



T Visa Document Checklist¹

NOTE: All items must be submitted in English. Items in another language should include an English Translation and certificate of translation.

T visa application (in general)

- ☐ **A Cover Letter:** The letter should briefly explain how the applicant meets the requirements for the T-visa. The letter should be a roadmap to the exhibits filed in support of the requirements. Clearly state at top of cover letter: Fee exempt under [8 CFR 106.3\(b\)\(2\)](#).
- ☐ **Form I-914:** Application for T Nonimmigrant status: no fee is required for the filing of this form. The form **MUST** contain an *original signature* (we recommend blue ink) for *each* the applicant, attorney and interpreter (if applicable). Review the instructions and ensure each part is properly completed (consider filling all boxes, including with “N/A” or “none”).
- ☐ **Form I-914, Supplement A:** Application for Immediate Family Member of T-1 Recipient: application for any family members included (may be added later; see below for additional evidence if filing SuppA).
- ☐ **Form I-765 Application for Work Authorization** for principal applicant to obtain authorization while T is pending, and for all family members *present in the U.S.* who desire work authorization. Please review instructions for I-765 separately.
- ☐ **Form I-192 Application for Advance Permission to Enter** as a Non-Immigrant: this is the waiver of inadmissibility grounds if the applicant is inadmissible. Review INA 212 for inadmissibility grounds, and consult with AHR staff if your client answered “yes” to any of the long list of questions on the Form I-914 that indicate inadmissibility. Don’t forget evidence in support of the waiver, as outlined below.
- ☐ **Form I-914B Declaration of Law Enforcement Officer** for Victim of Trafficking in Persons, if available (not required)
- ☐ **Signed statement from the applicant:** A detailed declaration should describe the crime victimization and how the applicant meets each T-visa requirement. If the applicant is also inadmissible, the statement should include an explanation of inadmissibility grounds and outline any equities.

¹ The Advocates for Human Rights created this checklist in November 2024. Applicants are always encouraged to check the uscis website (uscis.gov) to ensure you are following the most up-to-date instructions.

- A copy of the applicant's passport or other identity document, if available. If no passport, file I-192 indicating the applicant does not have a passport (a ground of inadmissibility) or confer with AHR about obtaining a passport from consulate/embassy.
- Evidence of relationship to family member (if filing Form I-914, Supplement A), such as birth certificate, marriage certificate, etc. (remember translations if not in English!)

Supporting Evidence

Below is a non-exhaustive list of possible evidence that could be submitted in support of the application. Applicants and counsel are encouraged to think through what evidence might be available or provided. 2

Victim of a Severe Form of Trafficking in Persons

- Evidence the applicant was authorized Continued Presence or Deferred Action as a trafficking victim (not required)
- Statement signed under penalty of perjury by applicant describing the victimization, what has been done to report the crime to law enforcement, and what records for the time and place of the crime are available.
- Civil or Criminal Trial transcripts
- Civil or Criminal Court documents
- Police Reports
- News articles
- Reimbursement forms for travel to and from court
- Witness Affidavits
- Photographs
- Text messages or the like
- Statements from trafficking caseworkers regarding the trauma, fear, or other experiences faced as a result of the trafficking
- Paystubs
- Contracts/letters from employer
- Visa documents (available through a FOIA request if applicant does not have copies)
- Medical Records
- Psychological records and reports

Evidence of Physical Presence on Account of the Trafficking

- ☐ Applicant's statement signed under penalty of perjury
- ☐ Form I-914B Declaration of Law Enforcement Officer for Victim of Trafficking in Persons (if available)
- ☐ Evidence applicant was authorized for Continued Presence as a trafficking victim (if available)
- ☐ Travel/visa documents (I-94, employment-based visa, visa applications, etc.)
- ☐ Affidavits from victim advocates, shelter workers, counselors, or mental health professionals detailing any physical or psychological trauma
- ☐ Affidavits from friends, neighbors, social service providers, etc.
- ☐ Photographs
- ☐ Paystubs, court documents, etc. that show US location of trafficking

Evidence of Cooperation with Law Enforcement for Applicants Age 18 and Older:

- ☐ If under 18 at time of trafficking, evidence of age
- ☐ If exemption based on trauma, evidence of trauma (psychological reports, etc.)
- ☐ Records of good faith efforts to report to law enforcement (emails, business cards, letters, police reports, National Human Trafficking Hotline receipt, etc.)
- ☐ Form I-914, Supplement B duly executed by law enforcement
- ☐ Evidence of Continued Presence or Deferred Action
- ☐ Trial transcripts
- ☐ Court documents
- ☐ Police Reports
- ☐ News articles
- ☐ Reimbursement forms for travel to and from court
- ☐ Affidavits from individuals with knowledge of the cooperation
- ☐ Documentation setting-up meetings and interviews with law enforcement

Evidence of Extreme Hardship if Returned to Home country

- Affidavit from the victim detailing the hardships, including the nature of any emotional, physical and sexual abuse and the consequences to physical and psychological well-being if she's removed from the United States; lack of access to justice in home country; lack of protections in home country; loss of supports if removed
- Affidavits from experts, such as social workers, shelter workers, counselors, or psychologists about the impact of the trafficking on the victim and possible return
- Documentation on the impact of the loss of access to the U.S. courts, both the civil and criminal systems (including, but not limited to, the ability to secure criminal investigations and prosecutions, bring civil suits, obtain restitution, and secure protection)
- Court records
- Country conditions reports, especially the U.S. State Department Trafficking in Persons Report
- "Victim impact statements" provided by the victim for sentencing in a criminal case
- Evidence of the applicant's needs for social, medical, mental health, victim, or other supportive services that would not be available or reasonably accessible in the home country
- Records of counseling programs in which the applicant participated and affidavits from the counselors describing the program and the benefit of the program to the applicant
- Copies of medical and mental health records
- Affidavits from anti-trafficking advocates
- Affidavits from advocates, experts, university professors, or women's groups and other documentation confirming that services parallel to those they are receiving in the United States are lacking in the home country
- Documentation on the existence of laws, social practices, or customs in her home country that would penalize or ostracize the applicant for having been the victim of trafficking
- Documentation of any serious illness of the victim or and, if appropriate, description of how the illness was caused by or exacerbated by the trafficking
- Description of whether similar medical treatment is available to the victim in the victim's home country or why alternative healthcare services there are likely to be less effective

Admissibility to the United States

- Statement by Applicant regarding inadmissibility grounds and any equities (can be in same statement as T visa application)
- Evidence of equities, such as criminal records, statements from community members/church leaders, school attendance records, etc.

