

## **9 FAM 41.82 CERTAIN PARENTS AND CHILDREN OF SECTION 101(A)(27)(I) AND (L) SPECIAL IMMIGRANTS**

*(CT:VISA-1361; 10-23-2009)  
(Office of Origin: CA/VO/L/R)*

### **9 FAM 41.82 RELATED STATUTORY PROVISIONS**

*(CT:VISA-1361; 10-23-2009)*

See INA 101(a)(15)(N) (8 U.S.C. 1101(a)(15)(N)), and INA 101(a)(27)(I) and (L) (8 U.S.C. 1101(a)(27)(I) and (L)).

#### **INA 101(a)(15)(N)**

- (15) The term "immigrant" means every alien except an alien who is within one of the following classes of nonimmigrant aliens
- (N) (i) *The* parent of an alien accorded the status of special immigrant under paragraph 27(I)(i), (or under analogous authority under paragraph (27)(L)) but only if and while the alien is a child, or (ii) a child of such parent or of an alien accorded the status of a special immigrant under clause (ii), (iii), or (iv) of paragraph (27)(I) (or under analogous authority under paragraph (27)(L))

#### **INA 101(a)(27)(I) and (L)**

- (i) *An* immigrant who is the unmarried son or daughter of an officer or employee, or of a former officer or employee, of an international organization described in paragraph (15)(G)(i), and who
- (I) *While* maintaining the status of a nonimmigrant under paragraph (15)(G)(iv) or paragraph (15)(N), has resided and been physically present in the United States for periods totaling at least one-half of the seven years before the date of application for a visa or for adjustment of status to a status under this subparagraph and for a period or periods aggregating at least seven years between the ages of five and

21 years, and

- (II) *Applies* for a visa or adjustment of status under this subparagraph no later than his twenty-fifth birthday or six months after October 24, 1988, whichever is later;

### **INA 101(a)(27)(L)**

(L) *An* immigrant who would be described in clause (i), (ii), (iii), or (iv) of subparagraph (I) if any reference in such a clause—

- (i) *To* an international organization described in paragraph (15)(G)(i) were treated as a reference to the North Atlantic Treaty Organization (NATO);
- (ii) *To* a nonimmigrant under paragraph (15)(G)(iv) were treated as a reference to a nonimmigrant classifiable under NATO-6 (as a member of a civilian component accompanying a force entering in accordance with the provisions of the NATO Status-of-Forces Agreement, a member of a civilian component attached to or employed by an Allied Headquarters under the "Protocol on the Status of International Military Headquarters" set up pursuant to the North Atlantic Treaty, or as a dependent); and
- (iii) *To* the Immigration Technical Corrections Act of 1988 or to the Immigration and Nationality Technical Corrections Act of 1994 were a reference to the American Competitiveness and Workforce Improvement Act of 1998.

## **9 FAM 41.82 RELATED STATUTORY PROVISIONS**

*(CT:VISA-1361; 10-23-2009)*

See 22 CFR 41.82

*41.82 Certain parents and children of section 101(a)(27)(I) special immigrants.*

*(Reserved)*