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# J-2 or J-1 with 212(e) HRR converting to F-1 student

## J-2 or J-1 with 212(e) HRR converting to F-1 student <sup>[1]</sup>

Submitted by Chief Editor on Oct 26th 2015

### **ANSWER:**

See clip from Attorney Rajiv S. Khanna's conference call video that addresses this question.

<https://youtu.be/ZvUVIGTM-Kk?t=520><sup>[2]</sup>

### FAQ Transcript:

Answer is yes. They can't convert within the United States, but they can go outside of USA and try to get F-1 stamped and come back. That does not get rid of two year residency visa. However, remember two year residency visa requirement only says this: if you have J-1 or a J-2 which is subject to the 212 (e)HRR, you cannot convert to H, L or Green Card, but you can if you want to change to F-1 visa but not within the United States as far as I remember. It does not allow the change of status also. So you can always get a visa stamping done and you can do it without the waiver, F-1 does not require waiver. However if down the line you decide to convert to H-1, your J-1 holding spouse either must have received the waiver or a home residency a fulfillment of 2 year residence abroad to the home country.

### **Nonimmigrant Visas:**

[F-1 Visa](#) <sup>[3]</sup>

[J-1 Visa](#) <sup>[4]</sup>

[J-2 Visa](#) <sup>[5]</sup>

[Home Residency Requirement](#) <sup>[6]</sup>

[F-1 Visa](#) <sup>[3]</sup>

[J-1 Visa](#) <sup>[4]</sup>

[J-2 Visa](#) <sup>[5]</sup>

[Home Residency Requirement](#) <sup>[6]</sup>

**Unless the context shows otherwise, all answers here were provided by [Rajiv](#) <sup>[7]</sup> and were compiled and reported by our editorial team from comments and blog on [immigration.com](#) <sup>[8]</sup>**

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**Source URL (retrieved on 20 Feb 2020 - 22:20):** <https://immigration.com/faq/j-2-or-j-1-212e-hrr-converting-f-1-student>

### **Links:**

[1] <https://immigration.com/faq/j-2-or-j-1-212e-hrr-converting-f-1-student>

[2] <https://youtu.be/ZvUVIGTM-Kk?t=520>

[3] <https://immigration.com/visa/nonimmigrant-visas/f-visa/f-1-visa>

[4] <https://immigration.com/visa/nonimmigrant-visas/j-visa/j-1-visa>

[5] <https://immigration.com/visa/nonimmigrant-visas/j-visa/j-2-visa>

[6] <https://immigration.com/visa/nonimmigrant-visas/j-visa/home-residency-requirement>

[7] <http://www.immigration.com/law-offices-rajiv-s-khanna-pc>

[8] <http://www.immigration.com>

[9] <https://immigration.com/JavaScript%3Avoid%28%29%3B>