NATIONAL LAW REVIEW

USCIS Proposes Changes to Form I-9, Instructs Current I-9 to be Used Beyond Expiration Date

Wednesday, March 30, 2016

The current Form I-9 Employment Eligibility
Verification is set to expire on March 31, 2016. On the
eve of the form's expiration, USCIS has announced that
employers must continue to use the current version
until the proposed I-9 is in effect.

On March 28, 2016, USCIS published proposed changes to Form I-9 in the Federal Register. The public has 30 days to comment on the proposed changes.

Employers must continue to use the current version of Form I-9 until the proposed version is approved and posted on the USCIS website.

Key changes to the form include validations on certain fields to ensure the information is entered correctly, additional spaces to enter multiple preparers and

translators, and embedded instructions for completing each field. The proposal also requires in Section 1 that an employee provide only other last names used, rather than any other names used, and removes the requirement that aliens authorized to work provide both their Form I-94 number and foreign passport information.

After the 30-day comment period and public comments are considered, USCIS may make further changes which OMB will need to review and approve. USCIS will post the newly revised form with instructions on its web page for use by the public.

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