

It's Time to Increase the H-1B Cap Again



By [Andrew M. Wilson](#)

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This year, FY 2022, was a particularly bad year for H-1B cap lottery applicants. The total number of H-1B cap registrations surpassed 300,000 (308,613). This represented a 12% increase from FY 2021. If you do the math, this year's H-1B cap selection rate was about 28%. That is inching towards a 1 in 4 shot for these H-1B cap applicants and their employers.

It is time to revisit the 85,000 H-1B cap annual quota. The base number of 65,000 was set more than 30 years ago in 1990 - with another 20,000 for advanced degree holders from a U.S. university added 15 years ago in 2006.

Addressing the imbalance and raising the H-1B cap is not unprecedented. It was elevated to 115,000 for the years 1999 and 2000, and subsequently up to 195,000 for 2001-2003. Based on the current demand, why not do this again?

Too many companies are losing employees who were the unlucky ones over several years, missing out on H-1B cap

lottery selection multiple times under the current system. How is it possible that there is such a low chance of selection for one of our immigration system's most important non-immigrant visa categories?

85,000 is simply not enough. 24-month STEM OPTs are great, but let's really address the issue at hand and raise the H-1B quota like it's 1999.

Related Team



Andrew M. Wilson
Partner | Team Co-
Leader - Immigration



**Nisha V. Fontaine
(Jagtiani)**
Partner



Elizabeth M. Klarin
Partner



Eileen M. Martin
Partner | Team Co-
Leader - Immigration
| Team Leader -
Canada-U.S. Cross
Border

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ALBANY | 54 State Street, Suite 1001 • Albany, NY 12207 • 518.462.0110

BUFFALO | 50 Fountain Plaza, Suite 1700 • Buffalo, NY 14202 • 716.853.5100

CHICAGO | 125 S Clark St., 17th Floor • Chicago, IL 60603 • 872.254.5500

CLEVELAND | 1228 Euclid Avenue, 5th Floor • Cleveland, OH 44115-1843 • 216.363.9000

GREATER TORONTO AREA (PRACTICE FOCUSED ON U.S. LAW) | 1100 Burloak Drive, Suite 300 • Burlington, ON L7L 6B2 • 905.319.8964

JACKSONVILLE | 10151 Deerwood Park Blvd. , Bldg. 300, Suite 300 • Jacksonville, FL 32256 • 904.660.0020

LONG ISLAND | 1979 Marcus Ave, Suite 210 • Lake Success, NY 11042 • 516.820.1500

NEW YORK CITY | 260 Madison Avenue, 17th Floor • New York City, NY 10016 • 332.345.4500

ROCHESTER | 400 Linden Oaks Dr., Suite 150 • Rochester, NY 14625 • 585.770.7590

SAN ANTONIO | 4499 Pond Hill Road, • San Antonio, TX 78231 • 210.436.6222

WASHINGTON, D.C. | 1900 K Street, NW, Suite 730 • Washington, DC 20006 • 202.888.7610