

107TH CONGRESS
2D SESSION

H. R. 4967

IN THE SENATE OF THE UNITED STATES

OCTOBER 16, 2002

Received

AN ACT

To establish new nonimmigrant classes for border commuter
students.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Border Commuter Stu-
3 dent Act of 2002”.

4 **SEC. 2. ESTABLISHMENT OF BORDER COMMUTER NON-**
5 **IMMIGRANT CLASS.**

6 (a) CLASS FOR ACADEMIC OR LANGUAGE STUD-
7 IES.—Section 101(a)(15)(F) of the Immigration and Na-
8 tionality Act (8 U.S.C. 1101(a)(15)(F)) is amended by
9 striking “and (ii)” and all that follows through the end
10 of subparagraph (F) and inserting the following: “(ii) the
11 alien spouse and minor children of any alien described in
12 clause (i) if accompanying or following to join such an
13 alien, and (iii) an alien who is a national of Canada or
14 Mexico, who maintains actual residence and place of abode
15 in the country of nationality, who is described in clause
16 (i) except that the alien’s qualifications for and actual
17 course of study may be full or part-time, and who com-
18 mutes to the United States institution or place of study
19 from Canada or Mexico;”.

20 (b) CLASS FOR VOCATIONAL OR NONACADEMIC
21 STUDIES.—Section 101(a)(15)(M) of the Immigration
22 and Nationality Act (8 U.S.C. 1101(a)(15)(M)) is amend-
23 ed by striking “and (ii)” and all that follows through the
24 end of subparagraph (M) and inserting the following: “(ii)
25 the alien spouse and minor children of any alien described
26 in clause (i) if accompanying or following to join such an

1 alien, and (iii) an alien who is a national of Canada or
2 Mexico, who maintains actual residence and place of abode
3 in the country of nationality, who is described in clause
4 (i) except that the alien's course of study may be full or
5 part-time, and who commutes to the United States institu-
6 tion or place of study from Canada or Mexico;”.

7 (c) LIMITATION.—Section 214(m) of the Immigration
8 and Nationality Act (8 U.S.C. 1184(m); as redesignated
9 by section 107(e)(2)(A) of P.L. 106–386) is amended by
10 striking “section 101(a)(15)(F)(i)” both places it appears
11 and inserting “clause (i) or (iii) of section 101(a)(15)(F)”.

Passed the House of Representatives October 15,
2002.

Attest:

JEFF TRANDAHL,

Clerk.