

Calendar No. 104

107TH CONGRESS
1ST SESSION

S. 778

To expand the class of beneficiaries who may apply for adjustment of status under section 245(i) of the Immigration and Nationality Act by extending the deadline for classification petition and labor certification filings.

IN THE SENATE OF THE UNITED STATES

APRIL 26, 2001

Mr. HAGEL (for himself, Mr. KENNEDY, Mr. SCHUMER, Mrs. CLINTON, Mr. DURBIN, Mr. REID, Mr. KERRY, Mr. CHAFEE, Mr. DODD, Mr. DOMENICI, Mr. ENSIGN, Mr. LUGAR, Mr. DASCHLE, Mr. BINGAMAN, Mrs. BOXER, Mr. WELLSTONE, Mr. REED, Mr. FITZGERALD, Mr. GRASSLEY, Mr. CORZINE, Mr. NELSON of Nebraska, Ms. MIKULSKI, Mr. HELMS, Mr. GRAHAM, Ms. LANDRIEU, Mr. LIEBERMAN, Mrs. FEINSTEIN, Mr. HARKIN, Mr. EDWARDS, and Mrs. LINCOLN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

JULY 26, 2001

Reported by Mr. LEAHY, with amendments

[Omit the part struck through and insert the part printed in italic]

A BILL

To expand the class of beneficiaries who may apply for adjustment of status under section 245(i) of the Immigration and Nationality Act by extending the deadline for classification petition and labor certification filings.

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. EXTENSION OF DEADLINE.**

2 ~~(a) IN GENERAL.—Section 245(i)(1)(B)(i) of the Im-~~
 3 ~~migration and Nationality Act (8 U.S.C. 1255(i)(1)(B)(i))~~
 4 ~~is amended by striking “April 30, 2001” and inserting~~
 5 ~~“April 30, 2002”.~~

6 *(a) SHORT TITLE.—This Act may be cited as the “Sec-*
 7 *tion 245(i) Extension Act of 2001”.*

8 *(b) IN GENERAL.—Section 245(i)(1)(B)(i) of the Im-*
 9 *migration and Nationality Act (8 U.S.C. 1255(i)(1)(B)(i))*
 10 *is amended—*

11 *(1) by striking “April 30, 2001” and inserting*
 12 *“April 30, 2002”;*

13 *(2) by striking “and” at the end of subpara-*
 14 *graph (B);*

15 *(3) by redesignating subparagraph (C) as sub-*
 16 *paragraph (D); and*

17 *(4) by inserting after subparagraph (B) the fol-*
 18 *lowing:*

19 *“(C) who, in the case of a beneficiary of a*
 20 *petition for classification, or an application for*
 21 *labor certification, described in subparagraph*
 22 *(B) that was filed after January 14, 1998, dem-*
 23 *onstrates that the familial or employment rela-*
 24 *tionship that is the basis of such petition for*
 25 *classification or application for labor certifi-*

1 *cation existed on or before the date of enactment*
2 *of the Section 245(i) Extension Act of 2001;”.*

3 ~~(b)~~ (c) EFFECTIVE DATE.—The amendment made by
4 subsection (a) shall take effect as if included in the enact-
5 ment of the Legal Immigration Family Equity Act (as en-
6 acted into law by Public Law 106–553).

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