<u>Hiring More Foreign Workers Gets a Push; Technology Firms Cite Labor</u> <u>Shortage, Want Ceiling of 65,000 Raised</u>

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Body

The U.S. high-tech industry and congressional backers opened a campaign yesterday to increase admissions of <u>foreign workers</u> under a controversial visa program to help fill what they said is an acute <u>labor shortage</u> in computer-related occupations.

At a hearing of the Senate Judiciary Committee, Sen. Spencer Abraham (R-Mich.) said he plans to propose legislation to <u>raise</u> the annual cap, currently set at <u>65,000</u>, on admissions of skilled <u>workers</u> under the H-1B visa program. The program, which allows employment in the United States for up to six years, has been used to <u>hire</u> foreigners ranging from computer programmers and university researchers to physical therapists and fashion models.

"Companies across America are faced with severe high-skill <u>labor shortages</u> that threaten their competitiveness in this new Information Age economy," Abraham said. He said employers reached the <u>65,000</u> cap last year for the first time since the category was created in 1990 and are expected to bump up against it again by May if it is not <u>raised</u>.

Abraham indicated he did not have a specific figure in mind for a higher cap, but the White House reportedly is considering an increase of 50 percent or <u>more</u>. Representatives of high-tech companies, including Microsoft and Texas Instruments, said they favored eliminating the cap, allowing them to <u>hire</u> unlimited numbers of skilled <u>foreign</u> workers.

Sen. Dianne Feinstein (D-Calif.) said she would "support an increase in the cap" but <u>wants</u> it tied to commitments from industry to help improve public education in the United States "so that one day, these companies won't have to rely on *foreign* nationals."

The issue has provoked intense debate within the administration, Congress, the academic community and the high-tech sector itself. Critics of the H-1B program, including the <u>Labor</u> Department, say it often has been abused by employers who use <u>foreign workers</u> to help hold down wages.

Although high-tech <u>firms</u> insist that the program is vital to bring in the world's "best and brightest" and keep U.S. industry competitive in a global economy, the critics charge that H-1B visas are used mostly to employ the "quickest and cheapest." The program, they say, allows employers to <u>hire foreign</u> graduates of U.S. universities on a "probationary" basis and dangle the prospect of sponsoring them for permanent immigrant status as part of their compensation.

Harris N. Miller, president of the Information <u>Technology</u> Association of America, which lobbies on behalf of high-tech employers, said the cap "should be eliminated or increased substantially." He <u>cited</u> a study issued by the

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association last month that shows 346,000 unfilled information-<u>technology</u> jobs nationwide, amounting to about 10 percent of total jobs in the industry. "Unfilled openings become a major constraint on a company's growth," he said.

On the other hand, Raymond Uhalde, an acting assistant secretary of <u>labor</u>, said bringing in <u>foreign</u> temporary <u>workers</u> could prove counterproductive in the long run by discouraging U.S. <u>workers</u> from acquiring needed new skills. "Increased immigration should be the last -- not the first -- public policy response to skills <u>shortages</u>," he said.

Uhalde said the H-1B program "is broken in several respects" because it does not require employers to test for the availability of qualified American <u>workers</u> before <u>hiring</u> foreigners and even allows employers to lay off Americans in order to replace them with H-1B <u>workers</u>. He said the administration has proposed addressing these issues and limiting the period of stay to three years.

Robert Lerman of the Urban Institute disputed the industry's claims on job vacancies, adding that such openings in any case do not necessarily mean a <u>shortage</u> of <u>workers</u>. He said there is no evidence of sharp rises in wages in the industry as a whole, which could be expected if there were a real **shortage**.

Increasing admissions of H-1B <u>workers</u> could actually create "an oversupply of information <u>technology</u> <u>workers</u>," said Rep. Ron Klink (D-Pa.), a member of the Commerce Committee. "This may be good for employers looking for cheap <u>workers</u>, but it will be disastrous for young people looking forward with anticipation to good jobs and wages."

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Company: TEXAS INSTRUMENTS INC (55%); MICROSOFT CORP (55%); TEXAS INSTRUMENTS INC (55%); MICROSOFT CORP (55%)

Ticker: TXN (NASDAQ) (55%); MSFT (NASDAQ) (55%)

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