International Students

Immigration
Work Visa & Green Card Options
Available After Student Status

Career Development Resource Guide

University of Arkansas
Immigration Options After Student Status

- Work Visa & Green Card Options
  - Available After Student Status / Completion of initial 12 months of OPT
  - Available After Student Status / Completion of STEM Extended OPT
OPT STEM Extension

STEM Extended OPT Issues

- How to Find E-Verify Employers

- New STEM OPT Extension for 24 Months
  - Study in the States: “STEM OPT Hub”
Find OPT STEM E-Verify Employers

myvisajobs.com E-Verify Employer Search Tool:

USCIS E-Verify Employer Search Tool:
http://www.uscis.gov/e-verify/about-program/e-verify-employers-search-tool
“STEM OPT Hub” New!

STEM OPT Extension Rules

https://studyinthestates.dhs.gov/stem-opt-hub
New!
STEM OPT Extension Rules

https://studyinthestates.dhs.gov/stem-opt-hub

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New!
STEM OPT Extension Rules

Click Here:
OPT STEM Extension Playlist
Work Visa Options: Available After Student Status

- **F-1 Student:** In School
- **F-1 Student:** Graduation
- **F-1 Student:** OPT
- **No Longer a Student:** WORK VISA

GREEN CARD
**Generic Process / Generic Visa Choices**

**Not Country Specific**

- **F-1 Student:** In School
- **F-1 Student:** Graduation
- **F-1 Student:** OPT
- **No Longer a Student:** WORK VISA

**Know Your Work Visa Options EARLY (to guide your job search)**

**Look for Jobs That Qualify You for Many Work Visas**

**WORK VISA TYPES**

- *H-1B / “LOTTERY”*
- *H-1B*
  - *“NO LOTTERY”*
- *G-Visa*
- *R-1*
- *L-1A / L-1B*
- *E-3*
- *TN*
- *E-1 / E-2*
- *O-visa*
- *P-visa*
- *A-visa*
- *I-visa*
Work Visa Options: Available After Student Status

*Country Specific*

**Country Specific** Work Visa Options For Students

*Click Here:*

[Google Drive Link](https://drive.google.com/1OQ_NHia4ootR_OVtmXzSS5WCoz8Za65wHEGn5m)
USCIS & U.S. Department of State Resources

- **WORK VISA TYPES** (those listed in the flowchart diagram, prior slide) *DEFINED*:
  
  - USCIS
    - [https://www.uscis.gov/working-united-states/temporary-nonimmigrant-workers](https://www.uscis.gov/working-united-states/temporary-nonimmigrant-workers)

  - U.S. Department of State
    - [https://travel.state.gov/content/visas/en/employment.html](https://travel.state.gov/content/visas/en/employment.html)
Options: H-1B “Lottery” / “Cap-Covered”

H-1B Regular: Limited by a “Cap” / Quota
[duration: 6 yrs]

Requirements________________________________________

● A job offer w/ a company with a “proven track record”
  (10 / 25 / 10 Guidance - start-ups & smaller companies: 
  *tricky*);
● For a position that requires at least a 4 year college degree; and
● You have the required degree.

● Also: Concurrent H-1Bs
● Also: "Prevailing Wage"
● Also: Who Pays the Fees
The H-1B “Cap-Gap Extension”

Don’t Graduate too soon!

Click Here for Video

F-1 Students: If Possible - AVOID Graduating in December

Arthur Serratelli

17,947 views
The H-1B is not “so special”

Video: Click Here
Options:
H-1B “Lottery” / Limited Supply

H-1B “Lottery” / “Cap-Covered” Regular Option

Not the best choice!

WHY?

○ Each Applicant has only a 33% Chance of Actually Winning the Lottery
○ WHY?
○ In 2015 & 2016, the Demand for H-1Bs was over 233,000 applications
○ And the Supply was a woefully tiny 85,000 quota-limited H-1B visas

● The H-1B Lottery is Terrible -- You Absolutely MUST have a Plan “B”
Options: “Plan B”
H-1B Cap-Exempt / No Lottery

H-1B cap-exempt - AVOID The Lottery

3 Types of Employer Organizations are Cap-Exempt

- **Type #1** U.S. institutions of higher education
- **Type #2** Non-profit entities affiliated w/ U.S. institutions of higher education
- **Type #3** Non-profit research organizations or (federal) government research organization

Non-profit Think Tanks (Public Policy Research) & Trade Associations:

- [https://www.guidestar.org/nonprofit-directory/education-research/research-institutes/1.aspx](https://www.guidestar.org/nonprofit-directory/education-research/research-institutes/1.aspx)
- [http://guides.library.harvard.edu/content.php?pid=481539&sid=3945886](http://guides.library.harvard.edu/content.php?pid=481539&sid=3945886)
Options:
Who’ll “Sponsor” Your H-1B?

Don’t forget our friend: www.myvisajobs.com
Specially Designated NGOs  |  Click: List of Employers

Requirements

● Get a Job with a Listed Employer, Get a Visa!

● 6 Page List of Employers:

● International G-visa Organizations [duration: varies w/ job]

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9 FAM 41.24 EXHIBIT I
INTERNATIONAL ORGANIZATIONS
(CT: VISA-1927; 10-05-2012)
(Office of Origin: CA/VO/L/R)

The following is an alphabetical listing of the international organizations that have been designated by Executive Order pursuant to various treaties or under the International Organizations Immunities Act of December 29, 1945.

African Development Bank
Executive Order 12403 of February 8, 1983.

African Development Fund
Executive Order 11977 of March 14, 1977.

Asian Development Bank
Executive Order No. 11334 of March 7, 1967.

African Union
H-1B “No Lottery” / “Cap-Exempt” & G-Visas

Video Playlist: Click Here
The R-1 Religious Worker Visa

- R-1 Visa Requirements
  - Video: Click Here

- R-1 Visa
  - [duration: 5 yrs]

- USCIS Description: Click Here
Options:
L-1A and L-1B

- **L-1A: Manager or Executive [7 years]**
  - EB-1 Green Card “Short-cut”

- **L-1B: Specialized Knowledge [5 years]**
  - Inside “proprietary” info: engineer; internal audit

- **Requirements**
  - Work 1 full year outside USA for Company XYZ
  - Transfer to Company XYZ Branch / Affiliate in USA
  - L-Visa Status: Resources

https://uniworldonline.com/
http://www.goingglobal.com/
On YouTube:
More about the L-1A & L-1B

L-1A &
L-1B Visa

- Requirements
- Video: Click Here

L1A & L-1B Work Visas for the Intra-Company Transferee
Options:
E-3

- **E-3**: “H-1B for Australians” [duration 2 years+]

- **Requirements**
  - Follow the H-1B Requirements
  - You MUST be from Australia
  - **Video: Click Here**

The E-3 Visa: Calling ALL Australians!
Options:
TN (Treaty NAFTA) Visa

- **TN:** For Canada & Mexico **[3 years+]**
  - You MUST be from Canada or Mexico
  - You MUST Get a Job Listed on the “TN Job Titles List” & Have the Required Education Shown on the List

**TN Requirements**

- **List of TN Job Titles: Click Here**

**TN VIDEO**
- Next Slide

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**Appendix 1603.D.1 (Annotated)**

- Accountant--Baccalaureate or Licenciatura Degree; or C.P.A., C.A., C.G.A., or C.M.A.
- Architect--Baccalaureate or Licenciatura Degree; or state/provincial license.
- Computer Systems Analyst--Baccalaureate or Licenciatura Degree; or Post-Secondary Diploma or Post Secondary Certificate and three years' experience.
- Disaster relief insurance claims adjuster (claims adjuster employed by an insurance company located in the territory of a Party, or an independent claims adjuster)--Baccalaureate or Licenciatura Degree and successful completion of training in the appropriate areas of insurance adjustment pertaining to disaster relief claims; or three years experience in claims adjustment and successful completion of training in the appropriate areas of insurance adjustment pertaining to disaster relief claims.
- Economist--Baccalaureate or Licenciatura Degree.
- Engineer--Baccalaureate or Licenciatura Degree; or state/provincial license.
- Forester--Baccalaureate or Licenciatura Degree; or state/provincial license.
- Graphic Designer--Baccalaureate or Licenciatura Degree; or Post-Secondary Diploma or Post-Secondary Certificate and three years experience.
- Hotel Manager--Baccalaureate or Licenciatura Degree in hotel/restaurant management; or Post-Secondary Diploma or Post-Secondary Certificate in hotel/restaurant management and three years experience in hotel/restaurant management.
- Industrial Designer--Baccalaureate or Licenciatura Degree; or Post-Secondary Diploma or Post-Secondary Certificate, and three years experience.
- Interior Designer--Baccalaureate or Licenciatura Degree; or Post-Secondary Diploma or Post-Secondary Certificate, and three years experience.
More about the TN

Video: Click Here
Options: E-1 / E-2

- E-1: Treaty Trader [2 / 4 / 5 years+]
- E-2: Treaty Investor [2 / 4 / 5 years+]

**Requirements**

- Treaty between your country and USA
  - Treaty Countries -- LIST
  - [https://travel.state.gov/content/visas/en/fees/treaty.html](https://travel.state.gov/content/visas/en/fees/treaty.html)
- Job offer from USA company of your nationality
  - *Which Means: the USA company owned by people or a company in your country*
- Skilled job
  - Multinational Companies in USA -- LISTS (ask your advisors)
  - [https://uniworldonline.com/](https://uniworldonline.com/)
More about the E-1 / E-2

Video: Click Here

The E-1 Treaty Trader / Treaty E-2 Investor Visas
Options:
Even more!

- O-1 - Extraordinary Ability
  - Extraordinary Ability Described | USCIS: Click Here

- P-1 - Athlete/Entertainer
  - Athlete Described | USCIS: Click Here
  - Entertainer Described | USCIS: Click here

- A-visa - Foreign Ambassador / Embassy Personnel
  - A-Visa Described | U.S. Dept of State: Click here

- I-visa - Foreign Media / Journalist visa
  - Foreign Media Visa Described | USCIS: Click Here
# Green Card Options After Student Status

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<th>Employer – Sponsored</th>
<th>Employer Sponsored Other</th>
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<tr>
<td><strong>EB – 1</strong> You Are Special</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Extraordinary Ability</td>
<td>The Standard:</td>
<td>Outstanding Professor / Researcher</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* “Among the Best of the Best in Your Field”</td>
<td>* Easier Standard to Prove than Extraordinary Ability</td>
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<tr>
<td></td>
<td>* “You Have Risen to the Top of Your Profession”</td>
<td>* Why? The Employer Stands Behind You: They PAY You!</td>
<td></td>
</tr>
<tr>
<td><strong>EB – 2</strong> PhD Masters (Min)</td>
<td>National Interest Waiver</td>
<td>PERM Labor Certification</td>
<td></td>
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<tr>
<td></td>
<td>The Standard:</td>
<td>The Standard: Special Handling</td>
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</tr>
<tr>
<td></td>
<td>* Your Work is Important</td>
<td>* Advertise the Job to Find the BEST Professor / Researcher</td>
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<tr>
<td></td>
<td>* Your Work is Important All Over the USA</td>
<td></td>
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<tr>
<td></td>
<td>* Your Contribution is Unique</td>
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<tr>
<td></td>
<td>* WAIVER OF: Advertising</td>
<td></td>
<td></td>
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<tr>
<td><strong>EB – 3</strong> Bachelors “Other Workers”</td>
<td>XXX</td>
<td>XXX</td>
<td>PERM Labor Certification</td>
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<td></td>
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<td>The Standard:</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td>* Lowest Acceptable American</td>
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<td><strong>EB – 4</strong> Religious Worker</td>
<td>XXX</td>
<td>XXX</td>
<td>Religious Worker Green Card</td>
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<td></td>
<td>The Standard:</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td>* 2 years of Paid Religious Work</td>
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Questions?

Please contact:

• Your international student advisor, *and then either:*

• Any immigration attorney suggested by your international student advisor (*note: legal fees for consultations may apply. Inquire first)*

• The immigration attorney who created this booklet (*consultations are free-of-charge)*:
  ○ Art Serratelli, Esq
  ○ [www.smimmigrationlaw.com](http://www.smimmigrationlaw.com)
  ○ [art@smimmigrationlaw.com](mailto:art@smimmigrationlaw.com)
  ○ Cell: 757.235.4624