
FACT SHEET

Contact: Community Programs
(202) 616-7766

ADJUSTMENT OF STATUS FOR CERTAIN NATIONALS OF VIET NAM, CAMBODIA AND LAOS (SECTION 586 OF PUBLIC LAW 106-429)

On December 26, 2002, the former Immigration and Naturalization Service (INS) published a regulation that provides guidance for the adjustment of status for certain aliens from Viet Nam, Cambodia and Laos. This regulation (hereinafter referred to as "Section 586") closes a loophole in immigration law that prevented people who had been paroled into the United States via the Orderly Departure Program or from a refugee or displaced persons camp in (South)east Asia from adjusting to lawful permanent residence. This fact sheet will explain the eligibility criteria and application process for people covered by this law.

ARE YOU ELIGIBLE?

You are eligible to file for permanent resident status under Section 586 IF you can answer "yes" to all of the following questions:

- 1) Are you a citizen or native of Viet Nam, Cambodia, or Laos?
- 2) Were you inspected and paroled into the United States before October 1, 1997?
- 3) Were you physically present in the United States before and on October 1, 1997?
- 4) Were you **paroled** into the United States from Viet Nam under the auspices of the Orderly Departure Program (ODP) **OR** from a refugee camp in (South)east Asia, **OR** from a displaced persons camp administered by the United Nations High Commissioner for Refugees in Thailand?

If you answered "yes" to all four questions listed above, you may be eligible to adjust to permanent resident status under Section 586.

HOW DO YOU APPLY?

You need to submit Form I-485 and the required fee (to find the current fee schedule, go to: <http://www.immigration.gov/graphics/formsfee/forms/index.htm>) between **January 27, 2003 and January 25, 2006**. Under Part 2, question H of Form I-485, you must write "INDOCHINESE PAROLEE P.L. 106-429."

In addition to Form I-485, your application must include:

1. The fingerprinting service fee (\$50) if you are 14 through 79 years of age.
2. A report of medical examination (form I-693).
3. Two photographs which conform to the Bureau of Citizenship and Immigration Service (BCIS) regulations (see further instructions at <http://www.immigration.gov/graphics/lawsregs/handbook/m-378.pdf>).

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4. Evidence establishing eligibility--generally, this evidence will be the IV number and/or the V number or an alien registration number you were assigned before entering the United States.
5. A completed Biographic Information Sheet (form G-325A)

WHERE DO YOU APPLY?

Applications for adjustment of status under Section 586 must be sent to:

Nebraska Service Center
PO Box 87485
Lincoln, NE 68501-7485

WHAT ELSE DO YOU NEED TO KNOW?

It is important to understand that there is a limit to the number of people who may adjust under this program. Currently, the U.S. Congress established a limit of 5,000. A receipt notice will be sent to you when BCIS receives your application. BCIS will adjudicate each application in the order that it was received except in cases requiring waivers of certain grounds of inadmissibility.

Also, to apply for Section 586, you must be otherwise eligible to adjust status under immigration law. One factor that may make you ineligible is if you have a criminal history. If this applies to you, you may apply for a waiver of inadmissibility, which can be granted at the discretion of the Attorney General. This may affect your place in the queue.

WHERE CAN I GET MORE INFORMATION?

For more information and forms, go to www.immigration.gov and look for instructions on how to apply for permanent residence.

You can also call (toll-free) 1-800-375-5283.