

# Report to Congress on Process by which Applications for Special Immigrant Visas under Special Immigrant Status for Certain Iraqis Are Processed Section 1218 (g) of the National Defense Authorization Act of 2014 (Pub. L. No. 113-66)

The Department of State (State), the Department of Homeland Security (DHS), and other U.S. government (USG) departments and agencies involved in Iraqi Special Immigrant Visa (SIV) issuance are involved in the Iraqi SIV process, authorized under section 1244 of the Refugee Crisis in Iraq Act of 2007, as amended As of the end of the second quarter of Fiscal Year (FY) 2025, 230 SIVs remain for Iraqi Principal Applicants.

# How many Iraqi SIVs have been issued in the second quarter (Q2) of FY 2025 (January 1, 2025, to March 31, 2025)?

| Iraqi      | Iraqi      | Total Iraqi | Total Iraqi | Remaining SIVs for Iraqi          |
|------------|------------|-------------|-------------|-----------------------------------|
| Principal  | Derivative | SIVs Issued | SIV         | Principal Applicants <sup>2</sup> |
| Applicants | Applicants | in Q2 FY    | Numbers     |                                   |
| Issued in  | Issued in  | 2025        | Used¹ (2014 |                                   |
| Q2         | Q2         | (January 1, | through     |                                   |
|            |            | 2025,       | March 31,   |                                   |
|            |            | through     | 2025)       |                                   |
|            |            | March 31,   |             |                                   |
|            |            | 2025)       |             |                                   |
| 10         | 30         | 40          | 2,270       | 230                               |

### What efficiency improvements have been made to Iraqi SIV processing?

U.S. Embassy Baghdad continues to work toward restoring full capacity for consular services but staffing and security constraints still limit the section's capacity. Despite these constraints, the embassy prioritizes SIVs and approves all requests to transfer SIV cases for Iraqi applicants that had been assigned to other posts back to Baghdad. Other units within the consular section have adjusted their scheduling to allow for increased immigrant visa processing capacity, including for SIVs.

# What is the average USG processing time for Iraqi SIVs and how many cases are processed in that time?

All steps in the Iraqi SIV application process are outlined below and include the current average processing time for all involved USG entities. This

<sup>&</sup>lt;sup>1</sup> Total number of visas issued to SIV principal applicants overseas combined with SIV numbers used through domestic adjustments of status since the current allotment of permanent numbers became available on January 1, 2014.

<sup>&</sup>lt;sup>2</sup> In January 2025, State conducted an audit of SIV issuances from January 1, 2014, through the end of Q3 FY 2024, which resulted in recapturing additional visa numbers now reflected in this table. Numbers remaining are preliminary and subject to change. They are accurate as of the date of publication and account for recaptured numbers.

statistic captures total USG processing time in calendar days, beginning when the applicant first expresses interest in the program to State's National Visa Center (NVC) and ending with the date of visa issuance at a U.S. embassy or consulate. It does not capture those steps in the SIV application process that are outside of USG control and that depend solely on the applicant's initiative. However, even within each step below that is identified as under USG control, there may be significant time spent waiting on applicant or third-party action not attributable to the USG entities involved. Therefore, the average processing time likely overestimates the total processing time attributable to the USG entities involved.

| SIV Processing Steps <sup>3,4</sup>        |      |  |   |                                 |
|--|------|--|---|---------------------------------|
| Stage                                      | Step | Description  | Average processing times in calendar days | Number of<br>Cases<br>Processed |
| Chief of Mission (COM) application process | 1    | Applicant submits COM approval application package to State's National Visa Center (NVC). (The deadline was September 30, 2014.) | Applicant-<br>controlled                  | N/A                             |
|  | 2    | NVC reviews documents for completeness.  | 1   | 27 <sup>5</sup>                 |

<sup>&</sup>lt;sup>3</sup> Processing steps are for SIVs authorized under section 1244 of the Refugee Crisis in Iraq Act of 2007, as amended. This applies to Iraqi nationals in the SQ classification.

<sup>&</sup>lt;sup>4</sup> Previous versions of this report listed 14 steps. During the first quarter of FY 2022, Step 5 "U.S. Embassy Baghdad advises NVC if COM application is approved. NVC immediately sends approval letter to applicant. (If any documents reveal that the applicant does not qualify for the program, the COM application is denied.)" was fully automated and no longer requires manual processing. As such, the Department will no longer include information on this step in its reporting.

<sup>&</sup>lt;sup>5</sup> This number reflects the number of case reviews conducted by the NVC within the quarter. This number does not include any new cases or appeals. This number includes the number of cases reviewed for people trying to apply, seeking status on old denied cases, seeking general assistance, or misdirected inquiries. This number may be larger than the total number of cases pending at the NVC because an individual case might be reviewed multiple times in a quarter.

| SIV Processing Steps <sup>3,4</sup>                    |      |   |   |                                 |
|--|------|---|---|---------------------------------|
| Stage  | Step | Description   | Average processing times in calendar days | Number of<br>Cases<br>Processed |
|  | 3    | NVC sends complete<br>COM approval<br>application package to<br>U.S. Embassy Baghdad.                         | N/A                                       | N/A <sup>6</sup>                |
| COM<br>application<br>process                          | 4    | U.S. Embassy Baghdad reviews COM approval application and the COM or COM Designee decides to approve or deny. | N/A                                       | N/A <sup>7</sup>                |
| Form I-360<br>adjudication<br>process                  | 5    | Applicant self-petitions to DHS U.S. Citizenship and Immigration Services (USCIS) using Form I-360.           | Applicant-<br>controlled                  | N/A                             |
|  | 6    | USCIS adjudicates petition and sends to NVC, if approved.8  | <b>x</b> <sup>9</sup>                     | 0                               |
| Visa<br>Interview<br>Process,<br>including<br>pre- and | 7    | NVC sends instruction packet to applicant requesting standard immigrant visa documentation,                   | 6   | 1                               |

<sup>&</sup>lt;sup>6</sup> During this quarter, there were no cases completed at this stage.

<sup>&</sup>lt;sup>7</sup> The deadline for Iraqi principal applicants to submit new applications for COM approval was September 30, 2014. The Baghdad COM did not receive any new cases or appeals in the current quarter.

<sup>&</sup>lt;sup>8</sup> For I-360 petitions adjudicated by USCIS between January 1, 2025, and March 31, 2025.

<sup>&</sup>lt;sup>9</sup> The average processing time for the 1244 Iraqi SQ1 program could not be calculated due to an absence of completed adjudications meeting the criteria to be included in the sample. This sample size is smaller than the number of petitions filed and adjudicated as it excludes petitions that were under applicant control due to Requests for Evidence (RFEs) or Notices of Intent to Deny (NOIDs).

| SIV Processing Steps <sup>3,4</sup>                        |      |   |   |                                 |
|--|------|---|---|---------------------------------|
| Stage  | Step | Description   | Average processing times in calendar days | Number of<br>Cases<br>Processed |
| post-<br>interview <sup>10</sup>                           |      | including DS-260 immigrant visa application.  |   |                                 |
|  | 8    | Applicant submits required documentation to NVC.  | Applicant-<br>controlled                  | N/A                             |
| Visa Interview Process, including pre- and post- interview | 9    | NVC reviews documents for completeness, corresponding with applicant when additional documentation is needed.     | 8   | 49 <sup>11</sup>                |
|  | 10   | When the visa application is complete, NVC schedules applicant for next available interview at a U.S. embassy. 12 | N/A                                       | 2                               |

<sup>&</sup>lt;sup>10</sup> The majority of applicants receive SIV status by going through the process explained in this chart. Applicants who obtain SIV status in the United States apply for adjustment of status from USCIS.

<sup>&</sup>lt;sup>11</sup> As in Step 2, this number reflects the number of case reviews conducted by the NVC. The NVC counts a review each time a SIV applicant submits additional documents to complete their case. This number may be larger than the total number of cases pending at the NVC because an individual case might be reviewed multiple times per quarter.

<sup>&</sup>lt;sup>12</sup> This step only includes interviews scheduled by NVC immediately following the case being documentarily completed. It does not include interviews scheduled locally by an embassy or consulate following a case transfer.

| SIV Processing Steps <sup>3,4</sup>           |  |   |   |                                 |
|---|--|---|---|---------------------------------|
| Stage   | Step   | Description   | Average processing times in calendar days | Number of<br>Cases<br>Processed |
|   | Applicant is interviewed and biometrics are collected by consular officer on the scheduled appointment date. Administrative processing is initiated following the interview. |   | N/A                                       | 19                              |
|   | 12   | The applicant's case undergoes administrative processing. 13  | 871                                       | 13                              |
| Visa<br>issuance to<br>eligible<br>applicants | 13   | Upon completion of administrative processing, the applicant is instructed to obtain a medical exam. Once the medical exam is completed, the visa is issued if the applicant is eligible. In some cases, the passport will have expired and requires renewal by the applicant. |   | N/A                             |

<sup>&</sup>lt;sup>13</sup> This Step measures the time from when a consular officer requests national security, legal, or procedural guidance from the Department through the software used to process immigrant visa applications until the guidance is provided, for those cases in which a consular officer makes such a request.

| SIV Processing Steps <sup>3,4</sup> |      |  |   |                                 |
|-------------------------------------|------|--|---|---------------------------------|
| Stage                               | Step | Description  | Average processing times in calendar days | Number of<br>Cases<br>Processed |
|                                     |      | Total USG processing time in calendar days <sup>14</sup> | 886                                       | N/A                             |

#### Why are applications pending longer than nine months?

Certain applications may be pending longer than nine months due to administrative processing (Step 12). Administrative processing often involves interagency background checks, which are essential to the integrity of the SIV application process and U.S. national security. Applicant-caused delays are ordinarily the processing time associated with such checks. The current average administrative processing time is 871 days, which reflects the work that State is doing to resolve complicated, long-pending cases, including temporarily assigning additional staff to the SIV portfolio. Of the 13 cases requiring administrative processing that were closed during the reporting period, 85 percent were created between 2014 and 2023. The remaining two cases were created in March 2025 and closed the same day. Resolving long-standing cases leads to an increased average when calculating processing times.

Other USG-controlled processing steps include visa document collection and pre-processing by the NVC (Steps 7 and 9), which contributed 6 and 8 days, respectively, to the average USG processing time this quarter (886 days).

## How many SIV applications are pending as of March 31, 2025?

<sup>&</sup>lt;sup>14</sup> The statistics in this chart were formerly reported in business days in reports published April 2014 - April 2016. U.S. government processing times do not factor in applicant-controlled steps. Overall processing times are greater than U.S. government processing times.

Step 1 – There were no new COM applications submitted by Iraqi principal applicants pending at NVC during this period. The deadline for Iraqis to apply for COM approval was September 30, 2014.

Step 6 – There were four Iraqi principal applicants who had a Form I-360 pending with USCIS.

Step 10 – There was one case consisting of one principal applicant and four family members pending scheduling for a visa interview during Q2.

Step 12 – Applications for 37 principal applicants and 16 family members were undergoing administrative processing.

#### How many SIV applicants were interviewed in Q2 of FY 2025?

The deadline to apply for COM approval was September 30, 2014. There were 19 SIV principal applicants who, after COM approval, were scheduled for an interview in the second quarter of FY 2025.

The following shows the number of Iraqi applicants who executed an application for an SIV at a visa interview in the second quarter of FY 2025 under section 1244 of the Refugee Crisis in Iraq Act of 2007, as amended, after receiving COM approval:

| Month    | •  | Derivative Family<br>Members | Total |
|----------|----|------------------------------|-------|
| January  | 5  | 5                            | 10    |
| February | 6  | 20                           | 26    |
| магсһ    | 8  | 24                           | 32    |
| Total    | 19 | 49                           | 68    |

## How many denials were there in the Q2 of FY 2025?

No principal applicants were determined to be unqualified to receive COM approval or had their approval revoked during the second quarter of FY

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2025. Applicants whose COM applications are denied or revoked can submit one appeal within 120 days of receiving the denial or revocation letter.

USCIS denied two principal applicants' Forms I-360 during the second quarter of FY 2025.

#### What are the reasons for a COM denial?

COM application denial generally occurs for one or more of the following:

- Failure to establish employment by or on behalf of the USG. Applications are denied for this reason if the applicant fails to establish qualifying employment. For information on qualifying employment, see State's website at: <a href="https://travel.state.gov/content/travel/en/us-visas/immigrate/special-immg-visas-iraqis-employed-us-gov.html">https://travel.state.gov/content/travel/en/us-visas/immigrate/special-immg-visas-iraqis-employed-us-gov.html</a>.
- Failure to establish one year employment by or on behalf of the USG between March 20, 2003, and September 30, 2013.
- Failure to establish the provision of faithful and valuable service to the USG. Applications denied for this reason generally have involved cases lacking requisite positive recommendation or evaluation. In some instances where faithful and valuable service was not confirmed, employment by or on behalf of the USG had been terminated for cause.
- Derogatory information that is incompatible with the requirements of the SIV program. This reason generally relates to information indicating that the applicant engaged in an unlawful, unethical, criminal, or terrorism-related activity.