TABLE OF CHANGES – INSTRUCTIONS Form I-864EZ, Affidavit of Support Under Section 213A of the INA **OMB Number: 1615-0075** 05/13/2020

Reason for Revision: Biometrics Rule

Project Phase: NPRM

Legend for Proposed Text:

• Black font = Current text

• Red font = Changes

Expiration date: 10/31/2021 Edit Date: 10/15/2019

Current Page Number and Section	Current Text	Proposed Text
Pages 1-2,	[Page 1]	[Page 1]
How Is Form I-864EZ	II I E I DOMEZII IO	II I E I DOMEZ II IO
Used?	How Is Form I-864EZ Used?	How Is Form I-864EZ Used?
	This affidavit is a contract between a sponsor and the U.S. Government. The person completing and signing this affidavit is the sponsor. By signing Form I-864EZ, you are agreeing to use your income and resources to support the intending immigrant named in this affidavit, if it becomes necessary. You must show on this affidavit that you have enough income to ensure that the sponsored immigrant will not have to rely on meanstested public benefits for support in the United States.	This affidavit is a contract between a sponsor and the U.S. Government. The person completing and signing this affidavit is the sponsor. By signing Form I-864EZ, you are agreeing to use your income and resources to support the intending immigrant named in this affidavit, if it becomes necessary. You must show on this affidavit that you have enough income to ensure that the sponsored immigrant will not have to rely on meanstested public benefits for support in the United States.
	In most cases, the submission of this affidavit will make the sponsored immigrant ineligible for Federal, state, or local means-tested public benefits, because an agency that provides means-tested public benefits will consider your income and resources available to the sponsored immigrant in determining eligibility for the program.	In most cases, the submission of this affidavit will make the sponsored immigrant ineligible for Federal, state, or local means-tested public benefits, because an agency that provides means-tested public benefits will consider your income and resources available to the sponsored immigrant in determining eligibility for the program.
	If the immigrant sponsored in this affidavit does receive a Federal, state, or local means-tested public benefit, the agency providing the benefit may require you to repay the cost of those benefits. That agency can sue you if you do not repay the	If the immigrant sponsored in this affidavit does receive a Federal, state, or local means-tested public benefit, the agency providing the benefit may require you to repay the cost of those benefits. That agency can sue you if you do not repay the

cost of the benefits provided.

[Page 2]

1. Who Completes Form I-864EZ?

Only the U.S. citizen, lawful permanent resident, or U.S. national who filed Form I-130 for a family member, may complete this affidavit. A sponsor is required to be at least 18 years of age and domiciled in the United States, its territories, or possessions. (See the **Specific Instructions** section of these Instructions.)

2. What Are the Income Requirements?

To qualify as a sponsor, you must demonstrate that you have an income of at least 125 percent of the current Federal Poverty Guidelines for your household size. The Federal poverty line, for purposes of this affidavit, is updated annually and can be found on Form I-864P, Poverty Guidelines, at www.uscis.gov/I-864P.

If you are on active duty in the U.S. Armed Forces or U.S. Coast Guard and you are sponsoring your spouse or minor child, you only need to have an income of 100 percent of the Federal Poverty Guidelines for your household size.

3. How Do I Count Household Size?

Your household size includes yourself and the following individuals, no matter where they live:

- **A.** Any spouse;
- **B.** Any dependent children under 21 years of age;
- **C.** Any other dependents listed on your most recent Federal income tax return;
- **D.** The person being sponsored in this affidavit of support; and
- **E.** Any immigrants previously sponsored with a Form I-864 or Form I-864EZ affidavit of support whom you are still obligated to support.

cost of the benefits provided.

[Page 2]

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- **C.** Any other dependents listed on your most recent Federal income tax return;
- **D.** The person being sponsored in this affidavit of support; and
- **E.** Any immigrants previously sponsored with a Form I-864 or Form I-864EZ affidavit of support whom you are still obligated to support.

4. How Long Does My Obligation as a Sponsor Continue?

Your obligation to support the immigrant you are sponsoring in this Form I-864EZ will continue until the sponsored immigrant becomes a U.S. citizen, or can receive credit for 40 qualifying quarters of work in the United States. Although 40 qualifying quarters (credits) of work generally equates to 10 years of work, in certain cases, the work of a spouse or parent adds qualifying quarters toward eligibility. The Social Security Administration can provide information on how to count qualifying quarters (credits) of work. The obligation also ends if you or the sponsored immigrant dies or if the sponsored immigrant ceases to be a lawful permanent resident and departs the United States. Divorce does not end the sponsorship obligation.

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Pages 2-4,

General Instructions

[Page 2]

General Instructions

U.S. Citizenship and Immigration Services (USCIS) provides forms free of charge through the USCIS website. In order to view, print, or fill out our forms, you should use the latest version of Adobe Reader, which you can download for free at http://get.adobe.com/reader/. If you do not have Internet access, you may call the USCIS National Customer Service Center at 1-800-375-5283 and ask that we mail a form to you. For TTY (deaf or hard of hearing) call: 1-800-767-1833.

Signature. Each affidavit must be properly signed and filed. For all signatures on this affidavit, USCIS will not accept a stamped or typewritten name in place of a signature. You must be at least 18 years of age to act as a sponsor and sign Form I-864EZ. A legal guardian may also sign for a mentally incompetent person. If the request is not signed or if the requisite signature on the request is not valid, USCIS will reject the request. See 8 CFR 103.2(a)(7)(ii)(A). If USCIS accepts a request for adjudication and determines that it has a deficient signature, USCIS will deny the request.

4. How Long Does My Obligation as a Sponsor Continue?

Your obligation to support the immigrant you are sponsoring in this Form I-864EZ will continue until the sponsored immigrant becomes a U.S. citizen, or can receive credit for 40 qualifying quarters of work in the United States. Although 40 qualifying quarters (credits) of work generally equates to 10 years of work, in certain cases, the work of a spouse or parent adds qualifying quarters toward eligibility. The Social Security Administration can provide information on how to count qualifying quarters (credits) of work. The obligation also ends if you or the sponsored immigrant dies or if the sponsored immigrant ceases to be a lawful permanent resident and departs the United States. Divorce does not end the sponsorship obligation.

[page 3]

General Instructions

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If you are under guardianship, your legal guardian may print your name and sign Form I-864 for you. "Legal guardian" includes any person who is appointed and authorized by law to protect your estate as a result of your incapacity. The legal guardian must present proof of the appointment as legal guardian of your estate and a copy of an order from the appointing court or agency specifically permitting the guardian to make your income and assets available for the support of the sponsored immigrant.

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Validity of Signatures. USCIS will consider a photocopied, faxed, or scanned copy of the original handwritten signature valid for filing purposes. The photocopy, fax, or scan must be of the original document containing the handwritten ink signature.

Filing Fee. There is no filing fee for Form I-864EZ with USCIS. For information on processing fees when filing with the U.S. Department of State (DOS), see www.travel.state.gov.

Evidence. At the time of filing, you must submit all evidence and supporting documentation listed in the Specific Instructions and/or What Evidence Must You Submit sections of these Instructions.

Biometric Services Appointment. USCIS may require that you appear for an interview or provide fingerprints, photograph, and/or signature at any time to verify your identity, obtain additional information, and conduct background and security checks, including a check of criminal history records maintained by the Federal Bureau of Investigation (FBI), before making a decision on your application, petition, or request. After USCIS receives your affidavit and ensures it is complete, we will inform you in writing if you need to attend a biometric services appointment. If an appointment is necessary, the notice will provide you the location of your local or designated USCIS Application Support Center (ASC) and the

If you are under guardianship, your legal guardian may print your name and sign Form I-864 for you. "Legal guardian" includes any person who is appointed and authorized by law to protect your estate as a result of your incapacity. The legal guardian must present proof of the appointment as legal guardian of your estate and a copy of an order from the appointing court or agency specifically permitting the guardian to make your income and assets available for the support of the sponsored immigrant.

[Page 3]

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Filing Fee. There is no filing fee for Form I-864EZ with USCIS. A biometric services fee of \$85 is required for the sponsor. For information on processing fees when filing with the U.S. Department of State (DOS), see www.travel.state.gov.

Evidence. At the time of filing, you must submit all evidence and supporting documentation listed in the Specific Instructions and/or What Evidence Must You Submit sections of these Instructions.

Biometric Services Appointment. Every individual who is an applicant, petitioner, derivative, beneficiary, or sponsor of an immigration benefit request or other request submitted to USCIS is required to submit biometrics unless USCIS waives or exempts the requirement. You will be notified of the time and place of your appointment if you must appear and you will be provided requirements for rescheduling if necessary. If you fail to submit any biometrics as required, USCIS may deny your application, petition, or request.

DHS may store the biometrics submitted by an individual and use or reuse biometrics to conduct background and security checks, date and time of your appointment or, if you are currently overseas, instruct you to contact a U.S. Embassy, U.S. Consulate, or USCIS office outside the United States to set up an appointment.

If you are required to provide biometrics, at your appointment you must sign an oath reaffirming that:

- **1.** You provided or authorized all information in the affidavit;
- **2.** You reviewed and understood all of the information contained in, and submitted with, your affidavit; and
- **3.** All of this information was complete, true, and correct at the time of filing.

Copies. You should submit legible photocopies of documents requested, unless the Instructions specifically state that you must submit an original document. USCIS may request an original document at the time of filing or at any time during processing of an application, petition, or request. If USCIS requests an original document from you, it will be returned to you after USCIS determines it no longer needs your original.

NOTE: If you submit original documents when not required or requested by USCIS, **your original documents may be immediately destroyed upon receipt.**

Translations. If you submit a document with information in a foreign language, you must also submit a full English translation. The translator must sign a certification that the English language translation is complete and accurate, and that he or she is competent to translate from the foreign language into English. The certification must include the translator's signature, printed name, signature date, and the translator's contact information.

How To Fill Out Form I-864EZ

including a check of criminal history records maintained by the Federal Bureau of Investigation (FBI), verify identity, produce documents, determine eligibility for immigration and naturalization benefits, or to perform any other functions necessary for administering and enforcing immigration and naturalization laws, and any other law within DHS authority.

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- 1. You provided or authorized all information in the [application/petition];
- 2. You reviewed and understood all of the information contained in, and submitted with, your [application/petition]; and
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How To Fill Out Form I-864EZ

- **1.** Type or print legibly in black ink.
- 2. If you need extra space to complete any item within this affidavit, use the space provided in **Part 9. Additional Information** or attach a separate sheet of paper; type or print your name and Alien Registration Number (A-Number) (if any) at the top of each sheet; indicate the **Page Number**, **Part Number**, and **Item Number** to which your answer refers; and sign and date each sheet.
- **3.** Answer all questions fully and accurately. If a question does not apply to you (for example, if you have never been married and the question asks "Provide the name of your current spouse"), type or print "N/A," unless otherwise directed. If your answer to a question which requires a numeric response is zero or none (for example, "How many children do you have" or "How many times have you departed the United States"), type or print "None," unless otherwise directed.

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- 2. If you need extra space to complete any item within this affidavit, use the space provided in **Part 9. Additional Information** or attach a separate sheet of paper; type or print your name and Alien Registration Number (A-Number) (if any) at the top of each sheet; indicate the **Page Number**, **Part Number**, and **Item Number** to which your answer refers; and sign and date each sheet.
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Page 6, Specific Instructions Part 3. Information About You (Sponsor)

[page 6]

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Item Number 15. Military Service. Select "Yes" if you are the petitioning sponsor and on active duty in the U.S. Armed Forces or U.S. Coast Guard other than for training. If you provide evidence that you are currently on active duty in the U.S. Armed Forces or U.S. Coast Guard and you are petitioning for your spouse or minor child, you will need to demonstrate income at only 100 percent of the Federal Poverty Guidelines for your household size, instead of at 125 percent of the Federal Poverty Guidelines. (See Form I-864P for information on the Federal Poverty Guidelines at www.uscis.gov/I-864P.) Select "No" if you are not on active duty in the U.S. Armed Forces or U.S. Coast Guard.

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Item Number 15. Military Service. Select "Yes" if you are the petitioning sponsor and on active duty in the U.S. Armed Forces or U.S. Coast Guard other than for training. If you provide evidence that you are currently on active duty in the U.S. Armed Forces or U.S. Coast Guard and you are petitioning for your spouse or minor child, you will need to demonstrate income at only 100 percent of the Federal Poverty Guidelines for your household size, instead of at 125 percent of the Federal Poverty Guidelines. (See Form I-864P for information on the Federal Poverty Guidelines at www.uscis.gov/I-864P.) Select "No" if you are not on active duty in the U.S. Armed Forces or U.S. Coast Guard.

Item Numbers 16. – 21. Sponsor's Biographic Information Provide the biographic information requested in Item Numbers 16. - 21. Providing this information as part of your application may reduce the time you spend at your

USCIS ASC appointment as described in the Biometric Services Appointment section of these Instructions.

Item Numbers 16. - 17. Ethnicity and Race. Select the boxes that best describe your ethnicity and race.

Categories and Definitions for Ethnicity and Race

- 1. Hispanic or Latino. A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race. (NOTE: This category is only included under Ethnicity in Part 2., Item Number 1.)
- 2. White. A person having origins in any of the original peoples of Europe, the Middle East, or North Africa.
- 3. Asian. A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam.
- 4. Black or African American. A person having origins in any of the black racial groups of Africa.
- 5. American Indian or Alaska Native. A person having origins in any of the original peoples of North and South America (including Central America), and who maintains tribal affiliation or community attachment.
- 6. Native Hawaiian or Other Pacific Islander. A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands.

Item Number 18. Height. Select the values that best match your height in feet and inches. For example, if you are five feet and nine inches, select "5" for feet and "09" for inches. Do not enter your height in meters or centimeters.

	Part 6. Sponsor's Contract, Statement, Contact Information, Certification, and Signature	Item Number 19. Weight. Enter your weight in pounds. If you do not know your weight, or need to enter a weight under 30 pounds or over 699 pounds, enter "000." Do not enter your weight in kilograms. Item Number 20. Eye Color. Select the box that best describes the color of your eyes. Item Number 21. Hair Color. Select the box that best describes the color of your hair. Part 6. Sponsor's Contract, Statement, Contact Information, Certification, and Signature
Page 8, What is the Filing Fee?	[page 8] What is the Filing Fee? There is no filing fee to file Form I-864EZ. For information on processing fees when filing with DOS, see www.travel.state.gov .	[page 8] What is the Filing Fee? There is no filing fee to file Form I-864EZ. A biometric services fee of \$85 is required for the sponsor. For information on processing fees when filing with DOS, see www.travel.state.gov .
Page 8,	[Page 8]	[Page 8]
Where to File?	Where to File? Please see the USCIS website at www.uscis.gov/l-864EZ or visit the USCIS Contact Center at www.uscis.gov/contactcenter to connect with a USCIS representative for the most current information about where to file this affidavit. For TTY (deaf or hard of hearing) call: 1-800-767-1833. For information on filing with DOS, see www.travel.state.gov .	Where to File? Please see the USCIS website at www.uscis.gov/l-864EZ or visit the USCIS Contact Center at www.uscis.gov/contactcenter to connect with a USCIS representative for the most current information about where to file this affidavit. For TTY (deaf or hard of hearing) call: 1-800-767-1833. For information on filing with DOS, see www.travel.state.gov .
Page 9, Address Change	[Page 9]	[Page 9]
	Address Change	Address Change
	A sponsor who is not a U.S. citizen must notify USCIS of his or her new address within 10 days of moving from his or her	A sponsor who is not a U.S. citizen must notify USCIS of his or her new address within 10 days of moving from his or her

previous residence. To do this you must complete and file Form I-865, Sponsor's Change of Address. For information on filing Form I-865, go to the USCIS website at www.uscis.gov/I-865 or reach out to the USCIS Contact Center at www.uscis.gov/contactcenter for help. The USCIS Contact Center provides information in English and Spanish. For TTY (deaf or hard of hearing) call: 1-800-767-1833.

NOTE: Do not complete Form I-865 at the same time that you complete Form I-864EZ. You should complete and submit Form I-865 to USCIS only when the address you indicated on the original Form I-864EZ has changed.

If you are a lawful permanent resident sponsor, you must notify USCIS of your new address within 10 days of moving from your previous residence. For information on filing a change of address go to the USCIS website at www.uscis.gov/addresschange or reach out to the USCIS Contact Center at www.uscis.gov/contactcenter for help. The USCIS Contact Center provides information in English and Spanish. For TTY (deaf or hard of hearing) call: 1-800-767-1833. For information on reporting a change of address to the Department of State, see www.travel.state.gov.

NOTE: Do not submit a change of address to the USCIS Lockbox facilities because the Lockbox does not process change of address requests.

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Page 9, Processing Information

[page 9]

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Requests for Interview. We may request that you appear at a USCIS office for an interview based on your affidavit. At the time of any interview or other appearance at a USCIS office, we may require that you provide your fingerprints, photograph, and/or signature to verify your identity and/or update background and security checks.

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Requests for Interview. We may request that you appear at a USCIS office for an interview based on your affidavit. At the time of any interview or other appearance at a USCIS office, we may require that you provide your biometrics to verify your identity and/or update background and security checks.

Page 11, USCIS Privacy

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Act Statement

USCIS Privacy Act Statement

AUTHORITIES: The information requested on this affidavit, and the associated evidence, is collected under the Immigration and Nationality Act section 213A.

PURPOSE: The primary purpose for providing the requested information on this affidavit is to show that the applying immigrant has adequate means of financial support without concern of becoming reliant on the U.S. Government for financial support. DHS will use the information you provide to grant or deny the immigration benefit you are seeking.

DISCLOSURE: The information you provide is voluntary. However, failure to provide the requested information, and any requested evidence, may delay a final decision in your case or result in denial of your affidavit. INA section 213A(i) requires the collection of your Social Security number. Failure to provide the requested information, and any requested evidence, may prevent USCIS from accepting and approving this affidavit, and the intending immigrant may not be able to immigrate to the United States.

ROUTINE USES: DHS may share the information you provide on this affidavit with other Federal, state, local, and foreign government agencies and authorized organizations. DHS follows approved routine uses described in the associated published system of records notices [DHS/USCIS-007- Benefits Information System, and DHS/USCIS-001- Alien File, Index, and National File Tracking System of Records] which you can find at www.dhs.gov/privacy. DHS may also share the information, as appropriate, for law enforcement purposes or in the interest of national security.

DHS Privacy Notice

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PURPOSE: The primary purpose for providing the requested information on this affidavit is to show that the applying immigrant has adequate means of financial support without concern of becoming reliant on the U.S. government for financial support. DHS uses the information you provide to grant or deny the immigration benefit you are seeking.

DISCLOSURE: The information you provide is voluntary. However, failure to provide the requested information, including your Social Security number (if applicable), and any requested evidence, may delay a final decision or result in denial of your affidavit.

ROUTINE USES: DHS may share the information you provide on this affidavit and any additional requested evidence with other Federal, state, local, and foreign government agencies and authorized organizations. DHS follows approved routine uses described in the associated published system of records notices [DHS-USCIS-001 Alien File, Index, and National File Tracking System, DHS-**USCIS-007** Benefits Information System, DHS-USCIS-018 Immigration Biometric and Background Check (IBBC) System, 1 and the published privacy impact assessments [DHS/USCIS/PIA-016a **Computer Linked Application** Information Management System] which you can find at

		www.dhs.gov/privacy. DHS may also share this information, as appropriate, for law enforcement purposes or in the interest of national security.
Page 11,	[page 11]	[page 12]
Paperwork Reduction	D 1 D 1 4 .	D 1 D 1 4 .
Act Statement	Paperwork Reduction Act	Paperwork Reduction Act
	An agency may not conduct or	An agency may not conduct or
	sponsor an information collection, and	sponsor an information collection, and
	a person is not required to respond to	a person is not required to respond to
	a collection of information, unless it	a collection of information, unless it
	displays a currently valid Office of	displays a currently valid Office of
	Management and Budget (OMB)	Management and Budget (OMB)
	control number. The public reporting	control number. The public reporting
	burden for this collection of	burden for this collection of
	information is estimated at 2 hours	information is estimated at 2 hours
	and 30 minutes per response,	and 30 minutes per response,
	including the time for reviewing	including the time for reviewing
	instructions, gathering the required	instructions, gathering the required
	documentation and information,	documentation and information,
	completing the affidavit, preparing	completing the affidavit, preparing
	statements, attaching necessary	statements, attaching necessary
	documentation, and submitting the	documentation, and submitting the
	affidavit. Send comments regarding	affidavit. The collection of biometrics
	this burden estimate or any other	is estimated to require 3 hours and 40

minutes. Send comments regarding

information, including suggestions for

Citizenship and Immigration Services,

Massachusetts Ave NW, Washington,

Regulatory Coordination Division,

Office of Policy and Strategy, 20

DC 20529-2140; OMB No. 1615-0075. **Do not mail your completed Form I-864EZ to this address.**

this burden estimate or any other

aspect of this collection of

reducing this burden, to: U.S.

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reducing this burden, to: U.S.

information, including suggestions for

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