

USCIS has issued a new proposed rule regarding fees for immigration forms

Fees will not become final perhaps April or May 2023.

Assuming new fee structure passes:

Employment:

H-1B petitions will cost departments \$1880 without Premium Processing and \$4380 with Premium Processing

E-3 and TN petitions filed in the US will increase to \$1615 without Premium Processing and \$4115 with Premium Processing

For Departments covering O-1 Fees, they will increase to \$1655 without Premium Processing and \$4155 with Premium Processing

For Departments covering Fees for Green Cards, Form I-140 only by \$15, to \$715, a 2% increase. However, the I-140 will also require the new \$600 Asylum Program Fee.

Students and J Scholars:

While Temple is not required to pay these fees, the fee increases could have a significant effect on Temple's International Community.

Form I-765 is used for Employment Authorization such as Optional Practical Training and J-2 Work Authorization

Form I-539 is used to change or extend status (F-1, H-4, J-2, etc).

Fee increases for both forms, but less of an increase if filed online. The filing fee for Forms I-539 and I-765 will be raised, but e-filing the form (if eligible) would be less expensive than paper filing:

- Form I-539 **paper** filing raised from \$370 to \$620 (a 68% increase)
- Form I-539 **online** filing raised from \$370 to \$525 (a 42% increase)
- Form I-765 **paper** filing raised from \$410 to \$620 (a 59% increase)
- Form I-765 **online** filing raised from \$410 to \$525 (a 35% increase)

Premium Processing. DHS proposes to define the premium processing timeframe for all immigration benefit request types designated for premium processing to *only include business days.*" Currently, the premium processing timeframe is counted in calendar days.

USCIS has listed an FAQ on the Proposed Rate Increases on their website at www.uscis.gov/proposed-fee-rule-frequently-asked-questions

Quick-Reference Table of Key Fee Increase Proposals

Form	Form Title	Current Fee	Proposed Fee	Difference
I-129	<p>Petition for a Nonimmigrant worker</p> <p>1. I-129 (H-1B) 2. I-129 (O-1) 3. I-129 (E, TN)</p> <p>Plus an Additional Asylum Program Fee of \$600 in addition to the base petition fee, \$500 Anti-Fraud Fee and Optional Premium Processing</p>	\$460	<p>1. \$780 (H-1B) 2. \$1055 (O-1) 3. \$1015 (E/TN)</p>	<p>1. +\$320 (70%) 2. +\$595 (129%) 3. +\$555 (121%)</p>
I-131	Application for Travel Document (during green card process)	\$575	\$630	+55 (10%)
I-140	<p>Immigrant Petition for Alien Worker (Green Card)</p> <p>* I-140 filers would also have to pay the new Asylum Program Fee of \$600 in addition to the base petition fee.</p>	\$700	\$715	+15 (2%)
I-485	<p>Application to Register Permanent Residence or Adjust Status</p> <p>Although the base I-485 application fee will be higher, it will no longer include the fee for Form I-765 (employment) and Form I-131 (advance parole). Adjustment applicants who wish to file for those benefits must submit separate payments with those ancillary applications.</p>	\$1,140 + \$85 biometric fee = \$1225	<p>1. If filed without Forms I-765 and I-131: \$1540 2. If filed with Form I-131 and Paper Form I-765: \$2820</p>	<p>1. +315 (26%) 2. +1595 (130%)</p>
I-539	Application to Extend/Change Nonimmigrant Status	\$370	<p>1. Paper-filed: \$620 2. E-filed: \$525</p>	<p>1. +\$240 (59%) 2. +\$145 (35%)</p>
I-765	Application for Employment Authorization	\$410	<p>1. Paper-filed: \$650 2. E-filed: \$555</p>	<p>1. +\$250 (68%) 2. +\$155 (42%)</p>