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The Theological Law Firm Academy

Law & Justice By The Bible

Part IV of IV

The EB-5 Foreign Investor's Initiative

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Make a Donation

Ecclesiastes 11:1-6 (Good News Translation)

¹Invest your money in foreign trade, and one of these days you will make a profit. ²Put your investments in several places - many places even - because you never know what kind of bad luck you are going to have in this world. ³No matter which direction a tree falls, it will lie where it fell. When the clouds are full, it rains. ⁴If you wait until the wind and the weather are just right, you will never plant anything and never harvest anything. ⁵God made everything, and you can no more understand what he does than you understand how new life begins in the womb of a pregnant woman. ⁶Do your planting in the morning and in the evening, too. You never know whether it will all grow well or whether one planting will do better than the other.

The EB-5 Immigration Project

In 1992, Congress created a temporary pilot program designed to stimulate economic activity and job growth, while allowing eligible aliens the opportunity to become lawful permanent residents.

The EB-5 visa for Immigrant Investors is a United States visa created by the Immigration Act of 1990. This visa provides a method of obtaining a green card for foreign nationals who invest money in the United States. To obtain the visa, individuals must invest \$1,000,000 (or at least \$500,000 in a "Targeted Employment Area" - high unemployment or rural area), creating or preserving at least 10 jobs for U.S. workers excluding the investor and their immediate family. Under the Program investments can be made [1] Directly in a job-generating commercial enterprise (new, or existing - "Troubled Business"; or [2] Into a "Regional Center" - a 3rd party-managed investment vehicle (private or public), which assumes the responsibility of creating the requisite jobs. Regional Centers may charge an administration fee for managing the investor's investment.

http://en.wikipedia.org/wiki/Eb-5#cite_note-EB-5_Immigrant_Investor_Process-2

If the foreign national investor's petition is approved, the investor and their dependents will be granted conditional permanent residence valid for two years. And within the 90 day period before the conditional permanent residence expires, the investor must submit evidence documenting that the full required investment has been made and that 10 jobs have been created .

Target Employment Areas

USCIS defines a targeted employment area (TEA) as an area which, at the time of investment, is a rural area (not within either a metropolitan statistical area (MSA) (as designated by the Office of Management and Budget) or the outer boundary of any city or town having a population of 20,000 or more), or an area within an MSA or the outer boundary of a city or town having a population of 20,000 or more which has experienced unemployment of at least 150% of the national average rate.

If the location of the proposed new business is not a TEA, the investor has the option to gather the relevant publicly available state or federal statistics on their own and submit it with their petition for USCIS to have a new TEA determination made.

In California, the investor may petition the state government for designating a particular subdivision of the area as an area of high unemployment (over 150% the national average); however, this designation is not made by USCIS.

There is no centralized list of targeted employment areas. State agencies in California, Florida and Washington maintain lists of TEA's.

EB-5 Regional Centers

Under its pilot program, foreign nationals could invest in pre-approved regional centers, or "economic units, public or private, which involved with the promotion of economic growth, including increased export sales, improved regional productivity, job creation, or increased domestic capital investment".

Investments within a regional center provided foreign nationals the added benefit of allowing them to count jobs created both directly and indirectly for purposes of meeting 10 job creation requirement. USCIS maintains a list of approved (which does not signify endorsement) EB-5 (Immigrant Investor) Regional Centers by state, but without details.

As of June 2nd 2014, there are 532 centers. The states with the highest numbers of regional centers are California (132), Florida (58), and Washington (37).

http://en.wikipedia.org/wiki/EB-5_visa

Always feel welcome to contact me directly with any questions, comments, or great ideas!

Jack Johnson

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ADVOCACY



*Helping Individuals, Organizations & Communities
Achieve Their Full Potential*

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The Mission of The Advocacy Foundation
is Threefold:

To Rescue

Young persons from the prison pipeline
and help redirect and restore their lives;

To Teach

New and fledgling nonprofit organizations to become
fundable, to thrive, and to maintain compliance;

To Train

Qualified Juvenile Justice Professionals with a passion
for effective careers in the Juvenile Justice system.

PREPARING INDIVIDUALS, ORGANIZATIONS
& COMMUNITIES TO ACHIEVE THEIR FULL POTENTIAL