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February 16, 2021

Charles L. Nimick, Chief
Business and Foreign Workers Division
U.S. Citizenship and Immigration Services
5900 Capital Gateway Drive
Camp Springs, MD 20746

Re: Comment to "Modification of Registration Requirement for Petitioners Seeking to File Cap-Subject H-1B Petitions; Delay of Effective Date," 86 Fed. Reg. 8543 (February 8, 2021) [Docket No. USCIS 2020-0019]

Dear Mr. Nimick:

Worldwide Employee Relocation Council (Worldwide ERC®) strongly supports the delay until December 31, 2021 proposed in the Department of Homeland Security ("DHS" or "the Department") Final rule; delay of effective date; request for comments, "Modification of Registration Requirement for Petitioners Seeking to File Cap-Subject H-1B Petitions; Delay of Effective Date," 86 Fed. Reg. 7656 (February 8, 2021) [DOL Docket No. ETA-2020-0006]. Worldwide ERC® represents the people and businesses that facilitate the relocation and movement of talent. Our over 5,400 professionals include both corporations and service providers across Europe, the Middle East and Africa, Asia, and the Americas. Approximately 80 percent of our members are small- to medium-size businesses and our members come from a diverse range of professions and industries, including human resources, recruiting, military, real estate, financial services, moving, counseling, and consulting. We are where work is going.

On November 30, 2020, we submitted a [comment letter](#) to the Notice of Proposed Rulemaking ("the notice"), "Modification of Registration Requirement for Petitioners Seeking to File Cap-Subject H-1B Petitions," in which we disagreed with several of the underlying principles justifying the need for the changes outlined in the notice and requested a delay of implementation until the Fiscal Year 2023 H-1B cap season.

Worldwide ERC® believes that the Department can protect the U.S. workforce while at the same time facilitating access to global talent. The rule as written now would hurt the ability of U.S. employers to remain globally competitive and threaten a key component of U.S. economic performance. Postponing implementation of the rule will allow for proper stakeholder input and in the meantime maintain the status quo for employers.

Should you have any questions regarding our comments, please do not hesitate to reach out to me by email at rpeters@worldwideerc.org or phone at 703-842-3400.

Requestfully submitted,

A handwritten signature in black ink, appearing to read "Rebecca Peters", written in a cursive style.

Rebecca Peters
Vice President, Member Engagement and Public Policy
Worldwide ERC®

Worldwide ERC® is the professional association for employee mobility professionals. Since 1964, Worldwide ERC® has been committed to connecting and educating workforce mobility professionals across the globe. A global not-for-profit organization, we are headquartered in Washington, D.C., with offices in London and Shanghai, and are the source of global mobility knowledge and innovation in talent management from Europe, the Middle East and Africa, to Asia and across the Americas.