



SIJ Updates

October 26, 2018

Dalia Castillo-Granados, Director
ABA's Children's Immigration Law Academy (CILA)



A project of the American Bar Association funded by the Vera Institute of Justice and the Texas Access to Justice Foundation.

SIJ Overview & Eligibility Requirements

USCIS Policy Manual on SIJ

Tips for Positive Adjudication

After Obtaining the Order



A project of the American Bar Association funded by the Vera Institute of Justice and the Texas Access to Justice Foundation.

What is Special Immigrant Juvenile (SIJ) Status?

- ▶ SIJ status is a form of relief for non-citizen children in the U.S. who have suffered parental mistreatment.
- ▶ Who qualifies?
 - ▶ Children in the state's foster care system.
 - ▶ Children living with a non-parent caretaker.
 - ▶ Children living with one parent.
- ▶ Once SIJ status is granted, the petitioner is eligible to adjust status when a visa number becomes available.



A project of the American Bar Association funded by the Vera Institute of Justice and the Texas Access to Justice Foundation.

Three Key Phases in SIJ Cases

**Obtain State
Court Order**

**Petition for SIJ
Status (I-360)**

**Apply for Lawful
Permanent
Residence (I-485)**



A project of the American Bar Association funded by the Vera Institute of Justice and the Texas Access to Justice Foundation.

SIJ Status Eligibility Requirements

Physically present in the US

Unmarried

Under 21 on the date of filing I-360

Valid juvenile court order with findings

DHS consent



A project of the American Bar Association funded by the Vera Institute of Justice and the Texas Access to Justice Foundation.

Valid State Court Order



Issued under state law



Continuing jurisdiction



A project of the American Bar Association funded by the Vera Institute of Justice and the Texas Access to Justice Foundation.

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

Title search: SIJ Updates

Also available as part of the eCourse

[2018 eConference on Immigration and Nationality Law](#)

First appeared as part of the conference materials for the
42nd Annual Conference on Immigration and Nationality Law session
"VAWA and SIJ Updates"