

**TABLE OF CHANGES – FORM**  
**Form I-765, Application For Employment Authorization**  
**OMB Number: 1615-0040**  
**10/28/2019**

**Reason for Revision: Asylum EAD NPRM**

Legend for Proposed Text:

- Black font = Current text
- **Red font** = Changes

Expires 05/31/2020

Edition Date 5/31/2018

Current Page Number and Section	Current Text	Proposed Text
<p><b>Pages 1-3,</b>  <b>Part 2. Information About You</b></p>	<p>[page 3]</p> <p>...</p> <p><b>26.</b> Student and Exchange Visitor Information System (SEVIS) Number (if any)</p> <p>[new]</p>	<p>[page 3]</p> <p>...</p> <p><b>26.</b> Student and Exchange Visitor Information System (SEVIS) Number (if any)</p> <p><b>If you are filing under the (c)(8) eligibility category, provide the information requested in <b>Item Numbers 27. - 29.d.</b></b></p> <p><b>27.</b> Did you enter the United States lawfully through a Port of Entry and were you admitted or paroled after inspection by an immigration officer? (If you answer “Yes,” you <b>MUST</b> provide evidence of your lawful entry.) Yes No</p> <p><b>28.</b> If you answered “No” to <b>Item Number 27.</b>, did you present yourself to the Department of Homeland Security (DHS) within 48 hours of entry or attempted entry <b>AND</b> express an intention to seek asylum within the United States or express a fear of persecution or torture in your home country? Yes No</p> <p>If you answered “Yes” to <b>Item Number 28.</b>, provide the following information:  <b>29.a.</b> Date You Presented Yourself to DHS (mm/dd/yyyy)  <b>29.b.</b> Location Where You Presented Yourself to DHS  <b>29.c.</b> Country of Claimed Persecution  <b>29.d.</b> Provide an explanation of why you did not enter the United States lawfully through a U.S. port of entry. If you need extra space to complete this section, use the space provided in <b>Part 6. Additional Information.</b>  [fillable field]</p>

	<p><b>Information About Your Eligibility Category</b></p> <p><b>27. Eligibility Category.</b> Refer to the <b>Who May File Form I-765</b> section of the Form I-765 Instructions to determine the appropriate eligibility category for this application. Enter the appropriate letter and number for your eligibility category below (for example, (a)(8), (c)(17)(iii)). [Three fillable fields separated by parenthesis]</p> <p><b>(c)(3)(C) STEM OPT Eligibility Category.</b> If you entered the eligibility category (c)(3)(C) in <b>Item Number 27.</b>, provide the information requested in <b>Item Numbers 28.a - 28.c.</b></p> <p><b>28.a.</b> Degree  <b>28.b.</b> Employer's Name as Listed in E-Verify  <b>28.c.</b> Employer's E-Verify Company Identification Number or a Valid E-Verify Client Company Identification Number</p> <p><b>29. (c)(26) Eligibility Category.</b> If you entered the eligibility category (c)(26) in <b>Item Number 27.</b>, provide the receipt number of your H-1B spouse's most recent Form I-797 Notice for Form I-129, Petition for a Nonimmigrant Worker.</p> <p><b>30. (c)(8) Eligibility Category.</b> If you entered the eligibility category (c)(8) in <b>Item Number 27.</b>, have you <b>EVER</b> been arrested for and/or convicted of any crime?  Yes  No</p> <p><b>NOTE:</b> If you answered "Yes" to <b>Item Number 30.</b>, refer to <b>Special Filing Instructions for Those With Pending Asylum Applications (c)(8)</b> in the <b>Required Documentation</b> section of the Form I-765 Instructions for information about providing court dispositions.</p> <p><b>31.a. (c)(35) and (c)(36) Eligibility Category.</b> If you entered the eligibility category (c)(35) in <b>Item Number 27.</b>, please provide the receipt number of your Form I-797 Notice for Form I-140, Immigrant Petition for Alien Worker. If you entered the eligibility category (c)(36) in <b>Item Number 27.</b>, please provide the receipt number of your spouse's or parent's Form I-797 Notice for Form I-140.</p>	<p><b>NOTE: Refer to the Special Filing Instructions for Those With Pending Asylum Applications (c)(8)</b> section of the Form I-765 Instructions for more information.</p> <p><b>Information About Your Eligibility Category</b></p> <p><b>30. Eligibility Category.</b> Refer to the <b>Who May File Form I-765</b> section of the Form I-765 Instructions to determine the appropriate eligibility category for this application. Enter the appropriate letter and number for your eligibility category below (for example, (a)(8), (c)(17)(iii)). [Three fillable fields separated by parenthesis]</p> <p><b>(c)(3)(C) STEM OPT Eligibility Category.</b> If you entered the eligibility category (c)(3)(C) in <b>Item Number 30.</b>, provide the information requested in <b>Item Numbers 31.a. - 31.c.</b></p> <p><b>31.a.</b> Degree  <b>31.b.</b> Employer's Name as Listed in E-Verify  <b>31.c.</b> Employer's E-Verify Company Identification Number or a Valid E-Verify Client Company Identification Number</p> <p><b>32. (c)(26) Eligibility Category.</b> If you entered the eligibility category (c)(26) in <b>Item Number 30.</b>, provide the receipt number of your H-1B spouse's most recent Form I-797 Notice for Form I-129, Petition for a Nonimmigrant Worker.</p> <p><b>33. (c)(8) Eligibility Category.</b> If you entered the eligibility category (c)(8) in <b>Item Number 30.</b>, have you <b>EVER</b> been arrested <b>for, and/or charged with, and/or</b> convicted of any crime <b>in any country</b>?  Yes  No</p> <p><b>NOTE:</b> If you answered "Yes" to <b>Item Number 33.</b>, refer to <b>Special Filing Instructions for Those With Pending Asylum Applications (c)(8)</b> of the Form I-765 Instructions for information about providing court dispositions.</p> <p><b>34.a. (c)(35) and (c)(36) Eligibility Category.</b> If you entered the eligibility category (c)(35) in <b>Item Number 30.</b>, please provide the receipt number of your Form I-797 Notice for Form I-140, Immigrant Petition for Alien Worker. If you entered the eligibility category (c)(36) in <b>Item Number 30.</b>, please provide the receipt number of your spouse's or parent's Form I-797 Notice for Form I-140.</p>
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	<p><b>31.b.</b> If you entered the eligibility category (c)(35) or (c)(36) in <b>Item Number 27.</b>, have you <b>EVER</b> been arrested for and/or convicted of any crime?  Yes  No</p> <p><b>NOTE:</b> If you answered “Yes” to <b>Item Number 31.b.</b>, refer to <b>Employment-Based Nonimmigrant Categories, Items 8. - 9.</b>, in the <b>Who May File Form I-765</b> section of the Form I-765 Instructions for information about providing court dispositions.</p>	<p><b>34.b.</b> If you entered the eligibility category (c)(35) or (c)(36) in <b>Item Number 30.</b>, have you <b>EVER</b> been arrested for and/or convicted of any crime?  Yes  No</p> <p><b>NOTE:</b> If you answered “Yes” to <b>Item Number 34.b.</b>, refer to <b>Employment-Based Nonimmigrant Categories, Items 8. - 9.</b>, in the <b>Who May File Form I-765</b> section of the Form I-765 Instructions for information about providing court dispositions.</p>
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