

**TABLE OF CHANGES – INSTRUCTIONS**  
**Form I-485, Application to Register Permanent Residence or Adjust Status**  
**OMB Number: 1615-0023**  
**08/13/2024**

**Reason for Revision: TFinalRule**  
**Project Phase: S1Review**

Legend for Proposed Text:

- Black font = Current text
- Red font = Changes

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Current Page Number and Section	Current Text	Proposed Text
<p><b>Pages 23-29,</b></p> <p><b>Additional Instructions for Human Trafficking Victims and Crime Victims</b></p>	<p>[Page 23]</p> <p><b>Additional Instructions for Human Trafficking Victims and Crime Victims</b></p> <p><i>Human trafficking victim (T Nonimmigrant, Form I-914) or derivative family member (Form I-914A)</i></p> <p>You may apply to adjust status under INA section 245(l) if you are a victim of human trafficking who was admitted to the United States in T nonimmigrant status, maintained continuous physical presence for the required period of time, are a person of good moral character, and have complied with reasonable requests to assist law enforcement authorities in the investigation or prosecution of acts of trafficking, would suffer extreme hardship involving unusual and severe harm upon removal from the United States or were under 18 years of age at the time of the victimization that qualified you for T nonimmigrant status. Special confidentiality protections (described at 8 U.S.C. section 1367) apply to you as a human trafficking victim. 8 U.S.C. section 1367 provides two forms of critical protection for human trafficking victims. The first form of protection is a prohibition on adverse determinations against the victim based on information provided solely by their abuser and other prohibited sources. The second form of</p>	<p>[Page 23]</p> <p><b>Additional Instructions for Human Trafficking Victims and Crime Victims</b></p> <p><i>Human trafficking victim (T Nonimmigrant, Form I-914) or derivative family member (Form I-914A)</i></p> <p>You may apply to adjust status under INA section 245(l) if you are a victim of human trafficking who was admitted to the United States in T nonimmigrant status, maintained continuous physical presence for the required period of time, <b>and</b> are a person of good moral <b>character</b>. <b>You must also establish one of the following: you complied</b> with reasonable requests to assist law enforcement authorities in the investigation or prosecution of acts of trafficking, <b>you</b> would suffer extreme hardship involving unusual and severe harm upon removal from the United States, <b>you were</b> under 18 years of age at the time of the victimization that qualified you for T nonimmigrant status, <b>or you were unable to cooperate with a reasonable request for assistance due to trauma</b>. Special confidentiality protections (described at 8 U.S.C. section 1367) apply to you as a human trafficking victim. 8 U.S.C. section 1367 provides two forms of critical protection for human trafficking victims. The first form of protection is a prohibition</p>

	<p>protection is a prohibition on disclosure of any information about the victim to third parties, except in certain very limited circumstances.</p> <p>...</p> <ol style="list-style-type: none"> <li>1. A continuous period of at least three years since you were first admitted as a T-1 nonimmigrant; or</li> <li>2. A continuous period during the investigation or prosecution of acts of trafficking, and the Attorney General has determined the investigation or prosecution is complete.</li> </ol> <p>If you are a derivative applicant (T-2 through T-6 nonimmigrant), you may file Form I-485 only once the principal applicant has met the above physical presence requirement.</p> <p>...</p> <ol style="list-style-type: none"> <li>3. Evidence you complied with reasonable requests for assistance in the investigation or prosecution of the acts of trafficking or evidence that you would suffer extreme hardship involving unusual and severe harm upon removal from the United States or evidence that you were under 18 years of age at the time of the victimization that qualified you for T nonimmigrant status.</li> </ol> <p>...</p> <p><b>Evidence of Compliance with Reasonable Requests for Assistance in the Investigation or Prosecution OR Evidence That You Were Under 18 Years of Age at the Time of the Victimization OR Evidence of Extreme Hardship Involving Unusual and Severe Harm</b></p>	<p>on adverse determinations against the victim based on information provided solely by their abuser and other prohibited sources. The second form of protection is a prohibition on disclosure of any information about the victim to third parties, except in certain very limited circumstances.</p> <p>...</p> <ol style="list-style-type: none"> <li>1. A continuous period of at least three years since you <b>were admitted</b> as a T-1 nonimmigrant; or</li> </ol> <p>[no change]</p> <p>If you are a derivative applicant (T-2 through T-6 nonimmigrant), you may file Form I-485 only once the principal applicant has met <b>one of</b> the above physical presence <b>requirements</b>.</p> <p>...</p> <ol style="list-style-type: none"> <li>3. Evidence you complied with reasonable requests for assistance in the investigation or prosecution of the acts of <b>trafficking, evidence</b> that you were under 18 years of age at the time of the victimization that qualified you for T nonimmigrant status, <b>evidence you were unable to cooperate with a reasonable request for assistance due to trauma, or evidence that you would suffer extreme hardship involving unusual and severe harm upon removal from the United States.</b></li> </ol> <p>...</p> <p><b>Evidence of Compliance with Reasonable Requests for Assistance in the Investigation or Prosecution OR Evidence That You Were Under 18 Years of Age at the Time of the Victimization OR <b>Evidence That You Were Unable to Cooperate with a Reasonable Request for Assistance Due to Trauma</b> OR Evidence of Extreme Hardship Involving Unusual and Severe Harm</b></p>
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	<p>You must submit evidence that shows you:</p> <ol style="list-style-type: none"> <li>1. Complied with any reasonable request for assistance in the investigation or prosecution of acts of trafficking;</li> <li>2. Were under 18 years of age at the time of the victimization that qualified you for T nonimmigrant status; or</li> </ol> <p>[new]</p> <ol style="list-style-type: none"> <li>3. Would suffer extreme hardship involving unusual and severe harm if removed from the United States.</li> </ol> <p>...</p> <p><b>[Page 26]</b></p> <p><b>NOTE:</b> If you have less than three years of continuous physical presence since you were first admitted as a T-1 nonimmigrant, you must submit a document signed by the Attorney General of the United States (or designee) stating that the investigation or prosecution is complete.</p> <p>...</p> <ol style="list-style-type: none"> <li>2. A statement from a Federal, state, or local law enforcement official describing how you complied with any reasonable requests;</li> </ol> <p>...</p> <ol style="list-style-type: none"> <li>4. A request for assistance was not reasonable (See 8 CFR Section 214.11(a) for more information).</li> </ol> <p>...</p> <p><b>Evidence of Extreme Hardship Involving Unusual and Severe Harm</b></p> <p>Alternatively, you may also submit evidence that you will suffer extreme hardship involving unusual and severe harm if you are removed from the United States. Proving extreme hardship involving</p>	<p>[no change]</p> <ol style="list-style-type: none"> <li>2. Were under 18 years of age at the time of the victimization that qualified you for T nonimmigrant <b>status</b>;</li> <li>3. <b>Were unable to cooperate with a reasonable request for assistance due to trauma; or</b></li> <li>4. Would suffer extreme hardship involving unusual and severe harm if removed from the United States.</li> </ol> <p>...</p> <p><b>[Page 26]</b></p> <p><b>NOTE:</b> If you have less than three years of continuous physical presence since you <b>were admitted</b> as a T-1 nonimmigrant, you must submit a document signed by the Attorney General of the United States (or designee) stating that the investigation or prosecution is complete.</p> <p>...</p> <ol style="list-style-type: none"> <li>2. A statement from a Federal, state, <b>Tribal</b>, or local law enforcement official describing how you complied with any reasonable requests;</li> </ol> <p>...</p> <ol style="list-style-type: none"> <li>4. A request for assistance was not reasonable (See 8 CFR Section <b>214.208(c)</b> for more information).</li> </ol> <p>...</p> <p><b>Evidence of Extreme Hardship Involving Unusual and Severe Harm</b></p> <p>Alternatively, you may also submit evidence that you will suffer extreme hardship involving unusual and severe harm if you are removed from the United States. Proving extreme hardship involving</p>
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	<p>unusual and severe harm requires you to meet a higher standard of proof than other extreme hardship standards in immigration law. The extreme hardship cannot be based on current or future economic harm, or the lack of or disruption to social or economic opportunities. USCIS may consider both traditional extreme hardship factors and the factors associated with having been a victim of a severe form of trafficking in persons, as well as relevant country condition reports or any other public or private sources of information. However, USCIS will only consider factors that show hardship to you, not to other people or your family members. See 8 CFR 214.11(i) for a list of factors.</p> <p>...</p>	<p>unusual and severe harm requires you to meet a higher standard of proof than other extreme hardship standards in immigration law. The extreme hardship cannot be based on current or future economic harm, or the lack of or disruption to social or economic opportunities. USCIS may consider both traditional extreme hardship factors and the factors associated with having been a victim of a severe form of trafficking in persons, as well as relevant country condition reports or any other public or private sources of information. <b>Hardship to persons other than you will only be considered in determining whether you would suffer the requisite hardship if the evidence demonstrates specifically that you will suffer extreme hardship upon removal as a result of hardship to someone else.</b> See 8 CFR 214.209 for a list of factors.</p> <p>...</p>
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