

T Visa Regulations, Policies and Government Publications

(Updated December 29, 2021)

T Visa Regulations History

- T Visa Regulations 2002 and 2016 (June 23, 2020)
 - <https://niwaplibrary.wcl.american.edu/pubs/t-visa-regulations-2002-and-2016>
 - This tool was developed by NIWAP to promote a better understanding of the T visa regulations and regulatory history. This document tracks the two sets of regulations issued in 2002 and 2016 and compares the regulations. It identifies the portions of the 2002 regulation and regulatory history that are still in effect as they were unchanged by the 2016 amendments. Additionally those portions of the 2002 regulations and regulatory history language that were changed by the 2016 regulations are crossed out with annotations to the sections of regulatory text and preamble regulatory history that replaced them in the 2016 regulations. This tool allows users to easily identify the full regulatory history of the and regulatory text of the T visa regulations following implementation of the amendments to the regulations in 2016.

T Visa Information

- Victims of Human Trafficking: T Nonimmigrant Status
 - <https://niwaplibrary.wcl.american.edu/pubs/t-nonimm-status-21>
 - This USCIS webpage describes who qualifies for the T visa. It outlines the definition of “severe form of trafficking in persons” and provides quick information on eligibility, application, and employment authorization. It includes eligibility for qualifying family members, public benefits, and links to other resources developed by the Department of Homeland Security on T visas, T visa Declarations by government officials, and continued presence a remedy available to help victims of trafficking who could be potential witnesses in the detection investigation or prosecution of human trafficking.
- T Visa Law Enforcement Resource Guide
 - <https://niwaplibrary.wcl.american.edu/pubs/t-lea-policy-resource-guide>
 - This T Visa Law Enforcement Resource Guide is intended for federal, state, local, Tribal and territorial law enforcement, prosecutors, judges and other government agencies who are authorized to sign T visa declarations. This standalone resource guide on T visas for certifying agencies. It provides information on eligibility requirements for immigrant victims, best practices for certifying agencies, and a FAQ section to answer general questions typically raised by certifying officials

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considering signing T visa declarations. This guide provides important information useful for both certifying agencies and the victim advocates and attorneys assisting immigrant victims of human trafficking. The guide reviews eligibility requirements for the T visa and outlines compliance with a reasonable request for assistance, which is required for the T visa declaration. It specifically reviews steps to complete the T visa declaration I-914B form and includes additional tools, such as information on Continued Presence and Parole.

- Policy Manual: Victims of Trafficking (Part B)
 - <https://niwaplibrary.wcl.american.edu/pubs/policy-manual-ht-b-21>
 - This policy manual was issued by USCIS and governs T visa adjudications. It also serves as a resource for judges, attorneys, and victim advocates providing a resource for accessing legally accurate information on the T visa. The policy manual includes section that provide a complete overview of the T visa purpose, background, and policies for an immigrant victim of human trafficking. It includes detailed chapters on eligibility, evidence requirements, eligible family members, and timing for a T visa application. This USCIS policy manual provides professionals working with immigrant victims of human trafficking a guide for successfully completing an application and obtaining the visa and benefits to which T visa applicants and holders are entitled.
- Policy Manual: Victims of Trafficking (Part O)
 - <https://niwaplibrary.wcl.american.edu/pubs/policy-manual-ht-o-21>
 - This USCIS policy manual provides an overview of the waivers available for T visa applicants, including the USCIS' discretion to waive grounds of inadmissibility specific to T visa applicants and discretion to waive certain grounds of inadmissibility based on balancing positive and negative factors. It describes each of the discretionary waivers in detail as well as the adjudication and post-adjudication processes.

Useful Websites for Government Agencies Authorized to Sign T Visa Declarations and for Advocates and Attorneys Working With Victims of Human Trafficking

- DHS Center for Countering Human Trafficking Fact Sheet
 - <https://niwaplibrary.wcl.american.edu/pubs/ccht-overview-21>
 - The DHS Center for Countering Human Trafficking (CCHT) works to promote counter human trafficking law enforcement operations, protect victims, and enhance prevention efforts by aligning DHS' capabilities and expertise. This fact sheet provides a one-page resource containing information on the duties of the CCHT as well as contact information for the center.
- DHS Center for Countering Human Trafficking
 - <https://www.dhs.gov/dhs-center-countering-human-trafficking>
- DHS Blue Campaign
 - <https://www.dhs.gov/blue-campaign>
- NIWAP, U Visa Certification and T Visa Declaration Toolkits
 - <https://niwaplibrary.wcl.american.edu/u-t-visa-certification-toolkits>