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J-1 Visa Waiver

Time: September 1, 2021 [Font: large, medium and small ]

Article 1 J-1 Visa Exemption and Letter of No Objection from China

The J-1 visa is one of the types of visas issued by the USCIS to foreigners who come to the United States to study, pursue advanced studies or engage in research work. The U.S. government stipulates that persons who come to the United States with a J-1 visa must return to their original country to live for two years after their stay in the United States expires. Persons who for some reason need to stay in the United States more than the time specified in the visa should apply to the U.S. government for an exemption from the two-year restriction on returning to the country of origin, subject to the approval of the government of the country of origin. To determine whether or not to apply for a J1 visa exemption and how to apply, applicants should first consult the competent department of the U.S. Department of State based on their personal circumstances .

The Chinese embassy in the United States and various consulates-general accept and process the application of the NO OBJECTION STATEMENT required for the exemption of Chinese citizens' J-1 visas on behalf of the Chinese government. Specific matters shall be handled by the Education Section of the Chinese Embassy and Consulates in the United States (hereinafter referred to as the Education Section of the Chinese Embassy and Consulates in the United States) in accordance with relevant regulations.

Article 2 Qualifications and conditions of applicants

- (1) Citizens of the People's Republic of China, holding a valid ordinary passport of the People's Republic of China at the time of application;
- (2) Set up the economic, housing and other relations with the original domestic unit and have no matters negotiated to resolve other unfinished matters.

Article 3 Application and Acceptance Instructions

According to the needs of the work, the Education Section of the embassy and consulate in the United States is responsible for the consultation and material review of the J-1 visa exemption application. The specific procedures are as follows:

(1) Application materials.

Applicants should log in to the J-1 Visa Waiver Chinese Party No Objection Letter Online Application System ( https://www.lxgzusa.org ), register online and complete the application as required. The consular district is determined according to the current residence. Persons temporarily residing in a third country should determine their consular district according to the address of their original study unit in the United States (Attachment: Map of the consular area of the Chinese embassy and consulate general in the United States).

1. Applicants must submit an application report in the system. The report should indicate domestic institution, the resume since graduation from high school (the experience should be and there should be no gaps), the way of studying abroad (self-funded, state-sponsored, sponsored or other), study type (visiting scholar, international student or other) and application exemption; if the

applicant is an original domestic unit, he must promise to settle the economic and housing with the original domestic unit, and have negotiated to resolve other unresolved matters;

if the applicant enjoys the support of the China Scholarship Council, he must write The study the Ming government, the settlement of relations with the China Scholarship Council, the obligations, etc.

2. When applying, please upload the following materials in the system according to the requirements synthesize a PDF (Portable Document Format) file in sequence:

(1) The valid page of the current passport, the J-1 visa page for the first time to the United States

(2) DS-2019 (original IAP-66) form for the first time and currently held; (3) US Department exemption number page (THIRD PARTY BARCODE PAGE);

(4) ) Appropriate supporting documents for the applicant to apply for the exemption. For example, supporting certificate issued by the relevant unit for the application of H-1B, the corresponding certificate for the applicant applying for the green card, the marriage certificate and the spouse's ID card (passport certificate, etc.)

(5) If you currently hold other types of visas (not J-1 visas) in the United States, provide current and identification materials (such as I-20 forms, EAD cards, etc.) .

(2) The submitted materials must be written clearly and filled in completely. Except for documents provided by the US (such as the school name in the DS-2019 (IAP-66) form for the first time and currently held) and the content that must be written in English, other relevant materials shall be in Chinese;

(3) During the review process, the Education Section of the embassy and consulate in the United States may notify the applicant of supplementary materials as needed. After the online application is submitted, applicants should pay attention to the mailbox reserved during registration. If you need supplementary materials, please complete them as soon as possible according to the email prompts. If the department of the embassy and consulate in the United States has not received the corresponding materials within 60 natural days of the notification, the system will automatically cancel the application.

(4) The Education Section of the embassy and consulate in the United States will conduct a review of the materials. After the review and approval of the Education Section of the embassy in the United States, a "NO OBJECTION STATEMENT" will be issued to the US State Department, and the applicant will be notified by email.

#### Article 4 Application for Hong Kong and Macao Residents

In accordance with the principle of "one country, two systems" and taking into account the situation of the household registration system and administrative management in Hong Kong and Macao, Hong Kong and Macao residents do not need to explain the situation of the original work unit, applying, and the application materials can be filled in Chinese or English.

#### Article 5 Application for students who temporarily reside in a third country to study abroad

Those who once came to the United States with a J-1 visa and are now temporarily residing in a third country and hold a valid ordinary passport of the People's Republic of China who went to study abroad in the United States can apply according to the above methods. A valid proof of temporary residence in the third country is required when submitting the application materials.

#### Article 6 Application by state-sponsored students studying abroad

(1) Applications for letters of no objection from public senior research scholars, visiting scholars, and postdoctoral fellows who are currently funded by the China Scholarship Council will not be accepted.

(2) Doctoral students, postgraduate students, undergraduate students, undergraduate transfer students, joint training doctoral students (returning to the United States after returning to China to obtain a degree), and joint training master students (returning to China to obtain a master's degree or a doctorate) who are subsidized by the China Scholarship Council Returning to the United States. If the applicant has fulfilled the obligation to return to China for the service period stipulated in the "State-sponsored Study Abroad Agreement" (the original "Agreement on Subsidized Study Abroad") signed with the China Scholarship Council, the application for a letter of no objection can be accepted. The applicant must state the specific conditions of participating in the state-sponsored study abroad program in the report, and provide the "State-sponsored Overseas Students Fulfillment of Obligations" (see the format for the format, fill in as required, and the applicant's signature is required). Undergraduate transfer students do not need to fill in the "Description of the Fulfillment of Obligations by State-sponsored Overseas Students", and must indicate in the written application report the relevant learning experience and the student number during the period of the China Scholarship Council's public assignment.

如申请者相关义务尚未履行或尚未履行完毕，请与国家留学基金管理委员会联系，结清关系后再行申请。申请者按照要求提交申请材料并提供国家留学基金管理委员会开具的《结清关系证明》，以及《国家留学基金管理委员会履行义务情况说明》（格式见附件，按要求填写，申请者本人须签名），可受理其不持异议信申请。

（三）曾享受国家留学基金管理委员会资助的公派高级研究学者、访问学者及博士后，如其已履行与国家留学基金管理委员会签订《国家公派出国留学协议书》（即原《资助出国留学协议书》）中约定的回国服务期义务，证明自费赴美学习，经国家留学基金管理委员会核准，可以受理其不持异议信申请。同时申请者须提供《国家留学基金管理委员会履行义务情况说明》（格式见附件，按要求填写，申请者本人须签名）。

如以上申请者相关义务尚未履行或尚未履行完毕，不予受理其不持异议信申请。

（四）申请者履行回国服务义务如有其他需说明事项，请在书面申请报告中详细叙述并提供相应支持材料。

#### 第七条 真实性申明及违反后果

驻美使领馆根据评估需要可要求申请者提供申请不持异议信所需的申请材料 and 相关信息，申请者须确保信息的真实性、有效性和完整性。

如申请者有提交虚假申请材料、提供不实信息等情况，驻美使领馆将终止其申请程序，并酌情通告有关国家。驻美使领馆将不再受理涉事人员提出的申请，并保留诉诸相关部门依法追究涉事人员法律责任的权利。因申请者提供虚假、不准确的信息或材料引发的一切后果及责任须申请者独自承担。

#### 第八条 不持异议信撤销

出具不持异议信后，如发现申请者提供虚假材料、不实信息等情况，驻美使领馆可对已出具的不持异议信进行复核，驻美使领馆依据复核结果可撤销已出具的不持异议信，并将相关情况通告有关部门，由此引发的一切后果及责任须申请者独自承担。

#### 第九条 信息保护

驻美使领馆依法保护申请者提交的不持异议信申请材料中的非公开信息。

#### 第十条 其他

(1) The application must be handled by the applicant himself, and cannot be entrusted to others (including lawyers) to handle the application.

(2) If the application materials submitted by the applicant are reviewed and meet the requirements, the applicant will receive a reminder email. The processing process generally takes 2-3 months.

(3) If applicants have any questions during the application process, they can consult the Education Officer of the embassy or consulate they belong to (for details, please refer to "Consultation Methods for Letters of No Objection").

(4) During the application processing period, if the applicant's personal information, relevant application materials, etc. changes, or there are other matters that need to be explained, the applicant should contact the Education Officer of the embassy or consulate they belong to in time.

must update it in the system in time, and notify the education department of the embassy or consulate by email. All consequences of failure to notify in time shall be borne by the applicant alone.

(5) After issuing the "No Objection Letter", if it is necessary to re-send it to the US State Department for objective reasons, the applicant must explain the specific situation to the Education Section of the US State Department in the United States and provide corresponding materials as needed.

(6) J-1 visa waiver applicants who have been rejected by the U.S. side after issuing a "No Objection Letter" or who have not been approved for personal reasons, as well as applicants who have issued a "No Objection Letter", the embassy and consulate in the United States The Department of Education will no longer accept its second application.

(7) These Measures shall come into force on the date of promulgation. The embassy in the United States has the final right to interpret these measures.

Attachment 1 Consultation method for handling the letter of no objection.docx

Annex 2 Description of the fulfillment of obligations by state-sponsored overseas students.docx