

107TH CONGRESS  
2D SESSION

**H. R. 4967**

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**AN ACT**

To establish new nonimmigrant classes for border  
commuter students.



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## AN ACT

To establish new nonimmigrant classes for border commuter students.

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

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Border Commuter Stu-  
3 dent Act of 2002”.

4 **SEC. 2. ESTABLISHMENT OF BORDER COMMUTER NON-**  
5 **IMMIGRANT CLASS.**

6       (a) CLASS FOR ACADEMIC OR LANGUAGE STUD-  
7 IES.—Section 101(a)(15)(F) of the Immigration and Na-  
8 tionality Act (8 U.S.C. 1101(a)(15)(F)) is amended by  
9 striking “and (ii)” and all that follows through the end  
10 of subparagraph (F) and inserting the following: “(ii) the  
11 alien spouse and minor children of any alien described in  
12 clause (i) if accompanying or following to join such an  
13 alien, and (iii) an alien who is a national of Canada or  
14 Mexico, who maintains actual residence and place of abode  
15 in the country of nationality, who is described in clause  
16 (i) except that the alien’s qualifications for and actual  
17 course of study may be full or part-time, and who com-  
18 mutes to the United States institution or place of study  
19 from Canada or Mexico;”.

20       (b) CLASS FOR VOCATIONAL OR NONACADEMIC  
21 STUDIES.—Section 101(a)(15)(M) of the Immigration  
22 and Nationality Act (8 U.S.C. 1101(a)(15)(M)) is amend-  
23 ed by striking “and (ii)” and all that follows through the  
24 end of subparagraph (M) and inserting the following: “(ii)  
25 the alien spouse and minor children of any alien described  
26 in clause (i) if accompanying or following to join such an

1 alien, and (iii) an alien who is a national of Canada or  
2 Mexico, who maintains actual residence and place of abode  
3 in the country of nationality, who is described in clause  
4 (i) except that the alien's course of study may be full or  
5 part-time, and who commutes to the United States institu-  
6 tion or place of study from Canada or Mexico;”.

7 (c) LIMITATION.—Section 214(m) of the Immigration  
8 and Nationality Act (8 U.S.C. 1184(m); as redesignated  
9 by section 107(e)(2)(A) of P.L. 106–386) is amended by  
10 striking “section 101(a)(15)(F)(i)” both places it appears  
11 and inserting “clause (i) or (iii) of section 101(a)(15)(F)”.

Passed the House of Representatives October 15,  
2002.

Attest:

*Clerk.*