

Labor Condition Applications and Prevailing Wage Determinations

Certain non-immigrant visas for specialty occupations, including the H-1B visas, H-1B1, and E-3 visas, require the employer to submit a Labor Condition Application (Form ETA 9035/9035E) in which the employer sets out the standards to which it will adhere for the position it is seeking to fill with a foreign worker. The LCA must be certified by the Department of Labor and included as part of the visa applications for the specialty occupations.

In addition to providing the details regarding the proposed employment, the LCA has four primary attestations which must be made by the employer.

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