



Instructions for Form I-956K, Registration for Direct and Third-Party Promoters

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-956K
OMB No. 1615-XXXX
Expires MM/DD/YYYY

What Is the Purpose of Form I-956K?

The Form I-956K, Registration for Direct and Third-Party Promoters, must be completed by each person acting as a direct or third-party promoter (including migration agents) of a regional center, any new commercial enterprise (NCE), an affiliated job-creating entity (JCE), or an issuer of securities intended to be offered to alien investors in connection with a particular capital investment project and is participating in the Regional Center Program. This includes subagents or employees of entities with agreements in place to promote a regional center, any new commercial enterprise, an affiliated job-creating entity, or an issuer of securities intended to be offered to alien investors that are promoting the regional center, new commercial enterprise, affiliated job-creating entity, or issuer of securities to alien investors.

Regional centers, new commercial enterprises and job-creating entities do not need to separately file a Form I-956K if they are involved solely in the promotion of any offering of securities associated with such entities in a related filing such as Form I-956F.

When Must the Form I-956K Be Filed?

A promoter should submit Form I-956K before operating on behalf of any of the specified entities or promoting any offering under the EB-5 Regional Center Program. The promoter must submit Form I-956K separate from the Form I-956F, Application for Approval of an Investment in a Commercial Enterprise, to seek approval of an investment in a commercial enterprise.

Any promoter employed to work as a promoter or otherwise engaged as a promoter on behalf of another promoter (including an entity) must submit Form I-956K and complete **Part 2.** about themselves and **Part 3.** to indicate the individual or entity employing them as a promoter. **Part 2., Item Number 20.,** provides an area for these types of promoters to provide the necessary information for registration and provide USCIS information about the entity or individual that employs them.

A promoter must file an amendment if the list of entities identified in **Part 3., Item Number 2.** on the promoter's initial Form I-956K registration changes, either by the promoter entering into, terminating, or amending an agreement with an entity. The amendment must identify **all** entities the promoter currently operates on behalf of and not just the entity(ies) added or removed.

General Instructions

U.S. Citizenship and Immigration Services (USCIS) provides forms free of charge through the USCIS website. 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 Contact Center at **1-800-375-5283** (TTY **1-800-767-1833**) and ask that we mail a form to you. The USCIS Contact Center provides information in English and Spanish.

Signature. Each form must be properly signed and filed. For all signatures on this form, USCIS will not accept a stamped or typewritten name in place of a signature. If you are under 14 years of age, your parent or legal guardian may sign the form on your behalf. A legal guardian may also sign for a mentally incompetent person. If the form is not signed or if the requisite signature on the form is not valid, USCIS will reject the form. See 8 CFR 103.2(a)(7)(ii)(A). If USCIS accepts a form for registration and determines that it has a deficient signature, USCIS will reject the underlying registration.

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. Each form must be accompanied by the appropriate filing fee. (See the **What Is the Filing Fee** section of these Instructions.)

Evidence. At the time of filing, you must submit all evidence and supporting documents listed in the **Specific Instructions** section of these Instructions.

Biometric Services Appointment. USCIS may require that you appear for an interview or provide biometrics (fingerprints, photograph, and/or signature) at any time to verify your identity, obtain additional information, and conduct background and security checks. After USCIS receives your form and ensures it is complete, we will inform you 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 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. USCIS may use your biometrics to obtain the criminal history records of the Federal Bureau of Investigation (FBI), for identity verification, to determine eligibility, to create immigration documents (for example, Permanent Resident Card, Employment Authorization Document), or any purpose authorized by the Immigration and Nationality Act. You may obtain a copy of your own FBI record using the procedures outlined at 28 CFR 16.32. For information, please visit: <https://www.fbi.gov/services/cjis/identity-history-summary-checks>. For Privacy Act information, please visit <https://www.fbi.gov/services/cjis/compact-council/privacy-act-statement>.

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 a registration, application, form, or petition. 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 after we receive them.**

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, the signature date, and the translator's contact information.

How to Fill Out Form I-956K

1. Type or print legibly in black ink.
2. If you need extra space to complete any item within this form, use the space provided in **Part 9. Additional Information** or attach a separate sheet of paper. Type or print the name of the registrant 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, type or print "N/A," unless otherwise directed. If your answer to a question which requires a numeric response is zero or none, type or print "None," unless otherwise directed.

4. USCIS Online Account Number. Providing the registrant's unique USCIS Online Account Number (OAN) helps them manage their online account. Registrants have an Online Account Number if they previously filed a registration, application, petition, or request online or by mail and were issued a receipt number that begins with IOE. If the registrant filed a form online, they can find their OAN in their USCIS Online Account profile. If they mailed their form, they can find their OAN at the top of the USCIS Account Access Notice we sent them. The OAN is not the same as an A-Number. If the registrant does not have a receipt number beginning with IOE, they do not have an OAN.

Specific Instructions

Part 1. Type of Registration

Item Number 1. Select the type of registration. If this is an initial registration, identify the type of promoter being registered (select all that apply).

Item Number 2. If this is an amendment to a previously filed registration, include the registration number of the promoter and complete all remaining parts of the form.

Item Number 3. Amendment Type. If the Form I-956K you are filing is an amendment, select the appropriate box to indicate the type of changes being requested by your amendment. **NOTE:** Your amendment must continue to provide the names and information of **all** entities with which you currently maintain a written agreement in the table in **Part 3., Item Number 2.** at the time of filing the amendment.

Part 3. Written Agreement(s)

Item Number 1. If you are operating on behalf of a regional center, NCE, or an affiliated JCE, indicate whether you have entered into the written agreement(s) required under INA section 203(b)(5)(K)(iii).

Item Number 2. For each written agreement, provide the title of the written agreement, the date it was executed or amended, and its parties. "Parties" refers to the legal name of the regional center entity, NCE, and/or JCE. Indicate whether the entity is a regional center, NCE, JCE, or an issuer of securities. Provide the relevant regional center IDs and NCE IDs (if available). Provide this information for active or planned promotional activities. Do not include written agreements related to inactive or completed promotions.

We recommend that you print or save a copy of your completed form to review in the future and for your records.

Evidence to Accompany Registration

The following evidence should, when applicable, be filed with your registration:

- 1. For individuals,** a copy of a valid government-issued identification card and copies of all passports.
- 2. For organizations,** a copy of the organization's current formation documents along with any other filings under which the organization is authorized to do business (such as foreign entity registration documents and fictitious business name statements).

3. You must confirm the existence of any written agreement required by the Immigration and Nationality Act (INA) section 203(b)(5)(K)(iii) by describing such agreement in the relevant part and submitting a copy of such agreement with this form. If you are an employee of a promoter engaging in promotional activities on its behalf and your employer has submitted its own Form I-956K along with copies of relevant written agreements, you may reference that filing and any relevant agreements without submitting a copy of such agreements. If you are not an employee of a promoter but have otherwise been engaged to conduct promotional activities on its behalf, such as a subagent, and the primary promoter has submitted its own Form I-956K along with copies of relevant written agreements, you may reference that filing and any relevant agreements without submitting a copy of such agreements but you must also describe and include any written agreements you have entered into with the primary promoter and/or regional center, new commercial enterprise, and affiliated job-creating entity in accordance with INA section 203(b)(5)(K)(iii).

What Is the Filing Fee?

There is no filing fee for submitting the Form I-956K.

Where To File?

Please visit our website at www.uscis.gov/I-956K 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 form. If you do not have internet access, you may call the USCIS Contact Center at **1-800-375-5283** (TTY **1-800-767-1833**). The USCIS Contact Center provides information in English and Spanish.

Processing Information

Initial Processing. Once USCIS accepts your form, we will check it for completeness. If you do not completely fill out this form, you will not establish a basis for your eligibility and USCIS may reject the registration.

Requests for More Information. We may request that you provide more information or evidence to support your submission. We may also request that you provide the originals of any copies you submit. If we request an original document from you, it will be returned to you after USCIS determines it no longer needs your original.

USCIS Forms and Instructions

To ensure you are using the latest version of this form, visit the USCIS website at <http://www.uscis.gov> where you can obtain the latest USCIS forms and immigration-related information. If you do not have internet access, you may call the USCIS Contact Center at **1-800-375-5283** (TTY **1-800-767-1833**) and ask that we mail a form to you. The USCIS Contact Center provides information in English and Spanish.

Please visit us at <http://www.uscis.gov/contactcenter> to get basic information about immigration services and ask questions about a pending case. Through our digital self-help tools and live assistance, the USCIS Contact Center provides a pathway for you to get consistent, accurate information and answers to immigration case questions.

Penalties

If you knowingly and willfully falsify or conceal a material fact or submit a false document with your Form I-956K, we may take appropriate action on any associated applications or petitions, which may include the denial of any other immigration benefit. In addition, you will face severe penalties provided by law and may be subject to criminal prosecution.

DHS Privacy Notice

AUTHORITIES: The information requested on this form, and the associated evidence, is collected under the Immigration and Nationality Act, sections 101, 103, 203, 204, 216A, and 245 (as amended) and the EB-5 Reform and Integrity Act of 2022, Div. BB of the Consolidated Appropriations Act, 2022 (Pub. L. No. 117-103).

PURPOSE: The primary purpose for collecting the requested information on this form is to register with USCIS as a direct or third-party promoter (including migration agents) of a regional center, any new commercial enterprise, an affiliated job-creating entity, or an issuer of securities intended to be offered to immigrant investors in connection with a particular capital investment project. DHS will use the information you provide to register as a promoter or to take other appropriate action authorized by law. The identifying information requested on this form will allow DHS to perform standard background checks with law enforcement agencies. These background checks may reveal derogatory information that may result in suspension or permanent bar of your registration or other appropriation actions authorized by law.

DISCLOSURE: The information you provide is voluntary. However, failure to provide the requested information, and any requested evidence, may delay a final decision or result in rejection of an associated registration or other appropriate actions authorized by law.

ROUTINE USES: DHS may share the information you provide on this registration 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 of Records, DHS/USCIS-007 - Benefits Information System, and DHS/ALL-037 E-Authentication Records System of Records] and published the privacy impact assessments [DHS/USCIS/PIA-071 myUSCIS Account Experience and the forthcoming EB-5 PIA], 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.

Paperwork Reduction Act

An agency may not conduct or sponsor an information collection, and a person is not required to respond to a collection of information, unless it displays a currently valid Office of Management and Budget (OMB) control number. The public reporting burden for this collection of information is estimated at 2.04 hours per response, including the time for reviewing instructions, gathering the required documentation and information, completing the form, preparing statements, attaching necessary documentation, and submitting the form. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: U.S. Citizenship and Immigration Services, Office of Policy and Strategy, Regulatory Coordination Division, 5900 Capital Gateway Drive, Mail Stop #2140, Camp Springs, MD 20588-0009; OMB No. 1615-XXXX. **Do not mail your completed Form I-956K to this address.**