MILPERSMAN 4650-010

ENTRY INTO AND DEPARTURE FROM THE UNITED STATES BY ALIEN MEMBERS OF THE NAVY AND THEIR FAMILIES

Responsible Office	NAVPERSCOM (PERS-06)	Phone: DSN COM FAX	882-3164 (901) 874-3164 882-2615

Governing Directives	8 U.S.C. 1101(a)(15)(B), 1151(b)(2), 1153(a)(2), 1182(a)(7)(B), and 1354

1. **Policy**

a. Alien members of the United States (U.S.) Armed Forces are permitted entry to and departure from the U.S. while in uniform, or bearing documents identifying them as a member of the Armed Forces and who are coming to or departing from the U.S. under official orders or permit of the Armed Forces under 8 U.S.C. 1354.

b. 8 U.S.C. 1354 does not permit the alien family member(s) of the servicemember to accompany the servicemember without obtaining a designated immigration status first.

NOTE: The immigration status of the servicemember affects the eligibility of the family member(s) for either an immigrant or non-immigrant visa.

2. **Immigrant Visas**. There are two types of immigrant visas issued to aliens who desire to immigrate to the U.S.:

a. **Immediate Relative** - the spouse, child (under the age of 21), or parent of a **U.S. citizen** servicemember may be eligible under 8 U.S.C. 1151(b)(2). There is no numerical limit on the number of visas available to immediate relatives.

b. **Second Preference** - the spouse and/or unmarried child of an alien servicemember who has been lawfully admitted for permanent residence may be eligible under 8 U.S.C. 1153(a)(2). Family preference categories are subject to yearly numerical limitations. Depending on the demand for a given preference

category, the wait for an approved immigrant visa may be lengthy.

3. **Non-Immigrant Visas**

a. Under 8 U.S.C. 1101(a)(15)(B) non-immigrant visas are issued to aliens who intend to enter the U.S. for a temporary stay for pleasure or business and have permanent residence in a foreign country which they have no intention of abandoning.

b. Temporary visitor visas are available to alien family members seeking to visit the U.S. temporarily for pleasure. Possession of a valid unexpired passport is required under 8 U.S.C. 1182(a)(7)(B).

c. Family members of a servicemember who has acquired permanent resident alien status or applied for naturalization may be denied **non-immigrant visas** to enter the U.S. and its territories. The intent of the servicemember to become a U.S. citizen is attributed to the family members, and their names will be removed from the list of those permitted entry under this category.

4. **Where to Obtain Additional Assistance**. Advice and assistance concerning entry and visa requirements can be obtained from the local office of the Immigration and Naturalization Service, or the International Law Division, Office of the Navy Judge Advocate General at (703) 697-9161, DSN 227-9161.

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PASSPORT INFORMATION

Responsible Office	CNO (N413B)	Phone:	DSN	664-9949
			COM	(703) 604-9949
			FAX	664-0033

Governing Directives	DODI 4500.54-G of Jan 92 DODD 1000.21-R of Apr 97 OPNAVINST 4650.15

1. **Guidance**.

a. DODI 4500.54-G provides passport and visa requirements for travelers proceeding to a foreign country.

b. When a no-fee passport is required in connection with the official travel of Navy personnel and their family members, and civilian employees and their family members, contact the nearest Navy Passenger Transportation Office or Personnel Support Activity Detachment for assistance. A designated passport agent should be available to process passport/visa applications per DODD 1000.21-R and OPNAVINST 4650.15.

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NAVY PASSENGER TRANSPORTATION

Responsible Office	CNO (N413B)	Phone: DSN COM FAX	664-9949 (703) 604-9949 664-0033

Governing Directive	OPNAVINST 4650.15

1. **Policy**. Navy policy is to provide safe, reliable, responsive, and quality travel services that meet official travel requirements at the lowest overall cost.

2. **Guidance**. Use the procedures in OPNAVINST 4650.15 for all passenger transportation needs. The procedures are applicable to Navy members and their family members, Navy civilian employees and their family members, and all other personnel whose travel is funded by the Navy.