

Employment Authorization Document (EAD) Chart

- Proof of Legal Presence -

EAD Category 8 CFR 274a.12	Suggested Documents that a REAL ID Applicant Presenting an EAD may have as Proof of Legal Presence based on EAD Category
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A2	Lawful Temporary Resident	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired Form I-94 • I-797
A3	Refugee	<ul style="list-style-type: none"> • Form I-94 with refugee stamp • I-94 with refugee stamp with Placement and Assurance Form • Unexpired refugee travel document (I-571)
A4	Paroled Refugee	<ul style="list-style-type: none"> • Form I-94 with refugee stamp • I-94 with refugee stamp with Placement and Assurance Form • Unexpired refugee travel document (I-571)
A5	Asylee (Granted Asylum)	<ul style="list-style-type: none"> • Form I-94 with asylum stamp • USCIS letter or Immigration Judge's decision granting asylum
A6	K-1 or K-2 Nonimmigrant	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I-797 case type I-485
A7	N-8 or N-9 Nonimmigrant	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I-797
A8	Citizen of Micronesia, Marshall Islands, or Palau	<ul style="list-style-type: none"> • Valid passport, (no visa) and unexpired I-94
A9	K-3 or K-4 Nonimmigrant	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94
A10	Granted Withholding of Deportation or Removal	<ul style="list-style-type: none"> • (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
A11	Deferred Enforced Departure (DED)	<ul style="list-style-type: none"> • (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
A12	Temporary Protected Status	<ul style="list-style-type: none"> • I-797 case type I-821 with current date <ul style="list-style-type: none"> ○ Use TPS Chart to determine eligibility and credential expiration.
A13	IMMACT Family Unity beneficiary (Section 301 of the Immigration Act of 1990)	<ul style="list-style-type: none"> • (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
A14	LIFE Act Family Unity beneficiary (Section	<ul style="list-style-type: none"> • (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
A15	V Nonimmigrant	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I797 Approval Notice
A16	T-1 Nonimmigrant	<ul style="list-style-type: none"> • I797 Approval Notice for T non immigrant status
A17	Spouse of a E-1 or E-2 Treaty, Trader or Investor	<ul style="list-style-type: none"> • Valid Passport, visa, and unexpired I-94 • I-797
A18	Spouse of an L-1 Intra Company Transferee	<ul style="list-style-type: none"> • Passport, visa, and unexpired I-94 • I-797
A19	U-1 Nonimmigrant	<ul style="list-style-type: none"> • I-797 "U" visa Approval Notice
A20	U-2, U-3, U-4 or U-5 Nonimmigrants	<ul style="list-style-type: none"> • I-797 "U" visa Approval Notice
C1	Spouse or Dependent of A-1 or A-2 Nonimmigrant	<ul style="list-style-type: none"> • Passport, visa, and I-94 with D/S
C2	Spouse or Dependent of	<ul style="list-style-type: none"> • Passport, visa, and unexpired I-94

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	Coordination Council for North American Affairs (E-1)/Taipei Economic and Cultural Representative Office (TECRO)	<ul style="list-style-type: none"> • I-797
C3A	F-1 Nonimmigrant, Pre-Completion Optional Practical Training	<ul style="list-style-type: none"> • Passport, visa, I-94 with SEVIS I-20 stating OPT requested. <ul style="list-style-type: none"> ○ When a SEVIS I-20 stating OPT requested is presented with a valid EAD, issue credential based on SEVIS I-20 OPT requested end date. ○ If the dates on the I-20 OPT Request and the valid EAD are different, forward to IR for approval.
C3B	F-1 Nonimmigrant, Post-Completion Optional Practical Training	<ul style="list-style-type: none"> • Passport, visa, I-94 with SEVIS I-20 stating OPT requested. <ul style="list-style-type: none"> ○ When a SEVIS I-20 stating OPT requested is presented with a valid EAD, issue credential based on SEVIS I-20 OPT requested end date. ○ If the dates on the I-20 OPT Request and the valid EAD are different, forward to IR for approval.
C3C	F-1 Nonimmigrant, 17-month extension for STEM Students	<ul style="list-style-type: none"> • Passport, visa, I-94 with SEVIS I-20 stating OPT requested. <ul style="list-style-type: none"> ○ When a SEVIS I-20 stating OPT requested is presented with a valid EAD, issue credential based on SEVIS I-20 OPT requested end date. ○ If the dates on the I-20 OPT Request and the valid EAD are different, forward to IR for approval.
C03(ii)	F-1 student offered off-campus employment under the Sponsorship of Qualifying international Organization	<ul style="list-style-type: none"> • Passport, visa, I-94 with SEVIS I-20 stating OPT requested. <ul style="list-style-type: none"> ○ When a SEVIS I-20 stating OPT requested is presented with a valid EAD, issue credential based on SEVIS I-20 OPT requested end date. • If the dates on the I-20 OPT Request and the valid EAD are different, forward to IR for approval
C03 (iii)	F-1 student seeking off-campus employment due to severe economic hardship	<ul style="list-style-type: none"> • Passport, visa, I-94 with SEVIS I-20 stating OPT requested. <ul style="list-style-type: none"> ○ When a SEVIS I-20 stating OPT requested is presented with a valid EAD, issue credential based on SEVIS I-20 OPT requested end date. • If the dates on the I-20 OPT Request and the valid EAD are different, forward to IR for approval
C4	Spouse or Dependent of G-1, G-3, or G-4 Nonimmigrant	<ul style="list-style-type: none"> • Passport, visa, and I-94
C5	J-2 Spouse or Child of J-1 Nonimmigrant	<ul style="list-style-type: none"> • Passport, visa, I-94 with DS-2019 currently dated • I-797
C6	M-1 Nonimmigrant, Practical Training	<ul style="list-style-type: none"> • Passport, M visa, I-94 with SEVIS I-20 where PT has been requested. <ul style="list-style-type: none"> ○ Issue credential until requested end date on SEVIS I-20. • I-797
C7	Dependent of NATO-1 through NATO-7 Nonimmigrant	<ul style="list-style-type: none"> • Passport, visa, and unexpired I-94
C8	Asylum Application	<ul style="list-style-type: none"> • Application for asylum with documentation from USCIS or

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	Pending filed before January 4, 1995 and applicant is not in exclusion/deportation proceedings	U.S Immigration Court
C9	Pending Adjustment of Status	<ul style="list-style-type: none"> • I-797 with case type I-485 receipt notice
C10	NACARA Section 203 Applicants who are eligible to Apply for NACARA relief with USCIS	<ul style="list-style-type: none"> • I-797 with case type I-485 receipt notice or I-797 with case type I-881Nacare (I-485 should be present in the body of the document)
C11	An alien paroled into the United States in the public interest or temporarily for emergency reasons	<ul style="list-style-type: none"> • Not eligible for REAL ID(Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
C14	Deferred Action	<ul style="list-style-type: none"> • Court order • Official notice • I-797 Supplemental Notice of Deferred Action • Other official documentation stating granted deferred action
C16	Creation of Record (Adjustment Based on Continuous Residence since January 1, 1972)	<ul style="list-style-type: none"> • I-797 with case type I-485 receipt notice
C17i	B-1 Domestic of a Nonimmigrant	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I-797
C17ii	B-1 Domestic of a USC	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I-797
C17iii	Employee of a Foreign Airline	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I-797
C19	Temporary Treatment Benefits Based on 8 CFR 244.5 (Extension of TPS)	<ul style="list-style-type: none"> • I-797 case type I-821 currently dated <ul style="list-style-type: none"> ○ Use TPS chart to determine eligibility and credential expiration.
C20	Alien who has filed a completed legalization application for special agricultural workers	<ul style="list-style-type: none"> • (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
C22	Alien who has filed a completed legalization application under INA 245A	<ul style="list-style-type: none"> • Valid passport, visa, unexpired I-94
C23	Irish Peace Process (Q-2)	<ul style="list-style-type: none"> • Valid passport, visa, and unexpired I-94 • I-797
C24	LIFE Legalization	<ul style="list-style-type: none"> • I-797 with case type I-485 receipt notice
C25	T Visa Dependent	<ul style="list-style-type: none"> • Passport, visa, and unexpired I-94 • I-797 Approval notice for "T" status

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C31	Principal beneficiary of an approved VAWA self-petition. Qualified child of a beneficiary of an approved VAWA self-petition	<ul style="list-style-type: none"> (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141
C33	Consideration of Deferred Action for Childhood Arrivals	<ul style="list-style-type: none"> I-821D approval notice
Any other code		<ul style="list-style-type: none"> If valid, acceptable as proof of legal presence (Not acceptable as proof of REAL ID) without an acceptable document listed on the DMV141