

**TABLE OF CHANGES - INSTRUCTIONS**  
**Form I-601, Application for Waiver of Grounds of Inadmissibility**  
**OMB No 1615-0029**  
**Date: 07/15/2014**

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<b>Page 1, What is the Purpose of This Form?</b>	<b>What is the Purpose of This Form?</b>  An individual who is ineligible to be admitted to the United States as an immigrant or to adjust status in the United States, and certain nonimmigrant applicants who are inadmissible, must file a Form I-601, <i>Application for Waiver of Grounds of Inadmissibility</i> , to seek a waiver of certain grounds of inadmissibility.	<b>What is the Purpose of This Application?</b>  An individual who is ineligible to be admitted to the United States as an immigrant or to adjust status in the United States, and certain nonimmigrant applicants who are inadmissible, must file <b>this application</b> to seek a waiver of certain grounds of inadmissibility.  Review the <b>Who May File This Application</b> section of these instructions to determine your eligibility to submit this application. This section outlines possible waivers and can help you determine if you need a qualifying family relationship to be eligible to file. Information on qualifying family members is listed in the <b>Reasons for Inadmissibility</b> section of these instructions.  The <b>Reasons for Inadmissibility</b> section of these instructions outlines requirements you must establish in order to have a particular ground of inadmissibility waived.  <b>NOTE:</b> Use Form I-601A, Application for Provisional Unlawful Presence Waiver, to request a provisional waiver of the ground of inadmissibility for unlawful presence in the United States under INA section 212(a)(9)(B) only. DO NOT use this Form I-601 if you are applying for a provisional unlawful presence waiver.
<b>Page 1, Who May File This Form?</b>	<b>Who May File this Form?</b>  1. An immigrant... 2. Any applicant...	<b>Who May File this Application?</b>  Whether you are eligible for a waiver depends on the immigration benefit you are seeking and the reason for your

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	<p>3. K-1 or K-2 nonimmigrant.... Inadmissible (see section entitled “Specific Instructions”);</p> <p>4. K-3, K-4...</p> <p>5. Temporary...</p> <p>6. Nicaraguan...</p> <p>7. Haitian...</p> <p>8. Violence...</p> <p>9. T nonimmigrant...</p> <p>And who seeks a waiver of the following grounds of inadmissibility:</p> <p>a. Health-related...</p> <p>b. Certain criminal...</p> <p>c. Immigrant...</p> <p>d. Immigration fraud or misrepresentation (INA section 212(a)(6)(C)) except that a waiver under INA section 212(i) is not available, if you are inadmissible based on a false claim to be a U.S. citizen...</p> <p>e. Smugglers...</p> <p>f. The 3-year...</p> <p>g. Certain grounds of inadmissibility, if filed by an applicant for TPS (see section of instructions entitled “TPS Applicants Seeking a Waiver of Grounds of Inadmissibility Under INA Section 244(c)(2)(A)(ii)”);</p> <p>h. INA section 212(a)(9)(A) (Aliens Previously Removed) and INA section 212(a)(9)(C) (Unlawfully Present After Previous Immigration Violations), if filed by a NACARA or HRIFA adjustment applicant;</p> <p>i. INA section 212(a)(9)(C) (Unlawfully Present After Previous Immigration Violations) for a VAWA self-petitioner; or</p> <p>j. T nonimmigrant visa status holders applying for adjustment of status may receive a waiver of INA section 212(a)(1)</p>	<p>inadmissibility. Below is a list that details which immigrant benefits allow for a waiver of certain grounds of inadmissibility. Go to the page number listed to obtain more information.</p> <table><tr><th>Categories</th><th>Page Number</th></tr><tr><td colspan="2">If you are an applicant for an Immigrant, K, or V Nonimmigrant Visa (and you are outside the United States, have had a visa interview with a consular officer and during the interview, you were found inadmissible), or you are an applicant for Adjustment of Status to Lawful Permanent Residence (excluding adjustment categories listed below):</td></tr><tr><td>1. Health-related grounds of inadmissibility (INA section 212(a)(1))</td><td>X</td></tr><tr><td>2. Certain criminal grounds of inadmissibility (INA section 212(a)(2))</td><td>X</td></tr><tr><td>3. Immigrant membership in totalitarian party (INA section 212(a)(3))</td><td>X</td></tr><tr><td>4. Immigration fraud and misrepresentation (INA section 212(a)(6)(c))</td><td>X</td></tr><tr><td>5. Alien smuggler (INA section 212(a)(6)(E))</td><td>X</td></tr><tr><td>6. Being subject to civil penalty (INA section 212(a)(6)(F))</td><td>X</td></tr><tr><td>7. The 3-year or 10-year bar due to previous unlawful presence in the U.S. (INA section 212(a)(9)(B))</td><td>X</td></tr></table> <p><b>If you are an applicant for Temporary Protected Status (TPS), you may file this application to obtain relief from the following ground:</b></p>	Categories	Page Number	If you are an applicant for an Immigrant, K, or V Nonimmigrant Visa (and you are outside the United States, have had a visa interview with a consular officer and during the interview, you were found inadmissible), or you are an applicant for Adjustment of Status to Lawful Permanent Residence (excluding adjustment categories listed below):		1. Health-related grounds of inadmissibility (INA section 212(a)(1))	X	2. Certain criminal grounds of inadmissibility (INA section 212(a)(2))	X	3. Immigrant membership in totalitarian party (INA section 212(a)(3))	X	4. Immigration fraud and misrepresentation (INA section 212(a)(6)(c))	X	5. Alien smuggler (INA section 212(a)(6)(E))	X	6. Being subject to civil penalty (INA section 212(a)(6)(F))	X	7. The 3-year or 10-year bar due to previous unlawful presence in the U.S. (INA section 212(a)(9)(B))	X
Categories	Page Number																			
If you are an applicant for an Immigrant, K, or V Nonimmigrant Visa (and you are outside the United States, have had a visa interview with a consular officer and during the interview, you were found inadmissible), or you are an applicant for Adjustment of Status to Lawful Permanent Residence (excluding adjustment categories listed below):																				
1. Health-related grounds of inadmissibility (INA section 212(a)(1))	X																			
2. Certain criminal grounds of inadmissibility (INA section 212(a)(2))	X																			
3. Immigrant membership in totalitarian party (INA section 212(a)(3))	X																			
4. Immigration fraud and misrepresentation (INA section 212(a)(6)(c))	X																			
5. Alien smuggler (INA section 212(a)(6)(E))	X																			
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	<p>(Public Health) and INA section 212(a)(40 (Public Charge), and any other ground of inadmissibility, with the following exclusions; Grounds that cannot be waived are INA section 212(a)(3) (Security Related Grounds), INA section 212(a)(10)(C) (International Child Abductors), or INA section 212(a)(10)(E) (Former Citizens who Renounced Citizenship to Avoid Taxation).</p>	<p><b>1. Most grounds of inadmissibility listed in INA section 212(a) X</b></p> <p><b>If you are an applicant for adjustment of status under Nicaraguan Adjustment and Central American Relief Act Applicants (NACARA) 202 or Haitian Refugee Immigration Fairness Act (HRIFA) 902, you may file this application to obtain relief from the following grounds:</b></p> <p><b>1. All grounds listed for the adjustment of status applicants except the 3-year or 10-year bar due to previously unlawful presence in the United States (See pages relating to the adjustment of status applicants, listed above.)</b></p> <p><b>2. Aliens previously removed (INA section 212(a)(9)(A)) X</b></p> <p><b>3. Unlawfully present after previous immigration violations (INA section 212(a)(9)(C )) X</b></p> <p><b>If you are an applicant for an immigrant visa or adjustment of status as a Violence Against Women Act (VAWA) self-petitioner or the child of a VAWA self-petitioner, you may file this application to obtain relief from the following grounds:</b></p> <p><b>1. All grounds listed for the adjustment of status applicants. (See pages relating to the adjustment of status applicants, listed above.)</b></p> <p><b>2. Unlawfully present after previous immigration violations (INA section 212(a)(9)(C)) X</b></p> <p><b>NOTE: VAWA self-petitioners (and their children) seeking adjustment have a special form of relief available if they are inadmissible under the 3-year or 10-year bar (INA section 212(a)(9)(B)(i)). This is described on Page X. VAWA self-petitioners (and their children) who are not eligible for this special form of relief, but</b></p>

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		<p>meet the requirement for the waiver under INA section 212(a)(9)(B)(v) listed on Page X, may file Form I-601.</p> <p><b>If you are an applicant for adjustment of status based on and T nonimmigrant status,</b> you may file this application to obtain relief from the following ground:</p> <p><b>1.</b> Most grounds listed in INA section 212(a) <span style="float: right;">X</span></p> <p><b>If you are an applicant for adjustment of status as a Special Immigrant Juvenile (SIJ) based on an approved Form I-360,</b> you may file this application to obtain relief from the following ground:</p> <p><b>1.</b> Most grounds listed in INA section 212(a) <span style="float: right;">X</span></p>
<p><b>Page 2, How Long Is a Waiver Valid?</b></p>	<p>Except as provided below, if you seek a waiver of grounds of inadmissibility in connection with your application for an immigrant visa or adjustment of status and the waiver is granted, the waiver is valid indefinitely even if you do not obtain your immigrant visa, immigrant admission, adjustment of status, or if you otherwise lose your legal permanent resident status.</p> <p>The following waivers are either conditional or limited to certain benefits.</p>	<p>Except as provided below, if you <b>are granted</b> a waiver of grounds of inadmissibility in connection with <b>your immigrant</b> visa or adjustment of status <b>application, the waiver is valid indefinitely. This is true</b> even if you do not obtain your immigrant visa, immigrant admission, <b>or</b> adjustment of status, or if <b>you lose</b> your legal permanent resident status.</p> <p><b>NOTE:</b> If this Form I-601 is approved, the waiver that is granted will apply <b>only</b> to the grounds of inadmissibility and those crimes, incidents, events, or conditions that you have included in your application. For this reason, it is important that you disclose all conduct or conditions that may cause you to be inadmissible and list all grounds of inadmissibility for which you seek a waiver.</p> <p>The following waivers are either conditional or limited to certain benefits.</p> <p><b>Convention Adoptee.</b> If you obtain a waiver in connection with Form I-800, Petition to Classify Convention Adoptee as an Immediate Relative, the approval of your</p>

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	<p><b>Conditional Resident.</b> If you obtain a waiver in connection with an application for lawful permanent residence on a conditional basis under INA section 216, the validity of the waiver is needed, and the termination of the waiver cannot be appealed. However, if the immigration judge determines that you are not removable based on the termination of your conditional resident status, the waiver will become effective again.</p> <p><b>TPS Applicant.</b> If you... immigration benefit applications.</p>	<p>waiver is conditioned upon the final issuance of an immigrant or nonimmigrant visa based on the final approval of Form I-800.</p> <p><b>K Nonimmigrant Visa Applicant.</b> If you obtain a waiver in connection with an application for a K-1 or K-2 nonimmigrant visa, the approval of your waiver is conditioned upon the marriage of the K-1 visa applicant and the K-1 visa petitioner after the K-1 nonimmigrant visa applicant is admitted to the United States.</p> <p><b>Conditional Resident.</b> If you obtain a waiver in connection with an application for lawful permanent residence on a conditional basis under INA section 216 <b>or INA section 216A</b>, the validity of the waiver <b>automatically ceases with the termination of such residence. No separate notification of termination of the waiver is needed, and you cannot appeal the termination of the waiver.</b> However, if the immigration judge determines that you are not removable based on the termination of your conditional resident status, the waiver will become effective again.</p> <p><b>TPS Applicant.</b> If you... immigration benefit <b>requests.</b></p>
<p><b>Page 2-3, General Instructions</b></p>	<p>Each application must be properly signed and accompanied by the appropriate fee or fee waiver request if such a request can be filed for the particular benefit. (See</p>	<p><b>General Instructions</b></p> <p>Read these instructions carefully to properly complete this application.</p> <p>U.S. Citizenship and Immigration Services (USCIS) provides forms free of charge through the USCIS Web site. In order to view, print, or fill out our forms, you should use the latest version of Adobe Reader, which you can download for free at <a href="http://get.adobe.com/reader/">http://get.adobe.com/reader/</a>.</p> <p><b>Signature.</b> Each application must be properly signed and <b>filed.</b> A photocopy of a signed application or a typewritten name in place of a <b>signature is not accepted. If</b></p>

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	<p>the section of the instructions entitled “<b>What is the Filing Fee?</b>”). A photocopy of a signed application or a typewritten name in place of a signature is not acceptable.</p> <p><b>Evidence.</b> You must submit all required initial evidence along with all the supporting documentation with your application at the time of filing.</p>	<p>you are under 14 years of age, your parent or legal guardian may sign the application on your behalf. A legal guardian also may sign for a mentally incompetent person.</p> <p><b>Filing Fee.</b> Each application must be accompanied by the appropriate filing fee. (See the <b>What Is the Filing Fee</b> section of these instructions.)</p> <p><b>Evidence.</b> At the time of filing, you must submit all evidence and supporting documentation listed in the <b>What Evidence Should Be Submitted With the Application</b> section of these instructions. If you file your application without the required evidence, you will not establish a basis for eligibility. The agency adjudicating your application may request additional evidence or deny your application.</p> <p><b>Biometric Services Appointment.</b> USCIS may require that you appear for an interview or provide fingerprints, photographs, and/or signature at any time to verify your identity, obtain additional information, and conduct background and security checks before making a decision on your application. After USCIS receives your application and ensures it is complete, we will inform you in writing (or by email notice if you e-file your application) if you need to attend a biometric services appointment. If an appointment is necessary, the notice will provide you the location of the local or designated USCIS Application Support Center (ASC) and the date and time of your appointment. If you fail to attend your biometric services appointment, USCIS may deny your application.</p> <p>If you file this application with an agency other than USCIS, review the instructions provided by that agency to determine whether you should provide biometrics.</p> <p><b>Acknowledgement of Required Appointment at USCIS ASC (For</b></p>

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	<p><b>Copies.</b> Unless . . .</p> <p><b>Translations.</b> Any document containing a foreign language submitted to USCIS must be accompanied by a full English language translation which the translator has certified as complete and accurate, and by the translator’s certification that he or she is competent to translate from the foreign language into English.</p> <p><b>How to Fill Out Form I-601</b></p> <p>*****</p> <p>2. If you need additional space to complete any item, proceed to <b>Part 6, Additional Information</b> of the form. In order to assist us in reviewing your response, you must identify the Part Number and Item Number to which your answer refers.</p> <p>3. Answer all questions fully and accurately. If an item is not applicable or the answer is “none,” leave the space blank.</p>	<p><b>USCIS Applicants Only).</b> Review the USCIS ASC Acknowledgement that appears in <b>Part 7.</b> of the application. This acknowledgement is to confirm that you have completed your application, reviewed your responses, and verified that the information is complete, true, and correct. If someone helped you fill out your application, the person should review the acknowledgement with you to make sure you understand it.</p> <p><b>Copies.</b> You may submit a legible photocopy of documents requested, unless the instructions specifically state that you must submit an original document. If you submit original documents when not required, the documents may remain a part of the record, and will not be automatically returned to you.</p> <p><b>Translations.</b> If you submit a document with information in a foreign language, you <b>must also submit</b> a full English translation. The translator <b>must certify that the English language translation is</b> complete and accurate, and <b>that</b> he or she is competent to translate from the foreign language into English.</p> <p><b>How to Fill Out Form I-601</b></p> <p>*****</p> <p>2. If <b>you need extra space</b> to complete any item <b>within this application, attach a separate sheet of paper or use the space provided in Part 10. Additional Information;</b> type or print your name and Alien Registration Number (A-Number) (if any) at the top of each sheet; indicate the <b>Page Number, Part Number, and Item Number</b> to which your answer refers; and sign and date each sheet.</p> <p>3. Answer all questions fully and accurately. If an item is not applicable or the answer is “none,” <b>type or print, “N/A,” unless otherwise directed.</b></p>

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	4. Applicant's Signature... 5. Preparer's Signature...	[moved to Specific Instructions.] [moved to Specific Instructions.]
<b>Page 3, Specific Instructions</b>		<p>[In the Specific Instructions section, please change all headers that have a line above and below to just a gray box with no border.]</p> <p><b>Specific Instructions</b></p> <p><b>Part 1. Information About You</b></p> <p><b>Item Number 1. Alien Registration Number (A-Number)</b> (if any). An Alien Registration Number, otherwise known as an "A-Number," is typically issued to persons who apply for, or are granted, certain immigration benefits. In addition to USCIS, U.S. Immigration and Customs Enforcement (ICE), U.S. Customs and Border Protection (CBP), Executive Office for Immigration Review (EOIR), and U.S. Department of State (DOS) may also issue an A-Number to certain aliens. If you were issued an A-Number, type or print it in the spaces provided. If you do not have an A-Number, or if you cannot remember it, leave this area blank.</p> <p><b>Item Number 2. USCIS ELIS Account Number</b> (if any). If you have previously filed an application, petition, or request using the USCIS Electronic Immigration System (USCIS ELIS), provide the USCIS ELIS Account Number you were issued by the system. The USCIS ELIS Account Number is <b>not</b> the same as an A-Number. If you were issued a USCIS ELIS Account Number, enter it in the space provided.</p> <p><b>Item Numbers 3.a. - 3.c. Your Full Name.</b> Provide your full legal name as shown on your identity documents or legal change of name document in the spaces provided.</p> <p><b>Item Numbers 4.a - 4.c. Other Names Used.</b> Provide other names you have used since birth, including your maiden name,</p>



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		<p>any nicknames, and any names that appear in your documents. If you need extra space to complete this section, use the space provided in <b>Part 10. Additional Information</b> to provide other names used.</p> <p><b>Item Numbers 5.a. - 5.i. Mailing Address.</b> Provide a valid mailing address. Use an address in the United States, if one is available. If you do not have a U.S. mailing address, provide your foreign mailing address.</p> <p><b>Item Numbers 6. - 7.h. Physical Address.</b> If the place where you live is different from your mailing, type or print the address where you currently reside</p> <p><b>Item Number 8. U.S. Social Security Number</b> (if any). Provide your U.S. Social Security Number. Also include all social security numbers you have ever used. If you need extra space to complete this section, use the space provided in <b>Part 10. Additional Information</b> to provide additional U.S. Social Security Numbers.</p> <p><b>Item Number 9. Gender.</b> Select the box that indicates whether you are male or female.</p> <p><b>Item Number 10. Date of Birth.</b> Provide your date of birth in mm/dd/yyyy format in the space provided.</p> <p><b>Item Numbers 11. - 13. Place of Birth.</b> Provide the name of the city or town, province, and country where you were born. Type or print the name of the country as it was named when you were born, even if the country's name has changed or the country no longer exists.</p> <p><b>Item Number 14. Country of Citizenship or Nationality.</b> Type or print the name of the country where you are currently a citizen or national. If you are stateless, type or print the name of the country where you were last a citizen or national. If you are a citizen or national of</p>

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		<p>more than one country, type or print the name of the foreign country that issued your last passport.</p> <p><b>Item Numbers 15.a. - 15.b. Form I-601 Waivers Filed with Immigrant Visa Applications.</b> If you are seeking an immigrant visa and you were already interviewed by a DOS consular officer, provide the DOS Consular Case Number for your immigrant visa application (if available) and indicate where your visa interview occurred (i.e. the location of the U.S. Embassy or U.S. Consulate).</p> <p><b>Item Numbers 16.a. - 16.b. Form I-601 Waivers Filed with Adjustment of Status Applications.</b> If you are filing this application after you have filed an application to adjust your immigration status to that of a lawful permanent resident, provide the USCIS receipt number for your Form I-485.</p> <p><b>Item Numbers 17.a. - 17.b. Form I-601 Waivers Filed with Applications for Temporary Protected Status.</b> If you are filing your Form I-601 after you have already filed Form I-821, Application for Temporary Protected Status, provide the USCIS receipt number for your Form I-821.</p> <p><b>Item Numbers 18.a. - 19. Form I-601 Waivers Filed with Form I-212, Consent to Reapply.</b> If you previously filed an application for consent to reapply, provide the USCIS receipt number for your Form I-212. If you are filing Form I-212 with your Form I-601, select “Yes” for <b>Item Number 21.</b></p> <p><b>Part 2. U.S. Entry Information</b></p> <p><b>Item Number 1.a. Date of Entry into the United States.</b> Beginning with your most recent arrival in the United States, provide the date you entered the United States in the mm/dd/yyyy format.</p>

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		<p><b>Item Number 1.b. Immigration Status at Time of Entry.</b> Provide the letter and number that correlates with your status when you re-entered the United States.</p> <p><b>Item Numbers 1.c. - 1.d.</b> Provide the location where you entered the United States and the city or town where you lived.</p> <p><b>NOTE:</b> If you were previously in the United States on multiple occasions, continue to list your periods of stay, beginning with <b>Item Number 2.a.</b> If you need extra space to list other periods of stay, use the space provided in <b>Part 10. Additional Information.</b></p> <p><b>Part 3. Biographic Information</b> (for USCIS Applicants only)</p> <p>Provide the biometrics information requested in <b>Item Numbers 1. - 6.</b> Providing this information as part of your application also may reduce the time you spend at your USCIS ASC appointment as described in the Biometrics Services Appointment section of these instructions.</p> <p><b>Item Numbers 1. - 2. Ethnicity and Race.</b> Select the boxes that best describe your ethnicity and race.</p> <p><b>Categories and Definitions for Ethnicity and Race</b></p> <p><b>1. Hispanic or Latino.</b> A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race. (<b>NOTE:</b> This category is only included under Ethnicity in <b>Item Number 1.</b>)</p> <p><b>2. White.</b> A person having origins in any of the original peoples of Europe, the Middle East, or North Africa.</p> <p><b>3. Asian.</b> A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent</p>

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		<p>including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam.</p> <p><b>4. Black or African American.</b> A person having origins in any of the black racial groups of Africa.</p> <p><b>5. American Indian or Alaska Native.</b> A person having origins in any of the original peoples of North and South America (including Central America), and who maintains tribal affiliation or community attachment.</p> <p><b>6. Native Hawaiian or Other Pacific Islander.</b> A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands.</p> <p><b>Item Number 3. Height.</b> Select the values that best match your height in feet and inches. For example, if you are five feet and nine inches, select “5” for feet and “09” for inches. Do not enter your height in meters or centimeters.</p> <p><b>Item Number 4. Weight.</b> Enter your weight in pounds. If you do not know your weight, or need to enter a weight under 30 pounds or over 699 pounds, enter “000.” Do not enter your weight in kilograms.</p> <p><b>Item Number 5. Eye Color.</b> Select the box that best describes the color of your eyes.</p> <p><b>Item Number 6. Hair Color.</b> Select the box that best describes the color of your hair.</p> <p><b>Part 4. Reasons for Inadmissibility</b></p> <p>This section outlines requirements you must establish in order to have a particular ground of inadmissibility waived. Before completing <b>Part 4.</b>, carefully read through the instructions.</p>

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		<p><b>Section A. Item Numbers 1. - 18. Applicants for Immigrant Visa, Adjustment of Status (other than based on T nonimmigrant status or based on classification as a Special Immigrant Juvenile), or K or V nonimmigrant status.</b> Select all of the grounds of inadmissibility that you believe, to the best of your knowledge, apply to you. If a ground of inadmissibility does not appear in <b>Item Numbers 1. - 18.</b>, complete <b>Item Number 19.</b>, and specify the applicable ground of inadmissibility or other circumstances or conduct which you believe make you inadmissible to the United States.</p> <p><b>Section B. Item Number 19. T nonimmigrants or Special Immigrant Juveniles Applying for Adjustment of Status.</b> Specify the grounds of inadmissibility that, to the best of your knowledge, apply to you.</p> <p><b>Section C. Item Numbers 20. - 39. Applicants for Temporary Protected Status.</b> Select the grounds of inadmissibility that you believe, to the best of your knowledge, apply to you. If a ground of inadmissibility does not appear in <b>Item Numbers 20. - 39.</b>, complete <b>Item Number 40.</b>, and specify the applicable ground of inadmissibility and other circumstances or conduct which you believe make you inadmissible to the United States.</p> <p><b>Section C. Item 40. Your Inadmissibility Statement.</b> Provide a statement that explains the acts, convictions, and/or medical conditions you believe make you inadmissible to the United States. Include dates for all convictions and certified court documents, including judgments that show the disposition of any criminal arrests and/or convictions.</p> <p><b>Part 5. Information About Your Qualifying Relatives</b></p>

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		<p>Provide information about your qualifying relative through whom you are claiming eligibility for a waiver. Pay close attention to which qualifying family relationship you must establish when applying for a waiver. The different waivers require different qualifying relationships. The required relationship is discussed in the <b>Reasons for Inadmissibility</b> section.</p> <p><b>Item Numbers 1.a. - 1.c. Relative's Full Name.</b> Provide the full name of your qualifying relative.</p> <p><b>Item Numbers 2.a. - 4. Relative's Physical Address and Contact Information.</b> Provide the physical address where your qualifying relative currently resides in the spaces provided. Include his or her current daytime telephone number and email address (if any).</p> <p><b>Item Numbers 5. - 8. Other Information.</b> Indicate your relationship to your relative through whom you are claiming eligibility for a waiver (e.g., U.S. citizen or LPR spouse, parent, or child). Also provide your relative's current immigration status, A-Number (if any), and date of birth in the mm/dd/yyyy format. If you have additional relatives through whom you claim eligibility, select the box under <b>Item Number 8.</b> and provide your other relative's name, relationship to you, current immigration status, A-Number (if any), and date of birth in the mm/dd/yyyy format.</p> <p><b>Item Number 9. Statement from Applicant (Extreme Hardship).</b> Explain the extreme hardship your relative (e.g., U.S. citizen or LPR spouse, parent, or child) would experience if you were refused admission to the United States.</p> <p><b>Part 6. Information About Your Other Relatives with Ties to the United States</b></p> <p><b>Item Numbers 1.a. - 1.c. Relative's Full</b></p>

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	<p><b>4. <i>Applicant's Signature.</i></b> You must sign this application personally, unless one of the following exceptions apply:</p> <p><b>a.</b> If you are under 14 years of age, your parent or legal guardian may sign the application for you;</p> <p><b>b.</b> If you are not competent to sign the application, but you are over 14 years of age, a duly appointed legal guardian may sign the application for you; or</p>	<p><b>Name.</b> Provide the full name of your relative.</p> <p><b>Item Numbers 2.a. - 4. Relative's Physical Address and Contact Information.</b> Provide the physical address where your relative currently resides in the spaces provided. Include his or her current daytime telephone number and email address (if any).</p> <p><b>Item Numbers 5. - 8. Other Information.</b> Indicate your relationship to your other relatives in the United States and provide his or her current immigration status, A-number (if any), and date of birth in the mm/dd/yyyy format.</p> <p><b>Item Number 9. Statement from Applicant (Discretion).</b> Explain why you believe your application should be approved as a matter of discretion, if applicable, and why the favorable factors in your case should outweigh the unfavorable factors.</p> <p><b>Part 7. Applicant's Statement, Contact Information, USCIS ASC Acknowledgement, Certification, and Signature</b></p> <p><b>Item Numbers 1.a. – 6.b.</b> Select the box that indicates if you filled out this application yourself or if someone interpreted this application for you. If applicable, select the box to indicate if someone else prepared this application for you. You also must affirm that you have read and understand the <b>Acknowledgement of Required Appointment at USCIS ASC.</b> Further, you must sign and date your application and provide your daytime telephone number, mobile telephone number, and email address. Every application <b>MUST</b> contain the original signature of the applicant (or parent or legal guardian, if applicable). A typewritten name in place of a signature is not acceptable.</p>

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	<p>c. If you are filing this application to waive inadmissibility for a communicable disease of public health significance (under INA 212(g)), and you are not competent to sign the application, a qualified member listed in “<b>Specific Instructions, Applicants Seeking a Waiver under INA Section 212(g) of Health-Related Grounds of Inadmissibility under INA Section 212(a)(1); 1. Applicants Seeking a Waiver under INA Section 212(g)(1) of the Inadmissibility Due to Communicable Diseases</b>” may file and sign the application on your behalf. This qualifying relative may sign the application for you even if that person is not your legal guardian.</p> <p><b>5. Preparer's Signature.</b> If someone, other than the applicant, prepared this application, that individual must sign and date the application and provide the information requested.</p>	<p>If you are filing this application to waive inadmissibility for a communicable disease of public health significance (under INA section 212(g)), and you are not competent to sign the application, a duly appointed guardian or a qualified relative listed in <b>Item Number 1.</b> of the <b>Specific Instructions</b> section titled <b>Applicants Seeking a Waiver under INA Section 212(g) of Health-Related Grounds of Inadmissibility under INA Section 212(a)(1)</b> may file and sign the application on your behalf. This qualifying relative may sign the application for you even if you have a legal guardian but that relative is not your legal guardian. If a qualifying relative signs for you, the relative will need to provide proof of the relationship (unless already submitted, such as with your visa petition).</p> <p><b>Part 8. Interpreter's Certification, Signature, and Contact Information</b></p> <p><b>Item Numbers 1.a. - 6.b.</b> If you used an interpreter to read the instructions to you and record your responses to each question on this application, in a language in which you are fluent, he or she must verify the accuracy of the information recorded on your application. The interpreter must also complete this section of the application, provide the name and address of his or her business or organization (if any), his or her daytime telephone number, and his or her email address. The interpreter also must certify that he or she has read to you the <b>Acknowledgement of Required Appointment at USCIS ASC</b> in the same language in which you are fluent. The interpreter must sign and date the application.</p> <p><b>Part 9. Name, Contact Information, Statement, Certification, and Signature of the Person Preparing this Application, If Other Than the Applicant</b></p>



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		<p><b>Item Numbers 1.a. - 8.b.</b> If the person who completed this application is someone other than the person named in <b>Part 1.</b>, he or she must complete this section of the application, provide his or her name, the name and address of his or her business or organization (if any), and his or her contact information. If the person completing this application is an attorney or accredited representative, he or she must submit a completed Form G-28, Notice of Entry of Appearance as Attorney or Accredited Representative, along with this application. An attorney and accredited representative, and any other individual who assists in preparing your application also must certify that he or she has read the <b>Acknowledgement of Required Appointment at USCIS ASC</b> to you. Further, the attorney or accredited representative, and anyone who assisted in preparing your application, must sign and date the application. This section of the application <b>MUST</b> contain the original signature of the attorney or accredited representative, and anyone who assisted in preparing your application. A typewritten name in place of a signature is not acceptable.</p> <p><b>Part 10. Additional Information</b></p> <p>If you need extra space to provide any additional information within this application, use the space provided in <b>Part 10.</b> If you need more space than what is provided, you may make copies of this page to complete and file with this application. Include your name and A-Number (if any) at the top of each sheet; indicate the <b>Page Number</b>, <b>Part Number</b>, and <b>Item Number</b> to which your answer refers; and sign and date each sheet.</p>
	<p><b>NOTE:</b> If this form is...</p>	<p><b>Reasons for Inadmissibility</b> [subheader]</p> <p>Go to the section for the immigration benefit or that you have been told you are seeking. Select or enter all grounds of inadmissibility that you believe apply to you.</p>

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		<p>Then, use the space provided in <b>Part 4, Item Number 40.</b> to provide a statement explaining in your own words, the acts, convictions, and medical conditions that you believe make you inadmissible. Include copies of any documents that support your statement. Records of convictions must be certified court documents. An uncertified copy is not sufficient.</p>
<p><b>Page 3, Specific Instructions</b>  <b>Special Note to K-1 and K-2 Nonimmigrant Visa Applicants</b></p>	<p><b>Special Note to K-1 and K-2 Nonimmigrant Visa Applicants</b>  [subheader]</p> <p>Since you do not have the requisite relationship to a citizen or lawful permanent resident of the United States to qualify for a waiver, you must enter one of the following in <b>Part 2</b>:</p> <p><b>1. ***</b>  <b>a.</b> Complete <b>item numbers 1.a. through 6.</b> with information regarding...</p> <p><b>b.</b> Write .... for <b>item number 5.</b></p> <p><b>2. If you are the child of a fiancé(e) of a U.S. citizen and will be less than 18 years of age when your parent marries such person:</b></p> <p><b>a.</b> Complete <b>item numbers 1.a. through 6.</b> with information regarding...</p> <p><b>b.</b> Write “Prospective Step-child” in the data collection box for item number 5.</p> <p><b>3. If you are the child of a fiancé(e) of a U.S. citizen, and will be at least 18 years of age but less than 21 years of age when your parent marries such person:</b></p> <p><b>a.</b> Complete <b>item numbers 1.a. through</b></p>	<p><b><i>Note to K-1 and K-2 Nonimmigrant Visa Applicants</i></b> [subheader]</p> <p>Since you do not have the requisite relationship to a citizen or lawful permanent resident of the United States to qualify for a waiver, you must enter one of the following in <b>Part 5.:</b></p> <p><b>Information About Qualifying Relatives</b></p> <p><b>1. ***</b>  <b>A.</b> Complete <b>Item Numbers 1.a. - 8.</b> with information <b>about...</b></p> <p><b>B.</b> <b>Type or print</b> .... for <b>Item Number 5.</b></p> <p><b>2. If you are the child of a fiancé(e) of a U.S. citizen and will be under 18 years of age when your parent marries that person:</b></p> <p><b>A.</b> Complete <b>Item Numbers 1.a. - 8.</b> with information <b>about.....</b></p> <p><b>B.</b> <b>Type or print</b> “Prospective Step-Parent” in the data collection box for <b>Item Number 5.</b></p> <p><b>3. If you are the child of a fiancé(e) of a U.S. citizen, and will be at least 18 years of age but under 21 years of age when your parent marries such person:</b></p> <p><b>A.</b> Complete <b>Item Numbers 1.a. – 8.</b></p>

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	<p>4. with information regarding...and</p> <p>b. Write “Child” .... for <b>item number 5, Part 2.</b></p> <p>c. Write....for <b>item number 6, Part 2.</b></p> <p>If, upon review of your application, USCIS determines that you will be eligible for an immigrant waiver from inadmissibility once you have (or your parent has) celebrated a bona fide marriage to the U.S. citizen who filed the K visa petition, USCIS will conditionally approve the waiver application. The condition imposed on the approval is that you (or your parent) and the U.S. citizen who filed the K visa petition celebrate a bona fide marriage within the statutory time frame of 3 months from the day of your (or your parent's) admission. Despite the conditional approval, USCIS may ultimately deny Form I-601 if you (or your parent) do not marry the U.S. citizen who filed the K visa petition and if you (or your parent) do not seek and receive permanent residence on the basis of that marriage.</p>	<p>with information <b>about...</b></p> <p><b>B. Type or print “Parent” .... for Item Number 5.; and</b></p> <p><b>C. Type or print ....for Item Number 6.</b></p> <p>USCIS will conditionally approve the waiver application if USCIS determines that you will be eligible for an immigrant waiver of inadmissibility upon your (or your parent’s) bona fide marriage to the <b>K nonimmigrant petitioner</b>. The condition imposed on the approval is that you (or your parent) and <b>the K visa petitioner</b> celebrate a bona fide <b>marriage</b>. <b>If that marriage occurs</b>, the waiver becomes valid indefinitely (although subject to 8 CFR 212.7(a)(4)(iv)) even if you later abandon or otherwise lose lawful permanent resident status. If you (or your parent) do not <b>marry the K visa petitioner</b>, you remain inadmissible for purposes of any application for a benefit of any basis other than the proposed marriage between you (or your parent) and <b>the K visa petitioner</b>.</p>
<p><b>Page 4-5, Applicants Seeking a Waiver under INA Section 212(g) of Health-Related Grounds of Inadmissibility under INA Section 212(a)(1)</b></p>	<p><b>1. Applicants Seeking a Waiver under INA Section 212(g) of Health-Related Grounds of Inadmissibility under INA</b></p> <p>Applicants Seeking a Waiver under INA Section 212(g) of Health-Related Grounds of Inadmissibility under INA Section 212(a)(1)</p> <p>If you have a communicable disease that has been determined...</p> <p>Communicable diseases of public health significance...</p> <p>[a. – h.]</p>	<p><b><i>You Are Seeking a Waiver Under INA Section 212(g) of Health-Related Grounds of Inadmissibility Under INA Section 212(a)(1)</i></b></p> <p><b>1. You Are Seeking a Waiver Under INA Section 212(g)(1) for Inadmissibility Due to a Communicable Disease of Public Health Significance</b></p> <p>You must file this application if you seek a waiver of inadmissibility based on a communicable disease of public health significance.</p> <p>Communicable diseases of public health significance...</p> <p><b>[Align letters A. – H.]</b></p>

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	<p><b>a.</b> Class A Tuberculosis condition, as per U.S. Department of Health and Human Services (HHS) regulations;</p> <p><b>b.</b> Chancroid;</p> <p><b>c.</b> Gonorrhea;</p> <p><b>d.</b> Granuloma inguinale;</p> <p><b>e.</b> Lymphogranuloma venereum;</p> <p><b>f.</b> Syphilis, infectious stage;</p> <p><b>g.</b> Leprosy, infectious;</p> <p><b>h.</b> Any other communicable disease as determined by the U.S. Secretary of Health and Human Services and as defined at 42 CFR 34.2(b).</p> <p><b>The application may be approved if:</b></p> <p><b>a.</b> You are the...</p> <p><b>b.</b> You are a...</p> <p>For specific information pertaining to applicants with a Class A Tuberculosis condition as per HHS regulations, see <b>item number 2</b> below.</p> <p><b>2.</b> Applicants With Class A Tuberculosis Condition as Per HHS Regulations</p> <p>If you have been diagnosed with a Class A Tuberculosis condition as per HHS regulations, you and the physician at the local health department in the area where you plan to reside must complete the last 2 pages of this form, entitled <b>“To Be Completed for Applicants With Class A Tuberculosis Condition.”</b></p>	<p><b>A.</b> Class A <b>tuberculosis</b> condition (<b>as defined by</b> HHS regulations);</p> <p><b>B.</b> Chancroid;</p> <p><b>C.</b> Gonorrhea;</p> <p><b>D.</b> Granuloma inguinale;</p> <p><b>E.</b> Lymphogranuloma venereum;</p> <p><b>F.</b> Syphilis, infectious stage;</p> <p><b>G.</b> Leprosy, infectious; <b>or</b></p> <p><b>H.</b> Any other communicable disease as determined by the U.S. Secretary of <b>HHS</b> and as defined at 42 CFR 34.2(b).</p> <p><b>The application may be approved if:</b></p> <p><b>A.</b> You are the...</p> <p><b>B.</b> You are a...</p> <p><b>If you have a Class A Tuberculosis Condition (As Defined By HHS Regulations), you and the physician at the local health department in the area where you plan to reside must complete <b>Part 11. Statement for Applicants With a Class A Tuberculosis Condition (As Defined By HHS Regulations).</b></b></p> <p><b>2. You are Seeking a Waiver Under INA Section 212(g)(2)(C) of the Vaccination Requirement</b></p> <p><b>You must file this application if you seek an exemption from the vaccination requirement because vaccinations are against your religious beliefs or moral convictions. You must establish with evidence that:</b></p> <p><b>A.</b> You are opposed to vaccinations in any form;</p> <p><b>B.</b> Your objection is based on religious</p>

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	<p><b>3. Applicants Seeking a Waiver under INA Section 212(g)(3) of Inadmissibility Due to Physical or Mental Disorder and Associated Harmful Behavior</b></p> <p>If you have a physical or mental...</p> <p>In addition to this form, you must submit a complete medical history and a report that addresses the following:</p> <p>a. Your physical or mental disorder and the behavior associated with the disorder that poses, has posed, or may pose in the future a threat to your property, safety, or welfare of you or other individuals. The report should also provide details of any hospitalization, institutional care, or any other treatment you may have received in relation to this physical or mental disorder;</p> <p>b. Findings regarding...</p> <p>c. Findings regarding the current mental or physical condition, including...</p> <p>d. A recommendation concerning treatment that is reasonably available in the United States and that can reasonably be expected...</p>	<p>beliefs or moral convictions; and</p> <p><b>C. Your belief or conviction is sincere.</b></p> <p><b>3. You are Seeking a Waiver Under INA Section 212(g)(3) for Inadmissibility Due to Physical or Mental Disorder and Associated Harmful Behavior</b></p> <p>You must file this application if you seek a waiver of inadmissibility based on a physical or mental disorder with associated harmful behavior. Harmful behavior is behavior that poses, may pose, or has posed a threat to the property, safety, or welfare of you or others. You also must submit this application if you seek a waiver to overcome inadmissibility based on a history of a physical or mental disorder with behavior associated with the disorder that has posed a threat to the property, safety, or welfare of you or others, and that is likely to recur or to lead to other harmful behavior.</p> <p>In addition to this application, you must submit a complete medical history and a report that addresses the following:</p> <p><b>A.</b> Your physical or mental disorder and the behavior associated with the disorder that poses, has posed, or may pose in the future a threat to your property, safety, or welfare or the property, safety, or welfare of others. The report should also provide details of any hospitalization, institutional care, or any other treatment you may have received in connection with your disorder;</p> <p><b>B.</b> Findings regarding...</p> <p><b>C.</b> Findings regarding the mental or physical disorder, including...</p> <p><b>D.</b> A recommendation concerning treatment that is reasonably available in the United States and that is reasonably expected ...</p>

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	<p>The medical report will be referred to the U.S. Public Health Service for review and, if found acceptable, you will be required to submit such additional assurances as the U.S. Public Health Service may decide are necessary in your particular case.</p> <p>4. Applicants Seeking a Waiver under INA Section 212(g)(2)(C) of the Vaccination Requirement</p> <p>If you seek...</p>	<p>The <b>adjudicating agency</b> will <b>refer the medical report</b> to the U.S. Public Health Service for <b>review</b>. The U.S. Public Health Service may require you to <b>submit additional assurances</b>.</p> <p><b>[Delete.]</b></p>
<p><b>Page 5-6, Applicants Seeking a Waiver of Certain Criminal Grounds of Inadmissibility and Immigration Fraud or Misrepresentation Under INA Sections 212(h) and (i)</b></p>	<p><b>Applicants Seeking a Waiver of Certain Criminal Grounds of Inadmissibility and Immigration Fraud or Misrepresentation Under INA Sections 212(h) and (i)</b></p> <p><b>1. Criminal Grounds</b></p> <p>If you are found to be inadmissible...</p> <p>a. A crime involving moral turpitude (other than a purely political offense);</p> <p>b. A controlled substance violation of the laws and regulations of any country <b>or U.S. state</b> related to a single offense of simple possession of 30 grams or less of</p>	<p><b><i>You Are Seeking a Waiver Under INA Section 212(h) or (i) for Certain Criminal Grounds of Inadmissibility Under INA Section 212(a)(2) or for Immigration Fraud or Misrepresentation Under INA Section 212(a)(6)(c)</i></b></p> <p><b>1. Criminal Grounds</b></p> <p>If you are <b>found inadmissible</b>...</p> <p><b>A.</b> A crime involving moral turpitude (CMT);</p> <p><b>NOTE:</b> You are not inadmissible for having committed a CMT, and do not need to file a waiver: if the crime was a purely political offense; if the crime was a CMT but you committed only one offense, were under 18 years of age at the time, and committed the crime (and were released from any confinement to a prison or correctional institution imposed for the crime) more than 5 years before application; or if the crime was only one CMT, for which the maximum possible sentence is 1 year or less of imprisonment, and the actual sentence you received was 6 months or less.</p> <p><b>B.</b> A controlled substance violation of the laws and regulations of any country <b>or U.S. state</b> related to a single offense of simple possession of 30 grams or less of</p>

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	<p>marijuana;</p> <p>c. Two or more convictions, other than purely political ones, for which the aggregate sentences to confinement were 5 years or more;</p> <p>d. Prostitution;</p> <p>e. Unlawful...</p> <p>f. Certain...</p> <p><b>With the application, you will have to establish that:</b></p> <p>a. You are inadmissible only because of your participation in prostitution, including having procured others for prostitution or having received the proceeds of prostitution, but you have been rehabilitated and your admission to the United States will not be contrary to the national welfare, safety, or security of the United States; <b>or</b></p> <p>b. At least 15 years have passed since the activity or event that makes you inadmissible, you have been rehabilitated, and that your admission to the United States or the issuance of the immigrant visa will not be contrary to the national welfare, safety, or security of the United States; or</p> <p>c. Your qualifying U.S. citizen or lawful permanent resident relatives (spouse, son, daughter, parent), or.....</p> <p>d. You are an approved VAWA self-petitioner.</p> <p>For information about how you can establish extreme hardship, see the section of the instructions entitled “What Evidence Should Be Submitted With the Application?”.</p> <p><b>NOTE:</b> If you are convicted of a violent or dangerous crime, the waiver may not be approved unless there is an</p>	<p>marijuana;</p> <p><b>C.</b> Two or more convictions, other than purely political ones, for which the <b>sentences</b> to confinement were <b>a total of</b> 5 years or more;</p> <p><b>D.</b> Prostitution;</p> <p><b>E.</b> Unlawful...</p> <p><b>F.</b> Certain...</p> <p><b>With the application, you <b>must</b> establish one of the following:</b></p> <p><b>A.</b> You are inadmissible only because of your participation in prostitution, including having procured others for prostitution or having received the proceeds of prostitution, <b>but you have been</b> rehabilitated and your admission to the United States will not be contrary to the national welfare, safety, or <b>security</b>;</p> <p><b>B.</b> At least 15 years have passed since the activity or event that makes you inadmissible, you have been rehabilitated, <b>and your</b> admission to the United <b>States</b> <b>will</b> not be contrary to the national welfare, safety, or <b>security</b>;</p> <p><b>C.</b> Your qualifying U.S. citizen, lawful permanent resident relatives (<b>spouse, son, daughter, parent</b>), or.....</p> <p><b>D.</b> You are an approved VAWA self-petitioner.</p> <p>For information about how you can establish hardship, see <b>the What Evidence Should Be Submitted With the Application</b> <b>section of these instructions.</b></p> <p><b>NOTE:</b> If you are convicted of a violent or dangerous crime, <b>the agency adjudicating your application may not</b></p>

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	<p>extraordinary circumstance, such as one involving national security or foreign policy consideration, or if denial of your admission would result in exceptional and extremely unusual hardship. Even if that standard is met, your waiver may still be denied. See 8 CFR 212.7(d).</p> <p><b>2. Immigration Fraud or Misrepresentation</b></p> <p>If you are inadmissible because you have sought to procure an immigration benefit by fraud or misrepresenting a material fact (INA section 212(a)(6)(C)(i)), you may seek a waiver by filing this form. This waiver may be approved if you can establish that:</p> <p>a. Your qualifying U.S. citizen, lawful permanent resident relative (spouse, parent), or the...</p> <p>b. You are a VAWA... child may experience extreme hardship if you were denied admission.</p> <p>For information about how you can establish extreme hardship, see the section of the instructions entitled "What</p>	<p><b>approve</b> the <b>waiver unless</b> there is an extraordinary circumstance, such as one involving national security or foreign policy considerations, or if <b>denying</b> your admission would <b>cause</b> exceptional and extremely unusual hardship. Even if that standard is met, <b>the agency adjudicating your application may still deny</b> your request for a waiver as a matter of discretion. See 8 CFR 212.7(d).</p> <p><b>NOTE:</b> According to INA section 212(h), a waiver cannot be granted if you have been convicted of (or admitted committing acts that constitute) murder or criminal acts involving torture, or an attempt or conspiracy to commit murder or a criminal act involving torture.</p> <p><b>2. Immigration Fraud or Misrepresentation</b></p> <p>If you are inadmissible because <b>you sought</b> to procure an immigration benefit by fraud or misrepresenting a material fact (INA section 212(a)(6)(C)(i)), you may seek a waiver by filing this <b>application</b>.</p> <p><b>NOTE:</b> If you are inadmissible based on a false claim to be a U.S. citizen (INA section 212(a)(6)(C)(ii)) and if you made your false claim on or after September 30, 1996, a waiver under INA section 212(i) is not available to you and you should not file this application.</p> <p>[Align letters a.-b.]</p> <p><b>A.</b> Your qualifying U.S. citizen, <b>or</b> lawful permanent resident relative (<b>spouse or parent</b>), or the...</p> <p><b>B.</b> You are a VAWA... child <b>would</b> experience extreme hardship if you were denied admission.</p> <p>For information about how you can establish hardship, see <b>the What Evidence Should Be Submitted With the</b></p>



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	Evidence Should Be Submitted With the Application?”.	<b>Application</b> section of these instructions.
<b>Page 6, Applicants Seeking a Waiver for Immigrant Membership in a Totalitarian party Under INA Section 212(a)(3)(D)(i))</b>	<b>Applicants Seeking a Waiver for Immigrant Membership in a Totalitarian party Under INA Section 212(a)(3)(D)(i))</b>  If you are inadmissible for having been a member of or affiliated with the Communist or any other totalitarian party (or subdivision or affiliate thereof) whether domestic or foreign, you may apply for a waiver pursuant to INA section 212(a)(3)(D)(iv), if you are the fiancé(e) of a U.S. citizen...	<b><i>You Are Seeking a Waiver Under INA Section 212(a)(3)(D)(iv) for Inadmissibility Because of Immigrant Membership in a Totalitarian Party Under INA Section 212(a)(3)(D)(i)</i></b>  If you are inadmissible for having been a member of or affiliated with the Communist or any other totalitarian party (or subdivision or affiliate thereof), whether domestic or foreign, you may apply for a waiver under INA section 212(a)(3)(D)(iv), if you are the parent, spouse, son, daughter, brother, or sister of a U.S. citizen; a spouse, son, or daughter of an alien lawfully admitted for permanent residence; or if you are the K-1 fiancé(e) of a U.S. citizen...
<b>Page 6, Applicants Seeking a Waiver for Smuggling Under INA Section 2129a)(6)(E) and Being Subject of Civil Penalty Under INA Section 212(a)(6)(F))</b>	<b>Applicants Seeking a Waiver for Smuggling Under INA Section 2129a)(6)(E) and Being Subject of Civil Penalty Under INA Section 212(a)(6)(F))</b>  If you are inadmissible because you have engaged in alien smuggling (INA section 212(a)(6)(E)(i)), you may apply for a waiver under INA section 212(d)(11) that may be granted for humanitarian purposes, to assure family unity, or when it is otherwise in the public interest, if you have engaged, induced, assisted, or abetted, or aided only an individual who at the time of such action was your spouse, parent, son, or daughter (and no other individual) to enter the United States in violation of the law, and;  1. If you are.... abroad voluntarily and not under an order of removal and who is ....	<b><i>You Are Seeking a Waiver Under INA Section 212(d)(11) or (12) for Smuggling Under INA Section 212(a)(6)(E) or for Being Subject of Civil Penalty Under INA Section 212(a)(6)(F)</i></b>  If you are inadmissible for having engaged in alien smuggling (INA section 212(a)(6)(E)(i)), you may apply for a waiver under INA section 212(d)(11). The agency adjudicating your application may grant the waiver for humanitarian purposes, to assure family unity, or when it is otherwise in the public interest.  <b>However, the agency adjudicating your application can only grant this waiver if you have encouraged,</b> induced, assisted, or abetted, or aided only an individual who at the time of such action was your spouse, parent, son, or daughter (and no other individual) to enter the United States in violation of the law, and;  <b>1. You</b> are.... abroad voluntarily, <b>not</b> under an order of removal, and who is ....

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	<p>2. If you are seeking admission or adjustment of status as an immediate relative under INA section 201(b)(2)(A), as an immigrant under INA section 203(a) (Preference allocation for family-sponsored immigrants based on the first, second, or third preference, but not on the fourth preference) or as the fiancé(e) (or his or her child(ren)) of a U.S. citizen.</p> <p>If you are inadmissible... A waiver may be granted for humanitarian purposes or to assure family unity, if no previous civil monetary was imposed against you under INA section 274C, and the offense was committed solely to assist, aid, or support your spouse or child (and not another individual); and</p> <p>1. If you are...</p> <p>2. If you are seeking admission or adjustment of status as an immediate relative, as an immigrant under INA section 203(a) (preference allocation for family-sponsored immigrants), or as the fiancé(e) (or his or her child(ren)) of a U.S. citizen.</p>	<p><b>2. You</b> are seeking admission or adjustment of status as an immediate relative under INA section 201(b)(2)(A), as an immigrant under INA section 203(a) (preference allocation for family-sponsored immigrants based on the first, second, or third preference, but not on the fourth preference) or as the fiancé(e) of a U.S. citizen or the fiancé(e)'s child.</p> <p>If you are inadmissible... A waiver may be granted for humanitarian purposes or to assure family <b>unity if</b> no previous civil monetary was imposed against you under INA section 274C, and the offense was committed solely to assist, aid, or support your spouse or child (<b>and not another individual</b>); and</p> <p><b>1. You</b> are...</p> <p><b>2. You</b> are seeking admission or adjustment of status as an immediate relative <b>under INA section 201(b)(2)(A)</b>, as an immigrant under INA section 203(a) (preference allocation for family-sponsored immigrants), or as the fiancé(e) (<b>or his or her child(ren)</b>) of a U.S. citizen.</p>
<p><b>Page 7, Applicants Seeking a Waiver of Inadmissibility Based on the 3- Year or 10-Year Bar Under INA Section 212(a)(9)(B)(v)</b></p>	<p><b>Applicants Seeking a Waiver of Inadmissibility Based on the 3-Year or 10-Year Bar Under INA Section 212(a)(9)(B)(v)</b></p> <p>T nonimmigrant visa...</p> <p>If you are inadmissible because you were previously unlawfully present in the United States in excess of either 180 days (3-year bar), or 1 or more years (10-year bar), you may seek a waiver by filing this form.</p> <p>The waiver may be granted if your qualifying U.S. citizen, lawful permanent resident relative (spouse, parent), or the K visa petitioner would experience extreme</p>	<p><b><i>You Are Seeking a Waiver of Inadmissibility Under INA Section 212(a)(9)(B)(v) of the 3-Year or 10-Year Unlawful Presence Bar Under INA Section 212(a)(9)(B)(i)</i></b></p> <p><b>[Delete.]</b></p> <p>If you are inadmissible because you were previously unlawfully present in the United States <b>for longer than</b> either 180 days (<b>resulting in a 3-year bar</b>), or 1 or more years (<b>resulting in a 10-year bar</b>), you may seek a waiver by filing this <b>application</b>.</p> <p><b>With the application, you must establish that your</b> qualifying U.S. citizen <b>or</b> lawful permanent resident relative (spouse or parent), <b>or K</b> visa petitioner would</p>

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	<p>hardship if you were denied admission.</p> <p>For TPS applicants and VAWA self-petitioners, see special instructions below.</p> <p>For information about how you can establish extreme hardship, see the section of the instructions entitled “What Evidence Should Be Submitted With the Application?”.</p>	<p>experience extreme hardship if you were denied admission.</p> <p><b>For VAWA</b> self-petitioners, see special instructions below.</p> <p>For information about how you can establish extreme hardship, see <b>the What Evidence Should Be Submitted With the Application</b> section of these instructions.</p> <p><b>NOTE:</b> T nonimmigrants (victims of a severe form of trafficking) seeking exemption from only INA section 212(a)(9)(B) <b>DO NOT</b> need to file this Form I-601.</p>
<p><b>Page 7, TPS Applicants Seeking a Waiver of Grounds of Inadmissibility Under INA Section 244(c)(2)(A)(ii)</b></p>	<p><b>TPS Applicants Seeking a Waiver of Grounds of Inadmissibility Under INA Section 244(c)(2)(A)(ii)</b></p> <p>If you are a TPS applicant applying for a waiver of any relevant ground of inadmissibility listed in INA section 212, your waiver may be granted for humanitarian purposes, to assure family unity or when such a waiver is in the public interest. <b>Part 1</b> of the form, under the section entitled “<b>Reasons for Inadmissibility</b>,” item <b>number 51</b>, you must provide all information that supports your request for a waiver for one or more of these reasons.</p> <p><b>The following grounds...</b></p> <ol style="list-style-type: none"> <li>1. Public charge (INA section 212(a)(4));</li> <li>2. Labor Certifications and qualifications for certain immigrants (INA section 212(a)(5));</li> <li>3. Aliens present without admission or parole (INA section 212(a)(6)(A));</li> <li>4. Stowaways (INA section</li> </ol>	<p><b><i>You Are a TPS Applicant Seeking a Waiver of Grounds of Inadmissibility Under INA Section 244(c)(2)(A)(ii)</i></b></p> <p>If you are a <b>Temporary Protected Status (TPS)</b> applicant applying for a waiver of any relevant ground of inadmissibility listed in INA section <b>212</b>, you must <b>establish that the approval of your waiver is warranted</b> for humanitarian purposes, to assure family unity or <b>is otherwise</b> in the public interest. In <b>Part 4., Item Number 40.</b>, you must provide all information that supports your request for a waiver for one or more of <b>the above</b> reasons.</p> <p><b>You do not need to file this application if you are a TPS applicant and you are inadmissible for any of the following reasons:</b></p> <ol style="list-style-type: none"> <li>1. Public charge (INA section 212(a)(4));</li> <li>2. Labor Certifications and qualifications for certain immigrants (INA section 212(a)(5));</li> <li>3. Aliens present without admission or parole (INA section 212(a)(6)(A));</li> <li>4. Stowaways (INA section 212(a)(6)(D));</li> </ol>

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	<p>212(a)(6)(D));</p> <p><b>5.</b> Student visa violators (INA section 212(a)(6)(G));</p> <p><b>6.</b> Documentation requirements for immigrants and nonimmigrants (INA section 212(a)(7));</p> <p><b>7.</b> Certain aliens previously removed (INA section 212(a)(9)(A));</p> <p><b>8.</b> Aliens unlawfully present (INA section 212(a)(9)(B)); and</p> <p><b>9.</b> Aliens unlawfully present after previous immigration violations (INA section 212(a)(9)(C)).</p> <p>No waiver is available to TPS applicants for the following grounds of inadmissibility:</p> <p><b>1.</b> Crimes involving moral turpitude (INA Section 212(a)(2)(A)(i)(I)), except purely political offenses, certain juvenile offenses committed under the age of 18, or a single petty offense for which the maximum penalty was 1 year or less and the actual sentence was 6 months or less. You do not need to apply for a waiver on this form if your offense falls within these statutory exceptions.</p>	<p><b>5.</b> Student visa violators (INA section 212(a)(6)(G));</p> <p><b>6.</b> Documentation requirements for immigrants and nonimmigrants (INA section 212(a)(7));</p> <p><b>7.</b> Certain aliens previously removed (INA section 212(a)(9)(A));</p> <p><b>8.</b> Aliens unlawfully present (INA section 212(a)(9)(B)); <b>or</b></p> <p><b>9.</b> Aliens unlawfully present after previous immigration violations (INA section 212(a)(9)(C)).</p> <p><b>No waiver is available to TPS applicants for the following grounds of inadmissibility:</b></p> <p><b>1. Crime involving moral turpitude (CIMT under INA section 212(a)(2)(A)(i)(I));</b></p> <p><b>If your offense falls under a statutory exception, you are not inadmissible for having committed a CIMT. Since you are not inadmissible in these instances, you also do not need to apply for a waiver on this application. The exceptions are:</b></p> <p><b>A. A purely political offense;</b></p> <p><b>B. If you committed only one CIMT, you were under 18 years of age at the time, and you committed the crime (and were released from confinement), more than 5 years before your application; or</b></p> <p><b>C. If you committed only one CIMT for which the maximum possible sentence was 1 year or less of imprisonment, and the actual sentence you received was not more than 6 months of imprisonment.</b></p>

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	<p>2. Controlled Substance violations (INA section 212(a)(2)(A)(i)(II), other than a single offense of simple possession of 30 grams or less of marijuana. You may apply for a waiver on this form if your offense was for such simple possession of marijuana;</p> <p>3. Multiple criminal convictions (INA section 212(a)(2)(B))), except for purely political offenses;</p> <p>....</p> <p>7. Adverse foreign policy consequences for the U.S. (INA section 212(a)(3)(D));</p> <p>8. Immigrant membership in totalitarian party (INA section 212(a)(3)(D));</p> <p>9. Participants in Nazi persecution, genocide, or the commission of any act of torture or extrajudicial killing (INA section 212(a)(3)(E));</p> <p><b>NOTE:</b> Although certain grounds of inadmissibility do not apply to TPS applicants, they may still apply to you if you are seeking an immigration...</p>	<p>2. Controlled substance violations (INA section 212(a)(2)(A)(i)(II)), <b>however, you may apply for a waiver on this application if your offence was a single offense relating to simple possession of 30 grams or less of marijuana;</b></p> <p>3. Multiple criminal convictions (INA section 212(a)(2)(B)) (purely political offenses <b>do not make you inadmissible;</b></p> <p>....</p> <p>7. Adverse foreign policy consequences for the <b>United States</b> (INA section 212(a)(3)(C));</p> <p>8. Immigrant membership in totalitarian party (INA section 212(a)(3)(D)); <b>and</b></p> <p>9. Participants in Nazi persecution, genocide, or the commission of any act of torture or extrajudicial killing (INA section 212(a)(3)(E)).</p> <p><b>NOTE:</b> Although certain grounds of inadmissibility do not apply to TPS applicants, they may still apply to you if you <b>seek</b> an immigration...</p>
<p><b>Page 8, NACARA and HRIFA Applicants Seeking a Waiver of Grounds of Inadmissibility Based on Prior Removal...</b></p>	<p><b>NACARA and HRIFA Applicants Seeking a Waiver of Grounds of Inadmissibility Based on Prior Removal Under INA Section 212(a)(9)(A) or Unlawful Presence After Previous Immigration Violations Under INA Section 212(a)(9)(C))</b></p> <p>If you are a NACARA or HRIFA applicant for adjustment of status under section 202 of NACARA or section 902 of HRIFA, who is inadmissible...</p>	<p><b><i>You Are Seeking Adjustment of Status Under NACARA Section 202, or HRIFA Section 902, and a Waiver of Grounds of Inadmissibility Based on Prior Removal Under INA Section 212(a)(9)(A) or Unlawfully Present After Previous Immigration Violations Under INA Section 212(a)(9)(C)</i></b></p> <p>If you are a NACARA or HRIFA applicant for adjustment of status under section 202 of NACARA or section 902 of HRIFA, <b>and you are admissible you may apply for a waiver of inadmissibility based on the same grounds as an individual seeking adjustment of status based on the general adjustment of status provision (INA section 245(a)). However, you do not need</b></p>

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	<p>When adjudicating your waiver application, USCIS will consider the same factors that would be considered if you were seeking “Consent to Reapply.” Factor that may be considered include, but are not limited to:</p> <p>1. The length of time you have lived in the United States, whether lawfully or unlawfully.</p> <p>5. Whether the denial of your application will impose hardship on you or these relatives, and the degree of that hardship.</p> <p>6. Whether...</p> <p>8. Whether you... character;</p> <p>9. Any other factor that you believe USCIS should consider in deciding your case.</p> <p>In addition to this form, you should submit...</p>	<p>a waiver of the 3-year or 10-year bar due to previous unlawful presence in the United States as INA Section 212(a)(9)(B) does not apply to NACARA or HRIFA applicants seeking adjustment of status.</p> <p>In addition, if you are inadmissible under INA section 212(a)(9)(A) or (C), you may apply for a waiver of these grounds of inadmissibility while present in the United States. You seek this waiver by filing Form I-601 and not Form I-212, Application for Permission to Reapply for Admission into the United States after Deportation or Removal (also known as “Consent to Reapply”), the form that is normally used to apply for relief from these grounds of inadmissibility under INA section 212(a)(9)(A)(iii) or (C)(ii).</p> <p>When adjudicating your waiver application, USCIS will consider the same factors that would be considered if you were seeking <b>consent</b> to <b>reapply</b>. Factor that may be considered include, but are not limited to:</p> <p>1. <b>Length</b> of time you have lived in the United States, whether lawfully or unlawfully;</p> <p>5. Whether the denial of your application <b>would</b> impose hardship on you or <b>your relatives</b> and the degree of that hardship.</p> <p>6. <b>Likelihood that you will become a lawful permanent resident in the near future;</b> ....</p> <p>8. Whether you... character; <b>and</b></p> <p>9. Any other factor that you <b>believe should be considered</b> in deciding your case.</p> <p>In addition to this <b>application</b>, you should either use <b>Part 10. Additional Information</b> or submit a brief statement explaining why your application should be</p>



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	<p>For information about how you can establish hardship, see the section of the instructions entitled “What Evidence Should Be Submitted With the application?”.</p>	<p>granted. Submit documentary evidence that may support your claims.</p> <p>For information about how you can establish hardship, see <b>the What Evidence Should Be Submitted With the Application</b> section of these instructions.</p>
<p><b>Page 8-9, Approved VAWA Self-Petitioner and His or Her Child(ren) Seeking a Waiver of Inadmissibility Under INA Section 212(a)(9)(C)(iii)</b></p>	<p><b>Approved VAWA Self-Petitioner and His or Her Child(ren) Seeking a Waiver of Inadmissibility Under INA Section 212(a)(9)(C)(iii)</b></p> <p>The INA provides special forms of relief for an approved VAWA self-petitioner and his or her child(ren) who are applying for adjustment of status or an immigrant visa but who are inadmissible under certain provisions of INA section 212(a)(6)(A)(i), section 212(a)(9)(B)(i), or section 212(a)(9)(C)(i). <b>You should only file this Form I-601 to seek a waiver of inadmissibility pursuant to INA section 212(a)(9)(C)(i); you do not need to file this form if you are inadmissible under INA sections 212(a)(6)(A)(i) or 212(a)(9)(B)(i), as explained in the “NOTE” below.</b></p> <p><b>If you are inadmissible under INA section 212(a)(9)(C)(i):</b> USCIS has discretion to waive this ground of inadmissibility under INA section 212(a)(9)(C)(iii) for an approved VAWA self-petitioner and his or her child(ren), if the VAWA self-petitioner can establish a "connection" between the battery or</p>	<p><b><i>You Are an Approved VAWA Self-Petitioner or the Child of an Approved VAWA Self-Petitioner Seeking a Waiver Under INA Section 212(a)(9)(C)(iii) for Being Unlawfully Present After Previous Immigration Violations Under INA Section 212(a)(9)(C)</i></b></p> <p>In general, an applicant seeking adjustment of status or an immigrant visa as a VAWA self-petitioner may apply for a waiver of inadmissibility based on the same grounds as an individual seeking adjustment of status.</p> <p>In addition, the INA provides special forms of relief for an approved VAWA self-petitioner and <b>the children of approved VAWA self-petitioner</b>, who are applying for adjustment of status or an immigrant visa, but who are inadmissible <b>under INA</b> section 212(a)(6)(A)(i), section 212(a)(9)(B)(i), or section 212(a)(9)(C)(i).</p> <p><b>You should only file this Form I-601 to seek a waiver if you are inadmissible under INA section 212(a)(9)(C)(i). You do not need to file this application if you are inadmissible under INA sections 212(a)(6)(A)(i) or 212(a)(9)(B)(i), as explained in the NOTES below.</b></p> <p><b>If you are inadmissible under INA section 212(a)(9)(C)(i):</b> USCIS has discretion to waive this ground of inadmissibility under INA section 212(a)(9)(C)(iii) for an approved VAWA self-petitioner and his or her <b>child</b>, if <b>the self-petitioner</b> can establish a "connection" between the battery or extreme cruelty that</p>

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	<p>extreme cruelty that is the basis for the VAWA claim, the unlawful presence and departure, or the removal, or his or her subsequent unlawful entry or attempted reentry into the United States. If you seek such a waiver, complete Form I-601 and attach evidence that shows the "connection" between the battery or extreme cruelty and your removal or departure from the United States, your reentry or reentries</p> <p><b>NOTE: You do not need to file FORM I-601 if you are an approved VAWA self-petitioner (and his or her child(ren)) seeking adjustment of status, and if you are inadmissible under INA section 212(a)(6)(A)(i) (presence in the United States without admission or parole, or arrival in the United States, other than at an open port of entry). According...</b></p> <p><b>NOTE: You do not need to file FORM I-601 if you are an approved VAWA self-petitioner (and his or her child(ren)) and inadmissible under INA section 212(a)(9)(B)(i) (3-year or 10-year bar to admission). You may be exempt from this inadmissibility ....</b></p>	<p>is the basis for the VAWA claim <b>and the self-petitioner's removal</b>, departure <b>from the United States, reentry or reentries into the United States, or attempted reentry into the United States.</b></p> <p><b>If</b> you seek such a waiver, complete Form I-601 and attach evidence that shows the "connection" between the battery or extreme cruelty and your removal or departure from the United <b>States or</b> your reentry or reentries, <b>or</b> attempted reentry into the United States.</p> <p><b>NOTE: You do not need to file Form I-601 if you are an approved VAWA self-petitioner (or that person's child) seeking adjustment of status and if you are inadmissible under INA section 212(a)(6)(A)(i) (presence in the United States without admission or parole, or arrival in the United States, other than at an open U.S. Port-of-Entry). According to USCIS policy, you are eligible for adjustment of status under INA section 245(a) regardless of your unlawful entry and USCIS also considers inadmissibility under INA section 212(a)(6)(A)(i) waived for a beneficiary of an approved VAWA self-petition. Because inadmissibility under INA section 212(a)(6)(A)(i) ends when you leave the United States, you do not have to submit any special documentation with an immigrant visa application that is based on your approved VAWA self-petition.</b></p> <p><b>NOTE: You do not need to file FORM I-601 if you are an approved VAWA self-petitioner (or that person's child) and inadmissible under INA section 212(a)(9)(B)(i) (3-year or 10-year bar to admission). You may be exempt from this inadmissibility if you, the approved VAWA self-petitioner or your child, can establish a substantial connection between the battery or extreme cruelty that is the basis for your VAWA claim and the violation of your prior nonimmigrant admission. You must submit evidence of</b></p>



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		<p>the substantial connection with your Form I-485, Application to Register Permanent Residence or Adjust Status, or your immigrant visa application.</p> <p>If you cannot establish a substantial connection, but meet the requirements for the waiver of INA section 212(a)(9)(B)(i), you may file Form I-601. The waiver may be granted if your qualifying U.S. citizen or lawful permanent resident relative (spouse or parent) would experience extreme hardship if you were denied admission.</p> <p>For information about how you can establish extreme hardship, see the <b>What Evidence Should be Submitted with the Application</b> section of these instructions.</p>
<p><b>Page 9,</b> <b>Applicants for Adjustment of Status Based on T Nonimmigrant Status</b></p>	<p><b>Applicants for Adjustment of Status Based on T Nonimmigrant Status</b></p> <p>If you are a T nonimmigrant status holder admitted to the United States and applying for adjustment of status, you may obtain a waiver of almost any ground listed in INA section 212(a).</p> <p>If you are inadmissible based on public health grounds (INA section 212(a)(1)) or public charge (INA section 212(a)(4))...</p> <p>If you are inadmissible based on any other grounds of inadmissibility, the waiver may be approved if the activities making you inadmissible were caused by or were incident to your trafficking victimization, and granting...</p> <p>No waiver of... for the following grounds of inadmissibility:</p> <p>1. INA... (Security Related Grounds);</p>	<p><i><b>You Are an Applicant for Adjustment of Status Based on T Nonimmigrant Status</b></i></p> <p>If you are <b>an applicant for adjustment of status based on T nonimmigrant status</b>, you may obtain a waiver of almost any ground <b>of inadmissibility</b> listed in INA section 212(a) <b>that was not previously waived in connection with your T Nonimmigrant Status</b>.</p> <p>If you are inadmissible based <b>on health-related</b> grounds (INA section 212(a)(1)) or public-charge <b>grounds</b> (INA section 212(a)(4))...</p> <p>If you are inadmissible based on any other <b>grounds</b>, <b>USCIS may grant the waiver if</b> the activities making you inadmissible were caused by or were incident to your trafficking <b>victimization and granting</b>...</p> <p>No waiver of... for <b>any of</b> the following grounds of inadmissibility:</p> <p>1. <b>Security-related ground (INA section 212(a)(3));</b></p>

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	<p>2. INA section 212(a)(10)(C) (International Child Abductors);</p> <p>3. INA section ... (Former Citizens who Renounced Citizenship to Avoid Taxation).</p> <p><b>NOTE: You do not need to file Form I-601 if you are inadmissible because you have been unlawfully present in the United States and then departed (INA section 212(a)(9)(B)).</b> You may be exempt from the 3-year or 10-year bar if you can establish that your victimization was at least one central reason for your unlawful presence in the United States. You should submit evidence with your Form I-485 to demonstrate that the victimization you suffered was a central reason for the unlawful presence in the United States.</p>	<p>2. <b>International child abductors (INA section 212(a)(10)(C)); or</b></p> <p>3. <b>Former citizens who renounced citizenship to avoid taxation (INA section 212(a)(10)(E)).</b></p> <p><b>NOTE: You may not need to file Form I-601 if you are inadmissible <b>only</b> because you have been unlawfully present in the United States and then <b>departed (INA section 212(a)(9)(B)).</b></b> You may be exempt from the 3-year or 10-year bar if you can establish that your victimization was at least one central reason for your unlawful presence in the United States. You should submit evidence with your Form I-485 to demonstrate that the victimization you suffered was a central reason for <b>your</b> unlawful presence in the United States.</p>
New		<p><b><i>You Are an Applicant for Adjustment of Status As Special Immigrant Juvenile [subheader]</i></b></p> <p>If you are applying for adjustment of status based on your approved Form I-360 classifying you as an SIJ, INA section 245(h) contains waiver authority specific to you.</p> <p>Some grounds of inadmissibility do not apply to you. You do not need to obtain a waiver if you are inadmissible based on:</p> <ol style="list-style-type: none"> <li>1. Public charge (INA section 212(a)(4));</li> <li>2. Labor certification (INA section 212(a)(5)(A));</li> <li>3. Aliens present without admission or parole (INA section 212(a)(6)(A));</li> <li>4. Immigration fraud or misrepresentation (INA section 212(a)(6)(C));</li> <li>5. Stowaways (INA section 212(a)(6)(D));</li> </ol>

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		<p>6. Documentation requirements (INA section 212(a)(7)(A)); and</p> <p>7. Unlawful presence (INA section 212(a)(9)(B)).</p> <p>The following grounds of inadmissibility <b>cannot</b> be waived:</p> <p>1. Conviction of certain crimes (INA section 212(a)(2)(A));</p> <p>2. Multiple criminal convictions (INA section 212(a)(2)(B)) (Multiple Criminal Convictions);</p> <p>3. Controlled substance traffickers (except for a single instance of simple possession of 30 grams or less of marijuana) (INA section 212(a)(2)(C));</p> <p>4. Security and related grounds (INA section 212(a)(3)(A)) (Security and Related Grounds);</p> <p>5. Terrorist activity (INA section 212(a)(3)(B)) (Terrorist Activities);</p> <p>6. Foreign policy related (INA section 212(a)(3)(C)) (Foreign Policy Related); and</p> <p>7. Participants in Nazi persecution, genocide, or the commission of any act of torture, or extrajudicial killing (INA section 212(a)(3)(E)).</p> <p>If you are inadmissible under any other provisions of INA section 212(a), you must file Form I-601 with your adjustment application. Your inadmissibility may be waived if doing so is justified for humanitarian purposes, family unity, or for other reasons in the public interest. You do not need to show extreme hardship for a waiver under INA section 245(h). The relationship to your natural parents or prior adoptive parents will not be considered a factor in making a decision on your waiver application.</p>

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<b>Page 9-11, What Evidence Should be Submitted With the Application?</b>	<p><b>What Evidence Should Be Submitted With the Application?</b></p> <p>Pay close attention to the <b>qualifying family relationship that you have to establish if you apply for an extreme hardship waiver. . . .</b></p> <p>In support of your application, you should provide evidence that establishes why you may qualify for a waiver of inadmissibility...</p> <ol style="list-style-type: none"> <li>1. Affidavits from you or other individuals in support of your application;</li> <li>2. Police...</li> <li>3. Complete court records regarding any conviction or charge from any country;</li> <li>4. If...</li> <li>5. Any evidence you may wish to submit to establish that your admission to the United States would not be against national welfare or national security;</li> </ol>	<p><b>What Evidence Should Be Submitted With the Application?</b></p> <p>[Delete.]</p> <p>In support of your application, you should provide evidence that establishes why you may qualify for a waiver of inadmissibility. <b>In all cases, you must show that the approval of your application is warranted as a matter of discretion, with the favorable factors outweighing the unfavorable factors in your case. In Part 6., Item Number 9., include a statement explaining why you believe your application should be approved as a matter of discretion, with the favorable factors outweighing the unfavorable factors in your case. If you include a separate letter that contains the statement explaining why you believe your application should be approved as a matter of discretion, you must type or print into the space provided in Item Number 9. that you are attaching a letter. The letter must be submitted at the same time as your Form I-601 application.</b></p> <p>Depending on the type of waiver you seek, this information and evidence may include, but is not limited to:</p> <ol style="list-style-type: none"> <li>1. Affidavits from you or other <b>individuals;</b></li> <li>2. Police...</li> <li>3. Complete court records <b>about</b> any conviction or charge from any country;</li> <li>4. If...</li> <li>5. Any evidence you may wish to submit to establish that your admission to the United States would not be against <b>the</b> national welfare, <b>public safety</b>, or national</li> </ol>

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	<p>6. Medical reports;</p> <p>7. If you are....</p>	<p>security;</p> <p>6. Medical reports; <b>and</b></p> <p>7. If you are applying for a waiver <b>from a ground of inadmissibility that requires a showing of extreme hardship and you are the spouse, parent, son, or daughter of a U.S. citizen or an alien lawfully admitted for permanent residence, the fiancé(e) of a U.S. citizen, or if you are a VAWA self-petitioner (or his or her child), you must submit evidence establishing the family relationship (such as a birth certificate or marriage certificate, etc.) and include evidence that shows your denial of admission would result in <b>extreme hardship</b> to your qualifying relative (the U.S. citizen or lawful permanent resident spouse, parent, child, or your U.S. citizen fiancé(e)), or to yourself (or other qualifying individuals) if you are a VAWA self-petitioner). Pay close attention to the qualifying relationship that you have to establish. While the relationships appear to be similar, the various waiver provisions contain different qualifying family relationships. The requirements that need to be established for each waiver are listed in <b>Reasons for Inadmissibility</b>. Then in <b>Part 5., Item Number 9.</b>, include a statement explaining why your denial of admission would result in extreme hardship to your qualifying relative. If you include a separate letter that contains the statement, you must type or print into the space provided that you are attaching a letter. The letter must be submitted at the same time as your Form I-601 application.</b></p> <p><b>In Part 6., Item Number 9.</b>, include a statement explaining why you believe your application should be approved as a matter of discretion, with the favorable factors outweighing the unfavorable factors in your case. If you include a separate letter that contains the statement explaining why you believe your application should be approved as a matter of discretion, you must type or print into the space provided</p>

Current Location	Current Text	Location and Proposed Text
	<p><b>Factors USCIS considers when determining extreme hardship include, but are not limited to:</b></p> <p>a. <i>Health</i>- For example: Ongoing or specialized treatment required for a physical or mental condition; availability and quality of such treatment in the foreign country; anticipated duration of the treatment; chronic vs. acute vs. long or short-term care.</p> <p>b. <i>Financial Consideration</i>- For example: Future employability; loss due to sale of home or business or termination of a professional practice; decline in standard of living; ability to recoup short-term losses; cost of extraordinary needs such as special education or training for children with special needs; cost of care for family members (elderly and sick parents).</p> <p>c. <i>Education</i>- For example: Loss of opportunity for higher education, lower quality or limited scope of education options, disruption of current program, requirement to be educated in a foreign language or culture with ensuing loss of time or grade, availability of special requirements, such as training programs or internships in specific fields;</p> <p>d. <i>Personal Considerations</i>- For example: Close relatives in the United States and their country of birth or citizenship, separation from spouse/children, ages of involved parties, length of residence and community ties in the United States; and</p>	<p>in <b>Item Number 9.</b>, that you are attaching a letter. The letter must be submitted at the same time as your Form I-601 application.</p> <p><b>Factors <del>that</del> USCIS considers when determining extreme hardship include, but are not limited to:</b></p> <p><b>A. <i>Health</i></b>- For example: Ongoing or specialized treatment required for a physical or mental condition, availability and quality of such treatment in the foreign country, anticipated duration of the treatment, chronic vs. acute vs. long or short-term care, <b>need for the applicant to assist with any physical or mental conditions;</b></p> <p><b>B. <i>Financial Consideration</i></b>- For example: Future employability, loss due to sale of <b>a</b> home or business, termination of a professional practice, decline in standard of living, ability to recoup short-term losses, cost of extraordinary needs such as special education or training for children with special needs, <b>and</b> cost of care for family members (<b>elderly and sick parents</b>);</p> <p><b>C. <i>Education</i></b>- For example: Loss of opportunity for higher education, lower quality or limited scope of education options, disruption of current program, requirement to be educated in a foreign language or culture with ensuing loss of time or <b>pay level</b>, availability of special requirements, such as training programs or internships in specific fields;</p> <p><b>D. <i>Personal Considerations</i></b>- For example: Close relatives in the United States and their country of birth or citizenship, separation from spouse <b>or</b> children, ages of involved parties, length of residence and community ties in the United States; <b>and</b></p>

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	<p>e. <i>Special Factors</i>- For Example: Cultural, language, religious, and ethnic obstacles; valid fears of persecution, physical harm, or injury; social ostracism or stigma; access (or lack of access) to social institutions or structures (official or unofficial) for support, guidance, or protection.</p> <p><b>Evidence of extreme hardship may include, but is not limited to:</b></p> <p>a. Affidavits from the qualifying relative or other individuals with personal knowledge of the claimed hardships;</p> <p>b. Expert opinions;</p> <p>c. Evidence of employment or business ties, such as payroll records or tax statements;</p> <p>d. Evidence of monthly expenditures such as mortgage, rental agreement, bills and invoices, etc.;</p> <p>e. Other financial records supporting any claimed financial hardships;</p> <p>f. Medical documentation and/or evaluations by medical professionals supporting any claimed medical hardships;</p> <p>g. Records of membership in community organizations, volunteer confirmation, and evidence of cultural affiliations;</p> <p>h. Birth/marriage/adoption certificates supporting any claimed family ties;</p> <p>i. Country condition reports; and</p> <p>j. Any other evidence you believe supports the claimed hardships.</p>	<p><b>E. <i>Special Factors</i></b>- For Example: Cultural, language, religious, and ethnic obstacles; valid fears of persecution, physical harm, or injury; social ostracism or stigma; <b>and lack of access</b> to social <b>institutions (official or unofficial)</b> for support, guidance, or protection.</p> <p><b>Evidence of extreme hardship may include, but is not limited to:</b></p> <p><b>A.</b> Affidavits from the qualifying relative or other individuals with personal knowledge of the claimed hardships;</p> <p><b>B.</b> Expert opinions;</p> <p><b>C.</b> Evidence of employment or business ties, such as payroll records or tax statements;</p> <p><b>D.</b> Evidence of monthly expenditures such as <b>a</b> mortgage, rental agreement, bills and <b>invoices</b>;</p> <p><b>E.</b> Other financial records supporting any claimed financial hardships;</p> <p><b>F.</b> Medical documentation and/or evaluations by medical professionals supporting any claimed medical hardships;</p> <p><b>G.</b> Records of membership in community organizations, volunteer confirmation, and evidence of cultural affiliations;</p> <p><b>H.</b> Birth, marriage, <b>or</b> adoption certificates supporting any claimed family ties;</p> <p><b>I.</b> Country-condition reports; and</p> <p><b>J.</b> Any other evidence you believe supports the claimed hardships.</p>

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	<p>8. If you are a VAWA self-petitioner and you seek a waiver under INA section 212(a)(9)(C)(iii), submit any evidence that you believe establishes a connection between the battery or extreme cruelty that is the basis for the VAWA claim, your unlawful presence and your departure (or your removal) and your unlawful return or attempted unlawful return.</p> <p>9. If you are a T nonimmigrant status holder seeking a waiver under INA section 212(a)(1) or INA section 212(a)(4), submit any evidence that demonstrates it is in the national interest to waive these grounds. If you are seeking a waiver under any other INA section 212(a) ground, submit any evidence that demonstrates it is in the national interest to waive such ground and that the activities rendering you inadmissible were caused by or were related to your victimization; or</p> <p>10. If you are a TPS applicant, submit any evidence that demonstrates that the granting of your waiver serves humanitarian purposes, family unity, or is in the public interest.</p> <p><b>NOTE:</b> Your application should be supported by documentary evidence, or you should have a detailed explanation why such evidence cannot be obtained. Mere assertions will not suffice. Medical assertions should be supported by a medical professional's statement.</p>	<p>8. If you are a VAWA self-petitioner and you seek a waiver under INA section 212(a)(9)(C)(iii), submit any evidence that you believe establishes a connection between the battery or extreme cruelty that is the basis for the VAWA claim <b>and your removal or departure from the United States, reentries or attempted reentry into the United States and</b> unlawful return or attempted unlawful return;</p> <p>9. If you are a T nonimmigrant status holder seeking a waiver under INA section 212(a)(1) or INA section 212(a)(4), submit any evidence that demonstrates it <b>would be</b> in the national interest to waive these grounds. If you are seeking a waiver under any other INA section 212(a) ground, <b>submit evidence that shows it would be</b> in the national interest to waive <b>that</b> ground. <b>Also, you must demonstrate</b> that the activities rendering you inadmissible were caused by or were related to your victimization; or</p> <p>10. If you are a TPS applicant, submit any evidence that demonstrates <b>that granting your waiver would serve</b> humanitarian purposes, family unity, <b>or be</b> in the public interest.</p> <p><b>NOTE:</b> Your application should be supported by documentary evidence, or you should <b>explain in detail why you cannot obtain such evidence</b>. Mere assertions will not suffice. Medical assertions should be supported by a medical professional's statement.</p>
<b>Page 11, What is the Filing Fee?</b>	All applications....	<p><b>The filing fee for Form I-601 is \$585.</b></p> <p><b>NOTE:</b> The filing fee is not refundable, regardless of any action taken on this application. <b>DO NOT MAIL CASH.</b> You must submit all fees in the exact amount.</p>



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		<p><b>Use the following guidelines when you prepare your check or money order for the Form I-601 fee:</b></p> <p><b>1.</b> 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; <b>and</b></p> <p><b>2.</b> Make the check or money order payable to <b>U.S. Department of Homeland Security.</b></p> <p><b>NOTE:</b> Spell out U.S. Department of Homeland Security; do not use the initials “USDHS” or “DHS.”</p> <p><b>Notice to Those Making Payment by Check</b></p> <p>If you send us a check, USCIS will convert it into an electronic funds transfer (EFT). This means we will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will usually take 24 hours and your bank will show it on your regular account statement.</p> <p>You will not receive your original check back. We will destroy your original check, but will keep a copy of it. If the EFT cannot be processed for technical reasons, you authorize us to process the copy in place of your original check. If USCIS cannot complete the EFT because of insufficient funds, we may try to make the transfer up to two times.</p> <p><b>When applying with EOIR during removal proceedings:</b> If you are in removal proceedings, you must submit the payment as instructed by the immigration court with jurisdiction over your case. For information about EOIR, visit EOIR's Web site at <a href="http://www.usdoj.gov/eoir">www.usdoj.gov/eoir</a>.</p>

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		<p><b>How To Check If The Fees Are Correct</b></p> <p>Form I-601 filing fee is current as of edition date in the lower left corner of this page. However, because USCIS fees change periodically, you can verify that the fees are correct by following one of the steps below.</p> <ol style="list-style-type: none"> <li>1. Visit the USCIS Web site at <a href="http://www.uscis.gov">www.uscis.gov</a>, select “FORMS,” and check the appropriate fee; or</li> <li>2. Call the USCIS National Customer Service Center at <b>1-800-375-5283</b> and ask for fee information. For TTY (deaf or hard of hearing) call: <b>1-800-767-1833</b>.</li> <li>3. If you live outside the United States, contact the nearest U.S. Embassy or U.S. Consulate for instructions on the method of payment.</li> </ol> <p><b>Fee Waiver</b></p> <p>You may be eligible for a fee waiver under 8 CFR Part 103.7(c). If you believe you are eligible for a fee waiver, complete Form I-912, Request for Fee Waiver, (or a written request), and submit it and any required evidence of your inability to pay the filing fee with this application. You can review the fee waiver guidance at <a href="http://www.uscis.gov/feewaiver">www.uscis.gov/feewaiver</a>.</p>
<p><b>Page 12, Where to File</b></p>	<p><b>Updated Filing Address Information</b></p> <p>Please see our Web site . . .</p>	<p>Please see our Web site at <a href="http://www.uscis.gov/I-601">www.uscis.gov/I-601</a> or call our USCIS National Customer Service Center at <b>1-800-375-5283</b> for the most current information about where to file this application. For TTY (deaf or hard of hearing) call: <b>1-800-767-1833</b>.</p>
<p><b>Page 12, Address Change</b></p>	<p>If you changed your address . . .</p>	<p><b>You must inform USCIS if you change your address.</b> For information on filing a change of <b>address</b>, go to the USCIS Web site at <a href="http://www.uscis.gov/addresschange">www.uscis.gov/addresschange</a> or contact the USCIS National Customer</p>

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		<p>Service Center at <b>1-800-375-5283</b>. For TTY (deaf or hard of hearing) call: <b>1-800-767-1833</b>.</p> <p><b>NOTE:</b> Do not submit a change of address request to USCIS Lockbox facilities because these facilities do not process change of address</p> <p><b>For information on filing a change of address with EOIR:</b> Download the appropriate Form EOIR-33 from the EOIR Web site at <a href="http://www.justice.gov/eoir/formslist.htm">www.justice.gov/eoir/formslist.htm</a> and proceed in accordance with the instructions given on that form.</p>
<p><b>Page 12, Processing Information</b></p>	<p><b>Initial Processing</b></p> <p>Once....</p>	<p>An application is not considered properly filed until accepted by USCIS.</p> <p><b>Initial Processing.</b> Once the agency adjudicating your application accepts your application, it will be checked for completeness. If you do not completely fill out the application, the agency adjudicating the application may deny your application.</p> <p><b>Requests for More Information.</b> The agency adjudicating the application may request more information or evidence to support your application. The agency adjudicating your application may also request that you provide the originals of any copies you submit. The agency adjudicating your application will return these originals when they are no longer needed.</p> <p><b>Requests for Interview at a USCIS ASC.</b> We may request that you appear at a USCIS office for an interview based on your application. At the time of any interview or other appearance at a USCIS office, we may require that you provide your fingerprints, photographs, and/or signature to verify your identity and/or update background and security checks.</p>

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		<b>Decision.</b> The decision on Form I-601 involves a determination of whether you have established eligibility for the immigration benefit you are seeking. The agency adjudicating the application will notify you of the decision in writing.
<b>Page 12-13, USCIS Forms and Information</b>	You can get....	<p>To ensure you are using the latest version of this application, visit the USCIS Web site at <a href="http://www.uscis.gov">www.uscis.gov</a> where you can obtain the latest USCIS forms and immigration-related information. If you do not have Internet access, you may order USCIS forms by calling our toll-free number at <b>1-800-870-3676</b>. You may also obtain forms and information by calling the USCIS National Customer Service Center at <b>1-800-375-5283</b>. For TTY (deaf or hard of hearing) call: <b>1-800-767-1833</b>.</p> <p>Instead of waiting in line for assistance at your local USCIS office, you can now schedule an appointment through the USCIS Internet-based system, <b>InfoPass</b>, at <a href="http://infopass.uscis.gov/">infopass.uscis.gov/</a>. Use the <b>InfoPass</b> appointment scheduler and follow the screen prompts to set up your appointment. <b>InfoPass</b> generates an electronic appointment notice that appears on the screen.</p>
<b>Page 13, Penalties</b>	<p>If you knowingly and willfully falsify or conceal a material fact or submit a false document with this request, we will deny the benefit you are filing for, and may deny any other immigration benefit.</p> <p>In addition, you will face severe penalties provided by law and may be subject to criminal prosecution.</p>	<p>If you knowingly and willfully falsify or conceal a material fact or submit a false document with <b>your Form I-601</b>, we will <b>deny your Form I-601</b>, and may deny any other immigration <b>benefit</b>. <b>In</b> addition, you will face severe penalties provided by law, and may be subject to criminal prosecution.</p>
<b>Page 13, USCIS Privacy Act Statement</b>	Authorities:.....	<p><b>AUTHORITIES:</b> The information requested on this application, and the associated evidence, is collected under the Immigration and Nationality Act, section 212(a), as amended, 8 U.S.C. 1182, et seq.</p> <p><b>PURPOSE:</b> The primary purpose for providing the requested information on this</p>

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		<p>application is to determine if you have established eligibility for the inadmissibility waiver for which you are filing. DHS will use the information you provide to grant or deny the waiver sought.</p> <p><b>DISCLOSURE:</b> The information you provide, including your Social Security Number, is voluntary. However, failure to provide the requested information, and any requested evidence, may delay a final decision in your case or result in denial of your waiver request.</p> <p><b>ROUTINE USES:</b> DHS may share the information you provide on this application with other Federal, state, local, and foreign government agencies and authorized organizations following approved routine uses described in the associated published system of records notices [DHS-USCIS-007 – Benefits Information System and DHS-USCIS-001 – Alien File, Index, and National File Tracking System of Records], which can be found at <a href="http://www.dhs.gov/privacy">www.dhs.gov/privacy</a>. The information may also be made available, as appropriate, for law enforcement purposes or in the interest of national security.</p>
<p><b>Page 13, Paperwork Reduction Act</b></p>	<p>An agency...</p>	<p>An agency may not conduct or sponsor an information collection, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The public reporting burden for this collection of information is estimated at 1.75 hours per response, including the time for reviewing instructions and completing and submitting the application and 1.17 hours associated with the collection of biometrics. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to: U.S. Citizenship and Immigration Services, Regulatory Coordination Division, Office of Policy and Strategy, 20 Massachusetts Ave NW, Washington, DC 20529-2140; OMB No.</p>

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		1615-0029. <b>Do not mail your completed Form I-601 to this address.</b>