opinions, findings, conclusions, and recommendations expressed in this web library and its publications are those of the author(s) and do not necessarily reflect the views of the Department of Justice, Office on Violence Against Women. Kev Abused=battered or suffering Violence Against Women Act; By Leslye Orloff and Deborah Birnbaum Legal Momentum and NIWAP from extreme cruelty VAWA Self-Petitioning Eligibility for Abused Children February 19, 2009 Y=yes N=no Since statistically most adult victims are female, and most abusers male, this chart uses the feminine to refer to the victim and the masculine to refer to the Is the client/petitioner Ν (under age 21) currently Was the client/petitioner ever abused being abused? while under 21 years of age? Is the abuse by a citizen or lawful Is the client/petitioner Ν permanent resident? currently under age 25? Ν Is the abuse by a step-parent? Was the abuse by a citizen or lawful Does the child have a The client/petitioner may be permanent resident? Υ Is the abuse mother, sibling or stepeligible for a U visa. by a parent? sibling being abused? Spouses and children of the client/petitioner may also be Ν N eligible for a U visa. Υ Additionally, if client/petitioner is The child is eligible to selfunder 21 years, parents (or petition for VAWA (must file Was the abuse by a guardian if under 16), and before age 25) but must do so parent or someone No VAWA related unmarried siblings under 18 while the parents are still who was or is a stepremedy. Explore may also be eligible. married! parent? other immigration options. (If divorced, child is eligible for VAWA cancellation of removal) See VAWA Self-Petitioning See VAWA Self-Petitioning Eligibility Eligibility for Adults chart to The child is eligible to selffor Adults chart to determine if mother determine if mother is eligible to petition for VAWA (must file is eligible to file a self-petition. If so, file a self-petition. If so, child before age 25) even if the child can be included in the petition. can be included as a derivative. There may be a child's abuser isn't married to Otherwise, no VAWA related VAWA cancellation of the child's mother. If not, the child is eligible for a U visa. remedy. Explore other removal available. immigration options.

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