

**IMMIGRATION AND NATURALIZATION SERVICE  
H-1B NONIMMIGRANT PETITIONER FEE ACCOUNT**

(Dollars in thousands)

|   | Perm.<br>Pos. | FTE | Amount  |
|---|---------------|-----|---------|
| 2000 actuals.....   | ...           | ... | \$1,125 |
| 2001 availability.....  | ...           | ... | 1,125   |
| Proposed reprogramming <sup>1/</sup> .....                    | ...           | 35  | 13,192  |
| 2001 anticipated.....   | ...           | 35  | 14,317  |
| Adjustments to base   |               |     |         |
| Annualization of Proposed 2001 Reprogramming (See p. 95)..... | ...           | 36  | 1,683   |
| 2002 base.....  | ...           | 71  | 16,000  |
| Program changes.....  | ...           | ... | ...     |
| 2002 estimate.....  | ...           | 71  | 16,000  |

1/ INS is preparing a reprogramming notification for FY 2001. The reprogramming proposal will fund additional program requirements, and is supported by increased receipts in FY 2001.

| Comparison by activity and program    | 2001 Anticipated |     |          | 2002 Base    |     |          | 2002 Estimate |     |          | Program Changes |     |        |
|---------------------------------------|------------------|-----|----------|--------------|-----|----------|---------------|-----|----------|-----------------|-----|--------|
|                                       | Perm<br>Pos.     | FTE | Amount   | Perm<br>Pos. | FTE | Amount   | Perm<br>Pos.  | FTE | Amount   | Perm<br>Pos.    | FTE | Amount |
| 1. Citizenship & Benefits:            |                  |     |          |              |     |          |               |     |          |                 |     |        |
| Adjudications and Naturalization..... | ...              | 35  | \$14,317 | ...          | 71  | \$16,000 | ...           | 71  | \$16,000 | ...             | ... | ...    |

Program Description

The American Competitiveness in the 21st Century Act of 2000, P.L. 106-313, increased the numerical cap on H-1B visas to 195,000 for FY 2001 through FY 2003. The H-1B is a temporary visa category for nonimmigrant workers that includes specialty occupations which require a bachelor's degree or higher and fashion models of distinguished merit and ability. Typical H-1B occupations include architects, engineers, computer programmers, accountants, doctors and college professors. The \$1,000 fee, charged for this program, is in addition to the \$110 filing fee for H-1B visas. This \$1,000 fee is used to help U.S. citizens, legal permanent residents and other U.S. workers with job training, low-income scholarships, grants for mathematics, engineering or science enrichment courses administered by the National Science Foundation and the Department of Labor, and for processing and enforcement.

The amount above represents INS' share (4 percent) of the projected revenue stream. The Adjudications and Naturalization Program is responsible for processing H1-B petitions under the provisions of the Immigration and Nationality Act, as amended. The \$16,000,000 in resources that are made available in the H1-B Non-Immigrant Petitioner Fee Account are necessary to improve the efficiency and effectiveness of processing H1-B petitions and to initiate system changes to ensure integrity in the H1-B fee accounting and data entry processes.