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I-129, Petition for a Nonimmigrant Worker

- Download Form I-129 (1209KB PDF)
- Download Instructions for Form I-129 (247KB PDF)
- Download Processing Worksheet for FY 2012 H-1B Filings (63KB PDF)
- Download Checklist for Religious Workers (131KB PDF)
- Download Dictionary of Occupational Titles (DOT) Codes (124KB PDF)

Purpose of Form :
For employers to petition for an alien to come to the United States temporarily to perform services or labor, or to receive training, as an H-1B, H-1C, H-2A, H-2B, H-3, L-1, O-1, O-2, P-1, P-1S, P-2, P-2S, P-3, P-3S, Q-1 or R-1 nonimmigrant worker. Employers may also use this form to request an extension of stay or change of status for an alien as an E-1, E-2, or TN nonimmigrant.

Number of Pages :
Form 35; Instructions 25.

Edition Date :
01/19/11 (11/23/10 edition also accepted)

Where to File :
See filing instructions.

Filing Fee :
$325

Special Instructions :

Part 6 - "Certification Regarding the Release of Controlled Technology or Technical Data to Foreign Persons in the United States":

Part 6 of the Form I-129 must be completed by petitioners filing petitions seeking classification of aliens as H-1B, H-1B1 Chili/Singapore, L-1, and O-1A. Part 6 is not required for all other classifications including but not limited to Blanket L petitions (LZ).

Troubled Asset Relief Program (TARP):

Employers who received funds through the Troubled Asset Relief Program or under section 13 of the Federal Reserve Act ("covered funding") are no longer required to answer Question 1d in Part A of the H-1B Data Collection and Filing Fee Exemption Supplement.

The Employ American Workers Act (EAWA) had mandated additional requirements on H-1B petitioners who received covered funding. These requirements ended on February 16, 2011. The additional requirements under EAWA no longer apply to any H-1B petition requesting an employment start date of February 17, 2011, or later.

For Residence in the in the Commonwealth of Northern Mariana Islands (CNMI):

There is additional guidance you must follow if you are requesting an initial grant of nonimmigrant status in the CNMI. For more information please visit the grant of status webpage.

When completing Form I-129, please list your CNMI Post Office Box when asked for a street or physical address. All filings for employment or services in CNMI, regardless of classification, are filed with the California Service Center at: P.O. Box 10698, Laguna Niguel, CA 92607-1098. All courier or express deliveries should be forwarded to 24000 Avila Road, 2nd Floor, Room 2312, Laguna Niguel, CA 92677.

This page can be found at http://www.uscis.gov/i-129

Last updated:03/16/2011

Related Links

- H-1B and L-1 Fee Increase According to P.L. 111-230
- Direct Filing Addresses for Form I-129, Petition for Nonimmigrant Worker
- I-907, Request for Premium Processing Service
- Immigrant Visa Petitions Returned by the State Department Consular Offices
- USCIS Explains Employment-Related Notification Requirements for Petitioners of Religious Workers
- Grants of Status
- VIBE Program
- Nonimmigrant Workers

Forms Information

- Forms by Mail
- Forms by Phone
- General Information on Immigration Forms
- Adobe Reader Download (Free)

Forms Guidance

- General Tips on Assembling Applications for Mailing
- Signature Requirements for USCIS Forms
- Tips for Filing Petitions and Applications to the National Benefits Center
- Service Center Forms Processing
- Expedite Criteria

Fees

- Paying Immigration Fees
- Fee Waiver Guidance

Online Services

- Online Change of Address
- USCIS Service and Office Locator

Non-USCIS Links

- U.S. Department of State: Visa Application Forms
- DS-11, Application for a U.S. Passport
- DS-230, Application for Immigrant Visa and Alien Registration
- U.S. Customs and Border Protection: Forms
- U.S. Customs and Border Protection: Form I-94, I-94W Instructions

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