

Table XX
Immigrant and Nonimmigrant Visa Ineligibilities
(by Grounds for Refusal Under the Immigration and Nationality Act)
Fiscal Year 2019

Grounds for Refusal Under the Immigration and Nationality Act		Immigrant		Nonimmigrant	
		Ineligibility Finding ¹	Ineligibility Overcome ²	Ineligibility Finding ¹	Ineligibility Overcome ²
212(a)(1)(A)(i)	Communicable Disease	847	755	16	3
212(a)(1)(A)(ii)	Immigrant lacking required vaccinations	61	38	-	-
212(a)(1)(A)(iii)	Physical or mental disorder	343	173	137	26
212(a)(1)(A)(iv)	Drug Abuser or Addict	1,262	633	133	13
212(a)(2)(A)(i)(I)	Crime Involving Moral Turpitude	1,639	459	8,397	3,491
212(a)(2)(A)(i)(II)	Controlled Substance Violators	566	72	5,726	2,553
212(a)(2)(B)	Multiple Criminal Convictions	119	19	482	105
212(a)(2)(C)(i)	Illicit Trafficker in Any Controlled Substance	465	1	3,496	696
212(a)(2)(C)(ii)	Spouse, Son, or Daughter Who Benefited from Illicit Activities of Trafficker	56	1	752	25
212(a)(2)(D)(i)	Prostitution (within 10 years)	6	8	85	7
212(a)(2)(D)(ii)	Procuring (within 10 years)	7	0	25	6
212(a)(2)(D)(iii)	Unlawful Commercialized Vice	3	1	6	0
212(a)(2)(E)	Asserted immunity to avoid prosecution	0	0	4	0
212(a)(2)(G)	Foreign government officials who have engaged in violations of religious freedom	0	0	0	0
212(a)(2)(H)	Significant traffickers in persons	3	0	15	0
212(a)(2)(I)	Money Laundering	10	0	66	12
212(a)(3)(A)(i)	Espionage, sabotage, technology transfer, etc.	5	0	192	9
212(a)(3)(A)(ii)	Other Unlawful Activity	142	0	147	14
212(a)(3)(A)(iii)	Act to Overthrow U.S. Government	0	0	0	0
212(a)(3)(B)	Terrorist Activities	43	0	551	377
212(a)(3)(C)	Foreign Policy	0	0	0	0
212(a)(3)(D)	Immigrant Membership in Totalitarian Party	7	5	-	-
212(a)(3)(E)(i)	Participants in Nazi Persecutions	0	0	0	0
212(a)(3)(E)(ii)	Participants in Genocide	0	0	1	0
212(a)(3)(E)(iii)	Commission of Acts of Torture or Extrajudicial Killings	2	0	5	1
212(a)(3)(F)	Association with Terrorist Organizations	0	0	0	0
212(a)(3)(G)	Recruitment or Use of Child Soldiers	0	0	1	1
212(a)(4)	Public Charge	20,941	9,622	255	10
212(a)(5)(A)	Labor Certification (immigrants only)	10,502	288	-	-
212(a)(5)(B)	Unqualified Physician (immigrants only)	0	0	-	-
212(a)(5)(C)	Uncertified foreign health-care workers	1	1	0	0
212(a)(6)(B)	Failure to attend removal proceedings	46	7	5	0
212(a)(6)(C)(i)	Misrepresentation	6,559	2,657	15,723	3,334
212(a)(6)(C)(ii)	Falsely claiming citizenship	455	0	1,557	257
212(a)(6)(E)	Smugglers of aliens	4,568	2,679	3,915	678
212(a)(6)(F)	Subject of civil penalty (under INA 274C)	1	0	1	0
212(a)(6)(G)	Student visa abusers	0	1	4	0
212(a)(7)(B)	Documentation requirement for nonimmigrants	-	-	178	156
212(a)(8)(A)	Immigrant permanently ineligible for citizenship	0	0	-	-
212(a)(8)(B)	Draft evader	0	0	8	6
212(a)(9)(A)(i)	Ordered removed upon arrival	523	283	1,749	66

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212(a)(9)(A)(i)	Ordered removed upon arrival - multiple removals	228	67	506	11
212(a)(9)(A)(i)	Ordered removed upon arrival - convicted aggravated felony	36	0	146	5
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding	892	598	665	98
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding - multiple removals	266	54	326	15
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding - convicted aggravated felony	210	14	316	26
212(a)(9)(B)(i)(I)	Unlawfully present 181-364 days (within 3 years)	115	94	566	72
212(a)(9)(B)(i)(I)	Unlawfully present 181-364 days (within 3 years) (provisional waiver)	57	55	-	-
212(a)(9)(B)(i)(II)	Unlawfully present 365 or more days (within 10 years)	6,915	5,621	10,863	996
212(a)(9)(B)(i)(II)	Unlawfully present 365 or more days (within 10 years) (provisional waiver)	24,949	23,408	-	-
212(a)(9)(C)	Unlawfully present after previous immigration violations	3,026	906	10,783	2,088
212(a)(10)(A)	Practicing polygamist (immigrants only)	31	6	-	-
212(a)(10)(C)(i)	International child abductor	1	0	16	0
212(a)(10)(C)(ii)	Aliens supporting abductors and relatives of abductors	0	0	0	0
212(a)(10)(D)	Unlawful voter	0	0	0	0
212(a)(10)(E)	Former U.S. citizen who renounced citizenship to avoid taxation	0	0	2	0
212(e)	Foreign residence requirement: Former exchange visitors	14	9	17	14
212(f)	Presidential proclamation suspending the entry of any class of aliens	17	4	191	19
214(b)	Failure to establish entitlement to nonimmigrant status	-	-	2,812,693	24,171
221(g)	Application does not comply with provisions of INA or regulations issued pursuant thereto	334,542	147,806	916,626	794,229
222(g)(2)	Alien in illegal status, required to apply for new nonimmigrant visa in country of alien's nationality	-	-	71	3
243(d)	National of a country denying or delaying accepting an alien	0	0	64	13
501	Iranian Citizen Studying in Certain Energy-Related Fields	-	-	85	0
801	Any person who has been directly involved in the establishment or enforcement of forced abortion or sterilization	9	0	8	1
2017 E.O. on Immigration ³	Subject to 2017 Executive Order on Immigration	12,645	6,785	7,091	1,296
Sec. 5(a)(1) of the JADE Act	Visa restrictions for certain Burmese nationals under the JADE Act of 2008	0	0	0	0
Sec. 103 Pub. Law 105-227	Disclosure/trafficking of confidential U.S. business information	0	0	0	0
Sec. 401 Pub. Law 104-114	Helms-Burton refusal	0	0	0	0

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		Ineligibility Finding¹	Ineligibility Overcome²	Ineligibility Finding¹	Ineligibility Overcome²
Sec. 402 Pub. Law 104-114	Conversion of confiscated U.S. property for gain	0	0	0	0
Sec. 306 Pub. Law 107-173	Inadmissible alien from a country that is a state sponsor of terrorism	0	0	50	7
Sec. 3205 Pub. Law 106-246	Individuals who aided and abetted Colombian insurgent and paramilitary groups	2	2	0	0
Total Grounds of Ineligibility:		433,137	203,132	3,804,717	834,910
Number of Applications:¹		298,017	177,902	3,742,047	830,177

The figures at the end of this table show totals of **applications** refused and refusals overcome. The total of applications refused does not necessarily reflect the number of persons refused during the year. One applicant can apply and be found ineligible more than one time in a fiscal year.

¹ The total grounds of ineligibility may exceed the number of applications refused because one applicant may be found ineligible under more than one ground for refusal.

² The total of ineligibilities overcome may not necessarily represent the same visa applicants found ineligible and recorded in the total of ineligibility findings. A visa may be refused in one fiscal year and the refusal overcome in a subsequent fiscal year. Each action will be separately recorded as part of the appropriate statistical report for the year in which it occurred. A refusal can be overcome by evidence that the ineligibility does not apply, by approval of a waiver, or by other relief as provided by law.

³ Listed total ineligibility findings pursuant to the 2017 E.O. on Immigration are not directly comparable to refusal counts provided in the Department of State's Quarterly Report of Implementation of Presidential Proclamation (P.P.) 9645. Refusal statistics in the Quarterly Reports do not include applications subsequently issued, and are reported cumulatively from December 8, 2017, the date of full PP 9645 implementation, through the end of the stated reporting period, rather than by fiscal year as in Table XX above. Counts of monthly new subject applications provided in the Quarterly Reports include not only applications found ineligible on P.P. 9645-grounds, as above, but also those issued pursuant to an exception or waiver or refused on non-P.P. 9645 grounds.