**Common-Place Handbook** *page 12-21* **United States Citizenship and Immigrant Status (USCIS) Codes**

**12.7.2 Employment Authorization Codes**

U.S. employers must check to ensure all employees, regardless of citizenship or national origin, are allowed to work in the United States. Noncitizens or permanent residents may need to apply for an Employment Authorization Document (EAD).

Form I-765, “Application for Employment Authorization”, requires an applicant to provide an eligibility category. These codes are documented in the Code of Federal Regulations (CFR), Section 8. The table below contains the employment authorization codes for the eligibility categories for the I-766, “Employment Authorization Card”.

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| --- | --- | --- | --- |
| **I-766 Code**  | **8 CFR 274a.12**  | **Description**  | **Full or Restricted Scope MC**  |
| A01  | (a)( 1)  | Employment authorized incident to status  | \*\*\*  |
| A02  | (a)( 2)  | Lawful temporary resident  | Restricted Scope  |
| A03  | (a)( 3)  | Refugee  | Full Scope  |
| A04  | (a)( 4)  | Paroled as a refugee  | Full Scope  |
| A05  | (a)( 5)  | Granted asylee  | Full Scope  |
| A06  | (a)( 6)  | Fiancé(e) of a U.S. citizen, dependent of fiancé(e)  | Restricted Scope  |
| A07  | (a)( 7)  | Parent or dependent child of a permanent resident (N-8 or N-9)  | Restricted Scope  |
| A08  | (a)( 8)  | Citizen of Micronesia, Marshall Islands, or Palau  | Restricted Scope  |
| A09  | (a)( 9)  | Non-immigrant spouse or child  | \*\*\*  |
| A10  | (a)(10)  | Granted withholding of deportation  | Full Scope  |
| A11  | (a)(11)  | Deferred enforced departure (extended voluntary departure)  | Full Scope  |
| A12  | (a)(12)  | Temporary protected status  | Restricted Scope  |
| A13  | (a)(13)  | Family Unity Program (granted voluntary departure)  | Restricted Scope  |
| A14  | (a)(14)  | Legal Immigrant Family Equity (LIFE) legalization  | Restricted Scope  |
| A15  | (a)(15)  | V-1, V-2 or V-3 non-immigrant  | Restricted Scope  |

*Update # 16-28 Revised: 12/02/16*

*page 12-22* **Common-Place Handbook United States Citizenship and Immigrant Status (USCIS) Codes**

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| **I-766 Code**  | **8 CFR 274a.12**  | **Description**  | **Full or Restricted Scope MC**  |
| A16  | (a)(16)  | T-1 visa non-immigrant  | Full scope if TCVAP eligible or if they meet the requirements for Qualified Immigrant status or PRUCOL. Otherwise, restricted scope  |
| A17  | (a)(17)  | Spouse of an E-1/E-2 treaty trader or investor  | \*\*\*  |
| A18  | (a)(18)  | Spouse of an L-1 intra company transferee  | \*\*\*  |
| A19  | (a)(19)  | U-1 non-immigrants  | Full scope if TCVAP eligible. Otherwise, restricted scope  |
| A20  | (a)(20)  | U-2, U-3, U-4, or U-5 non-immigrants  | Full scope if TCVAP eligible. Otherwise, restricted scope  |
| C01  | (c)( 1)  | Spouse/dependent of A-1 or A-2 foreign government officials  | Restricted Scope  |
| C02  | (c)( 2)  | Spouse/dependent of Coordination Council for North American Affairs representative  | Restricted Scope  |
| C03  | (c)( 3)  | Foreign students seeking optional practical training (F-1)  | Restricted Scope  |
| C04  | (c)( 4)  | Spouse/dependent of G-1, G-3, or G-4 non-immigrant  | Restricted Scope  |
| C05  | (c)( 5)  | Spouse or minor child of exchange visitor  | Restricted Scope  |
| C06  | (c)( 6)  | M-1 student seeking practical training  | Restricted Scope  |
| C07  | (c)( 7)  | Dependent of NATO employee  | Restricted Scope  |
| C08  | (c)( 8)  | Asylum application pending  | \*\*\*  |
| C09  | (c)( 9)  | Pending adjustment of status  | Full scope if TCVAP eligible or if they meet the requirements for Qualified Immigrant status or PRUCOL. Otherwise, restricted scope  |
| C10  | (c)(10)  | Suspension/cancellation of deportation  | \*\*\*  |

*Revised: 12/02/16 Update # 16-28*

**Common-Place Handbook** *page 12-23* **United States Citizenship and Immigrant Status (USCIS) Codes**

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| **I-766 Code**  | **8 CFR 274a.12**  | **Description**  | **Full or Restricted Scope MC**  |
| C11  | (c)(11)  | Paroled in the public interest  | Full scope (PRUCOL or Qualified Immigrant depending on basis for parole)  |
| C12  | (c)(12)  | Spouse of a long-term investor in the Commonwealth of the Northern Mariana Islands  | \*\*\*  |
| C13  | (c)(13)  | Deportation or exclusion proceedings pending  | \*\*\*  |
| C14  | (c)(14)  | Deferred action  | Full Scope  |
| C15  | (c)(15)  | Reserved  | \*\*\*  |
| C16  | (c)(16)  | Application for permanent residency based on continuous residency  | Full Scope  |
| C17  | (c)(17)  | A non-immigrant (B-1) who is the personal or domestic servant of a non-immigrant employer, U.S. citizen or employed by a foreign airline  | Restricted Scope  |
| C18  | (c)(18)  | Deportable alien under order of supervision  | Full Scope  |
| C19  | (c)(19)  | Temporary protected status applicant  | Restricted Scope  |
| C20  | (c)(20)  | Completed legalization application filed  | Restricted Scope  |
| C21  | (c)(21)  | S Visa non-immigrant  | \*\*\*  |
| C22  | (c)(22)  | Completed legalization; authorization granted in one year increments  | \*\*\*  |
| C23  | (c)(23)  | Irish Peace Process (Q-2)  | \*\*\*  |
| C24  | (c)(24)  | LIFE legalization applicant; adjustment of status  | Restricted Scope  |
| C25  | (c)(25)  | T-2, T-3, T-4 non-immigrants  | Full Scope (Qualified Immigrant or Federally recognized trafficking victim with T Visa  |

*Update # 16-28 Revised: 12/02/16*

*page 12-24* **Common-Place Handbook United States Citizenship and Immigrant Status (USCIS) Codes**

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| **I-766 Code**  | **8 CFR 274a.12**  | **Description**  | **Full or Restricted Scope MC**  |
| C31  | (c)(31)  | Qualified domestic violence survivor  | Full Scope if TCVAP eligible or if they meet the requirements for Qualified Immigrant status or PRUCOL. Otherwise, restricted.  |
| C33  | (c)(33)  | Deferred Action for Childhood Arrivals (DACA)  | Full Scope  |