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Presidential Documents

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Title 3--  
The President

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Presidential Determination No. 2008-1 of October 2,  
2007

Presidential Determination on FY 2008 Refugee  
Admissions Numbers and Authorizations of In-Country  
Refugee Status Pursuant to Sections 207 and 101(a)(42),  
Respectively, of the Immigration and Nationality Act,  
and Determination Pursuant to Section 2(b)(2) of the  
Migration and Refugee Assistance Act, as Amended

Memorandum for the Secretary of State

In accordance with section 207 of the Immigration and  
Nationality Act (the ``Act'')(8 U.S.C. 1157), as  
amended, and after appropriate consultations with the  
Congress, I hereby make the following determinations  
and authorize the following actions:

The admission of up to 80,000 refugees to the United  
States during FY 2008 is justified by humanitarian  
concerns or is otherwise in the national interest;  
provided, however, that this number shall be understood  
as including persons admitted to the United States  
during FY 2008 with Federal refugee resettlement  
assistance under the Amerasian immigrant admissions  
program, as provided below. The ceiling shall be  
construed as a maximum not to be exceeded and not a  
minimum to be achieved.

The 80,000 admissions numbers shall be allocated among  
refugees of special humanitarian concern to the United  
States in accordance with the following regional  
allocations; provided, however, that the number of  
admissions allocated to the East Asia region shall

include persons admitted to the United States during FY 2008 with Federal refugee resettlement assistance under section 584 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act of 1988, as contained in section 101(e) of Public Law 100-202 (Amerasian immigrants and their family members):

Africa.....	16,000	.....	East
Asia.....	20,000	.....	Europe
and Central Asia.....	3,000	.....	Latin
America/Caribbean.....	3,000	.....	Near
East/South Asia.....	28,000	.....	
Unallocated Reserve.....	10,000	.....	

The 10,000 unallocated refugee numbers shall be allocated to regional ceilings as needed. Upon providing notification to the Judiciary Committees of the Congress, you are hereby authorized to use unallocated admissions in regions where the need for additional admissions arises.

Additionally, upon notification to the Judiciary Committees of the Congress, you are further authorized to transfer unused admissions allocated to a particular region to one or more other regions, if there is a need for greater admissions for the region or regions to which the admissions are being transferred. Consistent with section 2(b)(2) of the Migration and Refugee Assistance Act of 1962, as amended, I hereby determine that assistance to or on behalf of persons applying for admission to the United States as part of the overseas refugee admissions program will contribute to the foreign policy interests of the United States and designate such persons for this purpose.

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Consistent with section 101(a)(42) of the Act (8 U.S.C. 1101(a)(42)), and after appropriate consultation with the Congress, I also specify that, for FY 2008, the following persons may, if otherwise qualified, be

considered refugees for the purpose of admission to the United States within their countries of nationality or habitual residence:

- a. Persons in Vietnam
- b. Persons in Cuba
- c. Persons in the former Soviet Union
- d. In exceptional circumstances, persons identified by a United States Embassy in any location

You are authorized and directed to report this determination to the Congress immediately and to publish it in the Federal Register.

(Presidential Sig.)

THE WHITE HOUSE,

Washington, October 2, 2007.

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