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The American Competitiveness in
the 21st Century Act (AC21) was
an act passed by the government
of the United States in October
2000, pertaining to immigration to

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the United States. It was a
complement to the American
Competitiveness and Workforce
Improvement Act that had been
passed in 1998. The focus of
AC21 was to change rules related
to portability and caps for the
H-1B visa to increase the effective

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number of visas available and
make it easier for workers on
those visas to switch jobs.

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214(g)(1)(A) of the Immigration
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1184(g)(IXA)) is

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The American Competitiveness in

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The American Competitiveness in the 21st Century Act seeks to help the American economy in both the short and long run by a combination of temporary visa increases and training and education initiatives.

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American Competitiveness in the
Twenty-First Century Act was
signed into part of Immigration and
Naturalization Act (INA) in year

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2000 which significantly changed the H-1B program and the employment-based immigration program.

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On October 17, 2000, the

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American Competitiveness in the
Twenty First Century Act (often
abbreviated AC21) amended the
Immigration and Nationality Act
(INA) regarding H1B non-
immigrant workers. There are four
main provisions under the AC21:
Those employed by institutes of

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higher education or other related
organizations are exempt from the
H1B cap.

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Signed into law in 2000, the

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American Competitiveness in the
21st Century Act (AC21)
modernized immigration laws
pertaining to foreign workers in
the United States. AC21 makes
greatly H-1B visa and Form I-140
portability, allowing foreign
workers in certain situations the

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flexibility to change employers.
AC21 also has provisions for
extensions of status for H-1B visa-
holders who are applying for
adjustment of status to certain
employment-based immigrant visa
preference categories, and are ...

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(Public Law 106-313), as
amended, and the American

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Improvement Act of 1998
(ACWIA), Title IV of Div. C. of
Public Law 105-277. Revisions to
Adjudicator ' s Field Manual
(AFM): Chapter 20.2(d) Petition
Validity

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~~Appendix 22-1 Memorandum~~
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See section 204 (j) of the
Immigration and Nationality Act
(INA), which was enacted from
section 106 (c) of the American
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Immigration First Century under AC21,
c2009: preface ("this is the first
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exempts applicants that are
employed by institutions of higher

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education, affiliated non-profit
entities, and non-profit research
organization or governmental
research organization, from being
counted against the H1B Cap.

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This Act, signed in 2000 (AC21)
affects the filing of certain H1B
petitions as follows;

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On October 17 and 30, 2000,
President Clinton signed into law
several bills which significantly
change the H-1B program as well
as the employment based

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Immigration program. Prominent among these bills is the American Competitiveness in the Twenty-First Century Act (AC21). Q1: How does AC21 affect the H-1B cap?

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