



## Automatic Revalidation of an Expired Nonimmigrant Visa 22 CFR 41.112(d)

### Summary of 22 CFR 41.112(d):

Under US Citizenship & Immigration Service (UCIS) regulations, most nonimmigrant F and J students and scholars and their dependents who have an expired visa or a valid visa in another classification because status was changed to F or J after entry to the US, may re-enter the USA after a visit of not more than 30 days to contiguous territories (Mexico or Canada) or adjacent islands (most islands in the Caribbean, excluding Cuba) without going to the US Consulate in that country during the trip to apply for a new F or J visa.

### Conditions for Revalidation:

A student or scholar must meet all of the following conditions in order to be eligible:

- Is in lawful status and intends to resume that status upon return to the USA
- Has a Form I-94 reflecting F or J status
- Has an expired visa or a valid visa in another classification (such as B-2, H-4)
- Has a valid passport
- Has a current immigration document that has been endorsed for travel by issuing official (I-20 or DS-2019)
- Does not require authorization for admission under INA 212(d)(3)
- Has not applied for a new visa while abroad
- Is not traveling for reinstatement purposes
- Is not from a country identified as a state sponsor of terrorism (Iran, Iraq, Syria, Libya, Sudan, North Korea or Cuba)

### General Instructions:

**Students** traveling using the automatic revalidation rules should not surrender their white I-94 card at the border when leaving the US, because they will need to present the original I-94 card when reentering the USA in order to take advantage of the revalidation provisions. In addition, students may wish to take a copy of their transcript and evidence of current enrollment as supporting evidence that they are in valid status and eligible to use the revalidation provisions.

**Scholars** traveling using the automatic revalidation rules should not surrender their white I-94 card at the border when leaving the US, because they will need to present the original I-94 card when reentering the USA in order to take advantage of the revalidation provisions. In addition, a scholar may wish to take proof that they are still engaged in the program for which they came—a copy of the J offer letter with a confirming letter from the department with which they are associated.

**Both students and scholars** should check to see if they are required to obtain visas to visit the country to which they are traveling.