Questionnaire for Evaluating Whether an Organization Is a Totalitarian Party

Section 212(a)(3)(D) of the Immigration and Nationality Act (INA), 8 U.S.C. § 1182(a)(3)(D), provides that members of totalitarian parties are inadmissible as immigrants to the United States. Based on the definition of "totalitarian party" found at INA § 101(a)(37), 8 U.S.C. § 1101(a)(37), for an organization to qualify as a "totalitarian party," such that an intending immigrant who is a member of the organization is inadmissible pursuant to INA § 212(a)(3)(D), 8 U.S.C.§ 1182(a)(3)(D), all of the following questions must be answered in the affirmative:

1. Does the organization advocate the establishment of a system of government in the United States?

2. If so, would that system of government *not* be representative in fact?

3. If so, would that system of government consist of a single political party?

4. If so, would that system of government be organized on a dictatorial basis?

5. If so, would that system of government have such a close identity between the party (and its policies) and the policies of the government that the party and government would be indistinguishable?

6. If so, would that system of government forcibly suppress opposition to the ruling party?