

**DEPARTMENT OF STATE****[Public Notice 4888]****Bureau of Consular Affairs;  
Registration for the Diversity  
Immigrant (DV-2006) Visa Program****ACTION:** Notice of Registration for the Diversity Immigrant Visa Program.

This public notice provides information on how to apply for the DV 2006 Program. This notice is issued pursuant to 22 CFR 42.33(b)(3) which implements sections 201(a)(3), 201(e), 203(c) and 204(a)(1)(G) of the Immigration and Nationality Act, as amended, (8 U.S.C. 1151, 1153, and 1154(a)(1)(G)).

**Instructions for the 2006 Diversity  
Immigrant Visa Program (DV-2006)**

The congressionally mandated Diversity Immigrant Visa Program is administered on an annual basis by the Department of State and conducted under the terms of Section 203(c) of the Immigration and Nationality Act (INA). Section 131 of the Immigration Act of 1990 (Pub. L. 101-649) amended INA 203 to provide for a new class of immigrants known as "diversity immigrants" (DV immigrants). The Act makes available 50,000 permanent resident visas annually to persons from countries with low rates of immigration to the United States.

The annual DV program makes permanent residence visas available to persons meeting the simple, but strict, eligibility requirements. Applicants for Diversity Visas are chosen by a computer-generated random lottery drawing. The visas, however, are distributed among six geographic regions with a greater number of visas going to regions with lower rates of immigration, and with no visas going to citizens of countries sending more than 50,000 immigrants to the U.S. in the past five years. Within each region, no one country may receive more than seven percent of the available Diversity Visas in any one year.

For DV-2006, natives of the following countries are not eligible to apply because they sent a total of more than 50,000 immigrants to the U.S. in the previous five years (the term "country" in this notice includes countries, economies and other jurisdictions explicitly listed in this notice): Canada, China (mainland-born), Colombia, Dominican Republic, El Salvador, Haiti, India, Jamaica, Mexico, Pakistan, Philippines, Russia, South Korea, United Kingdom (except Northern Ireland) and its dependent territories, and Vietnam. Persons born in Hong

Kong SAR, Macau SAR and Taiwan are eligible.

**Application Submission Dates**

Entries for the DV-2006 Diversity Visa Lottery must be submitted electronically between noon (EST) on Friday, November 5, 2004 and noon (EST) on Friday, January 7, 2005. Applicants may access the electronic Diversity Visa entry form at <http://www.dvlottery.state.gov> during the registration period beginning noon November 5, 2004. Paper entries will not be accepted. Applicants are strongly encouraged to not wait until the last week of the registration period to enter. Heavy demand may result in delays. No entries will be accepted after noon (EST) on January 7, 2005.

**Requirements for Entry**

Applicant must be a native of one of the countries listed. See "List of Countries by Region Whose Natives Qualify."

In most cases this means the country in which the applicant was born. However, there are two other ways a person may be able to qualify. First, if a person was born in a country whose natives are ineligible but his/her spouse was born in a country whose natives are eligible, such person can claim the spouse's country of birth provided both the applicant and spouse are issued visas and enter the U.S. simultaneously. Second, if a person was born in a country whose natives are ineligible, but neither of his/her parents was born there or resided there at the time of his/her birth, such person may claim nativity in one of the parents' country of birth if it is a country whose natives qualify for the DV-2006 program.

Applicants must meet either the education OR training requirement of the DV program.

An applicant must have EITHER a high school education or its equivalent, defined as successful completion of a 12-year course of elementary and secondary education; OR two years of work experience within the past five years in an occupation requiring at least two years of training or experience to perform. The U.S. Department of Labor's O\*Net OnLine database will be used to determine qualifying work experience.

If the applicant cannot meet these requirements, he/she should NOT submit an entry to the DV program.

**Procedures for Submitting an Entry to  
DV-2006**

The Department of State will ONLY accept completed Electronic Diversity Visa Entry Forms submitted electronically at [http://](http://www.dvlottery.state.gov)

[www.dvlottery.state.gov](http://www.dvlottery.state.gov) during the registration period beginning at 12 pm EST (GMT-5) on November 5, 2004 and ending at 12 pm EST (GMT-5) on January 7, 2005.

All entries by an applicant will be disqualified if more than ONE entry for the applicant is received, regardless of who submitted the entry. Applicants may prepare and submit their own entries, or have someone submit the entry for them.

Successfully registered entries will result in the display of a confirmation screen containing the applicant's name, date of birth, country of chargeability, and a date/time stamp. The applicant may print this confirmation screen for his/her records using the print function of their web browser.

Paper entries will not be accepted. The entry will be disqualified if all required photos are not submitted. Recent photographs of the applicant and his/her spouse and each child under 21 years of age, including all natural children as well as all legally-adopted and stepchildren (except a child who is already a U.S. citizen or a Legal Permanent Resident), even if a child no longer resides with the applicant or is not intended to immigrate under the DV program, must be submitted electronically with the Electronic Diversity Visa Entry Form. Group or family photos will not be accepted; there must be a separate photo for each family member.

A digital photo (image) of each applicant, his/her spouse, and children must be submitted on-line with the EDV Entry Form. The image file can be produced either by taking a new digital photograph or by scanning a photographic print with a digital scanner.

**Instructions for Submitting a Digital  
Photo (Image)**

The image file must adhere to the following compositional specifications and technical specifications and can be produced in one of the following ways: taking a new digital image; or using a digital scanner to scan a submitted photograph.

**Compositional Specifications**

The submitted digital image must conform to the following compositional specifications or the entry will be disqualified. The person being photographed must directly face the camera. The head of the person should not be tilted up, down, or to the side. The head should cover about 50% of the area of the photo. The photograph should be taken with the person in front of a neutral, light-colored background.

Dark or patterned backgrounds are not acceptable. The photo must be in focus. Photos in which the person being photographed is wearing sunglasses or other items that detract from the face will not be accepted. Photos of applicants wearing head coverings or hats are only acceptable due to religious beliefs, and even then, may not obscure any portion of the face of the applicant. Photos of applicants with tribal or other headgear not specifically religious in nature will not be accepted. Photos of military, airline, or other personnel wearing hats will not be accepted.

#### Technical Specifications

The submitted digital photograph must conform to the following technical specifications or the system will automatically reject the EDV Entry Form and notify the sender.

When taking a new digital image: the image file format must be in the Joint Photographic Experts Group (JPEG) format; it must have a maximum image file size of sixty-two thousand five hundred (62,500) bytes; the image resolution must be 320 pixels high by 240 pixels wide; the image color depth 24-bit color, or 8-bit color, or 8-bit grayscale. [Note: Monochrome images (2-bit color depth) will not be accepted.]

Before a photographic print is scanned it must meet the following specifications: the print size must be 2 inches by 2 inches (50mm x 50mm) square; the print color image must be either in color or grayscale.

The photographic print must also meet the compositional specifications. If the photographic print meets the print size, print color and compositional specifications, scan the print using the following scanner specifications: scanner resolution must be 150 dots per inch (dpi); the image file in Joint Photographic Experts Group (JPEG) format; maximum image file size will be sixty-two thousand five hundred (62,500) bytes; the image resolution at 300 by 300 pixels; the image color depth 24-bit color or 8-bit color or 8-bit grayscale. [Note: Monochrome images (2-bit color depth) will not be accepted.]

#### Information Required for the Electronic Entry

There is only one way to enter the DV-2006 lottery. Applicants must submit an Electronic Diversity Visa Entry Form (EDV Entry Form), which is accessible only at <http://www.dvlottery.state.gov>. Failure to complete the form in its entirety will disqualify the applicant's entry. Applicants will be asked to submit the following information on the EDV Entry Form.

1. *Full Name*—Last/Family Name, First Name, Middle Name.
2. *Date of Birth*—Day, Month, Year.
3. *Gender*—Male or Female.
4. *City/Town of Birth*.
5. *Country of Birth*—The name of the country should be that which is currently in use for the place where the applicant was born.
6. *Applicant Photograph*—(See information in this notice on photo specifications).
7. *Mailing Address*—Address, City/Town, District/Country/Province/State, Postal Code/Zip Code, Country.
8. *Phone Number* (optional).
9. *E-mail Address* (optional).
10. *Country of Eligibility if the Applicant's Native Country is Different from Country of Birth*—If the applicant is claiming nativity in a country other than his/her place of birth, this information must be indicated on the entry.
11. *Marriage Status*—Unmarried, Married, Divorced, Widowed, Legally Separated.
12. *Number of Children that are Unmarried and Under 21 Years of Age*—Except children that are either U.S. legal permanent residents or American citizens.
13. *Spouse Information*—Name, Date of Birth, Gender, City/Town of Birth, Country of Birth, Photograph.
14. *Children Information*—Name, Date of Birth, Gender, City/Town of Birth, Country of Birth, Photograph.

**Note:** Entries must include the name, date and place of birth of the applicant's spouse and all natural children, as well as all legally-adopted and stepchildren, who are unmarried and under the age of 21 (except children who are already U.S. citizens or Legal Permanent Residents), even if they are no longer legally married to the child's parent, and even if the spouse or child does not currently reside with you and/or will not immigrate with you. Note that married children and children 21 years or older will not qualify for the diversity visa. Failure to list all children will result in your disqualification for the visa. (See question 11 on the list of Frequently Asked Questions.)

#### Selection of Applicants

Applicants will be selected at random by computer from among all qualified entries. Those selected will be notified by mail between May and July 2005 and will be provided further instructions, including information on fees connected with immigration to the U.S. Persons not selected will not receive any notification. U.S. embassies and consulates will not be able to provide a list of successful applicants. Spouses and unmarried children under age 21 of successful applicants may also apply for visas to accompany or follow to join the

principal applicant. DV-2006 visas will be issued between October 1, 2005 and September 30, 2006.

In order to actually receive a visa, applicants selected in the random drawing must meet all eligibility requirements under U.S. law. Processing of entries and issuance of diversity visas to successful applicants and their eligible family members must occur by midnight on September 30, 2006. Under no circumstances can diversity visas be issued or adjustments approved after this date, nor can family members obtain diversity visas to follow to join the applicant in the U.S. after this date.

#### Important Notice

No fee is charged to enter the annual DV program. The U.S. Government employs no outside consultants or private services to operate the DV program. Any intermediaries or others who offer assistance to prepare DV casework for applicants do so without the authority or consent of the U.S. Government. Use of any outside intermediary or assistance to prepare a DV entry is entirely at the applicant's discretion.

A qualified entry submitted electronically directly by an applicant has an equal chance of being selected by the computer at the Kentucky Consular Center as does an entry submitted electronically through a paid intermediary who completes the entry for the applicant. Every entry received during the lottery registration period will have an equal random chance of being selected within its region. However, receipt of more than one entry per person will disqualify the person from registration, regardless of the source of the entry.

#### Frequently Asked Questions About DV Registration

1. *What Does the Term "Native" Mean? Are There Any Situations in Which Persons Who Were Not Born in a Qualifying Country May Apply?*

"Native" ordinarily means someone born in a particular country, regardless of the individual's current country of residence or nationality. But for immigration purposes "native" can also mean someone who is entitled to be "charged" to a country other than the one in which he/she was born under the provisions of Section 202(b) of the Immigration and Nationality Act.

For example, if a principal applicant was born in a country that is not eligible for this year's DV program, he or she may claim "chargeability" to the country where his/her derivative spouse was born, but he/she will not be issued

a DV-1 unless the spouse is also eligible for and issued a DV-2, and both must enter the U.S. together on the DVs. In a similar manner, a minor dependent child can be "charged" to a parent's country of birth. Finally, any applicant born in a country ineligible for this year's DV program can be "charged" to the country of birth of either parent as long as neither parent was a resident of the ineligible country at the time of the applicant's birth. In general, people are not considered residents of a country in which they were not born or legally naturalized if they are only visiting the country temporarily or stationed in the country for business or professional reasons on behalf of a company or government. An applicant who claims alternate chargeability must indicate such information on the application for registration.

*2. Are There Any Changes or New Requirements in the Application Procedures for This Diversity Visa Registration?*

All DV-2006 lottery entries must be submitted electronically at <http://www.dvlottery.state.gov> between 12 pm (EST) Friday, November 5, 2004 and 12 pm (EST) Friday, January 7, 2005. No paper entries will be accepted.

The Department of State implemented an electronic registration system for last year's lottery in order to make the Diversity Visa process more efficient and secure. The Department utilizes special technology and other means to identify applicants who commit fraud for the purposes of illegal immigration or who submit multiple entries.

The DV-2006 Diversity Immigrant Visa Program registration period will run from noon Eastern Standard Time November 5, 2004 through noon Eastern Standard Time January 7, 2005.

*3. Are Signatures and Photographs Required for Each Family Member, or Only for the Principal Applicant?*

Signatures are not required on the Electronic Diversity Visa Entry Form. Recent and individual photos of the applicant, his/her spouse and all children under 21 years of age are required. Family or group photos are not accepted. Check the information on the photo requirements included in this notice.

*4. Why Do Natives of Certain Countries Not Qualify for the Diversity Program?*

Diversity visas are intended to provide an immigration opportunity for persons from countries other than the countries that send large numbers of immigrants to the U.S. The law states that no diversity visas shall be provided

for natives of "high admission" countries. The law defines this to mean countries from which a total of 50,000 persons in the Family-Sponsored and Employment-Based visa categories immigrated to the United States during the previous five years. Each year, the U.S. Citizenship and Immigration Services (USCIS) adds the family and employment immigrant admission figures for the previous five years in order to identify the countries whose natives must be excluded from the annual diversity lottery. Because there is a separate determination made before each annual DV entry period, the list of countries whose natives do not qualify may change from one year to the next.

*5. What Is the Numerical Limit for DV-2006?*

By law, the U.S. diversity immigration program makes available a maximum of 55,000 permanent residence visas each year to eligible persons. However, the Nicaraguan Adjustment and Central American Relief Act (NACARA) passed by Congress in November 1997 stipulates that beginning as early as DV-99, and for as long as necessary, 5,000 of the 55,000 annually-allocated diversity visas will be made available for use under the NACARA program. The actual reduction of the limit to 50,000 began with DV-2000 and remains in effect for the DV-2006 program.

*6. What Are the Regional Diversity Visa (DV) Limits for DV-2006?*

The U.S. Citizenship and Immigration Services (USCIS) determines the DV regional limits for each year according to a formula specified in Section 203(c) of the Immigration and Nationality Act (INA). Once the USCIS has completed the calculations, the regional visa limits will be announced.

*7. When Will Entries for the DV-2006 Program Be Accepted?*

The DV-2006 entry period will begin on noon EST Friday, November 5, 2004 and will last for 63 days through noon EST Friday, January 7, 2005. Each year millions apply for the program during the registration period. The massive volume of entries creates an enormous amount of work in selecting and processing successful applicants. Holding the entry period during November and December will ensure successful applicants are notified in a timely manner, and will give both them and our embassies and consulates time to prepare and complete entries for visa issuance. Applicants are strongly encouraged to enter early in the registration period. Excessive demand at

end of the registration period may slow the system down. No entries whatsoever will be accepted after noon EST Friday, January 7, 2005.

*8. May Persons Who Are in the U.S. Apply for the Program?*

Yes, an applicant may be in the U.S. or in another country, and the entry may be submitted from the U.S. or from abroad.

*9. Is Each Applicant Limited to Only One Entry During the Annual DV Registration Period?*

Yes, the law allows only one entry by or for each person during each registration period; applicants for whom more than one entry is submitted will be disqualified. The Department of State will employ sophisticated technology and other means to identify individuals that submit multiple entries during the registration period. Applicants submitting more than one entry will be disqualified and an electronic record will be permanently maintained by the Department of State. Applicants may apply for the program each year during the regular registration period.

*10. May a Husband and a Wife Each Submit a Separate Entry?*

Yes, a husband and a wife may each submit one entry, if each meets the eligibility requirements. If either were selected, the other would be entitled to derivative status.

*11. What Family Members Must I Include on My DV Entry?*

On your entry you must list your spouse, that is, husband or wife, and all unmarried children under 21 years of age, with the exception of children who are already U.S. citizens or Legal Permanent Residents. You must list your spouse even if you are currently separated from him/her, unless you are legally separated (*i.e.* there is a written agreement recognized by a court or a court order.) If you are legally separated or divorced, you do not need to list your former spouse. You must list ALL your children who are unmarried and under the age of 21 years, whether they are your natural children, your spouse's children, or children you have formally adopted in accordance with the laws of your country, unless such a child is already a U.S. citizen or Legal Permanent Resident. List all children under 21 years of age even if they no longer reside with you or you do not intend for them to immigrate under the DV program.

The fact that you have listed family members on your entry does not mean that they later must travel with you.

They may choose to remain behind. However, if you include an eligible dependent on your visa application forms that you failed to include on your original entry, your case will be disqualified. (This only applies to persons who were dependents at the time the original application was submitted, not those acquired at a later date.) Your spouse may still submit a separate entry, even though he or she is listed on your entry, as long as both entries include details on all dependents in your family. See question 10 above.

*12. Must Each Applicant Submit His/Her Own Entry, or May Someone Act on Behalf of an Applicant?*

Applicants may prepare and submit their own entries, or have someone submit the entry for them. Regardless of whether an entry is submitted by the applicant directly, or assistance is provided by an attorney, friend, relative, etc., only one entry may be submitted in the name of each person. If the entry is selected, the notification letter will be sent only to the mailing address provided on the entry.

*13. What Are the Requirements for Education or Work Experience?*

The law and regulations require that every applicant must have at least a high school education or its equivalent or, within the past five years, have two years of work experience in an occupation requiring at least two years training or experience. A "high school education or equivalent" is defined as successful completion of a twelve-year course of elementary and secondary education in the United States or successful completion in another country of a formal course of elementary and secondary education comparable to a high school education in the United States. Documentary proof of education or work experience should not be submitted with the lottery entry, but must be presented to the consular officer at the time of the visa interview. To determine eligibility based on work experience, definitions from the Department of Labor's O\*Net OnLine database will be used.

*14. How Will Successful Entrants Be Selected?*

At the Kentucky Consular Center, all entries received from each region will be individually numbered. After the end of the registration period, a computer will randomly select entries from among all the entries received for each geographic region. Within each region, the first entry randomly selected will be the first case registered, the second

entry selected the second registration, etc. All entries received during the registration period will have an equal chance of being selected within each region. When an entry has been selected, the applicant will be sent a notification letter by the Kentucky Consular Center, which will provide visa application instructions. The Kentucky Consular Center will continue to process the case until those who are selected are instructed to appear for visa interviews at a U.S. consular office, or until those able to do so apply at a USCIS office in the United States for change of status.

*15. May Winning Applicants Adjust Their Status With USCIS?*

Yes, provided they are otherwise eligible to adjust status under the terms of Section 245 of the INA, selected applicants who are physically present in the United States may apply to the U.S. Citizenship and Immigration Services (USCIS) for adjustment of status to permanent resident. Applicants must ensure that USCIS can complete action on their cases, including processing of any overseas derivatives, before September 30, 2006, since on that date registrations for the DV-2006 program expire. No visa numbers for the DV-2006 program will be available after midnight on September 30, 2006 under any circumstances.

*16. Will Applicants Who Are Not Selected Be Informed?*

No, applicants who are not selected will receive no response to their entry. Only those who are selected will be informed. All notification letters are sent within about five to seven months from the end of the application period to the address indicated on the entry. Since there is no notification provided to those not selected, anyone who does not receive a letter about five to seven months from the end of the registration period should assume that his/her application has not been selected.

*17. How Many Applicants Will Be Selected?*

There are 50,000 DV visas available for DV-2006, but more than that number of individuals will be selected. Because it is likely that some of the first 50,000 persons who are selected will not qualify for visas or pursue their cases to visa issuance, more than 50,000 entries will be selected by the Kentucky Consular Center to ensure that all of the available DV visas are issued. However, this also means that there will not be a sufficient number of visas for all those who are initially selected. All applicants who are selected will be informed

promptly of their place on the list. Interviews with those selected will begin in early October 2005. The Kentucky Consular Center will send appointment letters to selected applicants four to six weeks before the scheduled interviews with U.S. consular officers at overseas posts. Each month visas will be issued, visa number availability permitting, to those applicants who are ready for issuance during that month. Once all of the 50,000 DV visas have been issued, the program for the year will end. In principle, visa numbers could be finished before September 2006. Selected applicants who wish to receive visas must be prepared to act promptly on their cases. Random selection by the Kentucky Consular Center computer does not automatically guarantee that you will receive a visa.

*18. Is There a Minimum Age for Applicants To Apply for the DV Program?*

There is no minimum age to apply for the program, but the requirement of a high school education or work experience for each principal applicant at the time of application will effectively disqualify most persons who are under age 18.

*19. Are There Any Fees for the DV Program?*

There is no fee for submitting an entry. A special DV case processing fee will be payable later by persons whose entries are actually selected and processed at a U.S. consular section for this year's program. DV applicants, like other immigrant visa applicants, must also pay the regular visa fees at the time of visa application. Details of required fees will be included with the instructions sent by the Kentucky Consular Center to applicants who are selected.

*20. Are DV Applicants Specially Entitled To Apply for a Waiver of Any of the Grounds of Visa Ineligibility?*

No. Applicants are subject to all grounds of ineligibility for immigrant visas specified in the Immigration and Nationality Act. There are no special provisions for the waiver of any ground of visa ineligibility other than those ordinarily provided in the Act.

*21. May Persons Who Are Already Registered for an Immigrant Visa in Another Category Apply for the DV Program?*

Yes, such persons may apply for the DV program.

*22. How Long Do Applicants Who Are Selected Remain Entitled To Apply for Visas in the DV Category?*

Persons selected in the DV–2006 lottery are entitled to apply for visa issuance only during fiscal year 2006, *i.e.*, from October 2005 through September 2006. Applicants must obtain the DV visa or adjust status by the end of the Fiscal Year (September 30, 2006). There is no carry-over of DV benefits into the next year for persons who are selected but who do not obtain visas during FY–2006. Also, spouses and children who derive status from a DV–2006 registration can only obtain visas in the DV category between October 2005 and September 2006. Applicants who apply overseas will receive an appointment letter from the Kentucky Consular Center four to six weeks before the scheduled appointment.

*23. When Will E–DV Online Be Available?*

Online entry will become available at 12 pm EST (GMT–5) on November 5, 2004 and will end at 12 pm EST (GMT–5) on January 7, 2005.

*24. Will I Be Able To Download and Save the E–DV Entry Form to a Microsoft Word Program (or Other Suitable Program) and Then Fill It Out?*

No, you will not be able to save the form into another program for completion and submission later. The E–DV Entry Form is a Web form only. This makes it more “universal” than a proprietary word processor format. Additionally, it does require that the information be filled in and submitted while on-line.

*25. If I Don't Have Access to a Scanner, Can I Send Photos to My Relative in the U.S. to Scan the Photos, Save the Photos to a Diskette, and Then Mail the Diskette Back to Me to Apply?*

Yes, this can be done as long as the photo meets the photo requirements in the instructions, and the photo is electronically submitted with, and at the same time the E–DV online entry is submitted. The applicant must already have the scanned photo file when they submit the entry on-line. The photo cannot be submitted separate from the online application. Only one on-line entry by or for each person can be submitted. Multiple submissions will disqualify the entry for that person for DV–2006. The entire entry (photo and application together) can be submitted electronically from the United States.

*26. Can I Save the Form On-Line So That I Can Fill Out Part and Then Come Back Later and Complete the Remainder?*

No, this cannot be done. The E–DV Entry Form is designed to be completed and submitted at one time. However, because the form is in two parts, and because of possible network interruptions and delays, the E–DV system is designed to handle up to sixty (60) minutes between downloading of the form and when the entry is received at the E–DV Web site after being submitted online. If more than sixty minutes elapses, and the entry has not been electronically received, the information received so far is discarded. This is done so that there is no possibility that a full entry could accidentally be interpreted as a duplicate of a previous partial entry. For example, suppose an applicant with a wife and child sends a filled in E–DV Entry Form Part One and then receives Form Part Two, but there is a delay before sending Part Two because of trouble finding the file which holds the child's photograph. If the filled in Form Part Two is sent by the applicant and received by the E–DV Web site within sixty (60) minutes then there is no problem, but if the Form Part Two is received after sixty (60) minutes has elapsed then the applicant will be informed that they need to start over for the entire entry. The DV–2006 instructions explain clearly and completely what information needs to be gathered to fill in the form. This way you can be fully prepared, making sure you have all of the information needed, before you start to complete the form on-line.

*27. If the Submitted Digital Images Do Not Conform to the Specifications, the Procedures State That the System Will Automatically Reject the E–DV Entry Form and Notify the Sender. Does This Mean I Will Be Able to Re-Submit My Entry?*

Yes, the entry can be resubmitted. Since the entry was automatically rejected it was not actually considered as submitted to the E–DV Web site. It does not count as a submitted E–DV entry, and no confirmation notice of receipt is sent. If there are problems with the digital photograph sent because it does not conform to the requirements, it is automatically rejected by the E–DV Web site. However, the amount of time it takes the rejection message to reach the sender is unpredictable due to the nature of the Internet. If the problems can be fixed by the applicant, and the Form Part One or Two re-sent within

sixty (60) minutes then there is no problem. Otherwise the submission process will have to be started over. An applicant can try to submit an application as many times as is necessary until a complete application is received and the confirmation notice sent.

*28. Will the Electronic Confirmation Notice That the Completed E–DV Entry Form Has Been Received Through the Online System Be Sent Immediately After Submission?*

The response from the E–DV Web site which contains confirmation of the receipt of an acceptable E–DV Entry Form is sent by the E–DV Web site immediately, but how long it takes the response to reach the sender is unpredictable due to the nature of the Internet. If many minutes have elapsed since pressing the “Submit” button there is no harm in pressing the “Submit” button a second time. The E–DV system will not be confused by a situation where the “Submit” button is hit a second time because no confirmation response has been received. An applicant can try to submit an application as many times as is necessary until a complete application is received and the confirmation notice sent.

**List of Countries by Region Whose Natives Qualify**

The lists below show the countries whose natives are QUALIFIED within each geographic region for this diversity program. The determination of countries within each region is based on information provided by the Geographer of the Department of State. The countries whose natives do not qualify for the DV–2006 program were identified by the U.S. Citizenship and Immigration Services (USCIS) according to the formula in Section 203(c) of the Immigration and Nationality Act. Dependent areas overseas are included within the region of the governing country. The countries whose natives do NOT qualify for this diversity program (because they are the principal source countries of Family-Sponsored and Employment-Based immigration, or “high admission” countries) are noted after the respective regional lists.

**Africa**

Algeria  
Angola  
Benin  
Botswana  
Burkina Faso  
Burundi  
Cameroon  
Cape Verde

Central African Republic  
Chad  
Comoros  
Congo  
Congo, Democratic Republic of the  
Cote D'Ivoire (Ivory Coast)  
Djibouti  
Egypt  
Equatorial Guinea  
Eritrea  
Ethiopia  
Gabon  
Gambia, The  
Ghana  
Guinea  
Guinea-Bissau  
Kenya  
Lesotho  
Liberia  
Libya  
Madagascar  
Malawi  
Mali  
Mauritania  
Mauritius  
Morocco  
Mozambique  
Namibia  
Niger  
Nigeria  
Rwanda  
Sao Tome and Principe  
Senegal  
Seychelles  
Sierra Leone  
Somalia  
South Africa  
Sudan  
Swaziland  
Tanzania  
Togo  
Tunisia  
Uganda  
Zambia  
Zimbabwe

**Asia**

Afghanistan  
Bahrain  
Bangladesh  
Bhutan  
Brunei  
Burma  
Cambodia  
East Timor  
Hong Kong Special Administrative  
Region  
Indonesia  
Iran  
Iraq  
Israel  
Japan  
Jordan  
Kuwait  
Laos  
Lebanon  
Malaysia  
Maldives  
Mongolia

Nepal  
North Korea  
Oman  
Qatar  
Saudi Arabia  
Singapore  
Sri Lanka  
Syria  
Taiwan  
Thailand  
Unite Arab Emirates  
Yemen

Natives of the following Asian countries do not qualify for this year's diversity program: China [mainland-born], India, Pakistan, South Korea, Philippines, and Vietnam. The Hong Kong S.A.R. and Taiwan do qualify and are listed above. Macau S.A.R. also qualifies and is listed below.

**Europe**

Albania  
Andorra  
Armenia  
Austria  
Azerbaijan  
Belarus  
Belgium  
Bosnia and Herzegovina  
Bulgaria  
Croatia  
Cyprus  
Czech Republic  
Denmark (including components and dependent areas overseas)  
Estonia  
Finland  
France (including components and dependent areas overseas)  
Georgia  
Germany  
Greece  
Hungary  
Iceland  
Ireland  
Italy  
Kazakhstan  
Kyrgyzstan  
Latvia  
Liechtenstein  
Lithuania  
Luxembourg  
Macau Special Administrative Region  
Macedonia, the Former Yugoslav Republic  
Malta  
Moldova  
Monaco  
Netherlands (including components and dependent areas overseas)  
Northern Ireland  
Norway  
Poland  
Portugal (including components and dependent areas overseas)  
Romania  
San Marino  
Serbia and Montenegro

Slovakia  
Slovenia  
Spain  
Sweden  
Switzerland  
Tajikistan  
Turkey  
Turkmenistan  
Ukraine  
Uzbekistan  
Vatican City

Natives of the following European countries do not qualify for this year's diversity program: Great Britain and Russia. Great Britain (United Kingdom) includes the following dependent areas: Anguilla, Bermuda, British Virgin Islands, Cayman Islands, Falkland Islands, Gibraltar, Montserrat, Pitcairn, St. Helena, Turks and Caicos Islands. Note that for purposes of the diversity program only, Northern Ireland is treated separately; Northern Ireland does qualify and is listed among the qualifying areas.

**North America**

The Bahamas

In North America, natives of Canada and Mexico do not qualify for this year's diversity program.

**Oceania**

Australia (including components and dependent areas overseas)  
Fiji  
Kiribati  
Marshall Islands  
Micronesia, Federated States of  
Nauru  
New Zealand (including components and dependent areas overseas)  
Papua New Guinea  
Samoa  
Solomon Islands  
Tonga  
Tuvalu  
Vanuatu

**South America, Central America, and the Caribbean**

Antigua and Barbuda  
Argentina  
Barbados  
Belize  
Bolivia  
Brazil  
Chile  
Costa Rica  
Cuba  
Dominica  
Ecuador  
Grenada  
Guatemala  
Guyana  
Honduras  
Nicaragua  
Panama  
Paraguay

Peru  
 Saint Kitts and Nevis  
 Saint Lucia  
 Saint Vincent and the Grenadines  
 Suriname  
 Trinidad and Tobago  
 Uruguay  
 Venezuela

Countries in this region whose natives do not qualify for this year's diversity program: Colombia, Dominican Republic, El Salvador, Haiti, Jamaica, and Mexico.

Dated: October 28, 2004.

**Maura Harty,**

*Assistant Secretary for Consular Affairs,  
 Department of State.*

[FR Doc. 04-24940 Filed 11-8-04; 8:45 am]

**BILLING CODE 4710-06-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Update on Public Dialogue on Enhancing the Transatlantic Economic Relationship

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Update for the public.

### Background

In **Federal Register** notice 04-18716, dated August 17, 2004, the Office of the U.S. Trade Representative sought public input on ideas for deepening transatlantic economic ties and requested that written comments be submitted no later than November 15, 2004. In view of the fact that further public dialogue sessions are being organized for later this year, the deadline for submission of written comments is being extended to December 31, 2004. Electronic submissions should continue to be sent to [FR0438@ustr.eop.gov](mailto:FR0438@ustr.eop.gov); please refer to the previous **Federal Register** notice, referenced above, for details on making such submissions.

The public is advised to call Lisa Errion, Director for Central and Southeast Europe, Office of the U.S. Trade Representative at (202) 395-3320 for further information.

**Catherine A. Novelli,**

*Assistant United States Trade Representative  
 for Europe and the Mediterranean.*

[FR Doc. 04-24948 Filed 11-8-04; 8:45 am]

**BILLING CODE 3190-W4-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

### Privacy Act of 1974: System of Records

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA).

**ACTION:** Notice to modify a system of records.

**SUMMARY:** DOT proposes to modify an existing system of records under the Privacy Act of 1974.

**EFFECTIVE DATE:** December 20, 2004. If no comments are received, the proposal will become effective on the above date. If comments are received, the comments will be considered and, where adopted, the documents will be republished with changes.

**ADDRESSES:** Address all comments concerning this notice to Yvonne L. Coates, Department of Transportation, Office of the Secretary, 400 7th Street, SW., Washington, DC 20590, (202) 366-6964 (telephone), (202) 366-7024 (fax) [Yvonne.Coates@ost.dot.gov](mailto:Yvonne.Coates@ost.dot.gov) (Internet address).

**FOR FURTHER INFORMATION CONTACT:** Theresa Rowlett, (202) 385-2316.

**SUPPLEMENTARY INFORMATION:** The Department of Transportation system of records notices subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the above mentioned address.

**SYSTEM NUMBER:**

DOT/FMCSA 03.

**SYSTEM NAME:**

Driver waiver/exemption file.

**SECURITY CLASSIFICATION:**

Unclassified, Sensitive.

**SYSTEM LOCATION:**

Department of Transportation, Federal Motor Carrier Safety Administration (FMCSA), Office of Bus and Truck Standards and Operations, 400 7th Street, SW., Washington, DC 20590; FMCSA Service Centers.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM OF RECORDS:**

Operators of interstate commercial motor vehicles who transport certain commodities and have been granted waivers/exemptions from normally-applicable safety requirements.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Applications for waiver, exemptions, final disposition of request for waiver/exemptions; and exemption renewal.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

Motor Carrier Safety Act of 1984 (49 U.S.C. 31136(e) and TEA-21 (49 U.S.C. 31315).

**PURPOSES:**

Monitor drivers of commercial motor vehicles who operate in interstate commerce and have requested waivers to existing Federal Motor Carrier Safety Regulations (FMCSRs).

The purpose of the information in these records is to make determinations concerning whether drivers who request exemptions from the medical standards in the FMCSRs should be permitted to operate a CMV in interstate commerce. The determination is based on drivers' medical records describing the impairment for which they are requesting an exemption, the ability to manage the impairment, and the demonstrated ability to operate a CMV in a safe manner with the impairment. This information, with augmentation and updating, is also used every two years to determine if the exemption should be renewed as is specified in TEA-21 (49 U.S.C. 31315). The use of the information in the various determinations is focused on insuring that the program is as safe or safer than the circumstance present in the absence of the program as is required in TEA-21 (49 U.S.C. 31315).

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:**

The records are used to monitor the drivers' performance throughout the period they have an exemption and are active in the program. Monitoring could be related to the drivers' medical condition or their driving performance. The records are also used to respond to Congressional inquiries about individuals in the program. Those authorized to use the information are the managers at FMCSA and the members of the contracting project team that supports the program.

See Prefatory Statement of General Routine Uses.

**DISCLOSURE TO CONSUMER REPORTING AGENCIES:**

None.

**POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**

**STORAGE:**

The records are currently stored in two locations. The physical records are stored at a secure site located at the contracting company which supports the exemption program. The records are also stored in an electronic format on a