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Document Checklist Deferred Action for Childhood Arrivals (DACA)

Disclaimer: This handout does not constitute legal advice and should not take the place of individualized legal advice.

On June 15, 2012, President Obama announced that the U.S. Department of Homeland Security (DHS) will Defer Action on the deportation of certain young people brought into the United States as children through no fault of their own. This program is not open to everyone.

These are the requirements to receive Deferred Action under this program:

- The person came to the United States before her/his sixteenth birthday,
- The person has continuously resided in the United States since June 15, 2007 up through the present time,
- The person was physically present in the United States on June 15, 2012 and at the time s/he submits a request for Deferred Action for Childhood Arrivals,
- The person entered without inspection (EWId) before June 15, 2012 or her/his lawful immigration status expired as of June 15, 2012,
- The person is currently in school, has graduated or obtained a certificate of completion from high school, has obtained a general education development (GED) certificate, or is an honorably discharged veteran of the Coast Guard or Armed Forces of the United States,
- The person has not been convicted of a felony offense, a significant misdemeanor offense, or three or more other misdemeanor offenses, and does not otherwise pose a threat to national security or public safety, and
- The person was under age 31 on June 15, 2012.

As of August 14, 2012, the USCIS published a short list of documents that people may submit to show that they meet the guidelines for consideration of Deferred Action for Childhood Arrivals (DACA). **Do NOT submit requests for Deferred Action until you have first obtained legal advice from an immigration attorney or a Board of Immigration Appeals (BIA) accredited representative.**

Before you go to an immigration attorney or a BIA accredited representative for legal advice, you might first try gathering some of the below documentation to help them determine if you are eligible to receive Deferred Action. The list below is not a complete list of all documents that you can gather. Instead, it is merely a recommendation of some documents that you can gather to bring to an immigration attorney or BIA accredited representative. They might have ideas of other documents that you could gather.

Examples of Documents to Submit to Demonstrate you Meet the Guidelines

<p>Proof of identity</p>	<ul style="list-style-type: none"> • Passport • Birth certificate with photo identification • School or military ID with photo • Any U.S. government immigration or other document bearing your name and photo
<p>Proof you came to U.S. before your 16th birthday</p>	<ul style="list-style-type: none"> • Passport with admission stamp • Form I-94/I-95/I-94W • School records from the U.S. schools you have attended • Any Immigration and Naturalization Service or DHS document stating your date of entry (Form I-862, Notice to Appear) • Travel records • Hospital or medical records
<p>Proof of immigration status</p>	<ul style="list-style-type: none"> • Form I-94/I-95/I-94W with authorized stay expiration date • Final order of exclusion, deportation, or removal issued as of June 15, 2012 • A charging document placing you into removal proceedings
<p>Proof of Presence in U.S. on June 15, 2012</p>	<ul style="list-style-type: none"> • Rent receipts or utility bills • Employment records (pay stubs, W-2 Forms, etc) • School records (letters, report cards, etc) • Military records (Form DD-214 or NGB Form 22) • Official records from a religious entity confirming participation in a religious ceremony • Copies of money order receipts for money sent in or out of the country • Passport entries • Birth certificates of children born in the U.S. • Dated bank transactions • Social Security card • Automobile license receipts or registration • Deeds, mortgages, rental agreement contracts • Tax receipts, insurance policies
<p>Proof you continuously resided in U.S. since June 15, 2007</p>	
<p>Proof of your student status at the time of requesting consideration of deferred action for childhood arrivals</p>	<ul style="list-style-type: none"> • School records (transcripts, report cards, etc) from the school that you are currently attending in the United States showing the name(s) of the school(s) and periods of school attendance and the current educational or grade level • U.S. high school diploma or certificate of completion • U.S. GED certificate
<p>Proof you are an honorably discharged veteran of the U.S. Armed Forces or the U.S. Coast Guard</p>	<ul style="list-style-type: none"> • Form DD-214, Certificate of Release or Discharge from Active Duty • NGB Form 22, National Guard Report of Separation and Record of Service • Military personnel records • Military health records