

Date:

Beneficiary:

The Immigration Act of 1990 requires a signed statement that the employer of an H-1B nonimmigrant professional worker in a specialty occupation will pay the reasonable cost of return transportation if the alien is dismissed before the end of the period of authorized employment. The final regulation, 8 CFR Part 214.2(h)(iii)(E), published in the Federal Register December 2, 1991, reads:

“Liability for transportation costs. The employer will be liable for the reasonable costs of return transportation of the alien abroad if the alien is dismissed from employment by the employer before the end of the period of authorized admission pursuant to section 214 (c)(5) of the Act. If the beneficiary voluntarily terminates his or her employment prior to the expiration of the validity of the petition, the alien has not been dismissed. If the beneficiary believes that the employer has not complied with this provision, the beneficiary shall advise the Service Center which adjudicated the petition in writing. The complaint will be retained in the file relating to the petition. Within the context of this paragraph, the term “abroad” refers to the alien’s last place of foreign residence. This provision applies to any employer whose offer of employment became the basis for an alien obtaining or continuing H-1B status.”

As the employer of the above referenced H-1B beneficiary, this regulation will be complied with as stated above.

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Signature and Title of Department Head