

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 4435  
OFFERED BY MR. FLEMING OF LOUISIANA**

At the end of subtitle C of title V, add the following  
new section:

1 **SEC. 5\_\_\_.** **NO ENLISTMENT OF ALIENS UNLAWFULLY**  
2 **PRESENT IN THE UNITED STATES WHENEVER**  
3 **INVOLUNTARY DRAWDOWN AUTHORITIES**  
4 **ARE IN USE TO REDUCE SIZE OF THE ARMED**  
5 **FORCES.**

6 (a) **PROHIBITION ON ENLISTMENT.**—Notwith-  
7 standing any other provision of law, an alien who is unlaw-  
8 fully present in the United States may not be enlisted in  
9 the Army, Navy, Air Force, Marine Corps, or Coast Guard  
10 under section 505(a) of title 10, United States Code, dur-  
11 ing any period in which involuntary drawdown authorities  
12 under such title are being used to reduce the size of an  
13 Armed Force.

14 (b) **PROHIBITION ON ADJUSTING IMMIGRATION STA-**  
15 **TUS.**—Notwithstanding any other provision of law, during  
16 the period referred to in subsection (a), the Secretary of  
17 Homeland Security may not adjust the immigration status  
18 of an alien who is unlawfully present in the United States

- 1 to permit the enlistment of the alien in the Armed Forces
- 2 or in recognition of service in the Armed Forces.

