Foreign Students (F-1 Visa)

- Business ownership/investment
- Curricular Practical Training
- Optional Practical Training
- STEM OPT
H-1B “Specialty Occupation” Visas

Ownership of business – possible?

Beneficiary of H-1B petition

• Basic requirements
• Process
• Timing/costs

H-1B “cap”/quota
E-2 “Treaty Investor” Visa

Ownership of business

Other requirements

How much money needs to be invested?

Immigration process

Not a path to a green card
Other Potential Nonimmigrant (Temporary) Visa Categories

- TN (Trade NAFTA)
- L-1 (Intracompany Transfer)
- O-1 (“Extraordinary Ability”)
Standard Process

- Labor certification
- Immigrant visa petition
- Adjustment of status

Timing
- India/China
- All other countries
Expedited Processes

- EB-1A ("Extraordinary Ability")
- EB-2/NIW ("Advanced Degree Professional" and "National Interest Waiver")
- EB-5 (Investor visa)
- Business-related factors for each
Entrepreneurial Visa Status/Options
Impact of President/Administration on Immigration

Trump Administration

Biden Administration (Year 1)

What does the future hold?
Questions? Thank you!

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