



Form I-765-050 Revision - Responses to 30-day FRN Public Comments

Public Comments (regulations.gov): [USCIS-2005-0035-0201](https://www.regulations.gov/document/USCIS-2005-0035-0201)

30-day FRN Citation (federalregister.gov): [89 FR 57159](https://www.federalregister.gov/documents/2024/07/12/89-fr-57159)

Publish Dates: July 12, 2024 – August 12, 2024


Comment #/Topic	Commenter ID	Comment	USCIS Response
1.		Commenter: jean public	 USCIS-2005-0035-0202.pdf
	USCIS-2005-0035-0202	none of these foreign liars and sneaks should get one penny of American tax dollars. All of them need to be stopped at the border and if they get through find them and deport them immediately when found. None of them are worth being in the USA. The real victims of trafficking are the US citizens who are being bankrupted to pay for these foreign leeches who belong in their own country instead of sneaking all over there to get leeching on US citizens. Stop the bankrupting of American citizens for these sneaking leeches from foreign countries. Send them home to their rotten countries. They are making America into the they came from.	Response: The commenter expressed an opinion on immigration issues generally. USCIS is making no changes to the form or instructions as a result of this comment.
2.		Commenter: Justice at Work Pennsylvania	 USCIS-2005-0035-0209_attachment_1.pdf
	USCIS-2005-0035-0209	The two-page letter submitted by Justice at Work Pennsylvania acknowledges the efforts of USCIS has undertaken form updates to support the final T rule, specifically mentioning the updates to USCIS Form I-765. “We write in support of changes made to the I-765, particularly the added instructions on Page	Response: Thank you for your comment. The commentor did not request any specific changes to any forms with their comments.

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		<p>14, Number 10. 8 CFR 214.11(e) allows for bona fide determinations in T nonimmigrant status applications, and 22 USC §7105(b)(1)(E)(II)(aa) demonstrates congress’ intention that federal benefits can be granted if an application for a visa is bona fide.</p> <p>The importance of these determinations is majorly important for our clients who have survived trafficking, as the ability to work and receive certain public benefits is an essential part of their financial, physical, and mental recovery from their trafficking experiences.</p> <p>We further appreciate the clarity surrounding applicants who have already filed for an Employment Authorization Document with Form I-914. We believe this instruction will reduce unnecessary extra steps and barriers for our clients.”</p>	
3.		Commenter: Anonymous	 USCIS-2005-0035-0210.pdf
	USCIS-2005-0035-0210	There are some ways that, in my opinion, that I-765 could be made more friendly for transgender (and others who have changed their gender) individuals.	Response: This comment suggests a change that is not related to the information collection requirements made in the USCIS T nonimmigrant Final Rule so it will not be adopted at this time. However, USCIS is

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		<p>The first is with the "Other Names Used" question. Other people, in the past when this form has had a comment period, have questioned whether or not such an inquiry is actually needed here. Since requiring transgender applicants to disclose former names generally means they're effectively being forced to out themselves, I think the practice of asking for all other names ever used needs to be re-evaluated (especially if asked in a matter where a private employer would see such names).</p> <p>The second is providing a non-binary option for the "Gender" question.</p> <p>The third is with the question about the parents' names - consider a gender-neutral "Parent" instead of "Father" and "Mother" in the inquiry (also helpful for those who may have two same-gender parents).</p> <p>The fourth also deals with the same questions as the third, when you ask for the parents' "birth name" (which like the first issue requires providing a name that is likely to be indicative of the parent's gender change). If the intent is to capture what the parent's name would be without accounting for any marriage-related name changes, then consider rephrasing the question so an applicant with a trans parent can use the first</p>	<p>making changes that are as the commenter suggests in an ongoing Form I-765 revision project that should be completed in a few months.</p>
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		name that matches their gender identity. If the intent is to match how the parent's name appears on the applicant's birth certificate, then likewise consider asking for such specifically (since birth certificates in many jurisdictions can be amended to reflect a name/gender change).	
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