TEMPORARY PROTECTED STATUS FOR BURMA
INITIAL APPLICATION CHECKLIST

TPS ELIGIBILITY:

☐ Apply between May 25, 2021 through Nov. 22, 2021 (or meet requirements for late initial registration)

☐ National of Burma or person without nationality who last habitually resided in Burma

☐ Continuously resided in United States since March 11, 2021

☐ Continuously physically present in United States since May 25, 2021

☐ Not convicted of any felony or of 2 or more misdemeanors

☐ If prior arrests, charges and/or convictions, reviewed criminal records including final court dispositions

☐ No mandatory bars: persecution of others; convicted of particularly serious crime; serious nonpolitical crime outside the United States; danger to security of United States; engaged in terrorism; firmly resettled in third country prior to arriving in United States

☐ Admissible or, if inadmissible under an applicable ground, must apply for a waiver.

The following grounds do not apply: public charge, 212(a)(4); labor certification grounds, 212(a)(5)(A); unqualified physicians, 212(a)(5)(B); and documentation requirements, 212(a)(7)(A)(i).

Grounds that cannot be waived: CIMTs, 212(a)(2)(A)(i)(I); controlled substance violations, except for a single offense of simple possession of 30 grams or less of marijuana, 212(a)(2)(A)(i)(II); multiple convictions, 212(a)(2)(B); controlled substance trafficking, 212(a)(2)(B); danger to national security, 212(a)(3)(A); terrorist activities, 212(a)(3)(B); adverse foreign policy consequences, 212(a)(3)(C); membership in totalitarian party, 212(a)(3)(D); and grounds relating to Nazi persecution, genocide, torture or extrajudicial killing, 212(a)(3)(E).

TPS DOCUMENTATION:

☐ Form I-821

☐ Form I-765  (Required only if applicant wants employment authorization)

☐ Proof of identity and nationality (one of the below forms of primary evidence

☐ Passport; OR
☐ Birth certificate with certified translation and photo identification; OR
☐ National identity document with photo and/or fingerprint issued by Burma

☐ Proof of date of entry to United States
  ☐ Copy of passport with entry stamp;
  ☐ I-94, Arrival/Departure Record; OR
  ☐ Copies of documents specified in “Continuous Residence” section

☐ Proof of continuous residence in United States since March 11, 2021 and continuous physical presence since May 25, 2021
  ☐ Employment records; pay stubs, income tax records; rent receipts; utility bills; school records; hospital or medical records; mortgage payments; bank statements; money order receipts; attestations from churches, unions, or organizations; birth certificates of children born in the United States; insurance policies; vehicle registration or title; contracts; receipts; letters; passport entries.
  ☐ Certified criminal records (if disclosing prior arrests or convictions)

**INITIAL TPS FEES:** (Check USCIS website for current fees)
  ☐ Check or money order made payable to "U.S. Department of Homeland Security"
    ☐ $545 for people between 14 and 65 who want work authorization (includes I-821, I-765 and biometrics fee)
    ☐ $135 for people between 14 and 65 who DO NOT want work authorization (includes I-821 and biometrics fee)
    ☐ $135 for people over 65 who want work authorization (no fee for I-765)
    ☐ $50 for children under 14 years old (no fee for biometrics or I-765)
  ☐ Or Form I-912 Request for Fee Waiver, plus documentation

**WAIVER OF INADMISSIBILITY (if applicable):**
  ☐ Form I-601 Application for Waiver of Grounds of Inadmissibility
  ☐ Supporting documentation to show humanitarian, family unity, or public interest factors
  ☐ $930 check or money order made payable to "U.S. Department of Homeland Security" or Form I-912 Request for Fee Waiver, plus documentation