

# Update on Termination of TPS for Yemen

**Release Date:** May 4, 2026

This guidance supersedes the [Secretary of Homeland Security Announces Termination of Designation of Yemen for Temporary Protected Status](#) message posted on March 3, 2026.

**ALERT:** After reviewing country conditions and consulting with the appropriate U.S. government agencies, former Secretary of Homeland Security Kristi Noem determined that Yemen no longer meets the conditions for its designation for Temporary Protected Status (TPS). See Termination of the Designation of Yemen for Temporary Protected Status, 91 Fed. Reg. 10402 (March 3, 2026). Yemen's TPS designation and related benefits were slated to terminate on May 4, 2026. However, on May 1, 2026, a judge of the U.S. District Court for the Southern District of New York issued an order staying the Yemen TPS termination. *Doe v. Noem et al.*, No. 26-cv-2103 (S.D.N.Y.) and *Doe v Noem et al.*, 26-cv-2280 (S.D.N.Y.).

*What this means for Forms I-766, Employment Authorization Documents (EADs):*

The validity of Employment Authorization Documents (EADs) issued under the TPS designation of Yemen with an original expiration date of Mar. 3, 2026, Sept. 3, 2024, or Mar. 3, 2023 is extended per court order.

When completing the Expiration Date (if any) fields on Form I-9, input "as per court order" in Section 1 and "July 1, 2026" in Section 2 along with a note in the additional information box. Employers may download the Alert and TPS Yemen webpage and attach them to Form I-9. Check USCIS websites regularly for updated information. When completing a case in E-Verify, enter the expiration date of "July 1, 2026" from the Form I-9. Check USCIS websites regularly for updated information.

Please also check the USCIS [TPS Yemen](#) page regularly for updates. You may also subscribe to regular updates for Form I-9 and E-Verify using [GovDelivery](#).

## Keywords

TPS TEMPORARY PROTECTED STATUS (TPS) EMPLOYMENT AUTHORIZATION DOCUMENT (EAD)

Last Updated Date: 05/04/2026



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This guidance supersedes the SAVE [Secretary of Homeland Security Announces Termination of TPS for Yemen](#) message posted on March 3, 2026.

The Temporary Protected Status (TPS) designation of Yemen and related benefits was set to terminate on May 4, 2026. However, on May 1, 2026, the U.S. District Court for the Southern District of New York issued an order staying the TPS Yemen termination. *Doe v. Noem et al.*, No. 26-cv-2103 (S.D.N.Y.) and *Doe v Noem et al.*, 26-cv-2280 (S.D.N.Y.).

TPS Yemen beneficiaries will keep their status and employment authorization, and their documentation will remain valid per the court order. Forms I-766, Employment Authorization Documents (EADs), with category A12 or C19 remain valid and are extended. Refer to the EAD Extension dropdown on the [TPS Yemen](#) page for EAD expiration dates that are extended pending the resolution of the litigation.

SAVE will verify if an alien has received an approval for TPS that has not been withdrawn using information from any TPS-related document, such as a Form I-797, Approval Notice, or Form I-797C, Notice of Action. TPS beneficiaries will receive a SAVE manual response of:

- “Temporary Protected Status – Employment Authorized - Temp Emp Auth”;
- The employment authorized through date will be the Employment Authorization Document (EAD) expiration date of “**July 1, 2026**”; and
- DHS Comments: “TPS and employment authorization are extended per court order. Please check the USCIS [TPS Yemen](#) page regularly for updates.”

As this matter is in active litigation, the status of the individual's TPS and employment authorization is dependent on developments in the litigation. User agencies should therefore check the USCIS [TPS Yemen](#) page regularly for updates. You may also subscribe to regular updates for SAVE using [GovDelivery](#).

Last Reviewed/Updated: 05/04/2026

