

AMENDMENT TO RULES COMMITTEE PRINT 115-**70****OFFERED BY MR. DENHAM OF CALIFORNIA**

Page 124, after line 2, insert the following new section:

1 SECTION 528. ENCOURAGING IMMIGRANTS TO ENLIST IN
2 THE ARMED FORCES.

3 (a) SHORT TITLE.—This section may be cited as the
4 “Encourage New Legalized Immigrants to Start Training
5 Act” or “ENLIST Act”.

6 (b) AUTHORITY TO ENLIST IN THE ARMED FORCES
7 CERTAIN ALIENS WHO ARE UNLAWFULLY PRESENT IN
8 THE UNITED STATES AND LEGAL STATUS OF SUCH EN-
9 LISTEES BY REASON OF HONORABLE SERVICE IN THE
10 ARMED FORCES.—

11 (1) CERTAIN ALIENS AUTHORIZED FOR ENLIST-
12 MENT.—Section 504(b)(1) of title 10, United States
13 Code, is amended by adding at the end the following
14 new subparagraph:

15 “(D) An alien who was unlawfully present in
16 the United States on December 31, 2012, who has
17 been continuously present in the United States since
18 that date, who was younger than 15 years of age on

1 the date the alien initially entered the United States,
2 and who, disregarding such unlawful status, is oth-
3 erwise eligible for original enlistment in a regular
4 component of the Army, Navy, Air Force, Marine
5 Corps, or Coast Guard under section 505(a) of this
6 title and regulations issued to implement such sec-
7 tion.”.

8 (2) CONDITIONAL ADMISSION TO PERMANENT
9 RESIDENCE OF ALIEN ENLISTEES.—Section 504 of
10 title 10, United States Code, is further amended by
11 adding at the end the following new subsection:

12 “(c) CONDITIONAL ADMISSION TO PERMANENT RES-
13 IDENCE OF ALIEN ENLISTEES.—(1) The Secretary of
14 Homeland Security shall adjust the status of an alien de-
15 scribed in subsection (b)(1)(D) who enlists in a regular
16 component of the Army, Navy, Air Force, Marine Corps,
17 or Coast Guard to the status of an alien lawfully admitted
18 for permanent residence under the provisions of section
19 249 of the Immigration and Nationality Act (8 U.S.C.
20 1259), except that the alien does not have to—

21 “(A) establish that he or she entered the
22 United States prior to January 1, 1972; or

23 “(B) comply with section 212(e) of such Act (8
24 U.S.C. 1182(e)).

1 “(2) The lawful permanent resident status of an alien
2 described in subsection (b)(1)(D) who enlisted in a regular
3 component of the armed forces and whose status was ad-
4 justed under paragraph (1) is automatically rescinded, by
5 operation of law, if the alien is separated from the armed
6 forces under other than honorable conditions before the
7 alien serves the term of enlistment of such alien. Such
8 grounds for rescission are in addition to any other grounds
9 for rescission provided by law. Proof of separation from
10 the armed forces under other than honorable conditions
11 shall be established by a duly authenticated certification
12 from the armed force in which the alien last served.

13 “(3) Nothing in this subsection shall be construed to
14 alter—

15 “(A) the process prescribed by sections 328,
16 329, and 329A of the Immigration and Nationality
17 Act (8 U.S.C. 1439, 1440, 1440–1) by which a per-
18 son may naturalize through service in the armed
19 forces; or

20 “(B) the qualifications for original enlistment
21 in the armed forces described in section 505(a) of
22 this title and regulations issued to implement such
23 section.”.

