

TABLE OF CHANGES – INSTRUCTIONS
Form I-485, Application to Register Permanent Residence or Adjust Status
OMB Number: 1615-0023
09/02/2026

Reason for Revision: Birthright IFR
Project Phase: OMBReview

Legend for Proposed Text:

- Black font = Current text
- Red font = Changes

Expires 10/31/2027

Edition Date 09/18/2026

Future Edition Date xx/xx/2026

Current Page Number and Section	Current Text	Proposed Text
Page 3-7, General Instructions	[Page 4] ... Signature. You (or your signing authority) must properly complete your application. USCIS will not accept a stamped or typewritten name in place of any signature on this application. If you are under 14 years of age, your parent or legal guardian may sign the application on your behalf. A legal guardian may also sign for a mentally incompetent person. (See the Additional Instructions that relates to Individuals Born Under Diplomatic Status in the United States, for one exception.) If your application is not signed, or if the signature is not valid, we will reject your application. 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 may reject or deny the request. ...	[Page 4] ... Signature. You (or your signing authority) must properly complete your application. USCIS will not accept a stamped or typewritten name in place of any signature on this application. If you are under 14 years of age, your parent or legal guardian may sign the application on your behalf. A legal guardian may also sign for a mentally incompetent person. (See the Additional Instructions that relates to Individuals Born to Foreign Government Employees in the United States, for one exception.) If your application is not signed, or if the signature is not valid, we will reject your application. 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 may reject or deny the request. ...
Page 8-13, What Evidence Must You Submit with Form I-485?	[Page 8] ... 4. Evidence of Inspection and Admission or Inspection and Parole	[Page 8] ... 4. Evidence of Inspection and Admission or Inspection and Parole

	The following types of applicants do NOT need to submit documentation of inspection and admission or inspection and parole: • Registry applicants; • Asylees; • VAWA self-petitioners; • Special immigrant juveniles; • T nonimmigrants applying under INA section 245(l); • U nonimmigrants applying under INA section 245(m); • Individuals born under diplomatic status in the United States; and • Individuals applying under INA section 245(i). ... 13. Waiver of Diplomatic Rights, Privileges, Exemptions, and Immunities If you currently hold A, G, or E nonimmigrant status and you enjoy certain diplomatic privileges and immunities as a result of that occupational status, you must submit Form I-508, Application for Waiver of Rights, Privileges, Exemptions and Immunities, with your Form I-485. In addition, if you have A, G, or NATO nonimmigrant status, you must file Form I-566, Interagency Record of Request - A, G or NATO Dependent Employment Authorization or Change/Adjustment to/from A, G or NATO Status, with your Form I-485.	The following types of applicants do NOT need to submit documentation of inspection and admission or inspection and parole: • Registry applicants; • Asylees; • VAWA self-petitioners; • Special immigrant juveniles; • T nonimmigrants applying under INA section 245(l); • U nonimmigrants applying under INA section 245(m); • Individuals born to foreign government employees in the United States; and • Individuals applying under INA section 245(i). ... [no change]
Page 37, Additional Categories	[Page 39] ... <i>Individual Born Under Diplomatic Status in the United States</i> You may apply to register your lawful permanent resident status if you are an alien born in the United States to an alien who at the time of your birth enjoyed diplomatic agent level immunity (as reflected in the official records of the Department of State) and you have maintained continuous residence in the United States since birth.	[Page 39] ... <i>Individuals Born to Foreign Government Employees in the United States</i> You may apply to register your lawful permanent resident status if you are an alien born in the United States to an alien who at the time of your birth was a foreign government employee; you did not obtain United States citizenship at birth; and you have maintained continuous residence in the United States since birth. Note that if at least one of your parents was a U.S. citizen at the time of your birth, you may have

	[new]	obtained United States citizenship at birth and should not file this form. “Foreign government employee” means: • A foreign diplomatic officer accredited to the United States. This includes ambassadors, ministers, chargés d'affaires, counselors, secretaries and attachés of embassies and legations as well as members of the Delegation of the Commission of the European Communities. The term also includes individuals with comparable diplomatic status and immunities who are accredited to the United Nations or to the Organization of American States, and other individuals who are also accorded comparable diplomatic status; • A person employed by a foreign embassy or consulate who is a national of that foreign country not covered above; • A person employed by a foreign government in an official capacity not covered above; and • A person employed by an international organization that possesses international-organization immunity not covered above. Foreign diplomatic officers accredited to the United States are always “foreign government employees.” However, unless a foreign government employee is a foreign diplomatic officer, the definition of “foreign government employee” does not include: • Personal employees or attendants
--	-------	---

	of foreign government or international organization officials, such as personal assistants, chauffeurs, housecleaners, etc. (i.e., employees hired by individual foreign officials rather than foreign governments); • Employees of state-owned enterprises in a status other than A or G; • Third-country nationals working for a foreign government, including at a foreign embassy or consulate; • Employees of international organizations beyond those international organizations designated by executive order as enjoying immunity in the United States under the International Organizations Immunities Act; • Contractors of foreign missions, international organizations, or governments in a status other than A or G; and • Foreign government employees visiting the United States in a personal rather than an official capacity. If you are under 18 years of age, your parent or legal guardian must prepare and sign Form I-485 on your behalf. Derivative applicants are not allowed in this category. [Page 40] Additional Evidence Requirements	of foreign government or international organization officials, such as personal assistants, chauffeurs, housecleaners, etc. (i.e., employees hired by individual foreign officials rather than foreign governments); • Employees of state-owned enterprises in a status other than A or G; • Third-country nationals working for a foreign government, including at a foreign embassy or consulate; • Employees of international organizations beyond those international organizations designated by executive order as enjoying immunity in the United States under the International Organizations Immunities Act; • Contractors of foreign missions, international organizations, or governments in a status other than A or G; and • Foreign government employees visiting the United States in a personal rather than an official capacity. If you are under 18 years of age, your parent or legal guardian must prepare and sign Form I-485 on your behalf. Derivative applicants are not allowed in this category. Additional Evidence Requirements
--	--	--

	As an individual born under diplomatic status, you must submit evidence showing you meet certain requirements specific to this registration category. Therefore, in addition to the evidence listed in the What Evidence Must You Submit with Form I-485 section, you must also submit: 1. Official confirmation of the diplomatic classification and occupational title of your parent at the time of your birth; 2. A list of all your arrivals in and departures from the United States; 3. Proof of your continuous residence in the United States; and 4. Form I-508, Waiver of Rights, Privileges, Exemptions and Immunities under INA section 247(b). Evidence of Diplomatic Agent Level Immunity International law states that individuals born in the United States to a foreign diplomatic officer accredited to the United States are not subject to the jurisdiction of the United States. These individuals are also not U.S. citizens under the Fourteenth Amendment to the Constitution. However, they may be considered a lawful permanent resident at birth. Diplomatic agent level immunity is formally determined by DOS. You may apply to register your lawful permanent resident status under this category if one of your parents was an accredited member of a foreign mission in the United States and enjoyed diplomatic agent level immunity at the time of your birth. However, if one of your parents was a U.S. citizen at the time of your birth, regardless of whether you were living with that U.S. citizen parent at the time of your birth, you may already be a	As an individual born to a foreign government employee in the United States, you must submit evidence showing you meet certain requirements specific to this registration category. Therefore, in addition to the evidence listed in the What Evidence Must You Submit with Form I-485 section, you must also submit: 1. Official confirmation of your parent's foreign government employment, including occupational title and, if applicable, diplomatic classification at the time of your birth; 2. A list of all your arrivals in and departures from the United States; 3. Proof of your continuous residence in the United States; and 4. If applicable, Form I-508, Waiver of Rights, Privileges, Exemptions and Immunities under INA section 247(b). See the Instructions above, under What Evidence Must You Submit with Form I-485, Item Number 13., regarding who must submit Form I-508. [deleted] [deleted] [deleted]
--	--	--

	U.S. citizen from birth and may not need to file this application. Evidence of Continuous Residence ...	Evidence of Continuous Residence ...
--	--	--