

**AMENDMENT TO RULES COMMITTEE PRINT 118-**

**38**

**OFFERED BY MRS. BOEBERT OF COLORADO**

At the end of the bill (before the short title), insert the following:

1       SEC. \_\_\_\_\_. None of the funds made available by this  
2 Act may be used to grant parole to an alien under section  
3 212(d)(5) of the Immigration and Nationality Act (8  
4 U.S.C. 1182(d)(5)), except as follows:

5           (1) The Secretary of Homeland Security may  
6 grant parole to any alien who—

7           (A) is present in the United States without  
8 lawful immigration status;

9           (B) is the beneficiary of an approved peti-  
10 tion under section 203(a) of the Immigration  
11 and Nationality Act;

12           (C) is not otherwise inadmissible or remov-  
13 able; and

14           (D) is the spouse or child of a member of  
15 the Armed Forces serving on active duty.

16           (2) The Secretary of Homeland Security may  
17 grant parole to any alien—

1 (A) who is a national of the Republic of  
2 Cuba and is living in the Republic of Cuba;

3 (B) who is the beneficiary of an approved  
4 petition under such section 203(a);

5 (C) for whom an immigrant visa is not im-  
6 mediately available;

7 (D) who meets all eligibility requirements  
8 for an immigrant visa;

9 (E) who is not otherwise inadmissible; and

10 (F) who is receiving a grant of parole in  
11 furtherance of the commitment of the United  
12 States to the minimum level of annual legal mi-  
13 gration of Cuban nationals to the United States  
14 specified in the U.S.-Cuba Joint Communiqué  
15 on Migration, done at New York September 9,  
16 1994, and reaffirmed in the Cuba-United  
17 States: Joint Statement on Normalization of  
18 Migration, Building on the Agreement of Sep-  
19 tember 9, 1994, done at New York May 2,  
20 1995.

21 (3) The Secretary of Homeland Security may  
22 grant parole to an alien who is returned to a contig-  
23 uous country under section 235(b)(3) of the Immi-  
24 gration and Nationality Act to allow the alien to at-  
25 tend the alien's immigration hearing. The grant of

1 parole shall not exceed the time required for the  
2 alien to be escorted to, and attend, the alien's immi-  
3 gration hearing scheduled on the same calendar day  
4 as the grant, and to immediately thereafter be es-  
5 corted back to the contiguous country. A grant of  
6 parole under this paragraph shall not be considered  
7 for purposes of determining whether the alien is in-  
8 admissible under the Immigration and Nationality  
9 Act.

