

116TH CONGRESS 1ST SESSION

S. 271

To grant lawful permanent resident status to certain eligible persons who were separated from immediate family members by the Department of Homeland Security.

IN THE SENATE OF THE UNITED STATES

January 30, 2019

Mr. Blumenthal introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To grant lawful permanent resident status to certain eligible persons who were separated from immediate family members by the Department of Homeland Security.

- 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 "Families Belong To-
- 5 gether Act".
- 6 SEC. 2. DEFINITIONS.
- 7 In this Act:
- 8 (1) ELIGIBLE CHILD.—The term "eligible
- 9 child" means a person who—

1	(A) entered the United States, before at-
2	taining 18 years of age, at a port of entry or
3	between ports of entry;
4	(B) was separated from his or her parent
5	or legal guardian by the Department of Home-
6	land Security, and the Department failed to
7	demonstrate in a hearing that the parent or
8	legal guardian was unfit or presented a danger
9	to the child;
10	(C)(i) was in the custody of the Depart-
11	ment of Homeland Security or the Office of
12	Refugee Resettlement on the date of the enact-
13	ment of this Act;
14	(ii) has been released to a sponsor, includ-
15	ing a family-member sponsor; or
16	(iii) has been repatriated to his or her
17	country of origin; and
18	(D) is not inadmissible under paragraph
19	(2)(C), (2)(E), (2)(G), (2)(H), (2)(I), (3)
20	(6)(E), (6)(G), (8), (10)(C), or (10)(D) of sec-
21	tion 212(a) of the Immigration and Nationality
22	Act (8 U.S.C. 1182(a)).
23	(2) Eligible parent.—

1	(A) In general.—Subject to subpara-
2	graph (B), the term "eligible parent" means an
3	individual who—
4	(i) is—
5	(I) a parent of an eligible child;
6	or
7	(II) a legal guardian of an eligi-
8	ble child;
9	(ii) entered the United States at a
10	port of entry, or between ports of entry,
11	with an eligible child to whom he or she is
12	a parent or legal guardian; and
13	(iii) was separated from his or her eli-
14	gible child by the Department of Home-
15	land Security, which failed to demonstrate
16	in a hearing that the parent or legal
17	guardian was unfit or presented a danger
18	to the child.
19	(B) Exclusion.—An individual is not an
20	"eligible parent" if the individual is inadmis-
21	sible under paragraph $(2)(C)$, $(2)(E)$, $(2)(G)$,
22	(2)(H), (2)(I), (3), (6)(E), (6)(G), (8), (10)(C),
23	or (10)(D) of section 212(a) of the Immigration
24	and Nationality Act (8 U.S.C. 1182(a)).

1 SEC. 3. HUMANITARIAN PAROLE.

- 2 The Director of U.S. Citizenship and Immigration
- 3 Services shall grant humanitarian parole into the United
- 4 States to all eligible parents and eligible children who ex-
- 5 pressly request such parole. The Director shall not impose
- 6 a fee for any such request.

7 SEC. 4. ADJUSTMENT OF STATUS.

- 8 (a) Eligible Parents.—Eligible parents in the
- 9 United States shall be eligible to apply to the Director of
- 10 U.S. Citizenship and Immigration Services to have their
- 11 status adjusted to that of an alien lawfully admitted for
- 12 permanent residence. Not later than 30 days after receiv-
- 13 ing such an application from an eligible parent, the Direc-
- 14 tor shall adjust the status of such parent to that of an
- 15 alien lawfully admitted for permanent residence.
- 16 (b) ELIGIBLE CHILDREN.—Eligible children in the
- 17 United States shall be eligible to apply to the Director of
- 18 U.S. Citizenship and Immigration Services to have their
- 19 status adjusted to that of an alien lawfully admitted for
- 20 permanent residence. Not later than 30 days after receiv-
- 21 ing such an application from an eligible child, the Director
- 22 shall adjust the status of such child to that of an alien
- 23 lawfully admitted for permanent residence.
- 24 (c) Application Fees Prohibited.—The Director
- 25 of U.S. Citizenship and Immigration Services shall not im-

- 1 pose a fee for any application submitted under this sec-
- 2 tion.

3 SEC. 5. EXCEPTION TO GROUND OF INADMISSIBILITY.

- 4 For purposes of this Act, assistance provided by a
- 5 person to a member of his or her nuclear family unit shall
- 6 not render the person inadmissible under section
- 7 212(a)(6)(E) of the Immigration and Nationality Act (8
- 8 U.S.C. 1182(a)(6)(E)).

9 SEC. 6. AUTHORIZATION OF APPROPRIATIONS.

- In addition to any other amounts otherwise author-
- 11 ized to be appropriated for such purpose, there is author-
- 12 ized to be appropriated to the Executive Office for Immi-
- 13 gration Review \$5,000,000 for fiscal year 2019 to carry
- 14 out the Legal Orientation Program, including educating
- 15 eligible parents and eligible children of their rights under
- 16 this Act.

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