

.11 American Indians Born Outside of the United States

REVISION 09
(07/01/09 – 09/30/09)

An American Indian born in Canada and not enrolled in a federally recognized tribe may be considered as a Lawful Permanent Resident (LPR).

These American Indians must meet both of the following:

- Possess at least 50% American Indian blood
- Established residency in the U.S.

These noncitizens are LPRs, and are potentially eligible for CA, NA, and full services MA.

NOTE These noncitizens usually have USCIS Form I-181. Encourage these noncitizens without an I-181 to go to USCIS and obtain the form. USCIS has an expedited process for these noncitizens. Possession of the I-181 is NOT a condition of eligibility.

This applies ONLY to American Indians born in Canada. This is because any Canadian citizen can legally enter the U.S. by verifying Canadian birth.

Members of the federally recognized Tohono O'Odham Tribe born on the Tohono O'Odham reservation in Mexico are recognized as LPR's.

American Indians born in a country other than Canada and not enrolled in a federally recognized tribe cannot enter the U.S. by verifying their citizenship. They have the same noncitizen eligibility requirements as other noncitizens.

NOTE American Indians born outside of the U.S. who are enrolled in a federally recognized tribe are potentially eligible for CA, NA, and full services MA. U.S. residency must be established.