

## **9 FAM 40.105 Notes**

*(TL:VISA-314; 08-31-2001)*

### **9 FAM 40.105 N1 Applicability of INA 212(a)(10)(E)**

*(TL:VISA-314; 08-31-2001)*

*INA 212(a)(10)(E) applies only to renunciations of U.S. citizenship that took place on or after September 30, 1996.*

### **9 FAM 40.105 N2 Consular Officer's Role in Determining Ineligibility**

*(TL:VISA-314; 08-31-2001)*

*The role of the Department and the consular officer is very limited in implementing this ground of ineligibility. Unless the applicant appears as a hit in the lookout system revealing a finding of ineligibility under INA 212(a)(10)(E), consular officers can assume the applicant is eligible.*

### **9 FAM 40.105 N3 Waivers**

*(TL:VISA-314; 08-31-2001)*

*There is no waiver available for immigrants found ineligible under INA 212(a)(10)(E). Consular officers can recommend nonimmigrants for an INA 212(d)(3)(A) waiver. [See 9 FAM 40.301 Regs/Statutes and 9 FAM 40.301 Notes].*