



October 27, 2026

PA-2026-16

Policy Alert

SUBJECT: Fee Guidance for L-1 Intracompany Transferees

Purpose

U.S. Citizenship and Immigration Services (USCIS) is revising guidance in the [USCIS Policy Manual](#) regarding filing fees for L-1 petitions and the regulatory changes made by the 9-11 Response and Biometric Entry-Exit Fee for H-1B and L-1 Visas final rule (9-11 Biometric Fee final rule).¹

Background

The Consolidated Appropriations Act of 2016 (referred to as Public Law 114-113)² imposes a fee for certain L-1A and L-1B petitions. DHS initially applied this fee only for petitions filed by covered employers³ seeking initial grants of L-1 status or seeking a change of employers. On August 10, 2026, DHS published the 9-11 Biometric Fee final rule (effective September 9, 2026) that extends the fee to petitions requesting extensions of L-1 status.

Accordingly, as of September 9, 2026, under the 9-11 Biometric Fee final rule, the Public Law 114-113 fee applies to all L-1 petitions filed by covered employers postmarked on or before September 30, 2027, unless the petitioner is filing an amended petition that does not seek an extension of the alien's currently authorized L-1 status. The rule also codifies longstanding practice applying the fee to petitioners with 50 or more employees if 50 percent or more of those employees are in H-1B or L-1 status in the aggregate, including part-time and full-time employees. USCIS is updating its policy guidance to reflect this change.

In addition, this update removes references to specific fee amounts, referring instead to the Fee Schedule ([G-1055](#)), which lists all of the fees petitioners must pay when filing a Petition for a Nonimmigrant Worker ([Form I-129](#)) for an L-1 beneficiary, including the Fraud Prevention and Detection fee and the fee imposed by Public Law 114-113.

¹ See [91 FR 51360](#) (Aug. 10, 2026).

² See [Pub. L. 114-113](#) (December 18, 2015).

³ "Covered employers" are H-1B or L-1 petitioners who employ 50 or more employees in the United States, if more than 50 percent of the petitioner's employees in the aggregate are in H-1B, L-1A, or L-1B nonimmigrant status.

In accordance with the effective date of the 9-11 Biometric Fee final rule, this guidance, contained in Volume 2 of the Policy Manual, is effective September 9, 2026, and applies to petitions postmarked on or after that date.

Policy Highlights

- Provides that the 9-11 Biometric Fee (also referred to as the Public Law 114-113 fee) applies to all L-1 petitions filed by covered employers except for amended petitions that do not request an extension of stay.
- Clarifies that part-time and full-time employees are included when calculating whether more than 50 percent of the petitioner's employees, in the aggregate, are in H-1B or L-1 status.
- Removes the specific dollar amounts for the Fraud Prevention and Detection fee and the 9-11 Biometric Fee and instead refers to the Fee Schedule ([G-1055](#)) for all fee amounts.

Summary of Changes

Affected Section: Volume 2 > Part L > Chapter 7 > Section B, Fees

- Revises the first paragraph in part.
- Eliminates italicized subheading, "Base Filing Fee."
- Revises the second paragraph and bulleted list under italicized subheading, "Consolidated Appropriations Act of 2016."

USCIS may also make other minor technical, stylistic, and conforming changes consistent with this update.

Citation

Volume 2, Nonimmigrants, Part L, Intracompany Transferees (L), Chapter 7, Filing [[2 USCIS-PM L.7](#)].