



AMERICAN IMMIGRATION LAW FOUNDATION

UPDATED PRACTICE ADVISORY ON THE CHILD STATUS PROTECTION ACT

Practice Advisory¹

By Mary A. Kenney²
March 8, 2004

The Child Status Protection Act (CSPA), Pub. L. 107-208 (Aug. 6, 2002), was enacted to provide relief to children who “age-out” as a result of delays by the Citizenship and Immigration Services (CIS) in processing visa petitions and asylum and refugee applications. The Immigration and Nationality Act (INA) defines a “child” as an unmarried individual under 21 years of age. 8 U.S.C. § 1101(b)(1). The CSPA does not change this definition, but instead changes the point at which the child’s age is calculated.

Prior to the CSPA, an application for permanent residency as a direct or derivative beneficiary child would be approved only if adjudicated prior to the child turning 21.³ Upon turning 21, a child would “age out” and lose the preferential status of a child. As the result of agency backlogs and delays, many children aged out before their cases were complete. For cases to which it pertains, the CSPA now locks in the age of the child at an earlier date in the process, and in this way will preserve the status of “child” for many individuals who otherwise would age out.

¹ Copyright (c) 2004, 2008 American Immigration Law Foundation. See www.ailef.org/copyrights for information on reprinting this practice advisory. This Practice Advisory was originally published in December 2003. It has been updated to include recent developments in the law.

² AILF Legal Action Center would like to thank AILF Board of Trustee member Cyrus D. Mehta for his help with this practice advisory.

³ The individual also must be unmarried to be considered a “child.” 8 USC § 1101(b)(1). The CSPA did not change this requirement.

Sample Letter For Child Status Protection Act

A Gutmann



Sample Letter For Child Status Protection Act:

Unveiling the Energy of Verbal Art: An Mental Sojourn through **Sample Letter For Child Status Protection Act**

In some sort of inundated with displays and the cacophony of immediate connection, the profound energy and mental resonance of verbal beauty often disappear in to obscurity, eclipsed by the continuous assault of noise and distractions. However, located within the musical pages of **Sample Letter For Child Status Protection Act**, a fascinating work of literary splendor that impulses with raw feelings, lies an unforgettable trip waiting to be embarked upon. Published with a virtuoso wordsmith, this mesmerizing opus books viewers on a mental odyssey, softly exposing the latent potential and profound affect embedded within the complicated internet of language. Within the heart-wrenching expanse with this evocative evaluation, we can embark upon an introspective exploration of the book is main styles, dissect their fascinating publishing type, and immerse ourselves in the indelible effect it leaves upon the depths of readers souls.

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