

U and T Visa Process

Work with an immigration attorney and submit your request to the Labor Commissioner

The Labor Commissioner will review your request and may interview you.

The Labor Commissioner may certify your request.

Petitions are submitted to USCIS, who makes the decision whether to grant a visa.



Report Human Trafficking National Human Trafficking Hotline

Call: (888) 373-7888

Text: 233-733 ("Be Free")

If in Immediate Danger

Call: 9-1-1

- The Labor Commissioner's Office does not grant visas or provide any immigration benefit.
- The Labor Commissioner's Office is a certifying agency for U and T visa Requests.
- The certification of a request is one step in the immigration process for immigrant victims of serious crimes or trafficking.

Please contact your local office to request a list of organizations who have expertise in U and T visas.

To file a wage theft claim, report a labor violation, or file a retaliation claim:

- **Call Us:** (833) 526 - 4636
- **Visit Our Website:** www.dir.ca.gov/dlse



**Information on U
and T Visas for
Immigrant Victims
of Workplace
Crime**

U VISA

Some immigrant victims of workplace crime can apply for a U Visa. The Labor Commissioner's Office is a certifying agency for U Visas, which is required to get this visa.

A U Visa grants temporary immigration status to people who:

- 1) Are or have been victims of certain crimes that took place in the United States;
- 2) Have suffered substantial harm as a result of these crimes; and
- 3) Are assisting, have assisted, or will assist law enforcement in the detection, investigation or prosecution of these crimes.

T & U visas let people live and work in the United States temporarily. T & U visa holders may apply for lawful permanent residency. They also receive work permits and are eligible for certain government benefits.

QUALIFYING CRIMES FOR U VISA:

Victims of the following crimes* may apply for a U Visa:

Extortion	Felonious Assault
Involuntary Servitude, Peonage	Witness Tampering
Abduction, False Imprisonment	Rape, Sexual Assault
Abusive Sexual Contact, Sexual Exploitation	Human Trafficking

*This list is incomplete. Consult with a reputable immigration advocate about whether a U visa is right for you. Contact our office for a list of organizations that do this work.

The Labor Commissioner's Office does not give anyone a visa and can't tell you if you are eligible for a visa. The Labor Commissioner's Office may certify that a qualifying crime took place.

T Visa/Forced Labor Trafficking

The Labor Commissioner's Office is a certifying agency for T visas for victims of labor trafficking.

Labor trafficking happens when someone uses **force, fraud, or coercion** to make someone perform labor or services. These services may be performed for no money, less than minimum wage, or to pay off a debt.

Places Where You May Find Labor Trafficking

Trafficked people may not realize what is happening to them is illegal and help is available. Labor trafficking in many different industries:

- Agriculture, forestry, logging
- Leisure/hospitality
- Construction
- Private homes (e.g., nannies, housekeepers, care providers)
- Restaurants, bars, hotels or other service industries
- Manufacturing
- Strip clubs, massage parlors, escort services
- Janitorial services
- Traveling sales crews

Employers who exploit and abuse their workers are breaking the law. Workers who help law enforcement hold employers accountable may be eligible for certain immigration protections.