PART 103—POWERS AND DUTIES OF SERVICE OFFICERS; AVAILABILITY OF SERVICE RECORDS

1. The authority citation for part 103 continues to read as follows:

Authority: 5 U.S.C. 552, 552a; 8 U.S.C. 1101, 1103, 1201, 1252 note, 1252b, 1304, 1356; 31 U.S.C. 9701; E.O. 12356, 47 FR 14874, 15557, 3 CFR, 1982 Comp., p. 166; 8 CFR part 2.

2. In § 103.7, paragraph (b)(1) is amended by adding, in proper numerical sequence, the following forms to the list of forms, to read as follows:

§103.7 Fees.

(b) * * *

(1) * * *

Form I–68. For application for issuance of the Canadian Border Boat Landing Permit under section 235 of the Act—\$16.00. The maximum amount payable by a family (husband, wife, unmarried children under 21 years of age, parents of either husband or wife) shall be \$32.00.

* * * * *

Form I–94. For issuance of Arrival/ Departure Record at a land border Port-of-Entry—\$6.00.

Form I–94W. For issuance of Nonimmigrant Visa Waiver Arrival/ Departure Form at a land border Port-of-Entry under section 217 of the Act—\$6.00.

* * * * *

Form I–175. For issuance of Nonresident Alien Canadian Border Crossing Card (Form I–185)—\$30.00.

Form I–190. For issuance of replacement Nonresident Alien Mexican Border Crossing Card (Form I–586) in lieu of one lost, stolen, or mutilated—\$26.00.

* * * * *

Form I–444. For issuance of a Mexican Border Visitors Permit issued in conjunction with presentation of a Mexican Border Crossing Card or multiple-entry B–1/B–2 nonimmigrant visa to proceed for a period of more than 72 hours but not more than 30 days and to travel more than 25 miles from the Mexican border but within the 5-state area of Arizona, California, Nevada, New Mexico, or Texas—\$4.00. The maximum amount payable by a family (husband, wife, children under 21 years of age, and parents of either husband or wife) shall be \$8.00.

PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

3. The authority citation for part 212 continues to read as follows:

Authority: 8 U.S.C. 1101, 1102, 1103, 1182, 1184, 1225, 1226, 1228, 1252; 8 CFR part 2.

4. Section 212.6 is amended by revising paragraph (e) to read as follows:

§ 212.6 Nonresident alien border crossing cards.

* * * * *

(e) Replacement. If a nonresident alien border crossing card has been lost, stolen, mutilated, or destroyed, the person to show the card was issued may apply for a new card as provided for in this section. A fee as prescribed in § 103.7(b)(1) of this chapter must be submitted at time of application for the replacement card. The holder of a Form I–185, I–186, or I–586 which is in poor condition because of improper production may be issued a new form without submitting fee or application upon surrendering the original card.

PART 217—VISA WAIVER PILOT PROGRAM

5. The authority citation for part 217 continues to read as follows:

Authority: 8 U.S.C. 1103, 1187; 8 CFR part 2.

6. Section 217.2 is amended by revising paragraph (c) to read as follows:

§217.2 Eligibility.

* * * * *

(c) Applicants arriving at land border Ports-of-Entry. Any applicant arriving at a land border Port-of-Entry must provide evidence to the immigration officer of financial solvency and a domicile abroad to which the applicant intends to return. An applicant arriving at a land border Port-of-Entry will be charged a fee as prescribed in § 103.7(b)(1) of this chapter for issuance of Form I–94W, nonimmigrant Visa Waiver Arrival/Departure Form.

PART 235—INSPECTION OF PERSONS APPLYING FOR ADMISSION

7. The authority citation for part 235 continues to read as follows:

Authority: 8 U.S.C. 1101, 1103, 1182, 1183, 1201, 1224, 1225, 1226, 1227, 1228, and 1252.

§ 235.1 [Amended]

8. In § 235.1, paragraph (e) is amended by revising the phrase "without application or fee," in the first sentence to read: "upon application and payment of a fee prescribed under § 103.7(b)(1) of this chapter,".

9. In § 235.1, paragraph (f)(1) introductory text, paragraph (f)(2), and paragraph (g)(1) are revised to read as follows:

§ 235.1 Scope of examination.

* * * * *

(f) * * *

(1) *Nonimmigrants.* Each nonimmigrant alien, except as indicated

below, who is admitted to the United States shall be issued a completely executed Form I-94 which must be endorsed to show: Date and place of admission, period of admission, and nonimmigrant classification. A nonimmigrant alien who will be making frequent entries into the United States over its land borders may be issued a Form I-94 which is valid for any number of entries during the validity of the form. A nonimmigrant alien entering the United States at a land border Portof-Entry who is issued Form I-94 will be charged a fee as prescribed under § 103.7(b)(1) of this chapter. In the case of a nonimmigrant alien admitted with the classification TN (Trade, North American Free Trade Agreement (NAFTA)), the specific occupation of such alien as set forth in Appendix 1603.D.1 of the NAFTA shall be recorded in item number 18 on the reverse side of the arrival portion of Form I-94, and the name of the employer shall be noted on the reverse side of both the arrival and departure portions of Form I-94. The departure portion of Form I-94 shall bear the legend "multiple entry." A Form I-94 is not required by:

(2) Paroled aliens. Any alien paroled into the United States under section 212(d)(5) of the Act, including any alien crewmember, shall be issued a completely executed Form I–94 which must include:

- (i) Date and place of parole;
- (ii) Period of parole; and
- (iii) Conditions under which the alien is paroled into the United States. A fee shall not be required for Form I–94 when it is issued for the purpose of paroling an alien into the United States.
- (g) Mexican Border Visitors Permit, Form I–444. (1) Any Mexican national exempt from issuance of a Form I–94 under paragraph (f)(1) (iii) or (iv) of this section shall be issued a Mexican Border Visitor's Permit, Form I–444, whenever:
- (i) The period of admission sought is more than 72 hours but not more than 30 days; or
- (ii) The applicant desires to travel more than 25 miles from the Mexican border but within the 5-state area of Arizona, California, Nevada, New Mexico, or Texas. A separate Form I–444 will be issued for each applicant for admission and a fee as prescribed under § 103.7(b)(1) of this chapter shall be charged for each applicant, or until the family cap is reached.

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