



Foreign Affairs Manual

VOLUME 9 – Visas

Change Transmittal: VISA-1378

Date: November 24, 2009

9 FAM 41.53 NOTES

9 FAM 41.58 NOTES

Changes

1. This Change Transmittal issues updates to **9 FAM 41.53 Notes and 9 FAM 41.58 Notes.**

9 FAM 41.53 Notes:

Since over 50 percent of this subchapter has been revised, revisions since the last update **DO NOT** appear in *italics* and *dark magenta*. Refer to the change transmittal line for each section or section title that was updated. The following are sections that have been added: N2.4, Effect of Revocation of Department of Labor (DOL) Labor Certifications for H-2A Beneficiaries, N4.8, Evidence Submitted in Support of H Petitions, and N29, Temporary Worker Visa Exit Program, and N30, Responsibilities of Consular Officers Informing Applicants of Legal Rights. Some sections have been renumbered.

9 FAM 41.58 Notes:

Since over 50 percent of this subchapter has been revised, revisions since the last update **DO NOT** appear in *italics* and *dark magenta*. All new text appears in sections N2, Significance of Approved Petition, N3, Evidence Forming Basis for R Visa Issuance (Use of Petition Information Management Service (PIMS)), N4, Validity of R Visas, and N15, Admission, Extension of Stay, and Readmission. The other sections have been renumbered, beginning with section N5, No Residence Abroad Requirement for R Nonimmigrants because of updates.

2. **Change Transmittal** has replaced the term, Transmittal Letter. Change Transmittal was selected as being more appropriate in this age of electronic information transmission. The FAM volume's transmittal acronym and numerical series remains in place.
3. Officers are reminded that Department-issued materials not codified in the Foreign Affairs Manual or its supplemental Foreign Affairs Handbook series generally have no regulatory validity (see 2 FAM 1115.2).

Filing Instructions (Paper Copies)

1. Remove and discard the old 9 FAM 41.53 Notes (CT:VISA-1133; 12-22-2008, 35 pages) and insert the new 9 FAM 41.53 Notes (CT:VISA-1378; 11-24-2009, 45 pages).

Remove and discard the old 9 FAM 41.58 Notes (CT:VISA-1102; 11-06-2008, 14 pages) and insert the new 9 FAM 41.58 Notes (CT:VISA-1378; 11-24-2009, 10 pages).

2. After inserting the material in the binder, insert this change transmittal letter immediately following the CT Checklist, then fill in the entry line for CT:VISA-1378, and initial.

Distribution Notice

1. The Foreign Affairs Manual and Handbooks (unclassified) official version can be found on the State Department's Intranet site.
2. All posts and offices keeping paper versions of the Foreign Affairs Manual are responsible for maintaining the FAM on a current basis (see 2 FAM 1116.5).
3. Use **KFAM** and **AINF** TAGS on **all** communications on FAM/FAH issues; direct questions concerning issuance, validity, and updating to A/GIS/DIR. Direct questions concerning substance and interpretations to the office indicated at the end of this change transmittal letter.

(CA/VO/L/R)