

PRESENTED AT

2016 Fundamentals of Immigration and Nationality Law

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**The following materials were presented at the
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Introduction to Family Immigration

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Objectives of Session

- Introductory Concepts
- Introduction to Family-Based Immigration
- Adjustment of Status
- Consular Processing
- Critical Considerations for Successful Family Based Immigration Cases
- Concluding Thoughts

Family Immigration = The Cornerstone of US Immigration Law

Allows U.S. citizens and lawful permanent residents to apply for certain relatives to become lawful permanents in the U.S.



FY 2012 & FY 2013 Lawful Permanent Residents Admitted to U.S.

	<u>FY 2012</u> %		<u>FY 2013</u> %	
Family Based	680,799	66%	649,763	66%
Employment Based	143,998	14%	161,110	16%
Refugees/Asylees	150,614	14%	119,630	12%
Diversity Visa	40,320	4%	45,618	5%
Cancellation of Removal	6,818	.7%	5,763	.6%
Other	<u>9,082</u>	<u>.8%</u>	<u>8,669</u>	<u>.9%</u>
Total	1,031,631	100%	990,553	100%

Source: Table 7, 2012 Yearbook of Immigration Statistics, Department of Homeland Security
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FAMILY-BASED PROCESS

- Part 1
 - USC or LPR files “relative petition” (form I-130) showing status as USC or LPR and relationship to family member
 - USC or LPR is “petitioner” and family member is “beneficiary”
- Part 2
 - Family member seeking status files application for residency: adjustment of status or consular processing
 - Family member is “applicant”

Who Can Petition for Whom?

US Citizens may petition for:

- Spouse
- Minor unmarried child
- Parent
- Adult unmarried child
- Adult married child
- Sibling

LPR's may petition for:

- Spouse
- Minor unmarried child
- Adult unmarried child

Also available as part of the eCourse

[2016 Fundamentals of Immigration and Nationality Law eConference](#)

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"Immigration Law and the Real World"