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New Regulations, Effect on Layoff after I-140 Approval

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Submitted by Chief Editor on Jul 27th 2017

ANSWER:

Watch Video on this FAQ: New regulations, effect on layoff after I-140 approval ^[2]

Video Transcript

1. Having an I-140 approval that stayed in existence for 180 days does not protect your current status by itself so with the new rule you've got that 60 day grace period to file for an H-1 or any other kind of change of status after the layoff so you have got that 60 day grace period you could try applying for a tourist visa if nothing else works out.

2. Yes. You can use Compelling Circumstances EAD. See [my blog](#) ^[3] for more details.

[More...](#) ^[2]

Note: This is a verbatim transcript of the referenced audio/video media delivered as oral communication, and, therefore, may not conform to written grammatical or syntactical form.

Nonimmigrant Visas:

[Change of status](#) ^[4]

[H-1 Visa](#) ^[5]

[General Nonimmigrant Visa](#) ^[6]

[H-1 Visa](#) ^[5]

[Change of status](#) ^[4]

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Green Card:

[EAD \(AOS\)](#) ^[7]

[Form I-140](#) [8]

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FAQ Transcript:

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Unless the context shows otherwise, all answers here were provided by [Rajiv](#) [9] and were compiled and reported by our editorial team from comments and blog on [immigration.com](#) [10]

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Links:

[1] <https://immigration.com/faq/ead-aos-form-i-140-ead-aos-form-i-140/new-regulations-effect-layoff-after-i-140-approval>

[2] <https://youtu.be/c16psqxtsH4?t=853>

[3] <http://www.immigration.com/blogs/i-140-ead-regulations-effective-17-january-2017>

[4] <https://immigration.com/visa/nonimmigrant-visas/change-status>

[5] <https://immigration.com/visa/nonimmigrant-visas/h-visa/h-1-visa>

[6] <https://immigration.com/visa/nonimmigrant-visas/general-nonimmigrant-visa>

[7] <https://immigration.com/greencard/green-card/adjustment-status/ead-aos>

[8] <https://immigration.com/greencard/green-card/form-i-140>

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

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