

DETROIT BAR ASSOCIATION PRO BONO SESSION #30: INTRODUCTION TO U.S. IMMIGRATION LAW AND THE ASYLUM PROCESS



TRUST. ALWAYS.

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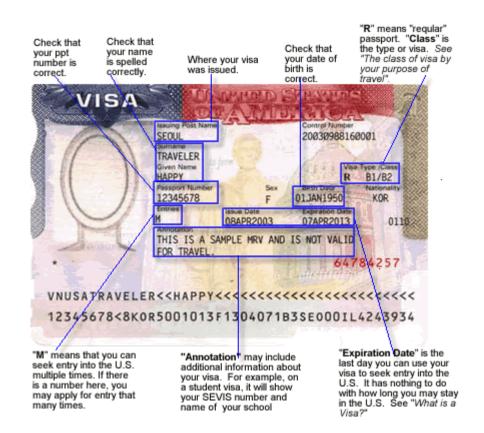
Agencies Involved in U.S. Immigration

- Department of Justice
 - Executive Office of Immigration Review (EOIR)
- Department of Homeland Security (DHS)
 - U.S. Citizenship and Immigration Services (CIS)
 - U.S. Customs and Border Protection (CBP)
 - U.S. Immigration and Customs Enforcement (ICE)
- Department of State (DOS)



"Visa" document

- Visa Issued U.S. Embassy or Consulate abroad
- Allows admission to the U.S.



Proof of Immigration Status

I-94 "Card":

The I-94 "card" is now issued only at land border crossings;

FN's who arrive in U.S. via air will only receive stamp in passport and must go to

CBP website to retrieve and print hard copy of I-94 for your records https://i94.cbp.dhs.gov/l94/#/home





Things that Affect a Foreign National's Ability to Stay and Work in the U.S.



- Passport Expiration
- Visa Expiration
- Child's age
- Unlawful presence
- Immigration rules regarding particular classification
- Petition Expiration

Personal Possession of Documents

- Lawful Permanent Residents
- Non-immigrants
- Over 18 years of age
- Federal Misdemeanor
- 30 days imprisonment
- Up to \$100.00 fine
- 8 U.S.C. § 1304(e)





Lawful Presence



Common Terms

- Authorized Stay generally the period of stay (validity dates) stated on I-94 card/stamp
- Unlawful Presence generally the time accrued in U.S. beyond expiration date on I-94 card/stamp
 - 3 year bar/ 180 day unlawful presence
 - 10 year bar/ 365 day unlawful presence

Recent Updates to U.S. Immigration August 2025

- Travel
- Investigation activity
- Increased scrutiny of filed applications for immigration benefits



Thank you!

