

9 FAM 40.205 APPLICANT FOR DIVERSITY IMMIGRANT VISA UNDER INA 203(C)

*(CT:VISA-1682; 09-08-2011)
(Office of Origin: CA/VO/L/R)*

9 FAM 40.205 RELATED STATUTORY PROVISIONS

(CT:VISA-1682; 09-08-2011)

See INA 203(c)(2) (8 U.S.C. 1153(c)(2)).

INA 203(c)(2)

c. Diversity Immigrants*

(2) Requirement of education or work experience

An alien is not eligible for a visa under this subsection unless the alien—

- (A) has at least a high school education or its equivalent, or
- (B) has, within 5 years of the date of application for a visa under this subsection, at least 2 years of work experience in an occupation which requires at least 2 years of training or experience.

** As amended by Sec. 131 of the Immigration Act of 1990, Act of Nov. 29, 1990, Public Law No. 101-649, 104 STAT. 4978; effective Oct. 1, 1991.*

9 FAM 40.205 RELATED REGULATORY PROVISIONS

(CT:VISA-1682; 09-08-2011)

See 22 CFR 40.205.

Section 40.205 Applicant for immigrant visa under INA 203(c).

An alien shall be ineligible to receive a visa under INA 203(c) if the alien does not have a high school education or its equivalent, as defined in 22 CFR 42.33(a)(2), or does not have, within the five years preceding the date of application for such visa, at least two years of work experience in an occupation which requires at least two years of training or experience.

59 FR 55045, *Nov. 3, 1994. Redesignated at* 61 FR 59184 (11/21/96).