

Appendix E

Reductions in the Annual Numerical Levels for Diversity Immigrant Visas and Employment-Based Third Preference Other Worker Immigrant Visas (Per Sections 203(d) and 203(e) of Pub. L. 105–100)

Section 203(d) of the Nicaraguan Adjustment and Central American Relief Act (NACARA) of 1997 (Pub. L. 105–100 enacted November 19, 1997), as amended by Section 1(d) of the Nicaraguan Adjustment and Central American Relief Act–Technical Corrections (Pub. L. 105–139 enacted December 2, 1997), provides that beginning with Fiscal Year 1999, and for as long as necessary, the 55,000 diversity visa numbers available for a fiscal year will be reduced by up to 5,000 annually to offset adjustments under the NACARA program.

Section 203(e) of the NACARA, as amended by Section 1(e) of Pub. L. 105–139, provides that once the Employment Third Preference Other Worker (EW) cut-off date has reached the priority date of the latest EW petition approved prior to November 19, 1997, the 10,000 EW numbers available for a fiscal year are to be reduced by up to 5,000 annually beginning in the following fiscal year. This reduction is to be made for as long as necessary to offset adjustments under the NACARA program. Since the EW cut-off date reached November 19, 1997 during Fiscal Year 2001, the reduction in the EW annual limit began in Fiscal Year 2002.

Adjustments under the NACARA:

FY–1998	1
FY–1999	11,267
FY–2000	23,641
FY–2001	18,926
FY–2002	9,495
Total	63,330

Reductions in the Diversity Visa (DV) and Employment Third Preference Other Worker (EW) numerical levels:

	Reduction in the DV annual limit	Reduction in the EW annual limit	Total Reductions
FY–2000	5,000	--	5,000
FY–2001	5,000	--	5,000
FY–2002	5,000	5,000	10,000
Total	15,000	5,000	20,000

NACARA adjustments remaining to be offset:

As of the end of	NACARA adjustments	Total offset for year	Remaining to be offset
FY–1999	11,268	--	11,268
FY–2000	23,641	5,000	29,909
FY–2001	18,926	5,000	43,835
FY–2002	9,495	10,000	43,330