

103^D CONGRESS
1ST SESSION

H. R. 3364

To provide for adjustment of immigration status for certain Haitian children.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 26, 1993

Mrs. MEEK introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide for adjustment of immigration status for certain Haitian children.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ADJUSTMENT OF IMMIGRATION STATUS FOR**
4 **CERTAIN HAITIAN CHILDREN.**

5 (a) IN GENERAL.—The status of any alien described
6 in subsection (b) shall be adjusted by the Attorney Gen-
7 eral, under such regulations as the Attorney General may
8 prescribe, to that of an alien lawfully admitted for perma-
9 nent residence if—

1 (1) the alien applies for such adjustment within
2 18 months after the date of the enactment of this
3 Act;

4 (2) the alien is otherwise eligible to receive an
5 immigrant visa and is otherwise admissible to the
6 United States for permanent residence, except in de-
7 termining such admissibility the grounds for exclu-
8 sion specified in paragraphs (4), (5), (6), and (7)(A)
9 of section 212(a) of the Immigration and Nationality
10 Act shall not apply and the Attorney General may,
11 in his or her discretion, waive any other provision of
12 such section (other than paragraph (2)(C) and sub-
13 paragraphs (A), (B), (C), or (E) of paragraph (3))
14 with respect to such an adjustment for humanitarian
15 purposes or to assure family unity;

16 (3) the alien is not an alien described in section
17 243(h)(2) of the Immigration and Nationality Act;

18 (4) the alien is physically present in the United
19 States on the date the application for such adjust-
20 ment is filed; and

21 (5) the alien is residing with a parent who is a
22 citizen or permanent resident of the United States.

23 (b) ALIENS ELIGIBLE FOR ADJUSTMENT OF STA-
24 TUS.—The benefits provided by subsection (a) shall apply
25 to any alien—

1 (1) who is a national of Haiti; and

2 (2) who qualifies for a visa under section
3 203(a)(1) or (a)(2) of the Immigration and Nation-
4 ality Act as the unmarried son, daughter, or child of
5 a citizen or permanent resident of the United States.

6 (c) APPLICATION OF IMMIGRATION AND NATIONAL-
7 ITY ACT PROVISIONS.—Except as otherwise specifically
8 provided in this section, the definitions contained in the
9 Immigration and Nationality Act shall apply in the admin-
10 istration of this section.

11 (d) NO OFFSET IN NUMBER OF VISAS AVAILABLE.—
12 When an alien is granted the status of having been law-
13 fully admitted for permanent residence pursuant to this
14 section, the Secretary of State shall not be required to re-
15 duce the number of immigrant visas authorized to be is-
16 sued under the Immigration and Nationality Act and the
17 Attorney General shall not be required to charge the alien
18 any fee.

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