Student and Exchange Visitor Program U.S. Department of Homeland Security 500 12<sup>th</sup> Street SW Stop 5600 Washington, DC 20536-5600



## **U.S. Immigration and Customs Enforcement**

**Student and Exchange Visitor Program** 

SEVP Policy Guidance for Adjudicators 1408-01: Academic Year Issue Date: October 10, 2014 Effective Date: October 10, 2014 Supersedes: N/A

Status: Interim Final

**Purpose/Background:** This document gives the definition of an "academic year" used by the Student and Exchange Visitor Program (SEVP) as it applies to the various types of school sessions.

Attachments: None.

**Definitions:** None.

**Policy:** F-1 student eligibility for annual vacation,<sup>1</sup> off-campus employment,<sup>2</sup> and practical training<sup>3</sup> is dependent upon the student having completed at least one academic year enrolled in an SEVP-certified school. SEVP defines an academic year<sup>4</sup> as follows:

- An F-1 program of study must include a minimum duration of:
  - Thirty weeks of instructional time for a program offered in credit hours
  - Twenty-six weeks of instructional time for a program offered in clock hours
  - Thirty weeks of instructional time for a program offered in a combination of credit and clock hours
- For an F-1 undergraduate educational program, an amount of instructional time whereby a full-time student is expected to complete at least:

<sup>&</sup>lt;sup>1</sup> 8 CFR 214.2(f)(5)(iii); for more information, see SEVP Policy Guidance 1306-02: F-1 Annual Vacation.

<sup>&</sup>lt;sup>2</sup> 8 *CFR* 214.2(*f*)(9)(*ii*); for more information, see SEVP Policy Guidance 1307-02: F-1 Off-campus Employment.

<sup>&</sup>lt;sup>3</sup> 8 *CFR* 214(f)(10) and (11)(i)(B)(1); for more information, see SEVP Policy Guidance 1307-05: F-1 Optional Practical Training and 1310-04: F-1 Curricular Practical Training.

<sup>&</sup>lt;sup>4</sup> SEVP's definition is consistent with the Department of Education definition found in <u>34 CFR 668.3(a)</u>.

- Twenty-four semester or trimester credit hours or 36 quarter credit hours for a program measured in credit hours; or
- Nine hundred clock hours for a program measured in clock hours.

The chart below indicates the time generally required to meet the academic year requirement as it corresponds to academic sessions of differing length:

	Semester <sup>5</sup>	Trimester <sup>6</sup>	Quarter <sup>7</sup>	Other
Required time	Two semesters	Two trimesters	Three quarters	As defined above

Adjudicator responsibilities: An SEVP adjudicator must use this guidance in all pertinent adjudications.

## **References:**

8 CFR 214.2(f)(5)(iii)

8 CFR 214.2(f)(9)(ii)

8 CFR 214(f)(10)

8 CFR 214(f)(11)(i)(B)(1)

*34 CFR 668.3(a)* 

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Signed by Rachel Canty on October 10, 2014 Deputy Director, External Operations Student and Exchange Visitor Program U.S. Immigration and Customs Enforcement

<sup>&</sup>lt;sup>5</sup> About 15 weeks of instruction per the National Center for Education Statistics (NCES) Integrated Postsecondary Education Data System (IPEDS) definition.

<sup>&</sup>lt;sup>6</sup> About 15 weeks of instruction per the NCES IPEDS definition.

<sup>&</sup>lt;sup>7</sup> About 12 weeks of instruction per the NCES IPEDS definition.