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(Original Signature of Member)

116TH CONGRESS
1ST SESSION

H. R. _____

To authorize the cancellation of removal and adjustment of status of certain
aliens, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M____. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To authorize the cancellation of removal and adjustment
of status of certain aliens, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “American Dream and
5 Promise Act of 2019”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents of this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—DREAM ACT OF 2019

- Sec. 101. Short title.
- Sec. 102. Permanent resident status on a conditional basis for certain long-term residents who entered the United States as children.
- Sec. 103. Terms of permanent resident status on a conditional basis.
- Sec. 104. Return to previous immigration status.
- Sec. 105. Removal of conditional basis of permanent resident status.
- Sec. 106. Restoration of State option to determine residency for purposes of higher education benefits.

TITLE II—AMERICAN PROMISE ACT OF 2019

- Sec. 201. Short title.
- Sec. 202. Adjustment of status for certain nationals of certain countries designated for temporary protected status or deferred enforced departure.
- Sec. 203. Reporting requirements regarding future discontinued eligibility of aliens from countries currently listed under temporary protected status.
- Sec. 204. Waiver of certain language requirements.
- Sec. 205. Clarification of inspection and admission under temporary protected status.

TITLE III—GENERAL PROVISIONS

- Sec. 301. Definitions.
- Sec. 302. Limitation on removal; application and fee exemption; waiver of grounds for inadmissibility and other conditions on eligible individuals.
- Sec. 303. Determination of continuous presence.
- Sec. 304. Exemption from numerical limitations.
- Sec. 305. Availability of administrative and judicial review.
- Sec. 306. Documentation requirements.
- Sec. 307. Rule making.
- Sec. 308. Confidentiality of information.
- Sec. 309. Grant program to assist eligible applicants.
- Sec. 310. Provisions affecting eligibility for adjustment of status.

1 **TITLE I—DREAM ACT OF 2019**

2 **SEC. 101. SHORT TITLE.**

3 This title may be cited as the “Dream Act of 2019”.

4 **SEC. 102. PERMANENT RESIDENT STATUS ON A CONDI-** 5 **TIONAL BASIS FOR CERTAIN LONG-TERM** 6 **RESIDENTS WHO ENTERED THE UNITED** 7 **STATES AS CHILDREN.**

8 (a) **CONDITIONAL BASIS FOR STATUS.**—Notwith-
9 standing any other provision of law, and except as pro-

1 vided in section 105(c)(2), an alien shall be considered,
2 at the time of obtaining the status of an alien lawfully
3 admitted for permanent residence under this section, to
4 have obtained such status on a conditional basis subject
5 to the provisions of this title.

6 (b) REQUIREMENTS.—

7 (1) IN GENERAL.—Notwithstanding any other
8 provision of law, the Secretary or the Attorney Gen-
9 eral shall cancel the removal of, and adjust to the
10 status of an alien lawfully admitted for permanent
11 residence on a conditional basis, or without the con-
12 ditional basis as provided in section 105(c)(2), an
13 alien who is inadmissible or deportable from the
14 United States if—

15 (A) the alien has been continuously phys-
16 ically present in the United States since the
17 date that is 4 years before the date of the en-
18 actment of this Act;

19 (B) the alien was younger than 18 years of
20 age on the date on which the alien initially en-
21 tered the United States;

22 (C) subject to sections 301(b) and 302(d),
23 the alien—

24 (i) is not inadmissible under para-
25 graph (2), (3), (6)(E), (6)(G), (8),

1 (10)(A), (10)(C), (10)(D), or (10)(E) of
2 section 212(a) of the Immigration and Na-
3 tionality Act (8 U.S.C. 1182(a));

4 (ii) has not ordered, incited, assisted,
5 or otherwise participated in the persecution
6 of any person on account of race, religion,
7 nationality, membership in a particular so-
8 cial group, or political opinion; and

9 (iii) excluding any offense under State
10 law for which an essential element is the
11 alien's immigration status, and any minor
12 traffic offense, has not been convicted of—

13 (I) any offense under Federal or
14 State law that is punishable by a
15 maximum term of imprisonment of
16 more than 1 year;

17 (II) 3 or more offenses under
18 Federal or State law for which the
19 alien was convicted on different dates
20 for each of the 3 offenses and impris-
21 oned for an aggregate of 90 days or
22 more; or

23 (III) a crime of domestic vio-
24 lence, unless—

1 (aa) the alien demonstrates
2 that such crime is related to the
3 alien having been—

4 (AA) a victim of domes-
5 tic violence, sexual assault,
6 stalking, child abuse or ne-
7 glect, abuse or neglect in
8 later life, or human traf-
9 ficking;

10 (BB) battered or sub-
11 jected to extreme cruelty; or

12 (CC) a victim of crimi-
13 nal activity described in sec-
14 tion 101(a)(15)(U)(iii) of
15 the Immigration and Na-
16 tionality Act (8 U.S.C.
17 1101(a)(15)(U)(iii)); or

18 (bb) the Secretary, in the
19 discretion of the Secretary,
20 waives this subclause for humani-
21 tarian purposes, for family unity,
22 or because the waiver is other-
23 wise in the public interest; and

24 (D) the alien—

1 (i) has been admitted to an institution
2 of higher education;

3 (ii) in the United States, has—

4 (I) earned a high school diploma
5 or a commensurate alternative award
6 from a public or private high school;

7 (II) obtained the General Edu-
8 cation Development credential;

9 (III) obtained a high school
10 equivalency diploma recognized under
11 State law; or

12 (IV) obtained a recognized post-
13 secondary credential; or

14 (iii) is enrolled in secondary school or
15 in an education program assisting students
16 in—

17 (I) obtaining a regular high
18 school diploma or its recognized equiv-
19 alent under State law;

20 (II) passing the General Edu-
21 cation Development test, a high school
22 equivalence diploma examination, or
23 other similar State-authorized exam;

24 (III) obtaining a certificate or
25 credential from an area career and

1 technical education school providing
2 education at the secondary level; or
3 (IV) obtaining a recognized post-
4 secondary credential.

5 (2) DACA RECIPIENTS.—The Secretary or the
6 Attorney General shall cancel the removal of, and
7 adjust to the status of an alien lawfully admitted for
8 permanent residence on a conditional basis, or with-
9 out the conditional basis as provided in section
10 105(c)(2), an alien who—

11 (A) was granted DACA, unless the alien
12 has become ineligible for DACA renewal; or

13 (B) was never granted DACA, but would
14 have been eligible for such a grant pursuant to
15 the terms of the Deferred Action for Childhood
16 Arrivals policy announced by the Secretary of
17 Homeland Security on June 15, 2012, in place
18 before it was rescinded on Sept. 5, 2017.

19 (3) APPLICATION FEE.—The Secretary may,
20 subject to an exemption under section 302(c), re-
21 quire an alien applying under this section to pay a
22 reasonable fee that is commensurate with the cost of
23 processing the application but does not exceed
24 \$495.00.

1 (4) SUBMISSION OF BIOMETRIC AND BIO-
2 GRAPHIC DATA.—The Secretary may not grant an
3 alien permanent resident status on a conditional
4 basis under this section unless the alien submits bio-
5 metric and biographic data, in accordance with pro-
6 cedures established by the Secretary. The Secretary
7 shall provide an alternative procedure for aliens who
8 are unable to provide such biometric or biographic
9 data because of a physical impairment.

10 (5) BACKGROUND CHECKS.—

11 (A) REQUIREMENT FOR BACKGROUND
12 CHECKS.—The Secretary shall utilize biometric,
13 biographic, and other data that the Secretary
14 determines appropriate—

15 (i) to conduct security and law en-
16 forcement background checks of an alien
17 seeking permanent resident status on a
18 conditional basis under this section; and

19 (ii) to determine whether there is any
20 criminal, national security, or other factor
21 that would render the alien ineligible for
22 such status.

23 (B) COMPLETION OF BACKGROUND
24 CHECKS.—The security and law enforcement
25 background checks of an alien required under

1 subparagraph (A) shall be completed, to the
2 satisfaction of the Secretary, before the date on
3 which the Secretary grants such alien perma-
4 nent resident status on a conditional basis
5 under this section.

6 (6) MILITARY SELECTIVE SERVICE.—An alien
7 applying for permanent resident status on a condi-
8 tional basis under this section, or without the condi-
9 tional basis as provided in section 105(c)(2), shall
10 establish that the alien has registered under the
11 Military Selective Service Act (50 U.S.C. 3801 et
12 seq.), if the alien is subject to registration under
13 such Act.

14 (7) CRIME OF DOMESTIC VIOLENCE DE-
15 FINED.—For purposes of paragraph (1)(C)(iii)(III),
16 the term “crime of domestic violence” means any of-
17 fense that has as an element the use, attempted use,
18 or threatened use of physical force against a person
19 committed by a current or former spouse of the per-
20 son, by an individual with whom the person shares
21 a child in common, by an individual who is cohab-
22 iting with or has cohabited with the person as a
23 spouse, by an individual similarly situated to a
24 spouse of the person under the domestic or family
25 violence laws of the jurisdiction where the offense oc-

1 curs, or by any other individual against a person
2 who is protected from that individual's acts under
3 the domestic or family violence laws of the United
4 States or any State, Indian tribal government, or
5 unit of local government.

6 (c) LIMITATION ON REMOVAL OF CERTAIN ALIEN
7 MINORS; TREATMENT OF CERTAIN REMOVED OR DE-
8 PARTED ALIENS.—

9 (1) CERTAIN ALIEN MINORS.—

10 (A) STAY OF REMOVAL.—The Attorney
11 General shall stay the removal proceedings of
12 an alien who meets all the requirements under
13 subparagraphs (A), (B), and (C) of subsection
14 (b)(1), subject to sections 301(b) and 302(d),
15 and is not older than 18 years of age.

16 (B) COMMENCEMENT OF REMOVAL PRO-
17 CEEDINGS.—The Secretary may not commence
18 removal proceedings for an alien described in
19 subparagraph (A).

20 (C) LIFT OF STAY.—The Secretary or At-
21 torney General may not lift the stay granted to
22 an alien under subparagraph (A) unless the
23 alien ceases to meet the requirements under
24 such subparagraph.

1 (2) ELIGIBILITY OF REMOVED OR VOLUNTARILY
2 DEPARTED ALIENS.—An alien who was removed or
3 permitted to depart voluntarily from the United
4 States on or after January 20, 2017, may apply for
5 relief under this section from abroad if—

6 (A) the alien meets all the requirements
7 under subparagraphs (B) and (C) of subsection
8 (b)(1), subject to sections 301(b) and 302(d);

9 (B) The alien meets the requirements of
10 subsection (b)(1)(D) or was enrolled in an ele-
11 mentary school or secondary school in the
12 United States during the 60-day period before
13 the alien’s removal or voluntary departure;

14 (C) the alien was continuously physically
15 present in the United States for a period of at
16 least 4 years;

17 (D) at the time of their removal or vol-
18 untary departure, the alien—

19 (i) had been granted DACA, and was
20 not ineligible for DACA renewal; or

21 (ii) had never been granted DACA,
22 but would have been eligible for such a
23 grant pursuant to the terms of the De-
24 ferred Action for Childhood Arrivals policy
25 announced by the Secretary of Homeland

1 Security on June 15, 2012, in place before
2 it was rescinded on Sept. 5, 2017; and

3 (E) the sole reason for their removal or
4 voluntary departure was that the alien was
5 present in the United States after the expira-
6 tion of the period of stay authorized by the Sec-
7 retary of Homeland Security or was present in
8 the United States without being admitted or
9 paroled.

10 **SEC. 103. TERMS OF PERMANENT RESIDENT STATUS ON A**
11 **CONDITIONAL BASIS.**

12 (a) PERIOD OF STATUS.—Permanent resident status
13 on a conditional basis is—

14 (1) valid for a period of 10 years, unless such
15 period is extended by the Secretary; and

16 (2) subject to termination under subsection (d).

17 (b) NOTICE OF REQUIREMENTS.—At the time an
18 alien obtains permanent resident status on a conditional
19 basis, the Secretary shall provide notice to the alien re-
20 garding the provisions of this title and the requirements
21 to have the conditional basis of such status removed.

22 (c) PROFESSIONAL, COMMERCIAL, AND BUSINESS LI-
23 CENSES.—Notwithstanding any other law, for the pur-
24 poses of professional, commercial, and business licenses,
25 an alien with permanent status on a conditional basis shall

1 be treated as an alien lawfully admitted for permanent res-
2 idence.

3 (d) TERMINATION OF STATUS.—The Secretary may
4 terminate the permanent resident status on a conditional
5 basis of an alien only if the Secretary—

6 (1) determines that the alien ceases to meet the
7 requirements under section 102(b)(1)(C), subject to
8 sections 301(b) and 302(d); and

9 (2) prior to the termination, provides the
10 alien—

11 (A) notice of the proposed termination;
12 and

13 (B) the opportunity for a hearing to pro-
14 vide evidence that the alien meets such require-
15 ments or otherwise contest the termination.

16 **SEC. 104. RETURN TO PREVIOUS IMMIGRATION STATUS.**

17 An alien whose permanent resident status on a condi-
18 tional basis expires under section 103(a)(1) or is termi-
19 nated under section 103(d), or whose application under
20 section 102 is denied, shall return to the immigration sta-
21 tus that the alien had immediately before receiving perma-
22 nent resident status on a conditional basis or applying
23 under section 102, as appropriate.

1 **SEC. 105. REMOVAL OF CONDITIONAL BASIS OF PERMA-**
2 **NENT RESIDENT STATUS.**

3 (a) ELIGIBILITY FOR REMOVAL OF CONDITIONAL
4 BASIS.—

5 (1) IN GENERAL.—Subject to paragraph (2),
6 the Secretary shall remove the conditional basis of
7 an alien's permanent resident status granted under
8 this title and grant the alien status as an alien law-
9 fully admitted for permanent residence if the alien—

10 (A) is described in section 102(b)(1)(C),
11 subject to sections 301(b) and 302(d);

12 (B) has not abandoned the alien's resi-
13 dence in the United States during the period in
14 which the alien has permanent resident status
15 on a conditional basis; and

16 (C)(i) has earned a degree from an institu-
17 tion of higher education, or has completed at
18 least 2 years, in good standing, of a program in
19 the United States leading to a bachelor's degree
20 or higher degree or a certificate or credential
21 from an area career and technical education
22 school providing education at the postsecondary
23 level;

24 (ii) has served in the Uniformed Services
25 for at least 2 years and, if discharged, received
26 an honorable discharge; or

1 (iii) has been employed for periods totaling
2 at least 3 years and at least 75 percent of the
3 time that the alien has had a valid employment
4 authorization, except that any period during
5 which the alien is not employed while having a
6 valid employment authorization and is enrolled
7 in an institution of higher education, a sec-
8 ondary school, or an education program de-
9 scribed in section 102(b)(1)(D)(iii), shall not
10 count toward the time requirements under this
11 clause.

12 (2) HARDSHIP EXCEPTION.—

13 (A) IN GENERAL.—The Secretary shall re-
14 move the conditional basis of an alien's perma-
15 nent resident status and grant the alien status
16 as an alien lawfully admitted for permanent
17 residence if the alien—

18 (i) satisfies the requirements under
19 subparagraphs (A) and (B) of paragraph
20 (1);

21 (ii) demonstrates compelling cir-
22 cumstances for the inability to satisfy the
23 requirements under subparagraph (C) of
24 such paragraph; and

25 (iii) demonstrates that—

- 1 (I) the alien has a disability;
- 2 (II) the alien is a full-time care-
- 3 giver of a minor child; or
- 4 (III) the removal of the alien
- 5 from the United States would result
- 6 in hardship to the alien or the alien's
- 7 spouse, parent, or child who is a na-
- 8 tional of the United States or is law-
- 9 fully admitted for permanent resi-
- 10 dence.

11 (3) CITIZENSHIP REQUIREMENT.—

12 (A) IN GENERAL.—Except as provided in

13 subparagraph (B), the conditional basis of an

14 alien's permanent resident status granted under

15 this title may not be removed unless the alien

16 demonstrates that the alien satisfies the re-

17 quirements under section 312(a) of the Immi-

18 gration and Nationality Act (8 U.S.C. 1423(a)).

19 (B) EXCEPTION.—Subparagraph (A) shall

20 not apply to an alien who is unable to meet the

21 requirements under such section 312(a) due to

22 disability.

23 (4) APPLICATION FEE.—The Secretary may,

24 subject to an exemption under section 302(c), re-

25 quire aliens applying for removal of the conditional

1 basis of an alien's permanent resident status under
2 this section to pay a reasonable fee that is commensurate with the cost of processing the application.

4 (5) SUBMISSION OF BIOMETRIC AND BIOGRAPHIC DATA.—The Secretary may not remove the
5 conditional basis of an alien's permanent resident
6 status unless the alien submits biometric and biographic data, in accordance with procedures established by the Secretary. The Secretary shall provide
7 an alternative procedure for applicants who are unable to provide such biometric data because of a
8 physical impairment.

13 (6) BACKGROUND CHECKS.—

14 (A) REQUIREMENT FOR BACKGROUND CHECKS.—The Secretary shall utilize biometric, biographic, and other data that the Secretary determines appropriate—

18 (i) to conduct security and law enforcement background checks of an alien applying for removal of the conditional basis of the alien's permanent resident status; and

23 (ii) to determine whether there is any criminal, national security, or other factor

1 that would render the alien ineligible for
2 removal of such conditional basis.

3 (B) COMPLETION OF BACKGROUND
4 CHECKS.—The security and law enforcement
5 background checks of an alien required under
6 subparagraph (A) shall be completed, to the
7 satisfaction of the Secretary, before the date on
8 which the Secretary removes the conditional
9 basis of the alien's permanent resident status.

10 (b) TREATMENT FOR PURPOSES OF NATURALIZA-
11 TION.—

12 (1) IN GENERAL.—For purposes of title III of
13 the Immigration and Nationality Act (8 U.S.C. 1401
14 et seq.), an alien granted permanent resident status
15 on a conditional basis shall be considered to have
16 been admitted to the United States, and be present
17 in the United States, as an alien lawfully admitted
18 for permanent residence.

19 (2) LIMITATION ON APPLICATION FOR NATU-
20 RALIZATION.—An alien may not apply for natu-
21 ralization while the alien is in permanent resident
22 status on a conditional basis.

23 (c) TIMING OF APPROVAL OF LAWFUL PERMANENT
24 RESIDENCE STATUS.—

1 (1) IN GENERAL.—An alien granted lawful per-
2 manent residence on a conditional basis under this
3 title may apply to have such conditional basis re-
4 moved at any time after such alien has met the eligi-
5 bility requirements set forth in subsection (a).

6 (2) APPROVAL WITH REGARD TO INITIAL APPLI-
7 CATIONS.—

8 (A) IN GENERAL.—Notwithstanding any
9 other provision of law, the Secretary or the At-
10 torney General shall cancel the removal of, and
11 adjust to the status of an alien lawfully admit-
12 ted for permanent residence status without con-
13 ditional basis, any alien who—

14 (i) subject to the waiver described in
15 section 302(d), and the provisions on de-
16 termination of continuous presence in sec-
17 tion 303, demonstrates eligibility for lawful
18 permanent residence status on a condi-
19 tional basis under section 102(b); and

20 (ii) subject to the exceptions described
21 in subsections (a)(2) and (a)(3)(B) of this
22 section, already has fulfilled the require-
23 ments of paragraphs (1) and (3) of sub-
24 section (a) of this section at the time such

1 alien first submits an application for bene-
2 fits under this title.

3 (B) BACKGROUND CHECKS.—Paragraphs
4 (5) and (6) of subsection (a) of this section
5 shall apply to an alien seeking lawful perma-
6 nent residence status without conditional basis
7 in an initial application in the same manner as
8 they apply to an alien seeking removal of the
9 conditional basis of an alien's permanent resi-
10 dent status. Paragraphs (4) and (5) of section
11 102(b) shall not be construed to require the
12 Secretary to conduct more than one identical
13 security or law enforcement background check
14 on such an alien.

15 (C) APPLICATION FEES.—In the case of an
16 alien seeking lawful permanent residence status
17 without conditional basis in an initial applica-
18 tion, the alien shall pay the fee required under
19 subsection (a)(4)(A) of this section, subject to
20 the exemption allowed under section 302(c), but
21 shall not be required to pay the application fee
22 under section 102(b)(3).

1 **SEC. 106. RESTORATION OF STATE OPTION TO DETERMINE**
2 **RESIDENCY FOR PURPOSES OF HIGHER EDU-**
3 **CATION BENEFITS.**

4 (a) IN GENERAL.—Section 505 of the Illegal Immi-
5 gration Reform and Immigrant Responsibility Act of 1996
6 (8 U.S.C. 1623) is repealed.

7 (b) EFFECTIVE DATE.—The repeal under subsection
8 (a) shall take effect as if included in the original enact-
9 ment of the Illegal Immigration Reform and Immigrant
10 Responsibility Act of 1996 (division C of Public Law 104–
11 208; 110 Stat. 3009–546).

12 (c) LIMITATION OF FEDERAL STUDENT ASSIST-
13 ANCE.—Notwithstanding any other provision of law, an
14 alien who has permanent resident status on a conditional
15 basis under this title shall be eligible only for the following
16 assistance under title IV of the Higher Education Act of
17 1965 (20 U.S.C. 1070 et seq.):

18 (1) Student loans under parts D and E of such
19 title IV (20 U.S.C. 1087a et seq. and 1087aa et
20 seq.), subject to the requirements of such parts.

21 (2) Federal work-study programs under part C
22 of such title IV (42 U.S.C. 2751 et seq.), subject to
23 the requirements of such part.

24 (3) Services under such title IV (20 U.S.C.
25 1070 et seq.), subject to the requirements for such
26 services.

1 **TITLE II—AMERICAN PROMISE**
2 **ACT OF 2019**

3 **SEC. 201. SHORT TITLE.**

4 This title may be cited as the “American Promise Act
5 of 2019”.

6 **SEC. 202. ADJUSTMENT OF STATUS FOR CERTAIN NATION-**
7 **ALS OF CERTAIN COUNTRIES DESIGNATED**
8 **FOR TEMPORARY PROTECTED STATUS OR**
9 **DEFERRED ENFORCED DEPARTURE.**

10 (a) IN GENERAL.—Notwithstanding any other provi-
11 sion of law, the Secretary or the Attorney General shall
12 cancel the removal of, and adjust to the status of an alien
13 lawfully admitted for permanent residence, an alien de-
14 scribed in subsection (c) if the alien—

15 (1) applies for such adjustment, including sub-
16 mitting the documents required under section 306,
17 not later than 3 years after the date of the enact-
18 ment of this Act; and

19 (2) is determined to be an alien admissible to
20 the United States as an immigrant, except as other-
21 wise provided under subsection (b) and subject to
22 sections 301(b) and 302(d).

23 (b) CERTAIN GROUNDS FOR INADMISSIBILITY INAP-
24 PLICABLE.—For purposes of determining admissibility
25 under subsection (a)(2), the grounds for inadmissibility

1 specified in paragraphs (4), (5), (6)(A),(6)(B), (6)(C),
2 (7)(A), (9)(A), and (9)(B) of section 212(a) of the Immi-
3 gration and Nationality Act (8 U.S.C. 1182(a)) shall not
4 apply.

5 (c) ALIENS ELIGIBLE FOR ADJUSTMENT OF STA-
6 TUS.—

7 (1) IN GENERAL.—An alien shall be eligible for
8 adjustment of status if the alien—

9 (A) is—

10 (i) a national of a foreign state (or
11 part thereof), (or in the case of an alien
12 having no nationality, is a person who last
13 habitually resided in such state), with a
14 designation under subsection (b) of section
15 244 of the Immigration and Nationality
16 Act (8 U.S.C. 1254a(b)) on September 25,
17 2016, who had or was otherwise eligible for
18 temporary protected status on such date
19 notwithstanding subsections (c)(1)(A)(iv)
20 and (c)(3)(C) of such section; or

21 (ii) under a grant of Deferred En-
22 forced Departure as of September 28,
23 2016; and

24 (B) has been continuously physically
25 present in the United States for a period of not

1 less than 3 years before the date of the enact-
2 ment of this Act.

3 (2) TPS ALIENS PREVIOUSLY REMOVED OR DE-
4 PARTED.—An alien shall be eligible for adjustment
5 of status if the alien was removed or voluntarily de-
6 parted from the United States on or after Sep-
7 tember 25, 2016, if the alien—

8 (A) applies from abroad;

9 (B) was continuously physically present in
10 the United States for a period of not less than
11 3 years before the date of removal or departure;

12 (C) had temporary protected status on
13 such date, or was otherwise eligible, on such
14 date, for temporary protected status notwith-
15 standing subsections (c)(1)(A)(iv) and (c)(3)(C)
16 of section 244 of the Immigration and Nation-
17 ality Act (8 U.S.C. 1254a); and

18 (D) the sole reason for the alien's removal
19 or departure was—

20 (i) that the alien was present in the
21 United States after the expiration of the
22 designation of that foreign state (or part
23 thereof) under section 244(b)(3)(B) of the
24 Immigration and Nationality Act (8 U.S.C.
25 1254a(b)(3)(B)); or

1 (ii) in the case of a voluntary depart-
2 ture, the alien did so on the basis of the
3 Secretary's determination to terminate
4 such designation.

5 (3) DED ALIENS PREVIOUSLY REMOVED OR
6 DEPARTED.—An alien shall be eligible for adjust-
7 ment of status if the alien was removed or volun-
8 tarily departed from the United States on or after
9 September 28, 2016, if the alien—

10 (A) applies from abroad;

11 (B) is under a grant of Deferred Enforced
12 Departure as of September 28, 2016;

13 (C) was continuously physically present in
14 the United States for a period of not less than
15 3 years before the date of removal or departure;
16 and

17 (D) the sole reason for the alien's removal
18 or departure—

19 (i) was that the alien was present in
20 the United States after the expiration of
21 the deferral of enforced departure directed
22 in the Presidential Memorandum on De-
23 ferred Enforced Departure for Liberians
24 issued on September 28, 2016, or any sub-
25 sequent extension of such deferral; or

1 (ii) in the case of a voluntary depart-
2 ture, the alien did so on the basis of the
3 President's determination to terminate
4 such presidential memorandum or exten-
5 sion.

6 (d) APPLICATION.—

7 (1) FEE.—The Secretary shall, subject to an
8 exemption under section 302(c), require an alien ap-
9 plying for permanent resident status under this sec-
10 tion to pay a reasonable fee that is commensurate
11 with the cost of processing the application, but does
12 not exceed \$1,140.

13 (2) STAY OF REMOVAL WHILE APPLICATION
14 PENDING.—The removal proceedings of an alien
15 shall be stayed while an application for adjustment
16 of status submitted pursuant to this section is pend-
17 ing.

18 **SEC. 203. REPORTING REQUIREMENTS REGARDING FU-**
19 **TURE DISCONTINUED ELIGIBILITY OF**
20 **ALIENS FROM COUNTRIES CURRENTLY LIST-**
21 **ED UNDER TEMPORARY PROTECTED STATUS.**

22 Section 244(b)(3) of the Immigration and Nationality
23 Act (8 U.S.C. 1254a(b)(3)) is amended by adding at the
24 end, the following:

1 “(D) REPORT ON TERMINATIONS.—Not
2 later than 3 days after the Secretary of Home-
3 land Security publishes a notice in the Federal
4 Register of the determination to terminate the
5 designation of a foreign state (or part thereof)
6 under subparagraph (B), the Secretary of
7 Homeland Security shall submit to the Commit-
8 tees on the Judiciary of the House of Rep-
9 resentatives and of the Senate a report that in-
10 cludes—

11 “(i) an explanation of any event that
12 initially prompted the designation of the
13 foreign state (or part thereof) under this
14 subsection;

15 “(ii) the progress that the foreign
16 state (or part thereof) has made in rem-
17 edying, solving, or addressing the condi-
18 tions prompting the designation specified
19 under clause (i), including any significant
20 challenges or shortcomings that have aris-
21 en from conditions related to the initial
22 designation;

23 “(iii) a description of the quantitative
24 and qualitative methodologies used by the

1 Secretary to assess and determine improve-
2 ments in country conditions; and
3 “(iv) any additional metrics the Sec-
4 retary deems necessary.”.

5 **SEC. 204. WAIVER OF CERTAIN LANGUAGE REQUIREMENTS.**

6 The language requirements of section 312(a)(1) of
7 the Immigration and Nationality Act (8 U.S.C.
8 1423(a)(1)) shall not apply to an alien in receipt of a sta-
9 tus adjustment under section 202 of this title.

10 **SEC. 205. CLARIFICATION OF INSPECTION AND ADMISSION**
11 **UNDER TEMPORARY PROTECTED STATUS.**

12 Section 244(f)(4) of the Immigration and Nationality
13 Act (8 U.S.C. 1254a(f)(4)) is amended by inserting after
14 “considered” the following: “as having been inspected and
15 admitted into the United States, and”.

16 **TITLE III—GENERAL**
17 **PROVISIONS**

18 **SEC. 301. DEFINITIONS.**

19 (a) IN GENERAL.—In this Act:

20 (1) IN GENERAL.—Except as otherwise specifi-
21 cally provided, any term used in this Act that is
22 used in the immigration laws shall have the meaning
23 given such term in the immigration laws.

24 (2) AREA CAREER AND TECHNICAL EDUCATION
25 SCHOOL.—The term “area career and technical edu-

1 cation school” has the meaning given such term in
2 section 3 of the Carl D. Perkins Career and Tech-
3 nical Education Act of 2006 (20 U.S.C. 2302).

4 (3) DACA.—The term “DACA” means de-
5 ferred action granted to an alien pursuant to the
6 Deferred Action for Childhood Arrivals policy an-
7 nounced by the Secretary of Homeland Security on
8 June 15, 2012.

9 (4) DISABILITY.—The term “disability” has the
10 meaning given such term in section 3(1) of the
11 Americans with Disabilities Act of 1990 (42 U.S.C.
12 12102(1)).

13 (5) EARLY CHILDHOOD EDUCATION PRO-
14 GRAM.—The term “early childhood education pro-
15 gram” has the meaning given such term in section
16 103 of the Higher Education Act of 1965 (20
17 U.S.C. 1003).

18 (6) ELEMENTARY SCHOOL; HIGH SCHOOL; SEC-
19 ONDARY SCHOOL.—The terms “elementary school”,
20 “high school”, and “secondary school” have the
21 meanings given such terms in section 8101 of the
22 Elementary and Secondary Education Act of 1965
23 (20 U.S.C. 7801).

24 (7) IMMIGRATION LAWS.—The term “immigra-
25 tion laws” has the meaning given such term in sec-

1 tion 101(a)(17) of the Immigration and Nationality
2 Act (8 U.S.C. 1101(a)(17)).

3 (8) INSTITUTION OF HIGHER EDUCATION.—The
4 term “institution of higher education”—

5 (A) except as provided in subparagraph
6 (B), has the meaning given such term in section
7 102 of the Higher Education Act of 1965 (20
8 U.S.C. 1002); and

9 (B) does not include an institution of high-
10 er education outside of the United States.

11 (9) PERMANENT RESIDENT STATUS ON A CON-
12 DITIONAL BASIS.—The term “permanent resident
13 status on a conditional basis” means status as an
14 alien lawfully admitted for permanent residence on
15 a conditional basis under this Act.

16 (10) FEDERAL POVERTY LINE.—The term
17 “Federal poverty line” has the meaning given such
18 term in section 213A(h) of the Immigration and Na-
19 tionality Act (8 U.S.C. 1183a).

20 (11) RECOGNIZED POSTSECONDARY CREDEN-
21 TIAL.—The term “recognized postsecondary creden-
22 tial” has the meaning given such term in section 3
23 of the Workforce Innovation and Opportunity Act
24 (29 U.S.C. 3102).

1 (12) SECRETARY.—Except as otherwise specifi-
2 cally provided, the term “Secretary” means the Sec-
3 retary of Homeland Security.

4 (13) UNIFORMED SERVICES.—The term “Uni-
5 formed Services” has the meaning given the term
6 “uniformed services” in section 101(a) of title 10,
7 United States Code.

8 (b) TREATMENT OF EXPUNGED CONVICTIONS.—For
9 purposes of this Act, the term “conviction” does not in-
10 clude a judgment that has been expunged or set aside,
11 that resulted in a rehabilitative disposition, or the equiva-
12 lent.

13 **SEC. 302. LIMITATION ON REMOVAL; APPLICATION AND**
14 **FEE EXEMPTION; WAIVER OF GROUNDS FOR**
15 **INADMISSIBILITY AND OTHER CONDITIONS**
16 **ON ELIGIBLE INDIVIDUALS.**

17 (a) LIMITATION ON REMOVAL.—An alien who has
18 presented evidence to establish prima facie eligibility for
19 relief from removal, who appears to be prima facie eligible,
20 or who has an application pending under this Act may
21 not be removed.

22 (b) APPLICATION.—An alien present in the United
23 States who has been ordered removed or has been per-
24 mitted to depart voluntarily from the United States may,
25 notwithstanding such order or permission to depart, apply

1 for adjustment of status under this Act. Such alien shall
2 not be required to file a separate motion to reopen, recon-
3 sider, or vacate the order of removal. If the Secretary ap-
4 proves the application, the Secretary shall cancel the order
5 of removal. If the Secretary renders a final administrative
6 decision to deny the application, the order of removal or
7 permission to depart shall be effective and enforceable to
8 the same extent as if the application had not been made,
9 only after all available administrative and judicial rem-
10 edies have been exhausted.

11 (c) FEE EXEMPTION.—An applicant may be exempt-
12 ed from paying an application fee required under this Act
13 if the applicant—

14 (1) is younger than 18 years of age;

15 (2) received total income, during the 12-month
16 period immediately preceding the date on which the
17 applicant files an application under this Act, that is
18 less than 150 percent of the Federal poverty line;

19 (3) is in foster care or otherwise lacking any
20 parental or other familial support; or

21 (4) cannot care for himself or herself because of
22 a serious, chronic disability.

23 (d) WAIVER OF GROUNDS OF INADMISSIBILITY.—
24 With respect to any benefit under this Act, the Secretary
25 may waive the grounds of inadmissibility under paragraph

1 (2), (6)(E), (6)(G), or (10)(D) of section 212(a) of the
2 Immigration and Nationality Act (8 U.S.C. 1182(a)) for
3 humanitarian purposes, for family unity, or because the
4 waiver is otherwise in the public interest.

5 (e) ADVANCE PAROLE.—During the period beginning
6 on the date on which an alien applies for adjustment of
7 status under this Act and ending on the date on which
8 the Secretary makes a final decision regarding such appli-
9 cation, the alien shall be eligible to apply for advance pa-
10 role. Section 101(g) of the Immigration and Nationality
11 Act (8 U.S.C. 1101(g)) shall not apply to an alien granted
12 advance parole under this section.

13 (f) EMPLOYMENT.—An alien whose removal is stayed
14 pursuant to this Act, who may not be placed in removal
15 proceedings pursuant to this Act, or who has pending an
16 application under this Act, shall, upon application to the
17 Secretary, be granted an employment authorization docu-
18 ment.

19 **SEC. 303. DETERMINATION OF CONTINUOUS PRESENCE.**

20 (a) TERMINATION OF CONTINUOUS PERIOD.—Any
21 period of continuous physical presence in the United
22 States of an alien who applies for permanent resident sta-
23 tus under title I (whether on a conditional basis or without
24 the conditional basis as provided in section 105(c)(2)) or
25 under title II shall not terminate when the alien is served

1 a notice to appear under section 239(a) of the Immigra-
2 tion and Nationality Act (8 U.S.C. 1229(a)).

3 (b) TREATMENT OF CERTAIN BREAKS IN PRES-
4 ENCE.—

5 (1) IN GENERAL.—Except as provided in para-
6 graphs (2) and (3), an alien shall be considered to
7 have failed to maintain continuous physical presence
8 in the United States under this Act if the alien has
9 departed from the United States for any period ex-
10 ceeding 90 days or for any periods, in the aggregate,
11 exceeding 180 days.

12 (2) EXTENSIONS FOR EXTENUATING CIR-
13 CUMSTANCES.—The Secretary may extend the time
14 periods described in paragraph (1) for an alien who
15 demonstrates that the failure to timely return to the
16 United States was due to extenuating circumstances
17 beyond the alien's control, including the serious ill-
18 ness of the alien, or death or serious illness of a par-
19 ent, grandparent, sibling, or child of the alien.

20 (3) TRAVEL AUTHORIZED BY THE SEC-
21 RETARY.—Any period of travel outside of the United
22 States by an alien that was authorized by the Sec-
23 retary may not be counted toward any period of de-
24 parture from the United States under paragraph
25 (1).

1 **SEC. 304. EXEMPTION FROM NUMERICAL LIMITATIONS.**

2 Nothing in this Act or in any other law may be con-
3 strued to apply a numerical limitation on the number of
4 aliens who may be granted permanent resident status
5 under title I (whether on a conditional basis, or without
6 the conditional basis as provided in section 105(c)(2)) or
7 under title II of this Act .

8 **SEC. 305. AVAILABILITY OF ADMINISTRATIVE AND JUDI-**
9 **CIAL REVIEW.**

10 (a) ADMINISTRATIVE REVIEW.—Not later than 30
11 days after the date of the enactment of this Act, the Sec-
12 retary shall provide to aliens applying for adjustment of
13 status under this Act a process by which the denial of an
14 application for adjustment of status may undergo a single
15 level of administrative appellate review, which shall be sub-
16 stantially similar to the procedures for administrative re-
17 view provided to applicants for adjustment of status under
18 section 245 of the Immigration and Nationality Act (8
19 U.S.C. 1255).

20 (b) CONSOLIDATION OF ISSUES FOR JUDICIAL RE-
21 VIEW.—An alien may seek judicial review of a denial of
22 an application for benefits, or a revocation of such bene-
23 fits, under this Act in the appropriate United States court
24 of appeals in conjunction with the judicial review of an
25 order of removal under section 242 of the Immigration
26 and Nationality Act (8 U.S.C. 1252).

1 (c) STAY OF REMOVAL.—An alien seeking adminis-
2 trative or judicial review under this Act may not be re-
3 moved from the United States until a final decision is ren-
4 dered establishing that the alien is ineligible for adjust-
5 ment of status under this Act, unless such removal is
6 based on criminal or national security grounds.

7 **SEC. 306. DOCUMENTATION REQUIREMENTS.**

8 (a) DOCUMENTS ESTABLISHING IDENTITY.—An
9 alien’s application for permanent resident status under
10 title I (whether on a conditional basis, or without the con-
11 ditional basis as provided in section 105(c)(2)) or under
12 title II, may include, as proof of identity—

13 (1) a passport or national identity document
14 from the alien’s country of origin that includes the
15 alien’s name and the alien’s photograph or finger-
16 print;

17 (2) the alien’s birth certificate and an identity
18 card that includes the alien’s name and photograph;

19 (3) a school identification card that includes the
20 alien’s name and photograph, and school records
21 showing the alien’s name and that the alien is or
22 was enrolled at the school;

23 (4) a Uniformed Services identification card
24 issued by the Department of Defense;

1 (5) any immigration or other document issued
2 by the United States Government bearing the alien's
3 name and photograph; or

4 (6) a State-issued identification card bearing
5 the alien's name and photograph.

6 (b) DOCUMENTS ESTABLISHING CONTINUOUS PHYS-
7 ICAL PRESENCE IN THE UNITED STATES.—To establish
8 that an alien has been continuously physically present in
9 the United States, as required under sections
10 102(b)(1)(A) and 202(c)(1)(B), or to establish that an
11 alien has not abandoned residence in the United States,
12 as required under section 105(a)(1)(B), the alien may sub-
13 mit documents to the Secretary, including—

14 (1) employment records of the alien that in-
15 clude the employer's name and contact information;

16 (2) records from any educational institution the
17 alien has attended in the United States;

18 (3) records of service from the Uniformed Serv-
19 ices;

20 (4) official records from a religious entity con-
21 firming the alien's participation in a religious cere-
22 mony;

23 (5) passport entries;

24 (6) a birth certificate for a child of the alien
25 who was born in the United States;

1 (7) automobile license receipts or registration;

2 (8) deeds, mortgages, or rental agreement con-
3 tracts;

4 (9) tax receipts;

5 (10) insurance policies;

6 (11) remittance records;

7 (12) rent receipts or utility bills bearing the
8 alien's name or the name of an immediate family
9 member of the alien, and the alien's address;

10 (13) copies of money order receipts for money
11 sent in or out of the United States;

12 (14) dated bank transactions; or

13 (15) two or more sworn affidavits from individ-
14 uals who are not related to the alien who have direct
15 knowledge of the alien's continuous physical pres-
16 ence in the United States, that contain—

17 (A) the name, address, and telephone num-
18 ber of the affiant; and

19 (B) the nature and duration of the rela-
20 tionship between the affiant and the alien.

21 (c) DOCUMENTS ESTABLISHING INITIAL ENTRY
22 INTO THE UNITED STATES.—To establish under section
23 102(b)(1)(B) that an alien was younger than 18 years of
24 age on the date on which the alien initially entered the

1 United States, an alien may submit documents to the Sec-
2 retary, including—

3 (1) an admission stamp on the alien's passport;

4 (2) records from any educational institution the
5 alien has attended in the United States;

6 (3) any document from the Department of Jus-
7 tice or the Department of Homeland Security stat-
8 ing the alien's date of entry into the United States;

9 (4) hospital or medical records showing medical
10 treatment or hospitalization, the name of the med-
11 ical facility or physician, and the date of the treat-
12 ment or hospitalization;

13 (5) rent receipts or utility bills bearing the
14 alien's name or the name of an immediate family
15 member of the alien, and the alien's address;

16 (6) employment records that include the em-
17 ployer's name and contact information;

18 (7) official records from a religious entity con-
19 firming the alien's participation in a religious cere-
20 mony;

21 (8) a birth certificate for a child who was born
22 in the United States;

23 (9) automobile license receipts or registration;

24 (10) deeds, mortgages, or rental agreement con-
25 tracts;

- 1 (11) tax receipts;
- 2 (12) travel records;
- 3 (13) copies of money order receipts sent in or
- 4 out of the country;
- 5 (14) dated bank transactions;
- 6 (15) remittance records; or
- 7 (16) insurance policies.

8 (d) DOCUMENTS ESTABLISHING ADMISSION TO AN
9 INSTITUTION OF HIGHER EDUCATION.—To establish that
10 an alien has been admitted to an institution of higher edu-
11 cation, the alien shall submit to the Secretary a document
12 from the institution of higher education certifying that the
13 alien—

- 14 (1) has been admitted to the institution; or
- 15 (2) is currently enrolled in the institution as a
- 16 student.

17 (e) DOCUMENTS ESTABLISHING RECEIPT OF A DE-
18 GREE FROM AN INSTITUTION OF HIGHER EDUCATION.—
19 To establish that an alien has acquired a degree from an
20 institution of higher education in the United States, the
21 alien shall submit to the Secretary a diploma or other doc-
22 ument from the institution stating that the alien has re-
23 ceived such a degree.

24 (f) DOCUMENTS ESTABLISHING RECEIPT OF HIGH
25 SCHOOL DIPLOMA, GENERAL EDUCATIONAL DEVELOP-

1 MENT CREDENTIAL, OR A RECOGNIZED EQUIVALENT.—

2 To establish that in the United States an alien has earned
3 a high school diploma or a commensurate alternative
4 award from a public or private high school, has obtained
5 the General Education Development credential, or other-
6 wise has satisfied section 102(b)(1)(D)(ii), the alien shall
7 submit to the Secretary—

8 (1) a high school diploma, certificate of comple-
9 tion, or other alternate award;

10 (2) a high school equivalency diploma or certifi-
11 cate recognized under State law;

12 (3) evidence that the alien passed a State-au-
13 thorized exam, including the General Education De-
14 velopment test, in the United States;

15 (4) evidence that the alien successfully com-
16 pleted an area career and technical education pro-
17 gram, such as a certification, certificate, or similar
18 alternate award;

19 (5) evidence that the alien obtained a recog-
20 nized postsecondary credential.

21 (g) DOCUMENTS ESTABLISHING ENROLLMENT IN AN
22 EDUCATIONAL PROGRAM.—To establish that an alien is
23 enrolled in any school or education program described in
24 section 102(b)(1)(D)(iii), 102(c)(4)(B), or 105(a)(1)(C),
25 the alien shall submit school records from the United

1 States school that the alien is currently attending that in-
2 clude—

3 (1) the name of the school; and

4 (2) the alien's name, periods of attendance, and
5 current grade or educational level.

6 (h) DOCUMENTS ESTABLISHING EXEMPTION FROM
7 APPLICATION FEES.—To establish that an alien is exempt
8 from an application fee under section 302(c), the alien
9 shall submit to the Secretary the following relevant docu-
10 ments:

11 (1) DOCUMENTS TO ESTABLISH AGE.—To es-
12 tablish that an alien meets an age requirement, the
13 alien shall provide proof of identity, as described in
14 subsection (a), that establishes that the alien is
15 younger than 18 years of age.

16 (2) DOCUMENTS TO ESTABLISH INCOME.—To
17 establish the alien's income, the alien shall provide—

18 (A) employment records that have been
19 maintained by the Social Security Administra-
20 tion, the Internal Revenue Service, or any other
21 Federal, State, or local government agency;

22 (B) bank records; or

23 (C) at least 2 sworn affidavits from indi-
24 viduals who are not related to the alien and

1 who have direct knowledge of the alien's work
2 and income that contain—

3 (i) the name, address, and telephone
4 number of the affiant; and

5 (ii) the nature and duration of the re-
6 lationship between the affiant and the
7 alien.

8 (3) DOCUMENTS TO ESTABLISH FOSTER CARE,
9 LACK OF FAMILIAL SUPPORT, HOMELESSNESS, OR
10 SERIOUS, CHRONIC DISABILITY.—To establish that
11 the alien was in foster care, lacks parental or famil-
12 ial support, is homeless, or has a serious, chronic
13 disability, the alien shall provide at least 2 sworn af-
14 fidavits from individuals who are not related to the
15 alien and who have direct knowledge of the cir-
16 cumstances that contain—

17 (A) a statement that the alien is in foster
18 care, otherwise lacks any parental or other fa-
19 miliar support, is homeless, or has a serious,
20 chronic disability, as appropriate;

21 (B) the name, address, and telephone num-
22 ber of the affiant; and

23 (C) the nature and duration of the rela-
24 tionship between the affiant and the alien.

1 (4) DOCUMENTS TO ESTABLISH UNPAID MED-
2 ICAL EXPENSE.—To establish that the alien has debt
3 as a result of unreimbursed medical expenses, the
4 alien shall provide receipts or other documentation
5 from a medical provider that—

6 (A) bear the provider's name and address;

7 (B) bear the name of the individual receiv-
8 ing treatment; and

9 (C) document that the alien has accumu-
10 lated \$10,000 or more in debt in the past 12
11 months as a result of unreimbursed medical ex-
12 penses incurred by the alien or an immediate
13 family member of the alien.

14 (i) DOCUMENTS ESTABLISHING QUALIFICATION FOR
15 HARDSHIP EXEMPTION.—To establish that an alien satis-
16 fies one of the criteria for the hardship exemption set forth
17 in section 105(a)(2)(A)(iii), the alien shall submit to the
18 Secretary at least 2 sworn affidavits from individuals who
19 are not related to the alien and who have direct knowledge
20 of the circumstances that warrant the exemption, that
21 contain—

22 (1) the name, address, and telephone number of
23 the affiant; and

24 (2) the nature and duration of the relationship
25 between the affiant and the alien.

1 (j) DOCUMENTS ESTABLISHING SERVICE IN THE
2 UNIFORMED SERVICES.—To establish that an alien has
3 served in the Uniformed Services for at least 2 years and,
4 if discharged, received an honorable discharge, the alien
5 shall submit to the Secretary—

6 (1) a Department of Defense form DD–214;

7 (2) a National Guard Report of Separation and
8 Record of Service form 22;

9 (3) personnel records for such service from the
10 appropriate Uniformed Service; or

11 (4) health records from the appropriate Uni-
12 formed Service.

13 (k) DOCUMENTS ESTABLISHING EMPLOYMENT.—

14 (1) IN GENERAL.—An alien may satisfy the em-
15 ployment requirement under section
16 105(a)(1)(C)(iii) by submitting records that—

17 (A) establish compliance with such employ-
18 ment requirement; and

19 (B) have been maintained by the Social Se-
20 curity Administration, the Internal Revenue
21 Service, or any other Federal, State, or local
22 government agency.

23 (2) OTHER DOCUMENTS.—An alien who is un-
24 able to submit the records described in paragraph
25 (1) may satisfy the employment requirement by sub-

1 mitting at least 2 types of reliable documents that
2 provide evidence of employment, including—

3 (A) bank records;

4 (B) business records;

5 (C) employer records;

6 (D) records of a labor union, day labor
7 center, or organization that assists workers in
8 employment;

9 (E) sworn affidavits from individuals who
10 are not related to the alien and who have direct
11 knowledge of the alien's work, that contain—

12 (i) the name, address, and telephone
13 number of the affiant; and

14 (ii) the nature and duration of the re-
15 lationship between the affiant and the
16 alien; and

17 (F) remittance records.

18 (l) AUTHORITY TO PROHIBIT USE OF CERTAIN DOC-
19 UMENTS.—If the Secretary determines, after publication
20 in the Federal Register and an opportunity for public com-
21 ment, that any document or class of documents does not
22 reliably establish identity or that permanent resident sta-
23 tus under title I (whether on a conditional basis, or with-
24 out the conditional basis as provided in section 105(c)(2))
25 or under title II is being obtained fraudulently to an unac-

1 ceptable degree, the Secretary may prohibit or restrict the
2 use of such document or class of documents.

3 **SEC. 307. RULE MAKING.**

4 (a) IN GENERAL.—Not later than 90 days after the
5 date of the enactment of this Act, the Secretary shall pub-
6 lish in the Federal Register interim final rules imple-
7 menting this Act, which shall allow eligible individuals to
8 immediately apply for relief under section 102, 105(c)(2),
9 or 202. Notwithstanding section 553 of title 5, United
10 States Code, the regulation shall be effective, on an in-
11 terim basis, immediately upon publication, but may be
12 subject to change and revision after public notice and op-
13 portunity for a period of public comment. The Secretary
14 shall finalize such rules not later than 180 days after the
15 date of publication.

16 (b) PAPERWORK REDUCTION ACT.—The require-
17 ments under chapter 35 of title 44, United States Code,
18 (commonly known as the “Paperwork Reduction Act”)
19 shall not apply to any action to implement this Act.

20 **SEC. 308. CONFIDENTIALITY OF INFORMATION.**

21 (a) IN GENERAL.—The Secretary may not disclose
22 or use information provided in applications filed under this
23 Act or in requests for DACA for the purpose of immigra-
24 tion enforcement.

1 (b) REFERRALS PROHIBITED.—The Secretary may
2 not refer any individual who has been granted permanent
3 resident status under title I (whether on a conditional
4 basis, or without the conditional basis as provided in sec-
5 tion 105(c)(2)) or under title II of this Act or who was
6 granted DACA or temporary protected status under sec-
7 tion 244 of the Immigration and Nationality Act (8 U.S.C.
8 1254a), to U.S. Immigration and Customs Enforcement,
9 U.S. Customs and Border Protection, or any designee of
10 either such entity.

11 (c) LIMITED EXCEPTION.—Notwithstanding sub-
12 sections (a) and (b), information provided in an applica-
13 tion for permanent resident status under title I (whether
14 on a conditional basis, or without the conditional basis as
15 provided in section 105(c)(2)) or under title II of this Act
16 or a request for DACA or temporary protected status
17 under section 244 of the Immigration and Nationality Act
18 (8 U.S.C. 1254a), may be shared with Federal security
19 and law enforcement agencies—

20 (1) for assistance in the consideration of an ap-
21 plication for permanent resident status under title I
22 (whether on a conditional basis, or without the con-
23 ditional basis as provided in section 105(c)(2)) or
24 under title II of this Act ;

25 (2) to identify or prevent fraudulent claims;

1 (3) for national security purposes; or

2 (4) for the investigation or prosecution of any
3 felony not related to immigration status.

4 (d) PENALTY.—Any person who knowingly uses, pub-
5 lishes, or permits information to be examined in violation
6 of this section shall be fined not more than \$10,000.

7 **SEC. 309. GRANT PROGRAM TO ASSIST ELIGIBLE APPLI-**
8 **CANTS.**

9 (a) ESTABLISHMENT.—The Secretary of Homeland
10 Security shall establish, within U.S. Citizenship and Immi-
11 gration Services, a program to award grants, on a com-
12 petitive basis, to eligible nonprofit organizations that will
13 use the funding to assist eligible applicants under this Act
14 by providing them with the services described in sub-
15 section (b).

16 (b) USE OF FUNDS.—Grant funds awarded under
17 this section shall be used for the design and implementa-
18 tion of programs that provide—

19 (1) information to the public regarding the eli-
20 gibility and benefits of permanent resident status
21 under title I (whether on a conditional basis, or
22 without the conditional basis as provided in section
23 105(c)(2)) or under title II of this Act, particularly
24 to individuals potentially eligible for such status;

1 (2) assistance, within the scope of authorized
2 practice of immigration law, to individuals submit-
3 ting applications for permanent resident status
4 under title I (whether on a conditional basis, or
5 without the conditional basis as provided in section
6 105(c)(2)) or under title II of this Act, including—

7 (A) screening prospective applicants to as-
8 sess their eligibility for such status;

9 (B) completing applications and petitions,
10 including providing assistance in obtaining the
11 requisite documents and supporting evidence;
12 and

13 (C) providing any other assistance that the
14 Secretary or grantee considers useful or nec-
15 essary to apply for permanent resident status
16 under title I (whether on a conditional basis, or
17 without the conditional basis as provided in sec-
18 tion 105(c)(2)) or under title II of this Act; and

19 (3) assistance, within the scope of authorized
20 practice of immigration law, and instruction, to indi-
21 viduals—

22 (A) on the rights and responsibilities of
23 United States citizenship;

24 (B) in civics and English as a second lan-
25 guage;

1 (C) in preparation for the General Edu-
2 cation Development test; and

3 (D) in applying for adjustment of status
4 and United States citizenship.

5 (c) AUTHORIZATION OF APPROPRIATIONS.—

6 (1) AMOUNTS AUTHORIZED.—There are author-
7 ized to be appropriated such sums as may be nec-
8 essary for each of the fiscal years 2020 through
9 2030 to carry out this section.

10 (2) AVAILABILITY.—Any amounts appropriated
11 pursuant to paragraph (1) shall remain available
12 until expended.

13 **SEC. 310. PROVISIONS AFFECTING ELIGIBILITY FOR AD-**
14 **JUSTMENT OF STATUS.**

15 An alien's eligibility to be lawfully admitted for per-
16 manent residence under title I (whether on a conditional
17 basis, or without the conditional basis as provided in sec-
18 tion 105(c)(2)) or under title II of this Act shall not pre-
19 clude the alien from seeking any status under any other
20 provision of law for which the alien may otherwise be eligi-
21 ble.