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Please enter key words

front about Notification Study in Study learn Sino-US Employment
page us News America in Chinese educational Internship
China exchange

Home > Study in the US > J-1 Waiver

Study Abroad Jobs

front page

about us

Notification News

Study in America

Study in China

learn Chinese

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 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,

Sino-US educational exchange

Employment Internship

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 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 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 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 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, and 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 of State exemption number page (THIRD PARTY BARCODE

PAGE);

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

(5) If you currently hold other types of visas (not J-1 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 ordinary passport of the People's Republic of China who 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.

(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 doctoral degree), and joint training master students (returning to China to obtain a master's degree and then re-cultivation) 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-affiliated 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 also state the specific conditions of participating in the state-sponsored study abroad program in the application report, and provide the "State-sponsored Overseas Students Fulfillment of Obligations" (see the attachment 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.

If the relevant obligations of the applicant have not been fulfilled or have not been fulfilled, please contact the China Scholarship Council, and then apply for a letter of objection after clearing the relationship. The applicant submits the application materials as required and provides the "Certificate of Clearing Relationship" issued by the China Scholarship Council, and the "Statement on the Fulfillment of Obligations by State-Sponsored Overseas Students" (see the attachment for the format, fill in as required, and the applicant must sign), The application for the letter of no objection can be accepted.

(3) Public senior research scholars, visiting scholars and post-doctoral fellows who have been sponsored by the China Scholarship Council, if they have fulfilled the signing of the "National Public School Study Abroad Agreement" with the China Scholarship Council (i.e. the original "Sponsored Study Abroad Agreement")) to return to China for service period obligations, once again holding a J-1 visa to study in the United States at their own expense, with the approval of the China Scholarship Council, their application for a letter of no objection can be accepted. At the same time, the applicant must provide the "Statement on the Fulfillment of Obligations by State-Sponsored Overseas Students" (see the attachment for the format, fill in as required, and the applicant must sign).

If the above applicant's relevant obligations have not been fulfilled or have not been fulfilled, the application for the letter of no objection will not be accepted.

(4) If the applicant fulfills the obligation to return to China, if there are other matters that need to be explained, please describe in detail in the written application report and provide corresponding supporting materials.

Article 7 Statement of Authenticity and Consequences of Violation

The embassy and consulate in the United States may request the applicant to provide the application materials and relevant information required for the application for a letter of no objection according to the needs of the assessment. The applicant must ensure the authenticity, validity and completeness of the materials and information provided.

If the applicant submits false application materials, provides false information, etc., the embassy and consulate in the United States will terminate the application process and notify the relevant departments as appropriate; at the same time, it will no longer accept the application made by the person involved, and reserves the right to resort to the relevant department. The right to pursue the legal responsibility of the persons involved in accordance with the law. All consequences and responsibilities arising from the applicant's provision of false, incomplete and inaccurate information or materials shall be solely borne by the applicant.

Article 8 Revocation of Letter of No Objection

After the letter of no objection is issued, if the applicant is found to have provided false materials, false information, etc., the embassy and consulate in the United States can review the issued letter of no objection, and the embassy in the United States can revoke the issued non-objection letter according to the review results. Hold an objection letter and notify the relevant departments of the relevant situation. All consequences and responsibilities arising therefrom shall be borne by the applicant alone.

Article 9 Information Protection

The embassy and consulate in the United States protects the non-public information in the application materials for the letter of no objection submitted by the applicant according to law.

Article 10 Others

(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, they 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 Office of the embassy or consulate they belong to (for details, please refer to "Consultation Methods for Handling Letters of No Objection").

(4) During the application processing period, if the applicant's personal information, relevant content of the application materials, etc. changes, or there are other matters that need to be explained, the applicant 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 due to objective reasons, the applicant must explain the specific situation to the Education Section of the Embassy 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

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