

19a-2a-24. Definitions

J-1 Visa Waiver Program**19a-2a-24. Definitions**

As used in sections 19a-2a-24 to 19a-2a-26, inclusive, of the Regulations of Connecticut State Agencies:

- (a) "Department" means the Department of Public Health.
- (b) "Application" means an application for waiver of a two-year foreign residence requirement for a foreign medical graduate holding a J-1 VISA.
- (c) "Applicant" means a physician or surgeon or osteopathic physician licensed pursuant to Chapter 370 or 371 of the Connecticut General Statutes, respectively, on whose behalf an application is being filed.
- (d) "Fiscal Year" means the period October 1st through September 30th.
- (e) "Health Care Facility" means a medical facility, as defined in 42 C.F.R. Section 5.2, as amended from time to time, located in an area designated by the United States Secretary of Health and Human Services as having a shortage of health care professionals.
- (f) "Director" means the Director of the United States Information Agency (USIA).
(Effective June 2, 1997.)

19a-2a-25. Applications

- (a) An application form for a J-1 VISA waiver shall be developed by the Department and shall be disseminated by the Department upon request to health care facilities or applicants. Such application form shall request all information and documentation deemed necessary by the Department, in accordance with federal laws, to ensure that the Department will be able to submit the completed application materials to the Director on behalf of an applicant.
- (b) A health care facility shall submit a completed application to the Department on behalf of an applicant.
(Effective June 2, 1997.)

19a-2a-26. Eligibility determination

- (a) If an application contains all of the necessary information and documentation, as set forth in the application and as required by federal regulation, 22 C.F.R. section 41.63, the application may be approved by the Department. If information is missing from the application, the Department shall not approve the application.
- (b) The Department shall forward to the Director the first thirty approved applications in the fiscal year. The Department shall recommend that the United States Attorney General grant J-1 VISA waivers to such thirty applicants.
- (c) Notwithstanding the above procedures, if the Department determines that there is a shortage of physicians or surgeons or osteopathic physicians in a specific specialty or in a specific geographic location within the area designated by the Secretary of Health and Human Services, the Department may forward to the Director an approved application for such specialty or geographic location, even though such application may not be one of the first thirty applications approved by the Department during the fiscal year. The Department shall document the basis for its decision to forward and recommend an application that is not among the first thirty applications approved during the fiscal year.
(Effective June 2, 1997; Amended effective February 4, 2004.)