

**AMENDMENT TO RULES COMMITTEE PRINT 118-**  
**38**  
**OFFERED BY MR. PFLUGER OF TEXAS**

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);

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

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

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

17                   (A) who is a national of the Republic of  
18 Cuba and is living in the Republic of Cuba;

1 (B) who is the beneficiary of an approved  
2 petition under section 203(a);

3 (C) for whom an immigrant visa is not im-  
4 mediately available;

5 (D) who meets all eligibility requirements  
6 for an immigrant visa;

7 (E) who is not otherwise inadmissible; and

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

19 (3) The Secretary of Homeland Security may  
20 grant parole to an alien who is returned to a contig-  
21 uous country under section 235(b)(3) of the Immi-  
22 gration and Nationality Act to allow the alien to at-  
23 tend the alien's immigration hearing. The grant of  
24 parole shall not exceed the time required for the  
25 alien to be escorted to, and attend, the alien's immi-

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

