

[PRESIDENT TRUMP'S EXECUTIVE ACTIONS]

A chronology of select Executive Actions affecting the Department of Justice from inauguration through INSERT DATE, 2017, along with political and social commentary on their potential impact, compiled using information from Whitehouse.gov and other online sources, including news networks, companies, and other relevant sites.

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Date	Action / Summary	Commentary	GCs/Corp
1/25/2017	<p>Executive Order: Enhancing Public Safety in the Interior of the U.S. https://www.whitehouse.gov/the-press-office/2017/01/25/presidential-executive-order-enhancing-public-safety-interior-united</p> <p>Enforcement of immigration laws for interior security and public safety; cuts funding, and requires 'sanctuary cities' to comply with federal laws; requests review of previous actions and calls for termination of Priority Enforcement Program and reinstatement of 'Secure Communities' program; mandates a number of enforcement steps for the removal of certain aliens and reporting procedures</p>	<p>Mixed response from lawmakers and police departments that typically refuse to honor federal requests to detain people on suspicion of violating immigration law. City of San Francisco has filed suit on basis that the EO is unconstitutional.</p>	
1/25/2017	<p>Executive Order: Border Security and Immigration Enforcement Improvements https://www.whitehouse.gov/the-press-office/2017/01/25/executive-order-border-security-and-immigration-enforcement-improvements/</p>	<p>Opponents estimate the cost of building a wall is at least \$10 billion. https://dyanwilliamsllaw.com/2017/01/effects-and-impact-of-trumps-executive-order-on-border-security-and-immigration-enforcement-improvements/</p>	

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	<p>immigration-enforcement-improvements</p> <p>Call to 'build the wall' between US and Mexico to limit illegal immigration and drug- and human-trafficking, and for expedited processing, and immediate detention and removal, of individuals illegally entering US. Requests state and federal agencies to provide an accounting of foreign aid provided to Mexico and the hiring of additional border agents.</p>	<p>Despite Trump's campaign claims that Mexico will pay for it, the executive order requests allocation of federal funds, so payment ultimately will be by taxpayers. <i>Id.</i></p> <p>To address impact of increased detentions and expedited removals, the policy memorandum instructs agencies to focus on priority one and two offenders (aliens who pose a threat to national security or are misdemeanants and new violators). <i>Id.</i></p> <p>Could potentially bring more jobs to the area once construction begins and with the hiring of additional border agents. http://www.cnn.com/2017/01/26/politics/executive-orders-presidents-actions-presidential-memoranda/</p>	
1/27/2017	<p>Executive Order: Protecting the Nation from Foreign Terrorist Entry into the US https://www.whitehouse.gov/the-press-office/2017/01/27/executive-order-protecting-nation-foreign-terrorist-entry-united-states</p> <p>90 day temporary ban from entering US for majority-Muslim countries including (unnamed) Iran, Iraq, Libya,</p>	<p>Most controversial Order to date;</p> <p>Declared unconstitutional by several courts and struck down by 9th Cir. Ct. App. Defended as means of protecting citizens and borders and not religiously motivated.</p> <p>Acting Attorney General Sally Yates orders the DOJ not to defend the Order and</p>	

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	<p>Somalia, Sudan and Yemen and specifically identifying Syrians; suspension of visas and other immigration benefits, implantation of uniform screening standards</p>	<p>shortly thereafter, Trump removes her from her post. http://thehill.com/homenews/administratio/316990-justice-department-wont-defend-trump-immigration-order</p>	
2/9/2017	Struck down by 9 th Cir Ct App	<p>The Order also prompted the Senate Judiciary Committee to question whether the DOJ was doing its job “to review the ‘form and legality’ of executive orders and proclamations.” The Committee stated, “We need an independent Department of Justice to serve as a bulwark against rash and illegal executive actions and flagrant disrespect of our judicial system. It is our hope, and expectation, that the Department will continue to serve this role.”</p> <p>https://www.whitehouse.senate.gov/news/relase/senate-judiciary-members-is-doj-doing-its-job-to-review-trumps-executive-orders-</p> <p>At the hearing before the 9th Cir Ct. App., the DOJ attorney “asked the court to restore Trump's order, contending that the president alone has the power to decide who can enter or stay in the United States, as well as suspend classes of aliens when</p>	
3/6/2017	New ban implemented; see below		
5/25/2017	US Ct Appeals, 4 th Circuit maintains the freeze on the revised entry ban, see below		

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		<p>their entry to the country is otherwise detrimental to national security.” http://www.foxnews.com/politics/2017/02/07/justice-department-argues-for-restoration-trump-travel-ban.html The DOJ further argued that the ban was ‘a 90-day pause’ and ‘plainly constitutional.’ <i>Id.</i></p> <p>DOJ called the subsequent ruling striking down the Order ‘seriously flawed’ but withdrew its appeal, writing ‘(r)ather than continuing this litigation, the President intends in the near future to rescind the order and replace it with a new, substantially revised executive order to eliminate what the panel erroneously thought were constitutional concerns.’ http://www.cnn.com/2017/02/16/politics/donald-trump-travel-ban-executive-order/</p>	
1/28/2017	<p>Memorandum: Plan to defeat the Islamic State of Iraq and Syria https://www.whitehouse.gov/the-press-office/2017/01/28/plan-defeat-islamic-state-iraq</p> <p>Call for a comprehensive plan to defeat ISIS within 30 days</p>		

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<p>1/28/2017</p>	<p>Memorandum: Organization of the National Security Council and Homeland Security Council https://www.whitehouse.gov/the-press-office/2017/01/28/presidential-memorandum-organization-national-security-council-and</p> <p>Specified organization of the councils to ensure safety and security, including designating committees, attendees and roles; removed as regular attendees top military and intelligence advisers. Resulted in Steve Bannon, Trump’s chief strategist, being named as a regular attendee, and the attendance by the chairman of the Joint Chiefs of Staff and the Director of National Intelligence being by invitation only</p>	<p>Bannon is a Washington ‘outsider’ and Trumps campaign CEO; he is the executive chairman of Breitbart News, a website for the ‘alt-right.</p> <p>According to the Southern Poverty Law Center, the site promotes racist, anti-Muslim, and anti-immigrant ideas (https://www.splcenter.org/hatewatch/2017/02/21/breitbart-under-bannon-breitbart-comment-section-reflects-alt-right-anti-semitic-language)</p> <p>Bannon’s appointment as Chief Strategist was called ‘excellent’ by former KKK leader David Duke and other white nationalists who view his appointment as confirmation that Trump will adhere to the issues and ideas proposed while a presidential candidate http://www.cnn.com/2016/11/14/politics/white-nationalists-on-bannon/index.html</p>	
<p>UPDATE: 4/5/2017</p>	<p>Bannon is removed from the National Security Council http://www.nbcnews.com/news/us-news/steve-bannon-removed-national-security-council-n742926</p>	<p>The Anti-Defamation League opposes his appointment in light of his ties to the Breitbart, described as ‘a loose-knit group of white nationalists and unabashed anti-Semites and racists.”</p>	

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	<p>After his removal, the director of national intelligence and the chairman of the Joint Chiefs of Staff were added back to the committee. <i>Id.</i></p>	<p>https://www.adl.org/news/press-releases/adl-statement-on-president-elect-trumps-appointment-of-reince-priebus-and-steve Bannon is the founder of the Government Accountability Institute, a conservative nonprofit research organization that investigates politicians, most notably the Clintons. https://www.bloomberg.com/politics/articles/2017-01-18/-clinton-cash-book-got-most-of-its-funding-from-hedge-fund-star</p> <p>As part of the political wing, there is concern about his attendance and input at security council meetings, typically kept segregated. http://www.npr.org/sections/thetwo-way/2017/01/29/512295108/with-national-security-council-shakeup-steve-bannon-gets-a-seat-at-the-table <i>See also</i> http://www.npr.org/2017/01/30/512489785/fact-check-spin-aside-trumps-national-security-council-has-a-very-big-change (appointment viewed as prioritizing political agenda)</p>	
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		<p>Defended by his 'extensive military background, extensive background in geopolitical affairs' https://www.usnews.com/news/politics/articles/2017-01-30/steve-bannons-placement-other-changes-to-national-security-defended-by-white-house</p> <p>Bannon has a Master's Degree from Georgetown and an MBA from Harvard and worked as an investment banker at Goldman Sachs.</p>	
<p>1/28/2017</p>	<p>Executive Order: Ethics Commitments by Executive Branch Appointees https://www.whitehouse.gov/the-press-office/2017/01/28/executive-order-ethics-commitments-executive-branch-appointees</p> <p>'Drain the Swamp' initiative requiring an ethics pledge by every executive appointee in every executive agency after 1/20/2017 that includes term limits, restrictions on post-term involvement with foreign governments, lobbying restrictions, gift giving, and more</p>	<p>Loosened some ethics restrictions implemented by Obama, tightened some restrictions post-government employments.</p>	<p>Trump's cabinet appointees that have financial ties to any companies 'affected by the actions of their departments,' will need to submit new ethics agreements agreeing to a two-year moratorium, instead of one. http://www.cnn.com/2017/01/26/politics/executive-orders-presidents-actions-presidential-memoranda/</p>

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<p>2/9/2017</p>	<p>Executive Order: Preventing Violence Against Federal, State, Tribal and Local Law Enforcement Officers https://www.whitehouse.gov/the-press-office/2017/02/09/presidential-executive-order-preventing-violence-against-federal-state</p> <p>Requires enforcement of existing laws and development of additional regulations to prevent violence against law enforcement officers and increase penalties for violations; provides for potential increased funding</p>	<p>Along with two other orders issued on the same day, Trump directs the DOJ to “intensify its effort to fight drug-related crime and violence against police officers.” https://www.bloomberg.com/politics/articles/2017-02-09/trump-orders-justice-department-to-intensify-crime-fighting</p> <p>There is belief that the actions “won’t have much immediate impact but were designed to send a signal about the priorities of the new president, who pitched himself as a ‘law-and-order’ candidate during the campaign.” <i>Id.</i></p>	
<p>2//9/2017</p>	<p>Executive Order: Task Force on Crime Reduction and Public Safety https://www.whitehouse.gov/the-press-office/2017/02/09/presidential-executive-order-task-force-crime-reduction-and-public</p> <p>Creation of a task force with the objective of reducing crime in America and addressing illegal</p>		

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	immigration, drug trafficking and violent crime through the creation of new strategies and laws and the evaluation of how current data is collected		
2/9/2017	<p>Executive Order: Enforcing Federal Law with Respect to Transnational Criminal Organizations and Preventing International Trafficking https://www.whitehouse.gov/the-press-office/2017/02/09/presidential-executive-order-enforcing-federal-law-respect-transnational</p> <p>Strengthening enforcement to thwart transnational organizations, including gangs, cartels and other groups; directs the apprehension and prosecution of citizens and deportation of non-citizens involved in specified criminal activities</p>		
2/9/2017	<p>Executive Order: Order of Succession Within the Department of Justice https://www.whitehouse.gov/the-press-office/2017/02/10/providing-</p>	<p>Critics believe the change was prompted after Trump fired acting Attorney General Sally Yates for refusing to enforce his first travel ban, and appointed Dana Boente, US attorney for the Eastern District of Virginia, as acting attorney general in her place.</p>	

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	<p>order-succession-within-department-justice</p> <p>Implements new order of succession for Attorney General to Virginia, Illinois and Western District of Missouri</p>	<p>This order elevates his position in the order of succession</p>	
<p>2/24/2017</p>	<p>Executive Order: Enforcing the Regulatory Reform Agenda https://www.whitehouse.gov/the-press-office/2017/02/24/presidential-executive-order-enforcing-regulatory-reform-agenda</p> <p>Part of overall plan to reduce government regulation, order creates 'Regulatory Reform Officers' to review and recommend regulations for repeal, focusing on those that prevent job creation; are outdated, unnecessary or ineffective; impose costs that exceed benefits; and are not transparent or rely on regulations that have been repealed.</p>		

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<p>3/6/2017</p>	<p>Memorandum: For the Secretary of State, the Attorney General, the Secretary of Homeland Security https://www.whitehouse.gov/the-press-office/2017/03/06/memorandum-secretary-state-attorney-general-secretary-homeland-security</p> <p>Instructing State Department, the Justice Department, and the Department of Homeland Security how to implement the new travel ban, including how to screen and vet visa applications, and how to enforce laws</p>		
<p>3/6/2017</p>	<p>Executive Order: Protecting The Nation From Foreign Terrorist Entry Into The United States https://www.whitehouse.gov/the-press-office/2017/03/06/executive-order-protecting-nation-foreign-terrorist-entry-united-states</p> <p>To 'protect US citizens from terrorist attacks,' modifies prior ban by removing Iraq after Iraqi government agreed to provide additional information on its citizens to US; not</p>	<p>Criticized as much as prior ban; Senate Minority Leader Chuck Schumer: the "watered-down ban is still a ban;" Democratic National Committee Chair Tom Perez: "Trump's obsession with religious discrimination is disgusting, un-American, and outright dangerous."</p> <p>W. Post: targeting those areas could result in dwindling the supply of doctors in parts of rural American that need them most, and largely filled by foreigners because of incentives received from federal programs</p>	<p>Overview: H-1B is temporary visa allowing employers to petition for highly educated foreigners in 'specialty occupations' requiring at least a bachelor's degree; must demonstrate that the hiring doesn't impact US workers (wages/conditions); statutory cap on number available each year (65000 bachelors; 20000 masters or higher) and limit is generally reached within a few days after the submission period begins.</p> <p>Complements US workers and does not 'take jobs away' from US; research indicates that an increase in the number of visas allowed could create new jobs and add to the GDP (American Immigration Council, H1B visa program fact sheet</p>

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<p>3/16/2017</p>	<p>applicable to exiting visa holders; removed provision giving preferential treatment to religious minorities; removed specific identification of Syrians; provided for a 10-day rollout vs immediate implementation. Bans people from Sudan, Iran, Somalia, Yemen, Syria, and Libya from entering the US for 90 days, and bars all refugees from coming into the country for 120 days</p> <p>UPDATE: Struck down by federal courts in Hawaii and Maryland; Judge Watson, Federal Dist. Court in Honolulu, wrote that a 'reasonable, objective observer' would view the order's purpose to 'disfavor a particular religion, in spite of its stated, religiously neutral purpose.' 'disfavoring Muslims' and 'proof of religious animus'; https://www.nytimes.com/2017/03/15/us/politics/trump-travel-ban.html Hawaii's Attorney General additionally argued that the ban could do 'long-term harm to</p>	<p>"Brain Drain" – seen as particularly harmful to the tech sectors and international companies which often recruit from around the world. http://www.wbur.org/bostonmix/2017/02/07/boston-business-travel-ban</p> <p>23 companies on the Fortune 100 list do not support the ban. http://fortune.com/2017/01/31/donald-trump-immigration-ban-responses/</p> <p>If corporations that operate overseas are banned from moving their employees where they need them, productivity will be impacted. https://www.forbes.com/sites/johnwasik/2017/02/01/heres-how-trump-muslim-ban-will-slam-u-s-economy/#1f8cdfd94930</p> <p>Others fear retaliation from the countries subject to the ban in the form of import fees, refusing to admit U.S. citizens to their countries, or boycotting U.S. goods and services. <i>Id.</i></p> <p>However, estimated to affect only 0.4% of people with H-1B visas in the country, and the impact is smaller at the level of</p>	<p>https://www.americanimmigrationcouncil.org/research/h1b-visa-program-fact-sheet#.WM8pDaOJJsM.facebook) Law360 advice to GC regarding 'immigration uncertainty;' 1) stay the course, as nothing has changed yet and most change will be result of regulation and executive action; 2) get H-1B petitions submitted as soon as possible due to potential time impact as a result of US Citizenship and Immigration Services announcement of a six-month suspension of premium, or expedited, processing of H-1B visas beginning April 3rd and uncertainty of future regulations; 3) rethink treaty-based visas in light of Trump's threat to renegotiate NAFTA and consider changing hiring and onboarding practice to allow hiring under different type of visa; and 4) prepare for delays, audits, and site visits; employers will feel time and cost impact from additional scrutiny of petitions, including requests for evidence demonstrating particular educational degree, and expected increase in audits. Advise developing a protocol to handle ICE visits and increased worksite enforcement, including policies on I-9 completion, storage and retention, and periodic internal audits.</p> <p>https://www.law360.com/corporate/articles/901061/4-ways-gcs-can-cope-with-immigration-uncertainty?nl_pk=a4cb7441-68db-4e6a-9680-96d059c3c3ea&utm_source=newsletter&utm_medium=email&utm_campaign=corporate (subscription required)</p>
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<p>5/25/2017</p>	<p>tourism,' the state's "main economic driver" and "hinder the University of Hawaii's ability to recruit talent." http://www.chicagotribune.com/news/nationworld/</p> <p>UPDATE: U.S. Court of Appeals for 4th Circuit maintains the freeze, holding that "the president's broad immigration power to deny entry into the U.S. is not absolute." https://www.washingtonpost.com/local/public-safety/federal-appeals-court-largely-maintains-freeze-of-trumps-travel-ban/2017/05/25/395aa394-365b-11e7-b4ee-434b6d506b37_story.html?utm_term=.4bb81d651e66</p>	<p>individual firms. http://knowledge.wharton.upenn.edu/article/immigration-ban/</p>	<p>Emphasizes the importance of 'low-probability risk planning...for a lot of companies.' http://knowledge.wharton.upenn.edu/article/immigration-ban/</p> <p>Immigration attorney Sheela Murthy advice:</p> <ul style="list-style-type: none"> - Knowledge is power; learn about statutes, regulations and executive orders and work with attorneys to determine best options - Traveling abroad is not affected for anyone without a criminal record, and who are permanent residents or US citizens - Be proactive instead of reactive to be prepared to deal with change - Don't lose faith – US is still the greatest nation with strength of the constitution and balance of powers between branches - Contact elected officials and express your views <p>http://www.bizjournals.com/baltimore/news/2017/02/09/how-this-immigration-attorney-says-businesses.html</p>
<p>3/13/2017</p>	<p>Executive Order: Comprehensive Plan for Reorganizing the Executive Branch https://www.whitehouse.gov/the-press-office/2017/03/13/presidential-executive-order-comprehensive-plan-reorganizing-executive</p>		

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	<p>Meant to “improve the efficiency, effectiveness, and accountability of the executive branch” by eliminating unnecessary agencies.</p>		
3/16/2017	<p>Memorandum: Letter to Speaker of House of Representatives https://www.whitehouse.gov/the-press-office/2017/03/16/text-letter-president-speaker-house-representatives</p> <p>Requests additional funding for DOD to ‘rebuild army’ and to accelerate campaign to defeat ISIS; and additional funding to DHS for border protection activities</p>		
3/20/2017	<p>Memorandum: Delegation of Authority Under the National Defense Authorization Act for Fiscal Year 2017 https://www.whitehouse.gov/the-press-office/2017/03/20/presidential-memorandum-delegation-authority-under-national-defense</p> <p>Requires a plan to be submitted on the verification and monitoring of the potential for proliferation of nuclear weapons</p>		

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<p>3/27/2017</p>	<p>Executive Order: Revocation of Federal Contracting Executive Orders https://www.whitehouse.gov/the-press-office/2017/03/27/presidential-executive-order-revocation-federal-contracting-executive Directs the review by federal agencies of any procedural changes they made because of prior orders (implemented by Obama) applicable to federal government contracts over \$500,000 and requiring that they go only to companies that hadn't violated various labor laws</p>	<p>Opponents view it as a license to discriminate against LGBT workers (<i>See e.g.</i>, http://www.towleroad.com/2017/03/trump-lgbt-3/ ; https://thinkprogress.org/trump-gutted-lgbt-executive-order-8dd0e3be69a) as well as against women. http://www.workingmother.com/trump-rolls-back-protections-for-women-workers-right-before-equal-pay-day</p>	<p>For any applicable federal government contracts, companies no longer have to disclose if they've violated the Fair Labor Standards Act, the Occupational Safety and Health Act, the Migrant and Seasonal Agricultural Worker Protection Act, or the National Labor Relations Act. http://www.businessinsider.com/trump-executive-orders-memorandum-proclamations-presidential-action-guide-2017-1/#executive-order-march-27-revoking-obamas-fair-pay-and-safe-workplaces-orders-2</p> <p>According to a law firm dealing with HR matters, 375 government contractors or subcontractors received a Scheduling Letter from the Office of Federal Contractor Compliance Programs (OFCCP), directing them to pull together responses to 22 items and making sure their affirmative action plans are up to date. http://www.hrlawmatters.com/2017/04/message-employers-arent-current-ofccp-audit/</p> <p>A checklist is suggested to ensure compliance that asks the company to ensure it is...</p> <ul style="list-style-type: none"> • Communicating with managers about affirmative action goals in their areas? • Tracking your outreach efforts for individuals with disabilities and veterans? • Periodically inviting current employees to self-identify as disabled and reminding them of their obligations?
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			<ul style="list-style-type: none"> • Posting jobs with the state employment service delivery system? • Documenting reasonable accommodations provided to employees? • Assessing your applicants, hires, promotions and terminations to ensure that there is no discrimination against protected groups? • Posting all the notices required by the OFCCP, including the OFCCP supplement to the EEO is the Law poster, your affirmative action policy statement, the Employee Rights Under the National Labor Relations Act poster and the E-Verify Participation and Right to Work posters? • Updating your Pay Transparency Policy Statement on both the posting and in your employee handbook to address the OFCCP’s new requirement that the Policy Statement include a citation to the regulations? • Including the clauses required by the OFCCP in all your covered subcontracts and purchase orders? <p><i>Id.</i></p>
<p>3/29/2017</p>	<p>Executive Order: Establishing the President’s Commission on Combating Drug Addiction and the Opioid Crisis https://www.whitehouse.gov/the-press-office/2017/03/30/presidential-executive-order-establishing-presidents-commission</p>		

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3/31/2017	<p>Proclamation: April 2017, National Child Abuse Prevention Month</p> <p>https://www.whitehouse.gov/the-press-office/2017/03/31/president-donald-j-trump-proclaims-april-2017-national-child-abuse</p>		
3/31/2017	<p>Executive Order: Providing an Order of Succession Within the Department of Justice</p> <p>https://www.whitehouse.gov/the-press-office/2017/03/31/presidential-executive-order-providing-order-succession-within</p>		
3/31/2017	<p>Proclamation: April 2017, National Sexual Assault Awareness and Prevention Month</p> <p>https://www.whitehouse.gov/the-press-office/2017/03/31/president-donald-j-trump-proclaims-april-2017-national-sexual-assault</p>		
3/31/2017	<p>Executive Order: Establishing Enhanced Collection and Enforcement of Antidumping and Countervailing Duties and Violations of Trade and Customs Laws</p> <p>https://www.whitehouse.gov/the-press-office/2017/03/31/presidential-</p>	<p>If feasible to implement, financially worthwhile since "at the end of Fiscal Year 2016, the U.S. government reported approximately \$2.8 billion in uncollected duties for imports over the previous 15 years." https://www.kelleydrye.com/News-Events/Publications/Client-</p>	

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	executive-order-establishing-enhanced-collection-and Seeks better enforcement and collection of duties on illegally-traded imports as determined by the U.S. Department of Commerce.	Advisories/President-Trump-Issues-Executive-Orders-on-AD-CVD A "crackdown on 'foreign importers that cheat.'" https://www.usatoday.com/story/news/politics/2017/03/31/trump-executive-orders-target-trade-cheaters/99881390/	
4/3/2017	Proclamation: April 2, 2017 – April 8, 2017, National Crime Victims' Rights Week https://www.whitehouse.gov/the-press-office/2017/04/03/president-donald-j-trump-proclaims-april-2-through-april-8-2017-national		
(5/25)			