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I-212, Application for Permission to Reapply for Admission into the United States After Deportation or Removal

Download Form I-212 (158KB PDF)

Download Instructions for Form I-212 (584KB PDF)

Download Form G-1145, E-Notification of Application/Petition Acceptance (1KB PDF)

Purpose of Form :

An alien who is inadmissible under section 212(a)(9)(A) or (C) of the Immigration and Nationality Act (INA) files Form I-212 to obtain "consent to reapply for admission" that is required before the alien can lawfully return to the United States. "Consent to reapply" is also called "permission to reapply." INA section 212(a)(9)(A) makes individuals who seek admission to the United States after having been removed from the United States, inadmissible. They are inadmissible for the period specified in INA section 212(a)(9)(A), depending on the basis of the prior removal and on how many times they have been removed. Departure while a removal order is in effect also makes someone inadmissible under INA section 212(a)(9)(A). INA section 212(a)(9)(C) makes individuals who return or attempt to return to the United States without admission inadmissible if they: ---were removed from the United States, or ---had been unlawfully present in the United States for more than a year, in the aggregate.

Number of Pages :

Form 3; Instructions 14.

Edition Date :

11/23/10. USCIS accepts previous editions until 1/6/11. As of 11/23/2010, CBP only accepts the 11/23/2010 edition.

Where to File :

The filing of this application depends on the reason for your inadmissibility and your location. Every applicant should consult the Form I-212 Instructions ("Where to File?" pp 4-6 and Appendix I, pp 12-14) to determine the proper filing location. The application is either filed with the U.S. Customs and Border Protection (CBP), the U.S. Department of State (DOS), the Executive Office for Immigration Review (EOIR), or USCIS.

If you are seeking admission as a nonimmigrant at a U.S. port of entry and you are not required to obtain a nonimmigrant visa, you should file Form I-212 with CBP. Filing this application is generally done in person at a CBP-designated port of entry or a CBP-designated preclearance office. There are exceptions to the in-person filing. It is recommended that you contact the CBP preclearance office or the CBP port of entry where you intend to be processed before submitting your application. To find a CBP-designated port of entry or CBP-designated preclearance office and to obtain information on required documentation and processing procedures, visit the CBP Web site (Link in the Related Links section of this page)

Citizens of Palau, the Federated States of Micronesia, or the Marshall Islands may contact the nearest consulate of the U.S. Department of State to receive instructions on where and how to submit this form.

If you are seeking admission as an immigrant or if you are seeking adjustment of status: Consult the Form I-212 Instructions ("Where to File?" section, pp 4-6) and Appendix I (pp 12-14) to determine the filing location.

If you are an applicant in removal proceedings: You should file Form I-212 according to the instructions provided to you in immigration court. For information about EOIR, visit EOIR's web site [In the Related Links section of this page).

If you are abroad, and intend to apply for an immigrant visa, submit this form to the Local Office in which your deportation proceedings were held. If you are applying for a waiver of grounds of excludability at the same time, file this application with the American Consul with whom you are filing your application for waiver.

If you are abroad and intend to apply for a nonimmigrant visa or border crossing card, submit this application to the American Consul with whom you submit your visa or crossing card application, if instructed to do so by the Consul.
• If you are in the United States and will file an application for waiver under Section 212 (g), (h), or (i) of the INA with an American consul, file this application and the waiver application with the American consul.

If you are in the United States and are applying for adjustment of status under Section 245 of the INA, or are seeking advance permission to reapply prior to your departure from the U.S., submit the application to the Local Office having jurisdiction over the place where you reside.

E-Notification: If you want to receive an e-mail and/or a text message that your Form I-212 has been accepted at a USCIS Lockbox facility, complete Form G-1145, E-Notification of Application/Petition Acceptance and clip it to the first page of your application. Form G-1145 can be downloaded through the link above.

See Special Instructions below for additional guidance.

Filing Fee :

$585. No biometric fee is required.

Special Instructions :

If you are inadmissible only under INA section 212(a)(9)(A), you should file this form if you are:

An applicant for an immigrant visa;

An applicant for adjustment of status under INA section 245 (other than as a T or U nonimmigrant seeking adjustment of status under 8 CFR 245.23 or 245.24); or

An applicant who wishes to seek admission as a nonimmigrant at a U.S. port of entry but who is not required to obtain a nonimmigrant visa. (If you are an applicant for a

Related Links

CBP: Form I-192, Form I-212 and Form I-824

Forms Information

New Application and Petition Fees Go Into Effect on Nov. 23, 2010
Forms by Mail
Forms by Phone
General Information on Immigration Forms
Adobe Reader Download (Free)

Forms Guidance

General Tips on Assembling Applications for Mailing
Signature Requirements for USCIS Forms
Tips for Filing Petitions and Applications to the National Benefits Center
Expedite Criteria
M-603, USCIS Is Making Photos Simpler (67KB PDF)

Online Services

Online Change of Address
File My Application Online (E-Filing)
G-1145,E-Notification of Application/Petition Acceptance
USCIS Service and Office Locator

Fees

Paying Immigration Fees
Fee Waiver Guidance

External Links

U.S. Department of State: Visa Application Forms
DS-11, Application for a U.S. Passport
DS-230, Application for Immigrant Visa and Alien Registration
U.S. Customs and Border Protection: Forms
U.S. Customs and Border Protection: Form 1-94, I-94W Instructions

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nonimmigrant visa at a U.S. consulate, and you are required to obtain consent to reapply because of your inadmissibility, the consulate with jurisdiction over your visa application will advise you how to request consent to reapply. You may not be required to file the Form I-212 to receive consent to reapply.)

If you are inadmissible under INA section 212(a)(9)(C), you should file this form if you are:

An applicant for an immigrant visa; or

An applicant who wishes to seek admission as a nonimmigrant at a U.S. port of entry but who is not required to obtain a nonimmigrant visa. (If you are an applicant for a nonimmigrant visa at a U.S. consulate, and you are required to obtain consent to reapply because of your inadmissibility, the consulate with jurisdiction over your visa application will advise you how to request consent to reapply. You may not be required to file the Form I-212 to receive consent to reapply.)

If you are inadmissible under INA section 212(a)(9)(C), you may NOT file this Form while you are in the United States. You cannot obtain consent to reapply unless you are seeking admission to the United States more than 10 years after your last departure from the United States.

Note: A VAWA self-petitioner who is inadmissible under INA section 212(9)(C) may seek a waiver of inadmissibility by filing a Form I-601, Application for Waiver of Grounds of Inadmissibility, under INA section 212(a)(9)(C)(iii). The Form I-601 may be filed instead of this Form I-212. See the filing instructions for Form I-601 for further information.

When applying with CBP: You must make your check or money order payable to U.S. Customs and Border Protection. The check or money order must be drawn on a bank or other financial institution located in the United States and must be payable in U.S. currency. Certain CBP-designated ports of entry or certain CBP-designated preclearance offices may accept payment in the form of cash or credit cards. It is recommended that you contact the CBP preclearance office or CBP port of entry where you intend to be processed for payment instructions. Please visit the CBP Web site (Link in the Related Links Section of this Page) for more information. Citizens of Palau, the Federated States of Micronesia, or the Marshall Islands may receive payment instructions by contacting the nearest U.S. Embassy or consulate, or by e-mailing the CBP/Admissibility Review Office at inquiry.waiver.aro@dhs.gov.

When applying with DOS: You must contact the nearest U.S. Embassy or consulate of the DOS on the method of payment.

When applying with EOIR during removal proceedings: You must submit the payment as instructed by the court with jurisdiction over your case. For more information, please visit EOIR's Web Site ([In the Related Links section of this page).

When applying with USCIS: Please see the page "Paying Immigration Fees" in the Related Links section of this page for more information on how to pay your filing fees with USCIS.

Do not send Change of Address Requests to the USCIS Lockbox facilities.

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