

Table XX
Immigrant and Nonimmigrant Visa Ineligibilities
(by Grounds for Refusal Under the Immigration and Nationality Act)
Fiscal Year 2016

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	951	669	34	4
212(a)(1)(A)(ii)	Immigrant lacking required vaccinations	73	40	-	-
212(a)(1)(A)(iii)	Physical or mental disorder	497	109	259	36
212(a)(1)(A)(iv)	Drug Abuser or Addict	1,569	838	117	21
212(a)(2)(A)(i)(I)	Crime Involving Moral Turpitude	1,794	359	9,522	4,834
212(a)(2)(A)(i)(II)	Controlled Substance Violators	664	55	6,494	3,344
212(a)(2)(B)	Multiple Criminal Convictions	162	7	586	164
212(a)(2)(C)(i)	Illicit Trafficker in Any Controlled Substance	526	4	4,523	1,106
212(a)(2)(C)(ii)	Spouse, Son, or Daughter Who Benefited from Illicit Activities of Trafficker	31	3	788	40
212(a)(2)(D)(i)	Prostitution (within 10 years)	26	6	76	9
212(a)(2)(D)(ii)	Procuring (within 10 years)	5	0	21	6
212(a)(2)(D)(iii)	Unlawful Commercialized Vice	3	0	3	2
212(a)(2)(E)	Asserted immunity to avoid prosecution	0	0	1	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	2	0	14	0
212(a)(2)(I)	Money Laundering	2	0	35	11
212(a)(3)(A)(i)	Espionage, sabotage, technology transfer, etc.	5	0	194	7
212(a)(3)(A)(ii)	Other Unlawful Activity	121	0	113	15
212(a)(3)(A)(iii)	Act to Overthrow U.S. Government	0	0	0	0
212(a)(3)(B)	Terrorist Activities	81	0	1,215	403
212(a)(3)(C)	Foreign Policy	0	0	1	0
212(a)(3)(D)	Immigrant Membership in Totalitarian Party	48	7	-	-
212(a)(3)(E)(i)	Participants in Nazi Persecutions	0	0	0	0
212(a)(3)(E)(ii)	Participants in Genocide	0	0	0	0
212(a)(3)(E)(iii)	Commission of Acts of Torture or Extrajudicial Killings	0	0	2	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	0	0
212(a)(4)	Public Charge	1,076	912	33	5
212(a)(5)(A)	Labor Certification (immigrants only)	7,664	471	-	-
212(a)(5)(B)	Unqualified Physician (immigrants only)	0	0	-	-
212(a)(5)(C)	Uncertified foreign health-care workers	3	0	0	0
212(a)(6)(B)	Failure to attend removal proceedings	86	33	22	5
212(a)(6)(C)(i)	Misrepresentation	6,551	1,786	19,267	6,501
212(a)(6)(C)(ii)	Falsely claiming citizenship	534	0	2,412	981
212(a)(6)(E)	Smugglers of aliens	4,008	1,289	4,989	1,617
212(a)(6)(F)	Subject of civil penalty (under INA 274C)	0	0	2	3
212(a)(6)(G)	Student visa abusers	0	0	12	2
212(a)(7)(B)	Documentation requirement for nonimmigrants	-	-	182	170
212(a)(8)(A)	Immigrant permanently ineligible for citizenship	1	0	-	-
212(a)(8)(B)	Draft evader	0	0	8	6
212(a)(9)(A)(i)	Ordered removed upon arrival	668	249	2,430	104

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212(a)(9)(A)(i)	Ordered removed upon arrival - multiple removals	262	53	482	19
212(a)(9)(A)(i)	Ordered removed upon arrival - convicted aggravated felony	36	2	179	8
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding	1,567	768	1,117	155
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding - multiple removals	393	46	269	25
212(a)(9)(A)(ii)	Ordered removed or departed while removal order outstanding - convicted aggravated felony	264	9	402	34
212(a)(9)(B)(i)(I)	Unlawfully present 181-364 days (within 3 years)	181	108	765	140
212(a)(9)(B)(i)(I)	Unlawfully present 181-364 days (within 3 years) (provisional waiver)	67	62	-	-
212(a)(9)(B)(i)(II)	Unlawfully present 365 or more days (within 10 years)	11,316	5,749	19,372	2,527
212(a)(9)(B)(i)(II)	Unlawfully present 365 or more days (within 10 years) (provisional waiver)	31,399	31,108	-	-
212(a)(9)(C)	Unlawfully present after previous immigration violations	3,233	385	8,003	1,723
212(a)(10)(A)	Practicing polygamist (immigrants only)	23	13	-	-
212(a)(10)(C)(i)	International child abductor	0	0	4	0
212(a)(10)(C)(ii)	Aliens supporting abductors and relatives of abductors	0	0	2	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	1
212(e)	Foreign residence requirement: Former exchange visitors	30	20	8	7
212(f)	Presidential proclamation suspending the entry of any class of aliens	0	0	24	12
214(b)	Failure to establish entitlement to nonimmigrant status	-	-	2,793,731	27,708
221(g)	Application does not comply with provisions of INA or regulations issued pursuant thereto	287,802	188,472	805,668	678,931
222(g)(2)	Alien in illegal status, required to apply for new nonimmigrant visa in country of alien's nationality	-	-	44	6
501	Iranian Citizen Studying in Certain Energy-Related Fields	-	-	120	5
801	Any person who has been directly involved in the establishment or enforcement of forced abortion or sterilization	0	0	12	2
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
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	253	3

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	Ineligibility Finding¹	Ineligibility Overcome²	Ineligibility Finding¹	Ineligibility Overcome²
Total Grounds of Ineligibility:	363,724	233,632	3,683,812	730,703
Number of Applications:¹	309,061	220,351	3,616,207	724,646

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 section of the Immigration and Nationality Act.

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.