

## Policy Instruction

11/01/2000 at 08:45:41 AM

Identification Number **EM-00154**

Effective Date:

11/01/2000

Intended Audience: ALL RCs/ARCs/ADs/Dos/TSC/RPAOs

Originating Office: SSA, ODISP, OPB

Title: **Evidence of Employment  
Authorization for K-1  
Aliens**

Type: EM - Emergency Messages

Program: Title II (RSI)

Reference: RM 00203.500

Link To Reference: EM-00009

### Document:

This Emergency Message replaces EM-00009 which expired in September 2000 and POMS instructions, RM 00203.500C.2., for **K-1** aliens. A **K-1** alien is the fiancé of a U.S. citizen.

A nonimmigrant alien in **K-1** alien status is authorized to work based on that status and is no longer required to show an employment authorization document (EAD) as proof of employment authorization when applying for a Social Security Number (SSN) card.

When an alien in **K-1** status applies for an original or replacement SSN card, accept as proof of employment authorization either an unexpired:

- I-94 showing the alien is admitted as a **K-1** for a 90-day period; or
- EAD (Form I-688B showing "274A.12(A)(6)" on the face of the card under Provision of Law or Form I-766 showing "A-6" on the face of the card under Category).

Some I-94s issued to **K-1**s are stamped or annotated "EMPLOYMENT AUTHORIZED," and some are not. Either way, the I-94 is proof a **K-1** alien is authorized to work.

POMS instructions will be revised in 2001.

If you have questions about this Emergency Message, call your Regional Office. Regional Office Staff only may contact Kay Bernstein via E:Mail at HQ-Exchange.

POMS Affected: RM 00203.500

RETENTION DATE: October 2001