

ALIEN ELIGIBILITY FOR REPRESENTATION BY LSC PROGRAMS—Continued

| Alien category | Immigration Act (INA) | LSC regs; 45 CFR § 1626 | Examples of acceptable documents |
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| REFUGEE | INA § 207, 8 USC § 1157. | § 1626.5(c) | <p>**Proof of filing may include a fee receipt or cancelled check showing that the application was filed with the INS or the immigration court; a filing stamp showing that the application was filed; or a copy of the application accompanied by a declaration or attestation signed by the immigrant, or the immigrant's attorney or legal representative for the application, that such form was filed. Proof of filing is also established by: a letter or Form I-797 from INS or the immigration court acknowledging receipt of or approval of one of the above-listed forms; or Form I-94 (arrival/departure record) or I-512 (advance parole) indicating entry to pursue an above-listed application; or I-688B or I-766 (employment authorization document) coded 8 CFR § 274a. 12(c)(9) (applicant for adjustment), (c)(10) (applicant for suspension or cancellation), (c)(16) (applicant for registry), (c)(21) (S-visa principal or dependent), (c)(20) or (22) (legalization applicant), (c)(24) (LIFE Act legalization applicant), (a)(9) (K-status), (a)(13)(Family Unity), (a)(14) (LIFE Act Family Unity), (a)(15) (V-status), (a)(16) or (c)(25) (T-status) or (c)(8) (asylum applicant).</p> <p>I-94 or passport stamped "refugee" or "§ 207"</p> <p>or I-688B or I-766 coded 8 CFR § 274a.12(a)(3)(refugee) or § 274a.12(a)(4)(paroled as refugee)</p> <p>or I-571 refugee travel document</p> <p>or any verification from INS or other authoritative document.</p> |
| ASYLEE | INA § 208, 8 USC § 1158. | § 1626.5(c) | <p>I-94 or passport stamped "asylee" or "§ 208"</p> <p>or an order granting asylum from INS, immigration judge, BIA, or federal court</p> <p>or I-571 refugee travel document</p> <p>or I-688B coded 8 CFR § 274a. 12(a)(5)(asylee)</p> <p>or any verification from INS or other authoritative document.</p> |
| GRANTED WITHHOLDING OR DEFERRAL OF DEPORTATION OR REMOVAL. | INA § 241(b)(3) or former INA § 243(h), 8 USC § 1251(b)(3) or former 8 USC § 1253(H). | § 1626.5(e) | <p>I-94 stamped "§ 243(h)" or "241(b)(3)" or an order granting withholding or deferral of deportation or removal from INS, immigration judge, BIA, or federal court</p> <p><i>Also acceptable</i></p> <p>I-688B coded 8 CFR § 274a.12(a)(10)(granted withholding of deportation or removal)</p> <p>or any verification from INS or other authoritative document.</p> |
| CONDITIONAL ENTRANT | INA § 203(a)(7), 8 USC § 1153(a)(7). | § 1626.5(d) | <p>I-94 or passport stamped "conditional entrant"</p> <p>or any verification from INS or other authoritative document.</p> |
| H-2A AGRICULTURAL WORKER | INA § 101 (a)(15)(H)(ii); 8 USC § 1101 (a)(15)(ii). | § 1626.11 | <p>I-94 or passport stamped "H-2"</p> <p>or any verification from INS or other authoritative document.</p> |
| SPECIAL AGRICULTURAL WORKER TEMPORARY RESIDENT. | INA § 210 8 USC § 1160 | § 1626.10(d) | <p>I-688, 688A, 688B, or 766 indicating issuance under § 210 (or under 8 CFR § 274a. 12(a)(2), with other evidence indicating eligibility under INA § 210)</p> <p>or any verification from INS or other authoritative document.</p> |