



U.S. Department of Labor Employment and Training Administration

Foreign Labor Certification

The Department of Labor, together with the States, administers a number of foreign labor certification programs to assure that admitting foreigners to work in the United States will not adversely affect the job opportunities, wages, and working conditions of American workers. In order to employ non-U.S. workers on either a permanent or temporary basis, employers generally must certify that qualified U.S. workers are not available for particular job openings and that hiring a foreigner will not harm American workers. Regulations also govern foreign workers' working conditions and provide penalties for employers who fail to comply with the law.

Permanent labor certification must be obtained by an employer who offers a permanent, full-time job to a foreigner immigrating to the United States. Employers seeking to hire professional workers on a temporary basis must obtain **H-1B specialty (professional) workers certification**. Foreign nursing professionals may be hired in specified poor inner-city and rural areas under the **H-1C nurses for disadvantaged areas certification** program. Non-immigrant workers also may be hired for seasonal or other temporary agricultural work under the **H-2A temporary labor certification/agricultural** program. Other temporary non-agricultural work may be performed by foreigners under the **H-2B temporary labor certification** program. Performance of longshore work is governed by the **D-1 crewmembers certification program**.

Additional information on regulations governing these programs and how to file is available at <http://workforcesecurity.doleta.gov/foreign/dflc.asp>.

You can access America's Workforce Network at <http://www.doleta.gov>, or by calling the Toll-Free Help Line at 1-877-US2-JOBS. (For TTY, call 1-877-TTY-JOBS.)



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Fact Sheets

The following is a list of Department of Labor-supported activities and services that are part of America's Workforce Network which may be of particular interest to workers, employers, and workforce development professionals. A fact sheet with specific information is available for each of the following areas:

- Accessing Services via Phone or Internet
- Adult Employment and Training Services
- America's Labor Market Information System
- America's Career Kit (Online Resources)
- America's Workforce Network
- Applying for ETA Grants
- Assistance for Trade-Impacted Workers
- Basic Information for Employers
- Basic Information for Workers and Job-Seekers
- Disability Employment and Training Services
- Dislocated Worker Program (Services for Laid-Off Workers)
- Foreign Labor Certification
- High-Tech Skills Training
- Job Corps
- Migrant and Seasonal Farmworkers Employment and Training Services
- Native American Employment and Training Services
- Older Workers Employment and Training Services
- One-Stop Employment and Training Services
- One-Stop Partners
- Registered Apprenticeship
- School-to-Work
- Tax Credit Programs
- Unemployment Insurance
- Welfare-to-Work
- Youth Opportunity (YO) Grants
- Youth Opportunity (YO) Movement

Available online at: <http://www.usworkforce.org/factsheets> or by calling (202) 693-3900. This Web address also provides links to other Federal partners under the Workforce Investment Act and other initiatives that provide additional services to enhance individual and community well-being.