Appendix C

Offset in the Per-Country Numerical Level for
China−Mainland Born Immigrant Visas
(Per Section 2(d) of Pub. L. 102−404)

The Chinese Student Protection Act of 1992 (CSPA) (Pub. L. 102−404 enacted October 9, 1992) provides a basis for certain People's Republic of China nationals already living in the United States to obtain permanent residence through application to USCIS. Beneficiaries of this legislation are accorded status within the skilled worker component of the Employment Third preference and are subject to the worldwide Employment Preference annual limit. They are exempted from the INA 202 per-country limit, however. The CSPA requires that beginning with Fiscal Year 1993, the CHINA−mainland born per-country limit must be reduced by 1,000 numbers annually to compensate for cases processed under this legislation.

Employment Third preference immigrant numbers provided to beneficiaries of the CSPA, outside the CHINA−mainland born per-country annual limit:

FY−1993	41,684
FY−1994	8,953
FY−1995	3,536
FY−1996	139
FY−1997	57
FY−1998	3
FY−1999	3
FY−2000	4
FY−2001	0
FY−2002	1
FY−2003	2
Total	**54,382**

Unused CHINA−mainland born immigrant numbers under the per-country limit for FY−2003:

FY−2003 Per-country limit	Minus reduction per Sec. 2(d)(1) of Pub. L. 102−404	Minus numbers used	Plus numbers "recaptured" under INA 206	UNUSED numbers
27,827	1,000	18,909	4	7,922

Offset to the per-country numerical level:

	Reduction of the CHINA−mainland born annual limit	Unused numbers from the CHINA−mainland born annual limit	Offset
FY−1993	1,000	576	1,576
FY−1994	1,000	0	1,000
FY−1995	1,000	4,329	5,329
FY−1996	1,000	3,059	4,059
FY−1997	1,000	4	1,004
FY−1998	1,000	0	1,000
FY−1999	1,000	6,330	7,330
FY−2000	1,000	2,319	3,319
FY−2001	1,000	0	1,000
FY−2002	1,000	0	1,000
FY−2003	1,000	7,922	8,922
Total	**11,000**	**24,539**	**35,539**

Numbers remaining for future offset:

As of the end of	Numbers used for CSPA beneficiaries	Total offset for year	Remaining to be offset
FY−1993	41,684	1,576	40,108
FY−1994	8,953	1,000	48,061
FY−1995	3,536	5,329	46,268
FY−1996	139	4,059	42,348
FY−1997	57	1,004	41,401
FY−1998	3	1,000	40,404
FY−1999	3	7,330	33,077
FY−2000	4	3,319	29,762
FY−2001	0	1,000	28,762
FY−2002	1	1,000	27,763
FY−2003	2	8,922	18,843