

The Honorable Mike Pompeo  
U.S. Department of State  
Office of the Secretary  
2201 C Street NW  
Washington, D.C. 20520

April 8, 2020

Dear Secretary Pompeo:

On behalf of the undersigned higher education associations, I write to you today to seek guidance for the one million international students currently studying at our institutions, and for students seeking to study in the United States beginning in fall 2020.

In this unprecedented time, we are grateful that the Department of State has issued guidance and flexibility for our current international students and J-1 scholars. However, the longer the crisis goes on and consulates and State Department facilities remain closed, we are concerned that more issues will arise. These closures can also discourage or limit the ability of new international students to travel to the United States to begin their programs.

We are concerned about the suspension of premium processing, especially for H1B visas. We believe this could lead to a drastic increase in requests for emergency expedited processing, especially for medical professionals working at our academic medical centers on the frontlines of the COVID-19 crisis.

State recently allowed consular officers to waive the requirement for in-person interviews for categories of H-2 visa applicants.<sup>1</sup> We believe State has the authority under 8 USC § 1202 (h)(1)(C) to waive the personal interview requirement “if the Secretary determines that such waiver is (i) in the national interest of the United States; or (ii) necessary as a result of unusual or emergent circumstances.” We believe a waiver for F-1 and M-1 applicants, with no apparent or potential ineligibility, is in the national interest and necessary due to COVID-19 and would ensure smooth enrollment for our international students in fall 2020.

In follow up from our March 16 letter<sup>2</sup>, we continue to ask that State grant flexibility and extend F-1 immigration status following graduation to allow students to make safe decisions to return to their home countries.

We look forward to working with State and the Department of Homeland Security to ensure efficient visa and immigration processing during this unprecedented time in U.S. history. We

<sup>1</sup> March 26, 2020 announcement regarding H2 Visas: <https://travel.state.gov/content/travel/en/News/visas-news/important-announcement-on-h2-visas.html>

<sup>2</sup> March 16, 2020 letter from ACE and higher education associations to State and DHS regarding COVID-19 issues impacting international students and scholars, <https://www.acenet.edu/Documents/Letter-State-DHS-coronavirus-031620.pdf>

hope you will continue to consider us a resource in attracting and retaining international students and look forward to continuing to work with you on these important issues.

Respectfully,

A handwritten signature in black ink, appearing to read "Ted Mitchell". The signature is cursive and somewhat stylized.

Ted Mitchell  
President

On behalf of:

American Association of Community Colleges  
American Association of State Colleges and Universities  
American Council on Education  
Association of American Universities  
Association of Public and Land-grant Universities  
National Association of Independent Colleges and Universities

Cc: Marie Royce, Assistant Secretary of State for Educational and Cultural Affairs  
Caroline Casagrande, Deputy Assistant Secretary for Academic Programs  
Ed Ramotowski, Deputy Assistant Secretary of State, Bureau of Consular Affairs