



INTERNATIONAL
RESCUE
COMMITTEE

Central American Minor Affidavit of Relationship (CAM AOR)

Program Overview

September 2021

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Background

What is the CAM AOR Program?

CAM AOR Program

- The CAM AOR Program enables certain eligible parents, or **legal guardians**, residing in the U.S to petition for their children living in Central America (El Salvador, Guatemala, and Honduras) to come to the U.S via the USRAP by filing an AOR form (DS-7699).
- The petitioned children are evaluated for refugee status. If they are not granted refugee status, they are granted parole or denied.

Status: Refugee vs Parole

Refugee	Parole
<ul style="list-style-type: none">• Beneficiary entered as refugee• Path to green card and naturalization• Eligible for refugee benefits• Medical exams are paid for and loan provided for travel costs	<ul style="list-style-type: none">• Beneficiary entered on temporary “parole,” but it may be extended• No path to permanent status; Employment authorization only• No refugee benefits• Pay for medical exams and travel costs upfront

Program Overview

CAM AOR Process:

There are many steps involved in the CAM AOR process.

- Anchors will need to be in regular contact with the local office, and ensure that they provide updated contact information if they move, or if applicants move addresses.
- The local office will relay case updates to Anchors at each step (appointment notices received from RSC for pre-screening, DNA, USCIS, medical exam, cultural orientation, travel, etc.).
- Anchor's, if applicable, will need to undergo DNA testing.

DNA Testing

- After Pre-Screening Appointment DNA Request Letter will be generated and forwarded to local office by HQ. Local Office will forward DNA Request Letter to Anchor. The Letter is 4 pages long providing detailed instructions on how the Anchor can initiate DNA Testing.
- Mandatory for Anchor if Parent to Child relationship (Anchor to QCH OR Type E relative if Anchor's Parent)
- Anchor must conduct test at one of the AABB-accredited DNA testing facilities.
- DNA Test will be paid for by IOM, Anchor does not need to pay for DNA Testing.

Eligibility

Who is eligible to file a CAM AOR?
Who are eligible applicants?

Who Can File a CAM AOR?

- Qualified Parent (QP) or Qualified Legal Guardian (QLG) over the age of 18yrs old
 - **QLG:** Legal guardianship paperwork formally granting legal guardianship or custody resulting from a legal process involving the courts or other recognized government entity. An informal custodian or guardianship document, such as a power of attorney document or notarized or sworn statement will not serve as sufficient evidence of a qualifying legal guardian relationship
- QP/QLG must be in the U.S. with “lawful/authorized presence” at the time of filing the application and at the time of the child’s entry into the U.S.
 - **Includes:** LPR, TPS, Parole, Deferred Action/DACA, Deferred Action/Non-DACA, Deferred Enforced Departure, Withholding of Removal Grantee, Pending Asylum, & Pending U Visa
 - **NOTE:** US Citizens are NOT ELIGIBLE
- Also known as an Anchor or U.S. Tie

Qualified Child (QCH)

- Unmarried child of the Anchor (includes adopted and step-children who meet INA Definition)
 - **Step-child:** parents' marriage occurred before the child's 18th birthday
 - **Adopted child:** court-decreed adoption before child's 16th birthday, must have been in the legal custody of, and resided with the adopting parent or parents for at least two years.
- Unmarried at time of filing and remain unmarried until entry (If divorced still eligible).
- Under 21 years old at the time of filing, still qualified if turns 21 during case processing.
- National of and residing in **El Salvador, Guatemala, or Honduras.**

Other Eligible Family Members

TYPE		Definition
B	Derivative	Unmarried biological, step, or adopted child(ren) under 21 years of age of the Qualifying Child
C	Add-on	Legal parent of a QCH, Married to the QP (marriage occurring before filing date of DS-7699), Living in the same household and economic unit as QCH. Does not need to be national of Honduras, El Salvador, or Guatemala. NOTE: Qualifying Legal Guardian cannot include a Type C relative on the AOR, either in relation to themselves or in relation to a Qualifying Child.
C3	Derivative	Unmarried biological, step, or adopted child(ren), under 21 years of age of Type C, who is not the Biological/Step/Adopted child(ren) of the QP.
D	Add-on	Biological parent of a Qualifying Child that is NOT legally married to QP, Living in the same household and economic unit as QCH. NOTE: Qualifying Legal Guardian cannot include a Type D relative on the AOR, either in relation to themselves or in relation to a Qualifying Child.
D2	Derivative	Legal spouse of TYPE D relative.
D3	Derivative	Unmarried biological, step, or adopted child(ren) under 21 (who is not the biological/adopted child(ren) of the Qualifying Parent) of TYPE D relative.

Other Eligible Family Members

TYPE		Definition
E	Add-on	<p>Primary caregiver of a Qualifying Child that does not qualify for Type C or Type D, Living in the same household and economic unit, at least 18 years of age, is Related to the QP Biologically or by Legal Marriage; OR Related to the QCH via biological, step, or adoptive relationship</p> <p>NOTE: Only one caregiver may be listed on CAM AOR, unless QCHs live in different households)</p>
E2	Derivative	Legal Spouse of TYPE E relative
E3	Derivative	Unmarried biological, step, or adopted child(ren) under 21 years of age of TYPE E relative
F	Add-on	<p>QCH's married and/or age 21 or older sibling(s) either biological, step, or adopted.</p> <p>NOTE: If QCHs sibling is the Primary Caregiver they should be listed as Type E not Type F</p>
F2	Derivative	Legal Spouse of TYPE F relative
F3	Derivative	Unmarried biological, step, or adopted child(ren) under 21 years of age of TYPE F relative

Lawful/Authorized Presence

What is lawful/authorized presence?

How to document lawful/authorized presence?

Documenting Status

- Many ways to document lawful/authorized presence
- Most typical methods:
 - LPR Card (Green Card)
 - Employment Authorization Document (EAD)
 - Executive Office for Immigration Review (EIOR)
 - I-797 Receipt Notice...etc.
- An LPR or EAD card is not required to show status or lawful/authorized presence.
- Clients may present a number of different documents and still have status or lawful/authorized presence.

Lawful/Authorized Presence

- **Lawful Permanent Residence (LPR):**
 - LPR/Green card (Front & Back Copy)
 - I-551 Stamp in Passport
 - EOIR granting LPR
- **Temporary Protected Status (TPS):**
 - EAD: Category A12 or C19
 - I-797 Approval Notice for form I-821
 - EOIR granting TPS
 - I-94 record noting TPS
- **Parole:**
 - I-94 Record noting Parole (authorized for at least one year)
 - EAD:Category A4 or C11

Lawful/Authorized Presence

➤ **Deferred Action for Childhood Arrivals (DACA):**

- EAD: Category C33
- I-797 Approval Notice for Form I-821D

➤ **Deferred Action (Non-DACA):**

- EAD: Category C14
- Order, notice, or document reflecting Deferred Action

➤ **Deferred Enforced Departure (DED)**

- EAD: Category A11
- Order, notice, or document reflecting DED

Lawful/Authorized Presence

➤ **Withholding of Removal:**

- EAD: Category A10
- EOIR granting Withholding of Removal

➤ **Pending I-589 “Application for Asylum and Withholding of Removal” filed before May 15, 2021:**

- EAD: Category C08
- Receipt Notice for I-589

➤ **Pending I-918 “Application for U Nonimmigrant Status” filed before May 15, 2021:**

- Receipt Notice for I-918

Documenting Status

Employment Authorization Document (EAD)



Documenting Status

Immigration Court Documents: EOIR

IMMIGRATION COURT
901 NORTH STUART ST., STE.1300
ARLINGTON, VA 22203

In the Matter of

Case No.: A

Respondent

IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 1/11/17.
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed or reopened, the oral decision will become the official opinion in the case.

- The respondent was ordered removed from the United States to or in the alternative to .
- Respondent's application for voluntary departure was denied and respondent was ordered removed to or in the alternative to .
- Respondent's application for voluntary departure was granted until upon posting a bond in the amount of \$ _____ with an alternate order of removal to .

Respondent's application for:

- Asylum was () granted () denied () withdrawn.
- Withholding of removal was (✓) granted () denied () withdrawn.
- A Waiver under Section _____ was () granted () denied () withdrawn.

Documenting Status

USCIS Approval Notice/Receipts

Department of Homeland Security
U.S. Citizenship and Immigration Services

I-797, Notice of Action



RECEIPT NUMBER [REDACTED]		CASE TYPE I821D CONSIDERATION OF DEFERRED ACTION FOR CHILDHOOD ARRIVALS	
RECEIPT DATE October 8, 2013	PRIORITY DATE	APPLICANT [REDACTED]	
NOTICE DATE April 29, 2014	PAGE 1 of 1		
GERALD THOMAS CIPOLLA THE CIPOLLA LAW GROUP 8 S MICHIGAN AVENUE STE 1202 CHICAGO IL 60603		Notice Type: Approval Notice Valid from 04/29/2014 to 04/28/2016	
Notice of Deferred Action: This notice is to inform you regarding U.S. Citizenship and Immigration Services's (USCIS) decision on your Form I-821D, Consideration of Deferred Action for Childhood Arrivals. USCIS, in the exercise of its prosecutorial discretion, has decided to defer action in your case. Deferred action is an exercise of prosecutorial discretion by USCIS not to pursue the removal of an individual from the United States for a specific period. Deferred action does not confer or alter any immigration status. Unless terminated, this decision to defer removal action will remain in effect for 2 years from the date of this notice.			

Supporting Documents

What Supporting Documents are required at time of Submission?

Supporting Documents:

Depending on if Anchor is a Qualified Parent or Qualified Legal Guardian, the Anchor's Status, and who the Anchor is filing for, different Supporting Documents will be required such as:

- **Proof of Status:** LPR Cards, EADs, EOIRs, I-797...etc.
- **Marriage Certificates** (current & former): For Anchor and certain Add-on's
- **Birth Certificates:** For all applicants
- **Form I-134 Affidavit of Support (AOS):** to be completed per family unit. The Affidavit of Support will be kept on file and be used if individuals are considered for parole and will not be used for cases granted refugee status.
- **Type E Caregiver:** Example documents include but are not limited to the following:
 - Additional birth and marriage certificates; Financial documents listing both caregiver and QCH or QP; School registration documents or other school records of the QCH; Medical/vaccination records of QCH; Church records of the QCH; Identification documents: driver's licenses, or other official documents for the QCH and caregiver that show a shared address.

Parolees After Entry to the US

Parole Status

- **After granted Parole Status:**
 - Applicant will be notified of Status (RA may or may not be notified)
 - Will need to pay for Medical Exams
 - Will need to pay for Travel (**Must Travel via IOM**)
- **HQ does not receive any notifications after case is granted Parole Status:**
 - Case has immigration status
 - Case is no longer part of the USRAP, BUT case is still being processed.
 - HQ is not provided Travel notice

Questions?

Thank You!

Grecia Tobar

Legal Representative/CAM-AOR Specialist
DOJ Accredited Representative

Email: Grecia.Sandoval@rescue.org

Schedule a consultation:

<https://immigration.as.me/cam>