Changing Employers

- Your legal H-1b status ends the day after your employee status with Yale ends.
- The H-1B is “employer specific,” which means that if a scholar changes employers, the new employer must prepare an entirely new H-1B petition, which takes advanced planning and a process that could take several months.
- The H-1B regulation known as “portability” allows individuals already holding H-1B status to begin employment with a new employer once the new petition is filed with USCIS. Nevertheless, it is important to understand that filing a new petition under the portability provision can sometimes take 60-90 days.
- Please let your OISS adviser [1] know if you plan on leaving Yale before the end of your I-797 approval notice. Federal law requires Yale to conduct record keeping on the H-1B petition.
- If there will be a gap between ending work with Yale and starting work with the new employer, the scholar may have to leave the U.S. and then return once the new H-1B is approved.
- Please review the Leaving Yale [2] section for additional information

Source URL: https://oiss.yale.edu/immigration/h-1b-temporary-worker/scholar-overview/changing-employers

Links:
[1] https://oiss.yale.edu/about/contact-oiss