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## Policy Alert

SUBJECT: Diversity Immigrant-Based Adjustment of Status

### Purpose

U.S. Citizenship and Immigration Services (USCIS) is issuing updated policy guidance in the [USCIS Policy Manual](#) addressing adjustment of status based on the Diversity Immigrant Visa (DV).

### Background

Congress created the DV Program to increase immigration from countries with lower rates of admission to the United States.<sup>1</sup> Eligible noncitizens enter an annual online registration held by the U.S. Department of State (DOS). Noncitizens selected by DOS who are already present in the United States may file applications with USCIS to adjust to lawful permanent resident status if they are otherwise eligible.

This policy update is part of an initiative to move existing policy guidance from the Adjudicator's Field Manual (AFM) and policy memoranda into the Policy Manual. This update is not intended to change existing policy or create new policy. Rather, it incorporates existing guidance into the Policy Manual, streamlining USCIS' immigration policy while removing obsolete information.

This guidance, contained in Volume 7 of the Policy Manual, is effective immediately and applies to applications pending or filed on or after the publication date. This policy update consolidates, updates, and supersedes Chapter 23.5(h) of the AFM, related AFM appendices, and related policy memoranda. The guidance contained in the Policy Manual is controlling and supersedes any related prior guidance.

### Policy Highlights

- Provides guidance on eligibility requirements, adjustment bars, admissibility and waiver requirements, required evidence, and adjudication of DV-based adjustment applications.
- Explains visa availability, advance notification, and visa allocation based on assigned DV rank numbers.

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<sup>1</sup> See Immigration Act of 1990, [Pub. L. 101-649](#) (November 29, 1990). See [INA 203\(c\)](#).

- Explains considerations for derivatives of DV Program applicants and the applicability of Child Status Protection Act provisions.

### **Summary of Changes**

Affected Section: Volume 7 > Part G, Diversity Immigrant-Based Adjustment

- Adds new Part G (Diversity Immigrant-Based Adjustment).

USCIS may also make other minor technical, stylistic, and conforming changes consistent with this update.

### **Citation**

Volume 7: Adjustment of Status, Part G, Diversity Immigrant-Based Adjustment [[7 USCIS-PM G](#)] (Chapters 1-4).