

Chapter 3

Criminal Grounds of Removal and Other Immigration Consequences

3.1 Removal Defined	3-2
3.2 Deportability vs. Inadmissibility	3-2
A. Consequences Distinguished	
B. Relief from Removal	
C. Long-Term Consequences of Removal Order	
3.3 Determining Whether a State Offense Triggers Removal	3-5
A. Categorical Approach and Variations	
B. Burden of Proof on ICE in Establishing Deportability	
C. Burden of Proof on Noncitizen in Applying for Relief and Demonstrating Admissibility	
3.4 Crime-Related Grounds of Deportability	3-8
A. Aggravated Felonies Generally	
B. Specific Types of Aggravated Felonies	
C. Conviction of a Crime Involving Moral Turpitude	
D. Conviction of Any Controlled Substance Offense	
E. Conviction of a Firearm or Destructive Device Offense	
F. Conviction of a Crime of Domestic Violence, Stalking, Child Abuse, Child Neglect, or Child Abandonment, or a Violation of a Protective Order	
G. Chart of Principal Deportable Offenses	
3.5 Crime-Related Grounds of Inadmissibility	3-23
A. Controlled Substance Offense	
B. Crime Involving Moral Turpitude	
C. Conviction of Two or More Offenses of Any Type with an Aggregate Sentence of Imprisonment of at Least Five Years	
D. Prostitution	
E. Significant Traffickers in Persons	
F. Money Laundering	
G. Chart of Principal Criminal Grounds of Inadmissibility	

3.6 Criminal Bars to Naturalization	3-26
3.7 Criminal Bars to Deferred Action for Childhood Arrivals	3-27
