

| Provisional Waivers of Unlawful Presence | |
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| Who is eligible | <ul style="list-style-type: none"> • Undocumented individuals who have resided unlawfully in the United States for at least 180 days and who are: <ul style="list-style-type: none"> ○ The sons and daughters of U.S. citizens; and ○ The spouse and sons or daughters of lawful permanent residents |
| What the initiative will do | <ul style="list-style-type: none"> • Expands the provisional waiver program announced in 2013 by allowing the spouses, sons or daughters of lawful permanent residents and sons and daughters of U.S. citizens to get a waiver if a visa is available. There may be instances when the qualifying relative is not the petitioner. • Clarifies the meaning of the “extreme hardship” standard that must be met to obtain a waiver. <p>Notes: Currently, only spouses and minor children of U.S. citizens are allowed to apply to obtain a provisional waiver if a visa is available. For more information about the waivers program, go to the Provisional Unlawful Presence Waivers page which will be updated over the next several months.</p> |
| When you can begin to make a request | <ul style="list-style-type: none"> • Upon issuing of new guidelines and regulations. |
| How to make a request | <ul style="list-style-type: none"> • Subscribe to the USCIS page to receive updates by email. |