

# Inadmissibility Criminal Grounds INA § 212(a)(2); 8 U.S.C. § 1182(a)(2)



Statute	Criminal Grounds of Inadmissibility
INA § 212(a)(2)(A)(i)(I)	Conviction/sufficient admission of a crime involving moral turpitude (CMT)* <ul style="list-style-type: none"><li>• BUT Juvenile offense exception</li><li>• BUT petty offense exception</li></ul>
INA § 212(a)(2)(A)(i)(II)	ANY controlled substance offense conviction or violation of a law relating to a controlled substance (no exceptions)*
INA § 212(a)(2)(B)	Any two or more criminal offenses with aggregate sentence of over 5 years*
INA § 212(a)(2)(C)	“Reason to believe” drug trafficking*
INA § 212(a)(2)(D)	Prostitution/commercialized vice*
INA § 212(a)(2)(E)	Certain aliens involved in serious criminal activity who assert immunity to prosecution*
INA § 212(a)(2)(G)	Foreign officials who engaged in particularly severe violations of religious freedoms*
INA § 212(a)(2)(H)	Human trafficking*
INA § 212(a)(2)(I)	Money laundering*
INA § 212(a)(3)(B)	Terrorism grounds* (any terrorist involvement whatsoever, including incidental, that DHS “knows or has reasonable grounds to believe” is true)

\*These criminal grounds of inadmissibility will also subject an immigrant to mandatory detention in immigration custody pursuant to INA 236(c), with no eligibility for release on bond.

# Deportability Criminal Grounds INA § 237(a)(2); 8 U.S.C. § 1227(a)(2)



Statute	Criminal Grounds of Deportability
INA § 237 (a)(2)(A)(i)	Conviction of 1 CIMT committed within 5 years of admission with maximum possible sentence of 1 year or more (triggers mandatory detention only if sentence is actually 1 year or more)*
INA § 237(a)(2)(A)(ii)	Conviction of 2 or more CIMTs arising from different criminal schemes*
INA § 237(a)(2)(A)(iii)	Conviction of an aggravated felony*
INA § 237(a)(2)(A)(iv)	High speed flight
INA § 237(a)(2)(A)(v)	Failure to register as a sex offender
INA § 237(a)(2)(B)(i)	Any controlled substance conviction* <ul style="list-style-type: none"> <li>EXCEPT for 1 simple possession for one's own use of less than 30g of marijuana</li> </ul>
INA § 237(a)(2)(B)(ii)	Admission to habitual drug abuse/addiction*
INA § 237(a)(2)(C)	Conviction of firearms offense*
INA § 237(a)(2)(D)	Miscellaneous national security-related offenses (sabotage, sedition, espionage, treason, aiding foreign military against US ally, violating Military Selective Service Act, procuring entry to the US via fraud or trafficking)*
INA § 237(a)(2)(E)	Crimes of domestic violence, stalking; violation of protection order; crimes against children (child abuse)
INA § 237(a)(2)(F)	Human trafficking
INA § 237(a)(4)(B)	Terrorism grounds*

\*These criminal grounds of deportability will also subject an immigrant to mandatory detention in immigration custody pursuant to INA § 236(c), with no opportunity for release on bond.