

Instructions

NOTE: This revision of Form I-821 updates instructions required for TPS registration and re-registration at questions 2, 7, 8, 9, 10, 11, 12, 13 and 16 on Pages 2 and 3. Information on fees and fee waiver requests has also been updated in these instructions.

Please read these instructions carefully to properly complete this form. If you need more space to answer a question, use a separate sheet(s) of paper. Write your name and Alien Registration Number (A#) at the top of each sheet and indicate the number of the item to which the answer refers. An incomplete application may be returned to you, causing a delay in the processing of your application.

1. Who May File for TPS?

You must be an eligible national of a foreign state (or parts thereof) or an alien having no nationality who last habitually resided in a foreign state that has been designated for Temporary Protected Status (TPS) by the Secretary of the Department of Homeland Security pursuant to section 244A of the Immigration and Nationality Act. You should check with the nearest office of USCIS for designations currently in force or visit our website at www.uscis.gov.

2. What Documents Should You Submit?

You do not need to provide original documents with this application.

You must give USCIS copies of documents to prove you are a national of the country designated for TPS, your date of entry into the United States, and your U.S. residence. In addition:

- A. In certain circumstances, USCIS may ask you to submit original documents.
- B. Copies of documents in a foreign language must be accompanied by an English translation. The translator must certify that the translation is accurate and that he or she is competent to translate the foreign language into English.
- C. **Documentation exception:** If you are filing this application for re-registration, or renewal of temporary treatment benefits (**Parts 1 and 2** on Form I-821), you do not have to submit any copies of documentation. You may, however, be asked for additional information and/or documentation in certain circumstances.

3. What Documents Do You Need to Prove Identity and Nationality?

Submit any of the following:

- A. Passport;
- B. Birth certificate accompanied by photo identification; or
- C. Any national identity document from your country of origin bearing your photo and/or fingerprint.

4. What Documents Do You Need to Prove Date of Entry Into the United States?

Submit any of the following documents:

- A. Passport;
- B. I-94 Arrival/Departure Record; or
- C. Copies of documents specified in item **Number 5** below.

5. What Documents Do You Need to Prove Residence in the United States?

Submit any relevant documents such as:

- A. Employment records (e.g., pay stubs, W-2 Forms, certification of the filing of Federal income tax returns, State verification of the filing of state income tax returns, letters from employer(s), or, if you are self employed, letters from banks and other firms with whom you have done business.

NOTE: In all of these documents, your name and the name of the employer or other interested organization must appear on the form or letter, as well as relevant dates. Letters from employers must be in affidavit form and shall be signed and attested to by the employer under penalty of perjury.

Such letters must include: **(1)** your address(es) at the time of employment; **(2)** exact period(s) of employment; **(3)** period(s) of layoff; **(4)** duties with the company. If the employment records are unavailable, submit an affidavit form letter explaining why these records cannot be obtained. This affidavit form letter shall be signed and attested to by the employer under penalty of perjury.

- B. Rent receipts, utility bills (gas, electric, phone, etc.), receipts, or letters from companies showing the dates during which you received service.
- C. School records (letters, report cards, etc.) from the schools that you or your children have attended in the United States, showing the name(s) of the schools and periods of school attendance.
- D. Hospital or medical records concerning treatment or hospitalization of you or your children, showing the name of the medical facility or physician and the date(s) of the treatment or hospitalization.
- E. Attestations by churches, unions, or other organizations to your residence identifying you by name. The attestation must be signed by an official (whose title is shown); show inclusive dates of membership; state the

address where you resided during membership period(s); include the seal of the organization impressed on the letter or the letterhead of the organization, if the organization has letterhead stationery; establish how the author knows you; and establish the origin of the information being attested to.

- F. Additional documents may include money order receipts for money sent in or out of the country; passport entries; birth certificates of children born in the United States; dated bank transactions; correspondence between you and another person or organization; U.S. Social Security card; Selective Service card; automobile license receipts, title, vehicle registration, etc.; deeds, mortgages, contracts to which you have been a party; tax receipts; insurance policies; receipts; letters; or

G. Any other relevant document.

6. What If Documents Are Not Available?

If documents are not available, you may give USCIS an affidavit showing proof of unsuccessful efforts to obtain the documents, explaining why the consular process is unavailable (for identity documents), and affirming that you are a national of the designated state. (USCIS may require a statement from the appropriate issuing authority, certifying that the document is not available.) Affidavits may also be used to help prove your date of entry into the United States and residence in the United States.

7. Will TPS Applicants Need to Provide Fingerprints and Photographs?

- Yes, except as noted below, all applicants for initial registration, re-registration, or renewal of temporary treatment benefits must provide fingerprints, photographs, and signatures, which are biometrics. Applicants must submit the \$80 biometrics services fee or a fee waiver request in accordance with 8 CFR 244.20. Please see No. 12 for information about fee waiver requests.
- TPS applicants under 14 years of age who are not filing for an EAD are exempt from biometrics collection and the associated biometrics fee.
- USCIS may, in its discretion, waive the collection of certain biometrics.
- TPS applicants will be sent a notice scheduling them to appear at an Application Support Center (ASC) for biometrics collection. Failure to comply with this notice may result in the denial of the TPS application.

8. How Should You Prepare This Form?

- A. Type or print legibly in black ink.
- B. If you need extra space to complete any item, attach a continuation sheet. Write your name and Alien Registration Number (A#), if any, at the top of each sheet, indicated the item number to which the answer refers, and date and sign each sheet.
- C. Answer all questions fully and accurately. If any item does not apply, please write "N/A."

9. Where Should You File This Form?

For filing instructions, refer to the most recently published Federal Register notice specific to the designation under which you are applying. You may also check the USCIS Internet site at: www.uscis.gov or contact the USCIS National Customer Service Center at 1-800-375-5283.

10. What Is the Fee?

A. An initial (i.e., first-time) applicant must submit:

1. A **\$50** application fee for Form I-821; and
2. A **\$80** fee for biometric services, including fingerprints, photograph, and signature, if required. (See No. 7, Will TPS Applicants Need to Provide Fingerprints and Photographs?); and
3. A **\$340** fee for Form I-765, Application for Employment Authorization, if you are between the ages of 14 and 65 (inclusive) and seeking employment.

B. An applicant for TPS re-registration or renewal of temporary treatment benefits must submit:

1. A **\$80** fee for biometric services, including fingerprints, photograph, and signature, if required. (See No. 7, Will TPS Applicants Need to Provide Fingerprints and Photographs?); and
2. A **\$340** fee for Form I-765, Application for Employment Authorization, if you wish to apply for employment authorization, regardless of age.

C. The fee must be submitted in the exact amount. It cannot be refunded. **Do Not Mail Cash.** All checks and money orders must be drawn on a bank or other institution located in the United States and must be payable in United States currency. Please assure that if a check or money order is drawn on the account of a person other than yourself, your name appears in the lower left corner on the face of the check or money order. If the check is not honored, USCIS will charge you \$30.

Make the check or money order payable to the **Department of Homeland Security**, except:

1. If you live in Guam and are filing your application there, make the check or money order payable to "Treasurer, Guam": or;
2. If you live in the U.S. Virgin Islands and you are filing your application there, make the check or money order payable to "Commissioner of Finance of the Virgin Islands."

NOTE: When preparing a check or money order, spell out Department of Homeland Security. Do not use the initials "USDHS" or "DHS."

How to Check If the Fees Are Correct

The fees on this form are current as of the edition date appearing in the lower right corner of this page. However, because USCIS fees change periodically, you can verify if the fees are correct by following one of the steps below:

- Visit our website at www.uscis.gov, link to "Immigration Forms," and scroll down to check the appropriate fees by form; or
- Review the Fee Schedule included in your form package, if you called us to request the form; or
- Telephone our National Customer Service Center at **1-800-375-5283** and ask for the fee information.

NOTE: If your petition or application requires a biometric services fee for USCIS to take your fingerprints, photograph or signature, you can use the same procedure above to confirm the biometrics fee.

11. Are You Also Required to File Form I-765, Application for Employment Authorization?

Yes. Each applicant, regardless of age, must also submit a completed Form I-765, even if employment authorization is not being requested. As noted in **No. 10, What is the Fee?**, only those applicants requesting employment authorization must pay the fee for Form I-765.

NOTE: An Employment Authorization Document is not a travel document. If your application for TPS is granted and you must travel outside the United States and return, you must request advanced parole from USCIS by filing a Form I-131, Application for Travel Document, with the appropriate USCIS office. A Form I-512 travel document will be issued to you if your request is granted.

12. May the Filing and Biometrics Fees for Forms I-821 and I-765 Be Waived?

Yes. If you are unable to pay the filing and biometrics fees, 8 CFR 103.7(c) states that you may apply for a waiver of fees. In order to obtain a fee waiver, you must submit with these forms a written statement, made under oath, affirmation, or pursuant to 28 USC 1746, under penalty of perjury. In the written statement you must state that you believe you are eligible for TPS and that you want the fees waived. You must also explain why you are unable to pay the required fees. Additional details on the waiver of the TPS fees are at 8 CFR 244.20.

13. What If I Change My Address?

If you change your address after filing for TPS, you must complete and mail us a Form AR-11, Alien's Change of Address Card. Mail the completed form to the address specified on the form. You are also advised to mail a copy of your completed AR-11 together with copies of your application and any related USCIS documents or correspondence to the USCIS office having jurisdiction over your application for TPS. Retain a copy of your Form AR-11 for your records. You can also file your AR-11 online. To do so, visit our website at www.uscis.gov, link to Immigration Forms, and click "Online Change of Address" in Related Links.

NOTE: If you informed your U.S. Post Office but not USCIS about your address change, please be advised that notifying the U.S. Post Office of a change of address does not fulfill your obligation to file Form AR-11. The U.S. Post Office will not forward certain USCIS correspondence.

14. What Is Our Authority for Collecting This Information?

We request the information on the form to carry out the immigration laws contained in Title 8, United States Code, Section 1154(a). We need this information to determine whether you are eligible for immigration benefits.

The information you provide may also be disclosed to other Federal, State, local, and foreign law enforcement and regulatory agencies. You do not have to give this information. However, if you do not give some or all of the requested information, your application may be denied.

15. Do You Need USCIS Forms or Information?

To order USCIS forms, call our toll-free forms line at **1-800-870-3676**. You can also get USCIS forms and information on immigration laws, regulations, or procedures by calling our National Customer Service Center at **1-800-375-5283** or visiting our Internet website at www.uscis.gov.

16. Reporting Burden

Under the Paperwork Reduction Act, an agency may not conduct or sponsor an information collection, and a person is not required to respond to an information collection unless it displays a currently valid OMB control number.

We try to create forms and instructions that are accurate, can easily be understood, and impose the least possible burden on you to provide us with information. Often this is difficult because some immigration laws are very complex.

The estimated average time to complete this application is 1 hour and 30 minutes computed as follows: 1) learning about the form and understanding the instructions, 30 minutes; 2) collecting the necessary supporting documents, 15 minutes; 3) completing the form, 15 minutes; and 4) traveling to and waiting at a preparer's office (e.g., attorney or voluntary agency), 30 minutes.

If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write to the U.S. Citizenship and Immigration Services, Regulatory Management Division 111 Massachusetts Avenue N.W., 3rd Floor, Suite 3008, Washington, DC 20529; OMB No. 1615-0043. **Do not mail your completed application to this address.**

START HERE - Please type or print in black ink.

For USCIS Use Only

Part 1. Type of application (check one)

- a. This is my first application to register for Temporary Protected Status (TPS).
b. This is my application for re-registration or renewal of temporary treatment benefits. I have previously been granted TPS or temporary treatment benefits. I have maintained and continue to maintain eligibility for TPS.

Part 2. Information about you

Family Name (Last Name) Given Name (First Name) Full Middle Name

U.S. Mailing Address: (Street Number and Name) Apt. #

C/O: (In Care Of)

Town/City State

County Zip Code

Date of Birth (mm/dd/yyyy) Gender
 Male Female

Place of Birth (Town or City) State/Country

Country of Residence Country of Citizenship/Nationality

Marital Status
 Single Married Divorced Widowed

Other Names Used (including maiden name)

Date of Entry Into the U.S. (mm/dd/yyyy) Place of Entry Into the U.S.

Manner of Arrival (Visitor, student, stowaway, without inspection, etc.)

Arrival/Departure Record (I-94) Number Date authorized stay expired/or will expire, as shown on Form I-94 or I-95 (mm/dd/yyyy)

Your Current Immigration Status:
 In Status (state nonimmigrant classification, e.g., F-1, etc.) Out of Status (state nonimmigrant violation, e.g., overstay student, EWI etc.)

Alien Registration Number (A#) (if any) U.S. Social Security Number (if any)

Are you now or have you ever been under immigration proceedings?
 Yes No

If you answered "Yes" to the above question, provide the following information.

Type of proceedings:
 Exclusion Removal/Deportation Recission Judicial Proceedings

Location of Proceedings Date of Proceedings (mm/dd/yyyy)

Returned	Receipt
Date	
Date	
Resubmitted	
Date	
Date	
Reloc Sent	
Date	
Date	
Reloc Rec'd	
Date	
Date	
<input type="checkbox"/> Applicant Interviewed on _____	

Case ID #:

A #:

Remarks

Action Block

To Be Completed by
 Attorney or Representative, if any.
 Fill in box if G-28 is attached to represent the applicant.

ATTY State License #



Part 3. Information about your spouse and children (if any)

1. Provide the following information about your spouse (if married).

Last Name of Spouse	First Name	Middle Name	
<input type="text"/>	<input type="text"/>	<input type="text"/>	
Address (Street Number and Name)		Apt #	
<input type="text"/>		<input type="text"/>	
Town/City	State/Province	Country	Zip/Postal Code
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Your Spouse's Birth Date (mm/dd/yyyy)	Date and Place of Present Marriage		
<input type="text"/>	<input type="text"/>		
Name of Prior Husbands/Wives	Date(s) Marriage(s) Ended (mm/dd/yyyy)		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

2. List the names, ages, and current residence of children (if any).

Name (First/Middle/Last)	Date of Birth (mm/dd/yyyy)	Residence
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Part 4. Eligibility standards

1. Provide the following information:

I am a national of (or an alien having no nationality, who last habitually resided in the state of):

I entered the United States on the following date (provide month/day/year), and have resided in the United States since that time.

2. To be eligible for Temporary Protected Status, you must be admissible as an immigrant to the United States, with certain exceptions.

If any of the questions beginning below on this page and continuing on **Pages 3, 4, and 5** apply to you, describe the circumstances and include a full explanation on a separate sheet(s) of paper. Use the number 2 before each letter referring to the specific question (2a, 2b, etc).

If you were ever arrested, provide the disposition (outcome) for all arrests. For example, "case dismissed" from the appropriate authority. **NOTE:** For information about waivers concerning the grounds of inadmissibility, see **Page 5**.

2a. Have you been convicted of any felony or two or more misdemeanors committed in the United States?

Yes No

2b. (i) Have you ordered, incited, assisted, or otherwise participated in the persecution of any person on account of race, religion, nationality, membership in a particular social group, or political opinion?

Yes No

(ii) Have you been convicted by a final judgment of a particularly serious crime, constituting a danger to the community of the United States (an alien convicted of an aggravated felony is considered to have committed a particularly serious crime)?

Yes No

(iii) Have you committed a serious nonpolitical crime outside of the United States prior to your arrival in the United States?

Yes No

(iv) Have you engaged in or are you still engaged in activities that could be reasonable grounds for concluding that you are a danger to the security of the United States?

Yes No

2c. (i) Have you been convicted of, or have you committed acts which constitute the essential elements of a crime (other than a purely political offense) or a violation of or a conspiracy to violate any law relating to a controlled substance as defined in Section 102 of the Controlled Substance Act?

Yes No

(ii) Have you been convicted of two or more offenses (other than purely political offenses) for which the aggregate sentences to confinement actually imposed were five years or more?

Yes No

(iii) Have you trafficked in or do you continue to traffic in any controlled substance, or are you or have you been a knowing assister, abettor, conspirator, or colluder with others in the illicit trafficking of any controlled substance?

Yes No

(iv) Have you engaged in or do you continue to engage solely, principally, or incidentally in any activity related to espionage or sabotage or violate any law involving the export of goods, technology, or sensitive information, any other unlawful activity, or any activity the purpose of which is in opposition, or the control, or overthrow of the Government of the United States?

Yes No

(v) Have you engaged in or do you continue to engage in terrorist activities?

Yes No

(vi) Have you engaged in or do you continue to engage in or plan to engage in activities in the United States that would have potentially serious adverse foreign policy consequences for the United States?

Yes No

(vii) Have you been or do you continue to be a member of the Communist or other totalitarian party, except when membership was involuntary?

Yes No

(viii) Have you participated in Nazi persecution or genocide?

Yes No

2d. Have you been arrested, cited, charged, indicted, fined, or imprisoned for breaking or violating any law or ordinance, excluding traffic violations, or been the beneficiary of a pardon, amnesty, rehabilitation decree, other act of clemency, or similar action?

Yes No

2e. Have you committed a serious criminal offense in the United States and asserted immunity from prosecution?

Yes No

2f. Have you within the past ten years, engaged in prostitution or procurement of prostitution or do you continue to engage in prostitution or procurement of prostitution?

Yes No

2g. Have you been or do you intend to be involved in any other commercial vice?

Yes No

2h. Have you been excluded and deported from the United States within the past year, or have you been deported or removed from the United States at government expense within the last five years (20 years if you have been convicted of an aggravated felony)?

Yes No

2i. Have you ever assisted any other person to enter the United States in violation of the law?

Yes No

2j. (i) Do you have a communicable disease of public health significance?

Yes No

(ii) Do you have or have you had a physical or mental disorder and behavior (or a history of behavior that is likely to recur) associated with the disorder which has posed or may pose a threat to the property, safety, or welfare of yourself or others?

Yes No

(iii) Are you now or have you been a drug abuser or drug addict?

Yes No

2k. Have you entered the United States as a stowaway?

Yes No

2l. Are you subject to a final order for violation of section 274C (producing and/or using false documentation to unlawfully satisfy a requirement of the Immigration and Nationality Act)?

Yes No

2m. Do you practice polygamy?

Yes No

2n. Were you the guardian of, and did you accompany another alien who was ordered excluded and deported (or removed) from the United States?

Yes No

2o. Have you detained, retained, or withheld the custody of a child having a lawful claim to U.S. citizenship, outside the United States from a U.S. citizen granted custody?

Yes No

2p. Have you EVER ordered, incited, called for, committed, assisted, helped with, or otherwise participated in any of the following:

(i) acts involving torture or genocide?

Yes No

(ii) killing any person?

Yes No

(iii) intentionally and severely injuring any person?

Yes No

(iv) engaging in any kind of sexual contact or relations with any person who was being forced or threatened?

Yes No

(v) limiting or denying any person's ability to exercise religious beliefs?

Yes No

2q. Have you EVER:

(i) served in, been a member of, assisted in, or participated in any military unit, paramilitary unit, police unit, self-defense unit, vigilante unit, rebel group, guerrilla group, militia, or insurgent organization?

Yes No

(ii) served in any prison, jail, prison camp, detention facility, labor camp, or any other situation that involved detaining persons?

Yes No

2r. Have you EVER been a member of, assisted in, or participated in any group, unit, or organization of any kind in which you or other persons used any type of weapon against any person or threatened to do so?

Yes No

2s. Have you EVER assisted or participated in selling or providing weapons to any person who to your knowledge used them against another person, or in transporting weapons to any person who to your knowledge used them against another person?

Yes No

2t. Have you ever received any type of military, paramilitary, or weapons training?

Yes No

NOTE ABOUT WAIVERS: You may be eligible for a waiver of the grounds described in the questions: 2e; 2f; 2g; 2h; 2i; 2j; 2k; 2l; 2m; 2n or 2o. The Form I-601 is the USCIS application used to request a waiver. The form is available at local USCIS offices, on our website at www.uscis.gov or by calling the USCIS toll-free forms line at **1-800-870-3676**.

Part 5. Signature.

*Read the information on penalties in the instructions before completing this section. If someone helped you prepare this petition, he or she must complete **Part 6**.*

Applicant's Statement (check one):

- I can read and understand English, and have read and understand each and every question and instruction on this form, as well as my answer to each question.
- Each and every question and instruction on this form, as well as my answer to each question, has been read to me by the person named below in _____, a language in which I am fluent. I understand each and every question and instruction on this form, as well as my answer to each question.

YOUR (APPLICANT'S) CERTIFICATION:

I certify, under penalty of perjury under the laws of the United States of America, that the foregoing is true and correct. Copies of documents submitted are exact photocopies of unaltered original documents, and I understand that I may be required to submit original documents to USCIS at a later date. Furthermore, I authorize the release of any information from my records that U.S. Citizenship and Immigration Services (USCIS) needs to determine eligibility for the benefits that I am seeking.

Signature

Daytime Phone Number (Area/Country Codes)

Date (mm/dd/yyyy)

NOTE: If you do not completely fill out this form or fail to submit required documents listed in the instructions, you may not be found eligible for the requested benefit and this petition may be denied.

Part 6. Interpreter's Statement:

Language used: _____

I certify that I am fluent in English and the above-mentioned language.

I further certify that I have read each and every question and instruction on this form, as well as the answer to each question, to this applicant in the above-mentioned language, and the applicant has understood each and every instruction and question of the form, as well as the answer to each question.

Signature

Print Your Name

Date (mm/dd/yyyy)

Part 7. Preparer's Statement:

I declare that I prepared this petition at the request of the above person and it is based on all the information of which I have knowledge.

Attorney or Representative: In the event of a Request for Evidence (RFE), may USCIS contact you by fax or e-mail?

Yes No

Signature

Print Your Name

Date (mm/dd/yyyy)

Firm Name and Address

Daytime Phone Number

Fax Number

Part 8. Checklist.

- Did you answer each question?
- Did you sign the Form I-821 application?
- Did you submit the required application and biometric services fees, or a written request for waiver of the fees?
- Did you submit the necessary documents and photos, if required?
- Did you also submit the Form I-765 with the filing fee or a written request for a waiver of the filing fee (See instructions, items **10**, **11** and **12**)?

Have you submitted:

- The filing fee for this application or a written request for a waiver of the filing fee (see instructions, items **10** and **12**)?
- Supporting evidence to prove identity, nationality, date of entry, and residence?
- Other required supporting documents (photos, etc.) for each application?