

Fundamentals of Immigration

Introduction to Removal, Grounds of Inadmissibility & Deportability

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Government Agencies

- ▶ Department of Homeland Security (DHS)
 - ▶ Citizenship & Immigration Services (CIS)
 - ▶ Immigration & Customs Enforcement (ICE)
 - ▶ Customs & Border Protection (CBP)
- ▶ Department of Justice
 - ▶ Executive Office for Immigration Review (EOIR)
 - ▶ Immigration Judges
 - ▶ Board of Immigration Appeals
- ▶ Departments of State and Labor

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Statute, Regulations, Case Law

- ▶ Immigration & Nationality Act (INA)
 - ▶ INA §101, 8 U.S.C. §1101, et seq
- ▶ Code of Federal Regulations
 - ▶ 8 C.F.R. §1.1, et seq (DHS)
 - ▶ 8 C.F.R. §1001.1, et seq (EOIR)
- ▶ Interim Decisions of the Board of Immigration Appeals
- ▶ Federal courts

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Removal Proceedings

- ▶ Former deportation/exclusion proceedings
- ▶ Determines charges based on grounds of inadmissibility & deportability
- ▶ Notice to Appear
 - ▶ Issued by DHS
 - ▶ Filed with Immigration Judge
- ▶ Hearings before Immigration Judge (IJ)
 - ▶ Bond re-determination
 - ▶ Master calendar
 - ▶ Hearing on the merits

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Other Forms of Removal

- ▶ Waivers of hearing and voluntary return
- ▶ Expedited removal
- ▶ Stipulated removal
- ▶ Re-instatement of removal order

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Detention

- ▶ Immigration hold
 - ▶ Pending state/federal criminal proceedings
- ▶ Immigration bail bonds
 - ▶ Minimum is \$1500
 - ▶ Specialized bail bond companies
- ▶ Mandatory detention
 - ▶ Arriving non-citizens
 - ▶ Expedited removal
 - ▶ Criminal offenders

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[2021 A Practical Guide to Immigration Removal Proceedings eConference](#)

First appeared as part of the conference materials for the
2021 A Practical Guide to Immigration Removal Proceedings session
"Grounds of Deportability and Inadmissibility"