H-1B Employer Inspections

A normal feature of H-1B visa sponsorship is to have periodic inspections from United States Citizen and Immigration Service (USCIS) officers, or contract workers.

The purpose of the inspection is to verify the facts relating to the H-1B petition (who is the employer, where does the work take place, who is the employee, etc…). These inspections are NOT related to or looking for any immigration problems. They only want to confirm that there is nothing fraudulent (untrue) about the H-1B application. These USCIS Fraud Detection and National Security (FDNS) inspectors will either make an appointment to meet the employee and see the work site, or conduct an unannounced on-site inspection.

If there will be a scheduled visit, OISS will contact the department administrator and H-1B scholar in advance. However, if the inspectors come to the worksite unannounced, please contact OISS (Parker Emerson [1] or Ann Kuhlman [2]) before you begin the interview process (203-432-2305.) The inspection officers understand that the employer (Yale) may need some time to organize an unannounced visit.

How Long Will This Take?

The visits are usually brief, under one hour. They may want to see each of the work site locations, administrative offices and visit the OISS.

What Will They Ask?

They have the right to ask any questions related to the facts of the H-1B application. In most cases they will want to talk to the H-1B employee, the administrator or business manager and OISS. They will probably want to see payroll records and perhaps other evidence related to the basic facts of the employment: job title, salary, start date, duties, work location, supervisor, etc…

Source URL: https://oiss.yale.edu/immigration/h-1b-temporary-worker/department-overview/h-1b-employer-inspections

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