

International Guests

When inviting a non-US resident to visit the University of Oregon, there are a number of factors which determine the type of visa they should travel under. It does not matter where they are currently located, but rather their US tax status which is pertinent. If they are NOT a US resident for tax purposes, then a variety of rules apply. This is a general summary and there are many exceptions. *Always* consult the travel coordinator **PRIOR** to inviting your guest.

Will we be paying for or reimbursing the guest for ANY expenses?

NO Will they be here for LESS than 90 days?

If **yes**, we do not need to be involved with the type of visa they travel on.

Will they be here for 90 days or longer?

If **yes**, they will need a J1 Visa. The department manager will be able to facilitate the application process to obtain the J1 Visa.

Will we be paying for or reimbursing the guest for ANY expenses?

YES - The business purpose must be for *collaborating research* or as a *guest speaker* and *collaboration*.

Will they be here for 9 days or less?

If 9 days or less, they may enter the US on a tourist visa (B1/B2 or WB/WT) with a letter of invitation from you on letterhead (see department manager for assistance). When they go through customs, they need to indicate they will be **paid** during their stay and show the letter. This will put them in *business status*, rather than *tourist status*. We may reimburse or pay for their travel expenses; generally, without taxes.

If they already have a J1 or F1 visa (they are a postdoc or student in the US, but country of residence is not the US), they need a letter from their sponsor (University they received J1 or F1 Visa from) to allow us to pay or reimburse them for anything. Taxes of 14% may apply to reimbursements which are withheld when the check is issued; unless there is a tax treaty (country dependent).

Will they be working (providing services) here for more than 9 days?

If they will be working (i.e. – collaborating) here for more than 9 days **AND** we will be paying for or reimbursing more than 9 days of expenses; then they are not allowed to travel under a B1/B2 or WB/WT visa and would typically need a J1 visa.

If they already have a J1 or F1 visa (they are a postdoc or student in the US, but country of residence is not the US), they need a letter from their sponsor (University they received J1 or F1 Visa from) to allow us to pay or reimburse them for anything. Taxes of 14% may apply to reimbursements which are withheld when the check is issued (tax treaty ~ country dependent ~ may apply).

To obtain a J1 visa, please see department manager to assist in applying for the J1 visa. Taxes of 14% may apply to reimbursements which are withheld when the check is issued (tax treaty ~ country dependent ~ may apply).

Receiving *pay or reimbursement* for more than 9 days while on a B1/B2 or WB/WT is not allowed under INA 212(q) but if it occurs, the payment would have 30% taxes withheld and the guest may have future visa restrictions. Reference [US Dept of State](#) document.

For more information, be sure to consult with the mathematics department travel coordinator *prior* to inviting your guest. You may also refer to BAO's website regarding [International Visitors](#).