

Grounds of Inadmissibility INA §212 **(Prevent Someone from Obtaining Residency / Visa)**

Statute	Summary	Waiver
INA 212(a)(1)	Health issues. Communicable Disease or disorder with danger to self or others.	INA 212(g)
INA 212(a)(1)(iv)	Drug user or addict	INA 212(g)
INA 212(a)(2)(A)(i)(I)	Crime of Moral Turpitude	Petty Offense Exception (INA 212(a)(2)(A)(ii) or otherwise INA 212(h)
INA 212(a)(2)(A)(i)(II)	Violation of a controlled substance offense	INA 212(h)
INA 212(a)(2)(B)	Multiple criminal convictions with aggregate sentence to confinement of 5 years or more.	INA 212(h)
INA 212(a)(2)(C)	Controlled substance trafficker, or family member of trafficker who benefitted financially in last 5 years.	
INA 212(a)(2)(D)	Prostitution or unlawful commercialized vice	INA 212(h) (see for restrictions)
INA 212(a)(2)(E)	Alien involved in criminal activity and asserted immunity	INA 212(h)
INA 212(a)(2)(G)	Severe violation of religious freedom by government official	
INA 212(a)(2)(H)	Significant trafficker in persons or family member of significant trafficker in persons who benefitted financially in the last 5 years.	Exception for children who benefitted when minors.
INA 212(a)(2)(E)	Money laundering	
INA 212(a)(3)(A)	Spies, Export/Import Law Violation, other unlawful activity, overthrow of US govt.	
INA 212(a)(3)(B)	Terrorists	
INA 212(a)(3)(C)	Foreign Policy Reasons	
INA 212(a)(3)(D)	Member of totalitarian / Communist party	Exception for involuntary membership, past membership, close family members INA 212(a)(3)(D)(ii), (iii), (iv)
INA 212(a)(3)(D)	Nazis	

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Grounds of Inadmissibility INA §212 **(Prevent Someone from Obtaining Residency / Visa)**

Statute	Summary	Waiver
INA 212(a)(3)(F)	Associated with a terrorist organization	
INA 212(a)(3)(G)	Recruitment of child soldiers	
INA 212(a)(4)	Public charge (Except for Employment based and VAWA/T/U-Visa)	
INA 212(a)(6)(A)	Present without admission or parole	(Exception for VAWA if connection with abuse) also (I-601/I-601A)
INA 212(a)(6)(B)	Failure to attend removal proceedings within last 5 years.	
INA 212(a)(6)(C)(i)	Fraud or willful misrepresentation of a material fact.	INA 212(i) (Must have Qualifying relative who is USC or LPR Spouse, or parent)
INA 212(a)(6)(C)(ii)	False Claim to US Citizenship	Applies to claims after 09/30/1996 - Afterward, narrow exception if each parent is a citizen, alien permanently resided in the US prior to 16, and alien re-
INA 212(a)(6)(D)	Stowaway	
INA 212(a)(6)(E)	Smuggler, including family members.	Narrow exception for certain family back in the 80's (INA 212(a)(6)(E)(ii)). Otherwise waiver for others under INA 212(d)
INA 212(a)(6)(F)	Subject of a final order for violation of section 274C	INA 212(d)(12)
INA 212(a)(7)(A)	Immigrants—not in possession of valid unexpired visa, Border Crossing Card or other valid entry document OR Visa issued without	INA 212(k)
INA 212(a)(7)(B)	Nonimmigrants—not in possession of passport valid for 6 months in the future from entry, or not in possession of valid visa.	INA 212(d)(4)
INA 212(a)(8)	Permanently ineligible for citizenship or draft evaders	
INA 212(a)(9)(A)(i)	As an "Arriving Alien" previously removed (deported) within last 5 years (if one removal) or within 20 years (for multiple such remov-	INA 212(a)(9)(A)(iii) (provision for waiver on form I-212)
INA 212(a)(9)(A)(ii)	Non-arriving aliens (ie already here), previously ordered removed, or left on own while order was outstanding.	INA 212(a)(9)(A)(iii) (provision for waiver on form I-212)

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Statute	Summary	Waiver
INA 212(a)(9)(B)(I)	Unlawfully present for more than 180 days but less than 1 year, and leaves the US and then desires to apply for a visa. (Known as 10-Year Bar—Waiver Available)	INA 212(a)(9)(B)(v) waiver (I-601/I-601A) Time as a minor (under 18), during pending application for asylum, VAWA petitioner, Victim of trafficking petitioner, or time in Family Unity Status does not
INA 212(a)(9)(B)(II)	Unlawfully present for more than one year, and leaves the US and then desires to apply for a visa. (Known as 10-Year Bar—Waiver Available)	INA 212(a)(9)(B)(v) waiver (I-601/I-601A) Time as a minor (under 18), during pending application for asylum, VAWA petitioner, Victim of trafficking petitioner, or time in Family Unity Status does not
INA 212(a)(9)(C)(I)	Unlawfully present in the US for more than a year in the aggregate after 4/1/1997, then departs the US, and then either returns OR attempts to return without permission. (Known as 10-year Permanent Bar)	I-212 waiver only available after 10 years outside of the US. Unless: VAWA and abuse is related to entries/departures Unless: U-Visa Applicant with I-912 waiver approved
INA 212(a)(9)(C)(II)	Ordered removed from the US at any time, then departs the US, and then either returns OR attempts to return without permission. (Known as 10-year Permanent Bar)	I-212 waiver only available after 10 years outside of the US. Unless: VAWA and abuse is related to entries/departures Unless: U-Visa Applicant with I-912 waiver approved
INA 212(a)(10)	Misc. Practicing polygamist, Guardian Required because helpless, International Child Abductors, Unlawful Voters, Former Citizens who renounced citizenship to avoid taxation.	Narrow exception for Unlawful Voters if their parents were citizens, lived in use before 16 and reasonably believed.



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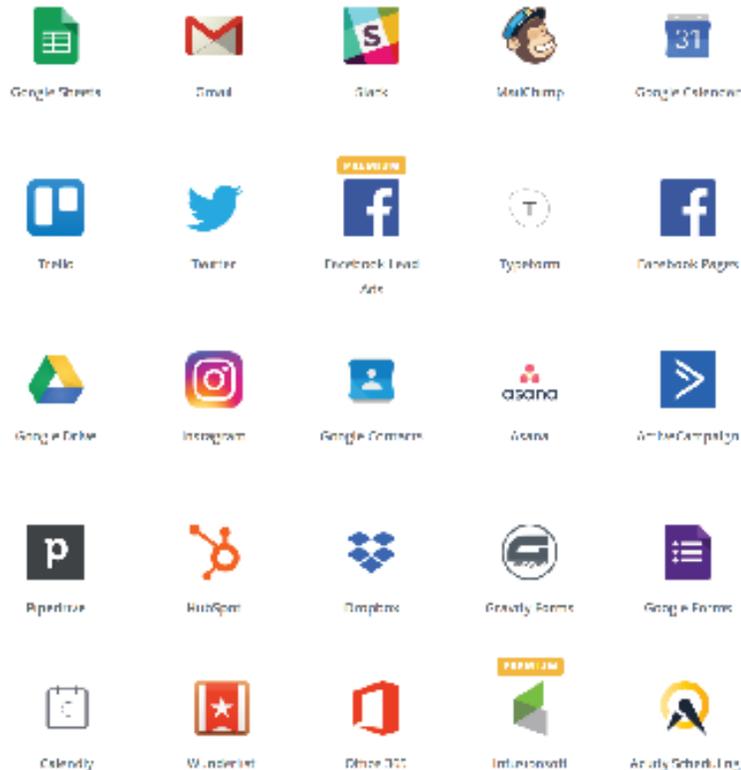
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