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A petition for a grant of initial status for a beneficiary currently in the CNMI with a CNMI issued permit must have been filed on or before November 27, 2011.

### Written Consultation for O and P Nonimmigrants

**Written consultation.** Certain classifications require a written consultation with a recognized peer group, labor, and/or management organization regarding the nature of the work to be done and the beneficiary's qualifications before USCIS can approve the petition.

To obtain timely adjudication of a petition, you should obtain a written advisory opinion from an appropriate peer group, labor, and/or management organization and submit it with the petition.

If you file a petition without the advisory opinion, you will need to send a copy of the petition and all supporting documents to the appropriate organization when you file the petition with USCIS, and name that organization in the petition. Explain to the organization that USCIS will contact them for an advisory opinion.

If you do not know the name of an appropriate organization with which to consult, indicate that on the petition. However, a petition filed without the actual advisory opinion will require substantially longer processing time.

### Liability for Return Transportation

The Immigration and Nationality Act makes a petitioner liable for the reasonable cost of return transportation for an H-1B, H-2B, O, and P beneficiary who is dismissed before the end of the period of authorized admission.

### What Is the Filing Fee

The base filing fee for Form I-129 is **\$460**.

#### American Competitiveness and Workforce Improvement Act (ACWIA) fee for certain H-1B and H-1B1 Petitions

A petitioner filing Form I-129 for an H-1B nonimmigrant or for a Chile or Singapore H-1B1 Free Trade Nonimmigrant must submit the **\$460** petition filing fee and, unless exempt under **Section 2.** of the H-1B Data Collection and Filing Fee Exemption Supplement, an additional fee of either **\$1,500** or **\$750**. To determine which ACWIA fee to pay, complete **Section 2.,** of the H-1B Data Collection and Filing Fee Exemption Supplement.

A petitioner filing Form I-129 who is required to pay the ACWIA fee may make the payment in the form of a single check or money order for the total amount due or as two checks or money orders, one for the ACWIA fee and one for the petition fee.

#### Additional fees for H-1B, L-1, and H-2B Petitions

A petitioner seeking initial approval of H-1B or L nonimmigrant status for a beneficiary, or seeking approval to employ an H-1B or L nonimmigrant currently working for another petitioner, must submit a **\$500** Fraud Prevention and Detection fee. Petitioners for Chile or Singapore H-1B1 Free Trade Nonimmigrants do not have to pay the **\$500** fee.

Those petitioners required to submit the \$500 Fraud Prevention and Detection fee are also required to submit either an additional **\$4,000** (H-1B) or **\$4,500** (L-1) fee mandated by Public Law 114-113, **if:**

1. The petitioner employs 50 or more individuals in the United States;
2. More than 50 percent of those employees are in H-1B, L-1A, or L-1B nonimmigrant status; **and**
3. The petition is filed on or after December 18, 2015.

Employers filing H-2B petitions must submit an additional fee of **\$150**.

You must include payment of the fees with your submission of this form. Failure to submit the fees when required will result in rejection or denial of your submission.