



# GMS Flash Alert

## Immigration Edition

2021-312 | December 20, 2021



## United States – January 2022 Visa Bulletin

The U.S. Department of State has released the January 2022 *Visa Bulletin*.<sup>1</sup> The U.S. Citizenship and Immigration Services (USCIS) has also confirmed that it will accept employment-based Form I-485, *Applications to Register Permanent Residence or Adjust Status*, next month according to the *Visa Bulletin's* "Dates of Filing" chart.<sup>2</sup>

### WHY THIS MATTERS

Each month, the U.S. Department of State releases a *Visa Bulletin* indicating the availability of statutorily limited visas for prospective immigrants.<sup>3</sup> The cut-off dates reflected in the *Visa Bulletin*, coupled with USCIS' confirmation of which chart will apply, dictate eligibility to file a Form I-485 application in a given month. In addition, the Final Action Dates chart in the applicable *Visa Bulletin* determines whether a pending Form I-485 or immigrant visa application may be approved.

### Employment-Based Preference Category Cut-Off Dates

The cut-off dates on the employment-based Final Action Dates chart in the January 2022 *Visa Bulletin* reflect progression in the EB-2 category for the People's Republic of China ("China") and India. Every other category remains unchanged. The Final Action Dates are as follows:

EB-1: All countries of chargeability will remain current.

EB-2: All countries of chargeability except India and China will remain current. China's cut-off date will progress to January 22, 2019, and India's cut-off date will progress to July 8, 2012.

EB-3 Professionals and Skilled Workers: All countries of chargeability except India and China will remain current. China's cut-off date will remain at March 22, 2018, and India's cut-off date will remain at January 15, 2012.

EB-3 Other Workers: All countries of chargeability except India and China will remain current. China's cut-off date will remain at March 1, 2012, and India's cut-off date will remain at January 15, 2012.

EB-4: All countries of chargeability except El Salvador, Guatemala, Honduras and Mexico will remain current. The cut-off date for El Salvador, Guatemala, and Honduras will remain at March 15, 2019. Mexico's cut-off date will remain at April 1, 2020.

EB-5: The Non-Regional Center program will be current for all countries. The Regional Center program has expired. If the Regional Center program is reauthorized next month, then the cut-off dates will mirror those of the Non-Regional Center program.

The cut-off dates per the Dates for Filing chart in the January 2022 *Visa Bulletin* are below.

EB-1: All countries of chargeability will be current.

EB-2: All countries of chargeability except India and China will be current. China's cut-off date will remain at April 1, 2019, and India's cut-off date will remain at July 8, 2013.

EB-3 Professionals and Skilled Workers: All countries of chargeability except India and China will be current. China's cut-off date will remain at April 1, 2018, and India's cut-off date will remain at January 22, 2012.

EB-3 Other Workers: All countries of chargeability except India and China will remain current. China's cut-off date will remain at May 1, 2015, and India's cut-off date will remain at January 22, 2012.

EB-4: All countries of chargeability except El Salvador, Guatemala, and Honduras will remain current. The cut-off date for El Salvador, Guatemala, and Honduras remains May 15, 2019.

EB-5: The Non-Regional Center program remains current for all countries. The Regional Center program remains current for all countries except for China. China's cut-off date will remain at December 15, 2015.

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## FOOTNOTES:

1 U.S. Department of State [website](#).

2 See the "[Adjustment of Status Filing Charts from the Visa Bulletin](#)" page on the USCIS website.

3 For our prior coverage of the December 2021 *Visa Bulletin*, read [GMS Flash Alert 2021-283](#) (November 22, 2021).

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