

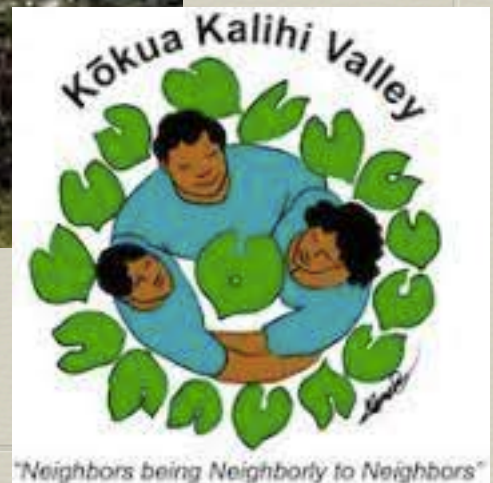
Immigration and Key Documents: An Overview

A presentation to the Behavioral Health & Homelessness Statewide
Unified Response Group (BHHSURG)

11/30/2020

Catherine Chen, Esq.
Medical-Legal Partnership Clinic

Medical-Legal Partnership Clinic

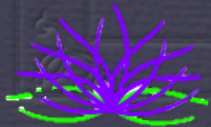


Agenda

- Immigration 101
- COFA and the I-94
- Lawful Permanent Residents and the “Green Card”
- Employment Authorization Card



Immigration 101



The Agencies

Department of Homeland Security (DHS)

- U.S. Citizenship and Immigration Services (USCIS)
- Customs and Border Protection (CBP)
- Immigration and Customs Enforcement (ICE)

Immigration and Naturalization Service (INS)

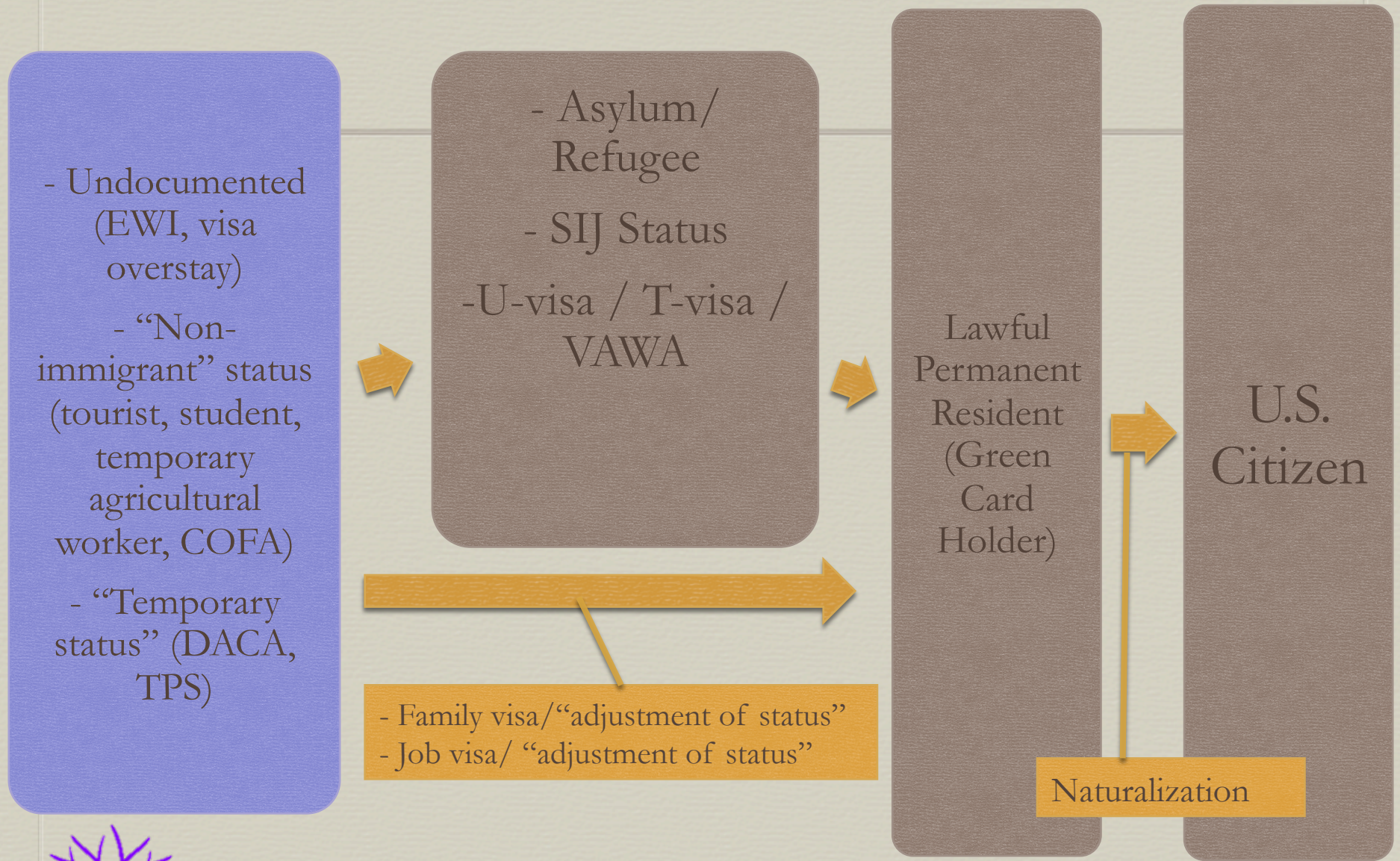
- *Ended in 2002 and became DHS*

Department of Justice (DOJ)

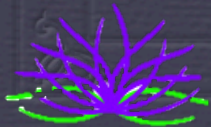
- Executive Office of Immigration Review (EOIR)



Immigration Statuses Overview



COFA and the I-94



What is COFA “status”?

- ✧ The Compact of Free Association treaty creates a special way for individuals from the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau to **enter, live, and work** in the United States **indefinitely**.
- ✧ All you need is your **passport and I-94**
- ✧ Can get **employment, driver’s license**, and benefits like **housing** and **Unemployment Insurance**
- ✧ COFA does not provide a pathway to a green card or citizenship



What is COFA “status”?



- ❧ Otherwise, all the other laws of immigration apply.
- ❧ If children are born in the U.S., then they are U.S. citizens
- ❧ They can switch to different “statuses” just like any other non-citizen
 - ❧ E.g. Their U.S. citizen child turns 21-years-old and can sponsor them for a green card
 - ❧ E.g. They are a victim of a crime and get a U-visa
- ❧ Subject to the same grounds of “deportability” and “inadmissibility” as other immigrants (e.g., criminal convictions— including what you might consider very minor crimes!)



I-94: What is an I-94?



- ✧ A record of your arrival into the United States
- ✧ Has the I-94 number (aka admissions number)
- ✧ For individuals here through COFA, this is the document you need to access many things, like **employment, driver's license**, and benefits like **housing** and **Unemployment Insurance**
- ✧ Does not expire!



3 Ways to Get Your I-94

For COFA immigrants, this is your immigration document for jobs, licenses, housing and more!
The I-94 number is also the "admission number."

1

Within five years of entering the U.S., **print your I-94** at:

<https://i94.cbp.dhs.gov/I94/#/recent-search>

Fill in name, birthday, passport number, and country. **That's it!**

2

After five years, submit a **free** "FOIA" request. Go to:

<https://foiaonline.gov/foiaonline/action/public/request>

You need an **email address**.

Fill in: "*CBP FOIA Division*" for "Agency" and "*I-94*" for "Type of Records Requested." Put down any number for "Will Pay Up To," but don't worry, it is free.

The government will email the I-94. It may take over a month.

3

After five years, for \$445, you can request a

formal I-94. Go to: <https://www.uscis.gov/i-102>



3 Wewin ko ñan Bۆk I-94 Eo

Ñan COFA immigrant ro, pepa in immigration eo am in ñan jermal, kۆmman license, kabbok imۆn jokwe im ebar lۆñ wewin ko jet! I-94 nۆmba eo ej bareinwۆt "admission number" eo am ak nۆmba in dreloñtok eo am.

1

Ilowaan iio ko lalem kwar dreloñtok ilo U.S., **print-i I-94** eo ilo <https://i94.cbp.dhs.gov/I94/#/recent-search>

Je etam, raan in lۆtak, passport nۆmba eo, im lal eo kwۆj itok jene. **Edre kein melele.**

2

Elkin lalem iiۆ, kۆmmane juۆn **free** "FOIA" request. (Ejjelok wۆnen) Etal ñan:

<https://foiaonline.gov/foiaonline/action/public/request>

Aikuj in wۆr am **email address**. Kanne "CPB FOIA Division" ñan "Agency" im "I-94" ñan "Type of Records Requested." Likit jabdrewۆt nۆmba ñan "Will Pay Up To," akۆ jab inebata, ejjelok wۆnen. Kien enaj email e I-94 eo. Emaroñ bۆk lok ñan juۆn allۆn.

3

Elkin lalem iiۆ, ñan \$445, kwۆmaroñ kajjitok formal I-94 eo. Etal ñan: <https://www.uscis.gov/i-102>

MLPC Hawai'i May 12, 2020



Marshallese

3 Ifa Usun Kopwe Angei Noumw I-94

Ngeni ekkewe wasona seni COFA,iei noumw we taropwen ami wasona won ei fénú fan itan angang, naisen, imweimw me pwan ekkóóch

1

Non nimu ierin omw tonong non U.S., a tongeni printini noumw I-91 won: <https://i94.cbp.dhs.gov/I94/#/recent-search>

Makkenong itomw, upwutiwomw, nampan noumw passport, me fénúomw (country). **Ina chok!**

2

Mwirin nimu ier, wanong ew tungor ika “FOIA” ese kamé. Nó ngeni: <https://foiaonline.gov/foiaonline/action/public/request>

Epwe wor omw **email address**. Makkenong: “CBP FOIA Division” ren “Agency” me “I-94” ren “Type of Records Requested” (Sokkun Taropwe Ke Tungor). Watiw ese nifinifin nampa ren “Will Pay Up To” (Upwe Mééni Naponón Won), nge kosapw pwan ani osukosuk, ese kamé. Mwun epwe emailini ewe I-94. Mi tongeni epwe napeseni ew maram taman.

3

Mwirin nimu ier, ren \$445, ka tongeni tungor eché formal I-94. Nó ngeni: <https://www.uscis.gov/i-102>

MLPC Hawai'i A Saiongon Siwini: May 12, 2020



Chuukese

Iet Wiepe 3, ong ni Duwen Omwi Pahn Alehdi Noumw I-94

Ong tohn COFA me kin seiloak kan, doaropwe wet ihme ke pahn doadoahngki ong audehda doaropwehn doadoahk kan, laisens kan, wasahn kouson kan oh pi ong ire me tohto! Nempahn I-94 wet pil ieite nempe me kahdaneki "admission number."

1

Nin doken de mwohn sounpar limau sang rahn me ke pidolong nan U.S., wiahda koapi en de pirindi noumw I-94 sang nan wepsaid wet:

<https://i94.cbp.dhs.gov/i94/#/recent-search> Ni omwi pahn audehda onlain pworm wet, kihdi edomw, sounpwong, rahn, oh sounpar en omwi ipwidi, nempahn noumw pahspord, oh eden wehi lap me ke sang ie (FSM). **Ihte duwehn me!**

2

Mwurin sounpar limau, kapidolong pekipek en "FOIA" **met sohte isaispe de ke sohte pahn pwain**. Kohla nan wepsaid wet:

<https://foiaonline.gov/foiaonline/action/public/request>

Ke pahn anahne noumw **ihmeil adires**. Audehda de kihdi: "CBP FOIA Division" ong "Agency" oh "I-94" ong "Type of Records Requested." Kihdi nempe sohte lipilipil ong de nan "Will Pay Up To," ahpw ke dehr periki de suwediki kihdi, pwe sohte isaispe de eh sohte pweipwei. Kopwormend pahn ihmeil wei noumw nempahn I-94 wet. Doaropwe me nempe wet pahn kilendi loale kakete lelewei mwurin sounpwong ehu.

3

Mwurin sounpar limau, ke pahn pil kak pekihda I-94 me kapw ni wen tala \$445. Kohla nan wepsaid wet: <https://www.uscis.gov/i-102>

MLPC Hawai'i irehkat kapw sang ireh kan me kilendi ni: Mei 12, 2020



What does the I-94 look like?

Below 2013: Paper Copy

After 2013: Online Copy
Print out within 5 years!

DEPARTMENT OF HOMELAND SECURITY
U.S. Customs and Border Protection

OMB No. 1651-0111

Departure Record

Admission Number
442415050 21

Class
Unit

18. Family Name
SMITH

19. First (Given) Name
MARY

20. Birth Date (DD/MM/YY)
11/30/57

21. Country of Citizenship
PHILIPPINES

See Other Side

CBP Form I-94 (0508)

STAPLE HERE

ADMITTED NYC
JUL 15 2009

U.S. Customs and Border Protection
Securing America's Borders

Get I-94 Number **I-94 FAQ**

Admission (I-94) Number Retrieval

Admission (I-94) Record Number: 69000888062

Admit Until Date (MM/DD/YYYY): 10/10/2012

Details provided on Admission(I-94) form:

Family Name:	LI
First (Given) Name:	LYDIA
Birth Date (MM/DD/YYYY):	01/01/1990
Passport Number:	P123123213
Passport Country of Issuance:	Mexico
Date of Entry (MM/DD/YYYY):	04/11/2012
Class of Admission:	B1

Individuals can visit www.cbp.gov/I94 to retrieve a copy of their electronic Form I-94.

I-94 Number (aka Admission Number)



What does the I-94 look like?

From the free CBP FOIA

Admission Code	Admission Number	AFI - Document Type	Arrival Port	Arrival Date	Citizenship - Country Name	Date of Birth	Departure Date	Flight Number	First Name	Last Name	Passport Number	Student Indicator
		I94	HONOLULU, HI, POE									
		I94	HONOLULU, HI, POE									

I-94 Number (aka Admission Number)

From the USCIS Application

PLEASE TEAR OFF FORM I-94 PRINTED BELOW, AND STAPLE TO ORIGINAL I-94 IF AVAILABLE

Detach This Half for Personal Records

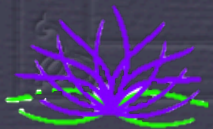
Receipt # WAC-11-027-
I-94# 992 21
NAME GUPTA, BHAVNA
CLASS H4
VALID FROM 03/26/2011 UNTIL 09/30/2013
PETITIONER: BHAVNA
SUNNYVALE CA 94089

92 21
Receipt Number WAC-11-027-
Immigration and
Naturalization Service
I-94
Departure Record Petitioner:
14. Family Name
15. First (Given) Name BHAVNA
16. Date of Birth 03/26/1979
17. Country of Birth INDIA

Form I-797A (Rev. 10/31/05) N



Lawful Permanent Residents and the “Green Card”



What is LPR status?

- ✧ An individual with Lawful Permanent Resident Status (aka LPR, green card holder) can **live and work** in the United States without restrictions.
- ✧ The **LPR status does not expire**, even if the card itself is expired.
- ✧ Still subject to “deportability” (e.g., criminal convictions—including what you might consider very minor crimes!)



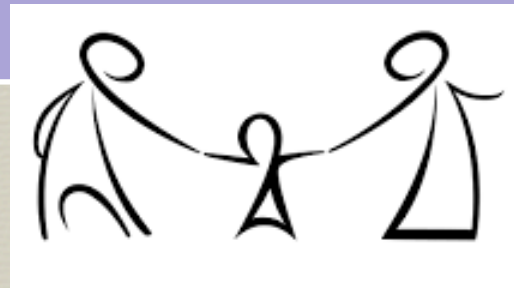
A-number (aka alien registration number, USCIS number)



How do you become a legal permanent resident?

Through a family member who is a US citizen (or in some cases LPR):

- Spouse
- Parent
- Children over age 21
- Siblings



Through a job that will “sponsor” you for a visa



Other special circumstances



Renewing your green card

- ☞ “Form I-90” application to U.S. Citizenship and Immigration Services: <https://www.uscis.gov/i-90>
- ☞ There is a **still** a fee waiver for those who cannot afford the fee: <https://www.uscis.gov/i-912>



How do you qualify for a fee waiver?

Three ways:

1. A “means-tested” benefit (e.g. SNAP, TANF) received by you, your spouse, or head of household, OR
2. Household income is at or below 150% of Federal Poverty Guidelines, OR
3. Financial Hardship.

Need to submit documents for whichever category you fall under!



LPR: The step before citizenship

Lawful permanent
resident (LPR)
(green card holder)

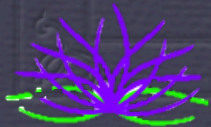


US Citizen

- ☞ “N-400” application to U.S. Citizenship and Immigration Services: <https://www.uscis.gov/n-400>
- ☞ There is a **still** a fee waiver for those who cannot afford the fee: <https://www.uscis.gov/i-912>



EAD: Employment Authorization Document



What is the Employment Authorization Document?

- ❧ A document from US Citizenship and Immigration Services (USCIS) that shows that you are allowed you work in the US
- ❧ NOT required for employment if you are from FSM or RMI (through COFA)
- ❧ Can be used as a form of ID



A-number (aka alien registration number, USCIS number)



Thank you!

