

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 399
OFFERED BY MR. CULBERSON OF TEXAS**

Page 68, after line 6, insert the following:

1 (k) **LAWFULLY PRESENT ALIENS.**—

2 (1) **IN GENERAL.**—The integrated biometric
3 entry and exit data system referred to in subsection
4 (a), including the biometric exit data system estab-
5 lished under this section, shall have the purpose of
6 ensuring that all aliens physically present in the
7 United States are lawfully present.

8 (2) **DEFINITION OF “LAWFULLY PRESENT”.**—
9 In determining the meaning of any Act of Congress,
10 or of any ruling, regulation, or interpretation of var-
11 ious administrative bureaus and agencies of the
12 United States, the term “lawfully present”, when
13 used with respect to an alien (as defined in section
14 101(a)(3) of the Immigration and Nationality Act (8
15 U.S.C. 1101(a)(3))), has the meaning given such
16 term in section 152.2 of title 45, Code of Federal
17 Regulations, as in effect on the date of the enact-
18 ment of this Act, except that the exception described
19 in paragraph (8) of such section 152.2 shall also

1 apply to any alien granted deferred action pursuant
2 to the memorandum from the Secretary of Home-
3 land Security dated November 20, 2014, entitled
4 “Exercising Prosecutorial Discretion with Respect to
5 Individuals Who Came to the United States as Chil-
6 dren and with Respect to Certain Individuals Who
7 Are the Parents of U.S. Citizens or Permanent Resi-
8 dents”.

