

## **9 FAM 41.31 TEMPORARY VISITORS FOR BUSINESS OR PLEASURE**

*(CT:VISA-994; 08-14-2008)  
(Office of Origin: CA/VO/L/R)*

### **9 FAM 41.31 RELATED STATUTORY PROVISIONS**

*(CT:VISA-994; 08-14-2008)*

See INA 101(a)(15)(B) (8 U.S.C. 1101(a)(15)(B)), INA 212(q) (8 U.S.C. 1182(q)), and INA 221(g) (8 U.S.C. 1201(g)).

#### **INA 101(a)(15)(B)**

- (15) The term “immigrant” means every alien except an alien who is within one of the following classes of nonimmigrant aliens
- (B) an alien (other than one coming for the purpose of study or of performing skilled or unskilled labor or as a representative of foreign press, radio, film, or other foreign information media coming to engage in such vocation) having a residence in a foreign country which he has no intention of abandoning and who is visiting the United States temporarily for business or temporarily for pleasure;

#### **INA 212(q)**

##### q. Academic honoraria

Any alien admitted under section 101(a)(15)(B) of this title may accept an honorarium payment and associated incidental expenses for a usual academic activity or activities (lasting not longer than 9 days at any single institution), as defined by the Attorney General in consultation with the Secretary of Education, if such payment is offered by an institution or organization described in subsection (p)(1) of this section and is made for services conducted for the benefit of that institution or entity and if the alien has not accepted such payment or expenses from more than 5 institutions or organizations in the previous 6-month period

[Amended by sec. 699L Public Law 110-161, 121 Stat. 2373; 2007.]

## **INA 221(g)**

g. No visa or other documentation shall be issued to an alien if

- (1) it appears to the consular officer, from statements in the application, or in the papers submitted therewith, that such alien is ineligible to receive a visa or such other documentation under section 212, or any other provision of law,
- (2) the application fails to comply with the provisions of this Act, or the regulations issued thereunder, or
- (3) the consular officer knows or has reason to believe that such alien is ineligible to receive a visa or such other documentation under section 212, or any other provision of law: Provided, That a visa or other documentation may be issued to an alien who is within the purview of section 212(a)(4), if such alien is otherwise entitled to receive a visa or other documentation, upon receipt of notice by the consular officer from the Attorney General of the giving of a bond or undertaking providing indemnity as in the case of aliens admitted under section 213: Provided further, That a visa may be issued to an alien defined in section 101(a)(15) (B) or (F), if such alien is otherwise entitled to receive a visa, upon receipt of a notice by the consular officer from the Attorney General of the giving of a bond with sufficient surety in such sum and containing such conditions as the consular officer shall prescribe, to insure that at the expiration of the time for which such alien has been admitted by the Attorney General, as provided in section 214(a), or upon failure to maintain the status under which he was admitted, or to maintain any status subsequently acquired under section 248 of the Act, such alien will depart from the United States.

## **9 FAM 41.31 RELATED REGULATORY PROVISIONS**

*(CT:VISA-994; 08-14-2008)*

See 22 CFR 41.31.