

LPRs Who Travel Overseas: Travel Documents & Returning

Resident Visas





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LPRs Who Travel Overseas

- LPRs and CPRs may travel overseas.
- Title 8 Code of Federal Regulations, Section 211.1(a) discusses documentary requirements for:
 - Arriving noncitizen applying for admission into the United States for lawful permanent residence; and
 - LPRs returning to an unrelinquished lawful permanent residence the U.S.



LPRs Reentering the United States

- •Documentation for reentry after temporary travel abroad:
 - •Valid, unexpired "Green Card" (Form I-551, Permanent Resident Card); and
 - Identification documents such as:
 - Passport
 - Foreign National ID Card
 - •U.S. Driver's License



LPRs Reentering the United States, continued

- •Upon reentry, LPR/CPR must establish intention of making U.S. their permanent home.
- •LPR/CPR must not have abandoned his/her lawful permanent resident status.
- •There are many factors for consideration of abandonment of lawful permanent residence.



Reentry Permits

- •Planned absence from the United States for one year or more
- •Form I-131, Application for Travel Document, to obtain a reentry permit
- •Reentry permit generally negates need for Returning Resident Visa (SB-1)
- •Reentry permit does not guarantee reentry

*Note: SB-1 visa required if outside the U.S. more than 2 years.



Filing Form I-131 with USCIS

- •File Form I-131 according to filing instructions on USCIS website: <u>www.uscis.gov</u>
- •Remain in the United States while Form I-131 is pending
- •Form I-131 considered abandoned if applicant departs prior to USCIS's decision *Also true for pending Form I-485/Form I-131

U.S. Citizenship and Immigration Services

USCIS Form I-131 Page

What This Form Can Help You Do

Humanitarian Parole

Travel Outside the U.S. as a Permanent Resident

Forms and Document Downloads

Form I-131 (PDF, 454.56 KB)

Instructions for Form I-131 (PDF, 284.74 KB)

Form Details

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Edition Date	~
Where to File	~
Filing Fee	~
Checklist of Required Initial Evidence (for informational purposes only)	~
Special Instructions	~
Related Links	~
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U.S. Department of State • Bureau of Consular Affairs





Returning Residents

Office of Visa Services

Form I-131A for Lost/Stolen/Destroyed I-551

- LPRs with lost/stolen/destroyed/expired Permanent Resident Cards may file a Form I-131A for an LPR boarding foil if they have been outside the United States for less than one year
- LPRs whose re-entry permit was lost/stolen/expired may file a Form I-131A before the expiration of their re-entry permit
- Conditional permanent residents applying after their twoyear anniversary must show proof that they applied for removal of conditional status
- Must pay filing fee online before appearing in person at a Consular Section overseas



Returning Resident Visas (SB-1)

- New immigrant visa required for LPRs or CPRs who have stayed out longer than one year or past validity of re-entry permit
- Qualifications: LPR, intent to return, protracted stay beyond control of the individual
- Two Step Process
 - DS-117
 - DS-260 and IV interview
- Must pay DS-117 fee and IV fee, obtain medical exam, police certificates, and other docs requested by Consular Section



Resources

- USCIS Website: <u>www.uscis.gov</u>
- USCIS Form I-131 Page: <u>https://www.uscis.gov/i-131</u>
- USCIS info page: International Travel for Permanent Residents: <u>https://www.uscis.gov/forms/explore-my-options/travel-outside-the-us-as-a-permanent-resident</u>
- Department of State Returning Resident page: <u>https://travel.state.gov/content/travel/en/us-</u> <u>visas/immigrate/returning-resident.html</u>

*Note: Slides 8, 9, and 10 belong to DOS



About this Presentation

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