AMENDMENT TO RULES COMMITTEE PRINT 115-70

OFFERED BY MR. CORREA OF CALIFORNIA

Add at the end of subtitle G of title X the following (and conform the table of contents accordingly):

SEC. 1086. AUTOMATIC CITIZENSHIP FOR ALIENS HONORABLY DISCHARGED FROM THE ARMED FORCES.

(a) IN GENERAL.—Section 328 of the Immigration and Nationality Act (8 U.S.C. 1439) is amended to read as follows:

“SEC. 328. AUTOMATIC CITIZENSHIP FOR ALIENS HONORABLY DISCHARGED FROM THE ARMED FORCES.

“(a) IN GENERAL.—Notwithstanding the requirements for naturalization under this Act, and except as provided in subsection (b), upon separation from the Armed Forces, any alien member of the Armed Forces who is honorably discharged from such service, and who has paid all State and Federal taxes owed by the alien, shall automatically become a citizen of the United States.

“(b) OPT OUT.—In order to choose to decline to become a citizen of the United States under subsection (a),
an alien described in subsection (a) shall submit to the Secretary of Homeland Security a notification at such time as the Secretary may reasonably require.

“(c) NOTICE.—The Secretary of Homeland Security, in coordination with the Secretary of Defense, shall ensure that an alien member of the Armed Forces is provided notice of the member’s option for declining citizenship under this section at the time of enlistment and at a time prior to separation which is adequate to provide the member sufficient time to submit a notification under subsection (b).”

(b) RETROACTIVE APPLICATION.—Any alien former member of the Armed Forces who was honorably discharged from such service prior to the date of the enactment of this Act, and who pays all State and Federal taxes owed by the alien, shall be eligible for naturalization in accordance with section 328 of the Immigration and Nationality Act (8 U.S.C. 1439), and any other requirements for eligibility for naturalization shall not apply.