATUS. INS no longer is accepting initial requests for DACA status but will finish adjudicating requests for DACA status accepted by Sept. 5, 2017. This Trump directive will accelerate deportation of DACA illegals who have committed or are committing crimes. His guidelines make DACA illegals subject to deportation even if not yet convicted of crimes. Moreover, his Victims of Immigration Crime Engagement office will assist victims of DACA crimes by working with victims and their families to provide information about each perpetrator, including immigration and custody status. Fortunately, by December, 201,678 DACA work permits will expire. In 2018, more than 275,000 permits will expire. A DHS directive to clarify new instructions detailed the impact on DACA immigrants after their permits expire. They are "unlawfully present," their deportations "will no longer be deferred." The immediate impact on the DACA illegals will come from loss of their work permits. Employers must fire them as those documents expire. That eventuality likely will set in motion a chain of damaging consequences, as many Dreamers must work to pay for college tuition (taking slots from legal Nebraskans) or provide crucial financial assistance to their poverty families.

TAKE ACTION NOW. It takes hard work to win a rejection for DACA status, given out cheaply and awarded to people who abuse it. While the liberal media falsely continue to portray Dreamers as paragons of virtue and stunning American success stories, the data tell a chilling different story. Lobby your representative and 2 senators immediately to vote to end the DACA program for illegal aliens and instead to co-sponsor and support the Trump RAISE immigration reform plan (see NTF issue paper).

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