

## VISA CLASSIFICATION / ELIGIBILITY

VISA CLASS	ELIGIBILITY	Description	Employment	Study
<b>A-1 A-2 Dependents</b>	<b>Ineligible</b>	A dependent of an A-1/A-2 visa holder: Immediate family members of foreign government official.	A-1/A-2 dependants may be employed only if they apply for and received an EAD* from USCIS, subject to any restrictions stated on the EAD*.	May engage in full or part-time study.
<b>A-1 A-2 Foreign Diplomatic Personnel</b>	<b>Ineligible</b>	A diplomat and foreign government official such as an ambassador, consular officer or other top government official. A-2 can also classify as lower ranked foreign government employees.	Principal A-1/A-2 visa holder may only be employed by foreign government entity.	May engage in full or part-time study.
<b>A-3 Personal Employees of A-1/A-2</b>	<b>Ineligible</b>	An attendant, servant or other personal employee of foreign government officials.	Authorized only to work for the foreign government official.	May engage in full or part-time study.
<b>B-1 Visitor for Business</b>	<b>Ineligible</b>	A person who is in the U.S. temporarily for business; may engage in business activities such as attending conferences or consulting with business partners.	No employment is allowed.	No study is allowed.
<b>B-2 Prospective Student or Prospective Scholar</b>	<b>Ineligible</b>	An individual who enters the U.S. with a clear intent to study or change to J-1 exchange visitor status. U.S. Consulate notation on the visa page indicates "Prospective Status."	No employment is allowed.	No study is allowed.
<b>B-2 Visitor for Tourism</b>	<b>Ineligible</b>	An individual who is in the U.S. for tourism, medical treatment, or pleasure.	No employment is allowed.	No study is allowed.
<b>C-1 Aliens in transit through US not Diplomats</b>	<b>Ineligible</b>		No U.S. employment allowed	
<b>C-2 Aliens in transit to and from UN Headquarters</b>	<b>Ineligible</b>		No U. S. employment allowed	
<b>C-3 Aliens in transit through US – Diplomat</b>	<b>Ineligible</b>		No employment allowed	
<b>CP – Continued Presence</b>	<b>Ineligible</b>	Continued Presence: Issued by federal law enforcement to victims of crime actively		

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		cooperating in an investigation or prosecution of a federal crime.		
<b>D-1 Alien Crewman D-2 Crew members employed on a vessel or aircraft who are in the U.S. on "stopovers."</b>	<b>Ineligible</b>		Permitted to be employed in the U.S. only by the vessel or aircraft	
<b>E-1 Treaty Trader</b>	<b>Eligible</b>	An individual who is in the U.S. to conduct trade under a treaty between his/her country and the U.S. or his/her employer and other companies.	Principal E-1 can be employed only by the trade qualifying company through which he/she obtained status. EAD* is not required Dependent spouse may apply to USCIS for employment authorization. EAD* is required. E-1 dependent children are not authorized for employment.	Principal E-1 can study with authorization from the company through which he/she obtained status; study must be incidental to employment. E-1 dependent may engage in full or part-time study.
<b>E-2 Treaty Investor</b>	<b>Eligible</b>	An individual who is in the U.S. to develop and direct the operations of an enterprise in which he/she has made a substantial investment.	Principal E-2 can be employed only by the trade-qualifying company that petitioned for the E-2 status. EAD* is not required. Dependent spouse may apply to the USCIS for employment authorization. EAD* is required. E-2 dependent children are not authorized for employment.	Principal E-2 can study with authorization from the company through which he/she obtained status. Study must be incidental to employment. Dependents may engage in full or part-time study.
<b>E-3 Temporary worker in a specialty occupation</b>	<b>Eligible</b>	Limited to citizens of Australia	May be employed and compensated only by the sponsoring employer	
<b>EB-5 Immigrant Investors</b>	<b>Ineligible</b>	An investor who invests at least \$500K in a new U.S. commercial enterprise, that creates at least 10 full time jobs for qualified U.S. workers		

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<b>F-1 Student</b>	<b>Eligible</b>	An individual who is in the U.S. in order to engage in full-time academic study in an accredited academic educational or literacy program, or at a college/university or conservatory.	Employment not permitted without OPT or CPT (see below).	Required to attend school full-time unless authorized by a Designated School Official (International Student Advisor.)
<b>F-1/CPT Student with period of Curricular Practical Training (CPT) issued</b>	<b>Eligible</b>	School issued U.S. work authorization for F-1 students. Issued for a specific period during the course of study. Can be full time or part time and is specific to the employer and location indicated by the school on Form I-20.	Must possess original I-20 endorsed by school for period of CPT	
<b>F-1/OPT Student with period of Optional Practical Training (OPT) issued</b>	<b>Eligible</b>	School issued U.S. work authorization for F-1 students. Usually issued for 1 year immediately subsequent to graduation from degree program, although portions of the 1 year are sometimes issued prior to graduation. Student remains in F-1 status throughout the period of OPT, even post-graduation.	Must possess original Employment Authorization Document (EAD) for period of OPT.	
<b>F-2 Dependent of F-1</b>	<b>Ineligible</b>	An individual who is in the U.S. as a dependent of an F-1 visa holder. (Legal spouse or minor child under 21 years of age)	No employment is allowed.	May engage in part time study that is recreational or vocational in nature with permission of the school.
<b>G-1 G-2 G-3 G-4 Representatives to and Employees of International Organizations</b>	<b>Eligible</b>	An individual who is in the U.S. as a representative of an international organization (e.g., the United Nations) and for his/her dependents.	Principal G can only work for the qualifying foreign government or international organization sponsoring her/his status. All work for dependents must be first approved by the U.S. Department of State.	Principal G may engage in study if it is incidental to his/her employment. Dependent may engage in full or part-time study.
<b>G-5 Personal employee of G- 1, G-2, G-3, or G-4 Visa holders</b>	<b>Ineligible</b>	An individual who is in the U.S as a personal employee of a representative to an international organization.	Can only work for the qualifying foreign government or international organization sponsoring his/her status.	May engage in study if it is incidental to the primary purpose of his/her stay in the U.S.
<b>H-1B* Temporary Worker</b>	<b>Eligible</b>	An individual who is in the U.S. for a fixed amount of time, who performs services of a	Employment authorization is granted for an initial period of up to 3 years. Extensions for	May engage in part-time study while maintaining H visa

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<b>in a Specialty Occupation</b>		professional nature in a specific position for a sponsoring employer.	an additional 3 years are possible. The employer petitions USCIS on behalf of the worker. Employment is incidental to his/her status with the specific employer. EAD* is not required.	status.
<b>H-4* Dependents of H visa holders</b>	<b>Eligible, ONLY if H-1B Visa holder is also on the loan; otherwise ineligible</b>	An individual who is in the U.S. as a dependent of an H Visa holder.	H-4 spouse may apply to USCIS for employment authorization. EAD* is required. H-4 children are not allowed to work.	May engage in full or part-time study.
<b>I</b>	<b>Eligible</b>	Representative of Foreign Information Media: Journalist or representative (and their dependents) of international media.		
<b>J-1 Exchange Visitor (Short-term Scholar, Professor, Researcher, or Specialist)</b>	<b>Ineligible</b>	An individual who is in the U.S. as a visiting researcher or professor under the auspices of the Department of State and a Designated Program Sponsor.	Eligible to work for the institution stated on the DS-2019. Under limited circumstances, he/she may receive compensation from other institutions if he/she obtains written authorization from the Responsible Officer of his/her Designated Program. The DS-2019 authorizes the above stated employment. An EAD* is not required.	Study allowed only as incidental to primary activity.
<b>J-1 Exchange Visitor (Student)</b>	<b>Ineligible</b>	Exchange Visitor (Student): An individual who is in the U.S. as an exchange visitor for the primary purpose of studying at an academic institution under the auspices of the U.S. Department of State and a Designated Program Sponsor.	May be employed on the campus of the school in which he/she is enrolled at a maximum of 20 hours per week, and with prior written authorization from the Alternate Responsible Officer (ARO) of his/her Designated Program. May work off-campus under limited circumstances provided he/she has obtained prior written authorization from the ARO. Employment does not require additional permission from United States Citizenship and Immigration Services (USCIS) or an EAD*. Eligible for 18 months of academic training following completion of his/her program (36 months for post doctoral training).	Must maintain full-time study unless authorized by the ARO of the Designated Program Sponsor
<b>J-2 Dependent of J-1</b>	<b>Ineligible</b>	An individual who is in the U.S. as a dependent of a J-1 visa holder.	Eligible to apply to USCIS for work authorization. Once the EAD* is issued by USCIS, he/she may work for any employer.	May engage in full or part-time study.

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<b>Visa Holder</b>			Employer must re-verify employment authorization after expiration date on EAD*. Employment cannot be needed for the financial support of J-1 visa holder. It must be for purposes unrelated to basic support.	
<b>K-1* Fiancé/Fiancée of U.S. Citizen</b>	<b>Eligible ONLY if US Citizen is also on loan; otherwise Ineligible</b>			
<b>K-2* Minor child of K-1</b>	<b>Ineligible</b>			
<b>K-3* Spouse of US citizen Life Act</b>	<b>Eligible ONLY if US Citizen is also on loan; otherwise Ineligible</b>			
<b>K-4* Child of K-3</b>	<b>Eligible ONLY if US Citizen is also on loan; otherwise Ineligible.</b>			
<b>L-1* Intra-company Transferee</b>	<b>Eligible</b>	An individual who has been transferred from a subsidiary, affiliate, or branch office overseas to the U.S. to work in an executive, managerial, or specialist capacity.	May be employed only by the company that obtained the L-1 status on their behalf, and only for the period of time indicated by USCIS. EAD* not required.	May engage in part-time study as incidental to employment.
<b>L-2* Dependents of L-1 Visa holders</b>	<b>Eligible ONLY if L-1 visa holder is also on loan; otherwise Ineligible.</b>	An individual who is in the U.S. as a dependent of an L-1 Visa holder.	L-2 spouse may apply to USCIS for employment authorization. EAD* is required. L-2 children are not allowed to work.	May engage in full or part-time study
<b>M-1 Vocational Student</b> <b>*UHCL is not</b>	<b>Ineligible</b>	An individual who is enrolled in a vocational school or program in the U.S.	Following completion of studies, may be employed for practical training for a maximum of 6 months in a field related to his/her major. DSO recommendation in	Must study full-time unless authorized by the Designated School Official.

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<b>currently authorized for M-1 students</b>			SEVIS and EAD* from USCIS is required.	
<b>M-2 Dependent of M-1 Visa Holder</b>	<b>Ineligible</b>	An individual who is in the U.S. as a dependent of an M-1 student.	No employment is allowed.	May engage in full or part-time study.
<b>NACARA</b>	<b>Eligible</b>	Cuba, Guatemala, Nicaragua and El Salvador Beneficiaries seeking permanent residency Cuba, Guatemala, Nicaragua and El Salvador Beneficiaries seeking permanent residency		
<b>NATO 1-7</b>	<b>Ineligible</b>			
<b>N-8 Parent of SK-3 special immigrant</b>	<b>Ineligible</b>			
<b>N-9 Child of N-8</b>	<b>Ineligible</b>			
<b>O-1* O-2* Workers of Extraordinary Ability</b>	<b>Eligible</b>	An individual of extraordinary ability in the field of sciences, arts, education, business or athletics, who is in the U.S. to work for a sponsoring employer or organization (O-1), and accompanying personnel (O-2).	Can only work for the business that has filed for the status	May engage in full or part-time study.
<b>O-3* Dependents of O-1 and O-2 Visa holders</b>	<b>Eligible ONLY if O-1 or O-2 visa holder is also on loan; otherwise Ineligible</b>	A spouse or child of an O-1 or O-2 visa holder.	No employment is allowed.	May engage in full or part-time study.
<b>P-1 Athlete*</b>	<b>Eligible</b>	Internationally recognized athlete, entertainment group or essential support personnel		
<b>P-2 Artist or</b>	<b>Eligible</b>	Under a reciprocal exchange program		

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Entertainer*				
P-3 Artist or Entertainer*	Eligible	In a culturally unique program		
P-4*	Eligible ONLY if P-1, P-2 or P-3 Visa holder is also on loan; otherwise Ineligible.	Spouse or dependant of P-1, P-2, P-3		
Q-1	Ineligible	Participant in an international cultural exchange program		
Q-2	Ineligible	Irish Peace Process trainee		
Q-3	Ineligible	Spouse or child of Q-2		
R-1	Ineligible	Religious Worker		
R-2	Ineligible	Spouse or dependent of religious worker		
S-5	Ineligible	Informant possessing information on criminal activity		
S-6	Ineligible	Informant possessing information on terrorism		
S-7	Ineligible	Spouse, married or unmarried son or daughter, or parent of S-5 or S-6		
T-1	Ineligible	Victim of a severe form of trafficking in persons		
T-2	Ineligible	Spouse of T-1		
T-3	Ineligible	Child of T-1		
T-4	Ineligible	Parent of T-1 under 21 years of age		
TD Dependents of TN Visa Holders	Eligible ONLY if TN visa holder is also on loan; otherwise Ineligible.	An individual who is in the U.S. as a dependent of a TN Visa holder.	No employment is allowed.	May engage in full or part-time study.
TN Professionals	Eligible	A Canadian or Mexican citizen who is	Can only work for the petitioning company or	May engage in full or part-time

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<b>under NAFTA</b>		entering the U.S. for the purpose of working as a professional for either a U.S. company or a foreign company.	business.	study.
<b>U-1</b>	<b>Ineligible</b>	Victim of criminal activity		
<b>U-2</b>	<b>Ineligible</b>	Spouse of U-1		
<b>U-3</b>	<b>Ineligible</b>	Child of U-1		
<b>U-4</b>	<b>Ineligible</b>	Parent of U-1 under 21 years of age		
<b>V-1*</b>	<b>Eligible</b>	Spouse of lawful permanent resident awaiting availability of immigrant visa		
<b>V-2*</b>	<b>Eligible</b>	Child of lawful permanent resident awaiting availability of immigrant visa		
<b>V-3*</b>	<b>Eligible</b>	Derivative child of V-1 and V-2		

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