

## J-1 Visa Waiver

### 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 those 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 for 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 for it, 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 approve the application of the NO OBJECTION STATEMENT required for the exemption of Chinese citizens holding J-1 visas on behalf of the Chinese government. Specific matters shall be handled by the Education Office of the Chinese Embassy and Consulates in the United States (hereinafter referred to as the Education Office 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 passport of the People's Republic of China for personal use at the time of application;
- (2) Set up the economic, housing and other relations with the original domestic unit, and have 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. details as follows:

#### (1) Application materials.

Applicants log in to the online application system for the J1 visa waiver Chinese Party No Objection Letter ( <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 shall 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 the original domestic institution, the resume since graduation from high school (the experience should be continuous, and there should be no gaps), the way of studying abroad (self-funded, state-sponsored, company-sponsored or other), study type (visiting scholar, international student or other) and application Reasons for exemption; if the

applicant is an original domestic unit, he must promise to settle the economic and housing relationship 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 situation of the Ming government, the settlement of relations with the China Scholarship Council, the fulfillment of obligations, etc.

2. When applying, please upload the following materials in the system according to the requirements (compose a pdf file in sequence):

(1) The valid page of the current passport, the J-1 visa page for the first time in the United States, the visa page for the most recent visit to the United States, the most recent Single entry I-94 card;

(2) Form DS2019 (formerly IAP-66) held for the first time and currently held;

(3) US Department of State exemption number page (THIRD PARTY BARCODE PAGE);

(4) The applicant's corresponding supporting documents for applying for exemption. For the application of H1B, the supporting certificate issued by the relevant unit, the applicant's own green card application certificate, the marriage certificate and the spouse's identity document (passport or birth certificate, etc.), the "Statement on the performance of the obligations of the state-sponsored overseas students, issued by the China Scholarship Council" "Certificate of Clearing Relationship", etc.;

(5) If you currently hold other types of visas (non-J1 visas) in the United States, provide current valid visas 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 the English 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 filled in 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 successful, 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 education 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 preliminary 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 actual 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 when 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 passport for private purposes of the People's Republic of China who originally went to study in the United States can apply according to the above methods. A valid proof of temporary residence in the country is also 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.

(二) 享受国家留学基金管理委员会资助的博士研究生、硕士研究生、本科生、本科插班生、联合培养博士研究生(回国获得博士学位后重新返美)、联合培养硕士研究生(回国获得硕士学位后重新返美), 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, 可以受理其不持异议信申请。申请者须同时在申请报告中说明参加国家公派留学项目具体情况, 并提供《国家公派留学人员履行义务情况说明》(格式见附件, 按要求填写, 须申请者本人签名)。本科插班生无需填写《国家公派留学人员履行义务情况说明》说明, 须在书面申请报告中写明相关学习经历及国家留学基金管理委员会公派期间学号。

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不持异议信。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《国家公派留学人员履行义务情况说明》(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, 再次持J-1签证自费赴美学习, 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《国家公派留学人员履行义务情况说明》(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, 申请者须确保提供材料、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, 并酌情通告有关部门; 同时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、不完整、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

- (一) 申请须由申请者本人办理，不得委托他人（包括律师）代办；
- (二) 申请者提交的申请材料如经审核，符合要求将收到提示邮件，办理流程一般需2-3个月；
- (三) 申请者在办理过程中如有问题，可向所属使领馆教育处咨询（详情见《办理不持异议信相关事项咨询方式》）。
- (四) 申请办理期间，如申请者的个人信息、申请材料相关内容等发生变更或有其它事宜需要说明，申请者须及时在系统中进行更新，并通过邮件告知所属使领馆教育处，因未能及时告知造成的一切后果由申请者独自承担；
- (五) 出具“不持异议信”后，如因客观原因需向美国国务院补寄，申请者本人须向驻美使馆教育处说明具体情况并根据需要提供相应材料；
- (六) 出具“不持异议信”后被美方拒绝或因个人原因未能获批的J-1签证豁免申请者，以及对曾出具“不持异议信”的申请者，驻美使馆教育处不再受理其第二次申请。
- (七) 本办法自发布之日起施行。驻美使馆对本办法拥有最终解释权。

[附件1：办理不持异议信相关事项咨询方式.docx](#)

[附件2：国家公派留学人员履行义务情况说明.docx](#)