

Checklist

Application for Permanent Residency for Immediate Relatives through Adjustment of Status

A U.S. Citizen may sponsor an immediate family member (spouse, child under 21, parent) for lawful permanent residency through the Adjustment of Status process if the immediate family member has proof of entry of legal entry into the United States, even if that visa has since expired, and the immediate family member has not departed the United States.

The above is true as long as there are no other basis of inadmissibility which includes, but are not limited to, past criminal history, past visa violations, false claims to U.S. Citizenship, previous deportations, or previous periods of unlawful status. If there is any question as to whether an immediate family member may be subject to inadmissibility, is always recommended that a licensed immigration attorney to fully vet the applicant prior to filing. Failure to do so may result in one's family member being deported or excluded from the United States on a temporary or permanent basis.

A great place to start is here: <https://www.uscis.gov/forms/explore-my-options/us-citizen-petition-for-an-immediate-relative-to-become-a-lawful-permanent-resident>

Check www.uscis.gov and click on FORMS to get the most recent forms, instructions, and to verify most-recent fees necessary in order to concurrently file both a U.S. Citizen's application for a visa for an immediate relative and an immediate relative's application for permanent residency. Fees and forms change periodically. A current fee schedule is also available at <https://www.uscis.gov/sites/default/files/document/forms/g-1055.pdf>

FORMS/DOCUMENTS NEEDED:

U.S. Citizen Completes:

- Forms:
 - I-130, Petition for Alien Relative
 - I-130A, Supplemental Information for Spouse Beneficiary (for spouses only)
 - G-1145, E-Notification of Application/Petition Acceptance (optional)
 - Filing fee of \$535 (checks to U.S. Department of Homeland Security)

Foreign National Completes:

- Forms:
 - I-485, Application to Register Permanent Residence or Adjust Status

- I-693, Report of Medical Examination and Vaccination Report (to be completed by a USCIS designated physician. Find a physician online at <https://my.uscis.gov/findadoctor>. Do not submit with application. Bring to you at time of interview)
- I-864, Affidavit of Support
- I-765, Application for Employment Authorization
- I-131, Application for Travel Document (only for those without unlawful presence)
- G-1145, E-Notification of Application/Petition Acceptance (optional)
- Filing Fee of \$1225 (includes biometrics)(checks to U.S. Department of Homeland Security)
- Additional Items to file I-130/I-485 Adjustment of Status Concurrent Filing:
 - Two passport photos for each person (write A# and name on back in pencil)
 - Proof of US Citizen Status
 - Birth Certificates of both individuals
 - Copy of Foreign National's current passport (every page)
 - I-94 of Foreign National (most recent entry – also available at <https://i94.cbp.dhs.gov/I94>)
 - Proof of relationship status (i.e. marriage certificate for spouse or birth certificate for parent or child)
 - Proof of bona fide relationship if applying for spouse (i.e. joint bank accounts, joint children's birth certificates, joint lease, Tricare enrollment, joint bills, family photos, etc.)
 - Military IDs (front and back)
 - Divorce Decrees (if applicable)
 - Most recent tax returns
 - Certified police and court records of Foreign National of all arrests, criminal charges, and final court dispositions regardless of where they occurred (if applicable. If this applies you should consult with an immigration attorney prior to filing on behalf of your relative!)
 - Certified translations of any foreign-language documents (free translation services available through Military One Source at www.militaryonesource.com)
 - Deployment orders to request expedited processing (if applicable)

Where to file: <https://www.uscis.gov/forms/all-forms/direct-filing-addresses-for-form-i-485-application-to-register-permanent-residence-or-adjust-status>

USCIS has a Military and Family Help Line at 877-247-4645 or militaryinfo@uscis.dhs.gov which is exclusively for military, their families, and veterans.