

103^D CONGRESS
2^D SESSION

H. R. 4413

To amend the Immigration and Nationality Act to make permanent the visa waiver program and to authorize, under certain conditions, the designation of the European Union as a visa waiver program country.

IN THE HOUSE OF REPRESENTATIVES

MAY 12, 1994

Mr. MAZZOLI (for himself and Mr. FRANK of Massachusetts) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to make permanent the visa waiver program and to authorize, under certain conditions, the designation of the European Union as a visa waiver program country.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PERMANENT VISA WAIVER PROGRAM.**

4 Section 217 of the Immigration and Nationality Act
5 (8 U.S.C. 1187) is amended—

6 (1) by amending the section heading to read as
7 follows:

1 “VISA WAIVER PROGRAM FOR CERTAIN VISITORS”;

2 (2) in the heading of subsection (a), (a)(2), and
3 (c) by striking “PILOT” and “PILOT” each place ei-
4 ther appears and inserting “VISA WAIVER” and
5 “VISA WAIVER”, respectively;

6 (3) in subsection (a)(1) by striking “during the
7 pilot program period (as defined in subsection (e)),”;

8 (4) in subsection (c)(3) by striking “(within the
9 pilot program period) after the initial period”;

10 (5) in subsection (c) by striking paragraph (4);

11 (6) in subsection (e)(1)(A) by striking
12 “(a)(1)(A)” and inserting “(a)(1)”;

13 (7) by striking “pilot” each place it appears
14 and inserting “visa waiver”; and

15 (8) by striking subsection (f).

16 **SEC. 2. TREATMENT OF CERTAIN MEMBER STATES OF EU-**
17 **ROPEAN UNION UNDER THE VISA WAIVER**
18 **PROGRAM.**

19 Section 217(c) of the Immigration and Nationality
20 Act (8 U.S.C. 1187(c)) is amended by adding at the end
21 the following new paragraph:

22 “(4) DESIGNATION OF CERTAIN MEMBER
23 STATES OF EUROPEAN UNION.—

24 “(A) IN GENERAL.—A country that is, and
25 has been since January 1, 1994, a member

1 state of the European Union may be designated
2 as a visa waiver program country if it meets the
3 requirements of this paragraph and subpara-
4 graphs (C) and (D) of paragraph (2).

5 “(B) QUALIFICATIONS.—A member state
6 of the European Union may not be designated
7 as a visa waiver program country unless the fol-
8 lowing requirements are met:

9 “(i) LOW NONIMMIGRANT VISA RE-
10 FUSAL RATE FOR PREVIOUS 2-YEAR PE-
11 RIOD.—The average number of refusals of
12 nonimmigrant visitor visas for all nationals
13 of member states of the European Union
14 eligible for designation under subpara-
15 graph (A) during the two previous full fis-
16 cal years was less than 2.0 percent of the
17 total number of nonimmigrant visitor visas
18 for all nationals of such member states of
19 the European Union which were granted or
20 refused during that year.

21 “(ii) LOW NONIMMIGRANT VISA RE-
22 FUSAL RATE FOR EACH OF 2 PREVIOUS
23 YEARS.—The average number of refusals
24 of nonimmigrant visitor visas for all na-
25 tionals of member states of the European

1 Union eligible for designation under sub-
2 paragraph (A) during either of such two
3 previous full fiscal years was less than 2.5
4 percent of the total number of non-
5 immigrant visitor visas for all nationals of
6 such member states of the European
7 Union which were granted or refused dur-
8 ing that year.

9 “(C) DATA.—In applying subparagraph
10 (B), data on visas granted or refused to nation-
11 als of a member state of the European Union
12 which has previously been designated shall be
13 the data used for purposes of the first designa-
14 tion of that member state under this subsection.

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