

Quick Guide to Citizenship and Immigration Status for HPE

Category		Meets Status	Meets Status if Under Age 19	Meets Status if Over Age 19 and 5 years have passed	Does Not Meet Status
Citizens of	U.S.	Yes			
	Puerto Rico	Yes			
	Guam	Yes			
	Virgin Islands	Yes			
	American Samoa	Yes			
	Swains Islands	Yes			
	Northern Mariana Islands (most)	Yes			
Non-Citizens Who Are	Members of Indian tribes in the U.S.	Yes			
	Some American Indians born in Canada	Yes			
	Most members of the U.S. Armed Forces on active duty as well as their spouses and children	Yes			
	Honorably discharged (other than for alien status) veterans of the U.S. Armed Forces who fulfilled minimum active-duty requirements as well as their spouses and children	Yes			
Legally Residing Qualified Non-Citizens;¹ Not DACA	Lawful Permanent Residents		Yes	Yes	
	Refugees under sec. 207	Yes			
	Those granted asylum under sec. 208	Yes			
	Deportation being withheld under sec. 243(h)	Yes			
	Cuban or Haitian public interest or humanitarian parolees	Yes			
	Iraqi or Afghan immigrant with special immigrant status under sec. 101(a)(27)	Yes			
	Parolees under sec. 212(d)(5)		Yes	Yes	
	Immigrant granted conditional entry under sec. 203(a)(7) in effect prior to 4/1/80		Yes	Yes	

	Battered spouses and children		Yes	Yes	
	Immigrants who had one of the statuses listed above before 8/22/96	Yes			
	Entered the U.S. before 8/22/96 and was continuously present from then until the date one of the above statuses was granted	Yes			
	Immigrant under sec. 584(a)	Yes			
	Victim of severe trafficking in persons and family members who hold visas for a victim	Yes			
Other Legally Residing Non-Citizens; Not DACA	Citizens of Micronesia, the Marshall Islands, and Palau who are non-immigrants and are permitted to reside indefinitely in the U.S.		Yes		
	Temporary residents		Yes		
	Spouses or children of U.S. citizens whose visa petitions have been approved and who are pending an adjustment of status		Yes		
	Other legally residing non-citizens		Yes		
Deferred Action Childhood Arrivals (DACA) and Undocumented					Does not meet status for HPE

ⁱ See this Homeland Security website for examples of INS cards and documents:
http://www.dhs.state.mn.us/main/idcplg?IdcService=GET_FILE&RevisionSelectionMethod=LatestReleased&Rendition=Primary&allowInterrupt=1&noSaveAs=1&dDocName=dhs16_159911

Updated 1/22/15