

Calendar No. 374

108TH CONGRESS
1ST SESSION**S. 1685**

To extend and expand the basic pilot program for employment eligibility verification, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 30 (legislative day, SEPTEMBER 29), 2003

Mr. GRASSLEY (for himself, Mr. KYL, and Mr. KENNEDY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

NOVEMBER 6, 2003

Reported by Mr. HATCH, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To extend and expand the basic pilot program for employment eligibility verification, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Basic Pilot Program
5 Extension and Expansion Act of 2003”.

1 **SEC. 2. EXTENSION OF PROGRAMS.**

2 Section 401(b) of the Illegal Immigration Reform and
 3 Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a
 4 note) is amended by striking “6-year period” and inserting
 5 “11-year period”.

6 **SEC. 3. EXPANSION OF THE BASIC PILOT PROGRAM.**

7 (a) IN GENERAL.—Section 401(c)(1) of the Illegal
 8 Immigration Reform and Immigrant Responsibility Act of
 9 1996 (8 U.S.C. 1324a note) is amended by striking “in,”
 10 and all that follows through the semicolon and inserting
 11 “in all States;”.

12 (b) CONFORMING AMENDMENTS.—Section 402(c) of
 13 the Illegal Immigration Reform and Immigrant Responsi-
 14 bility Act of 1996 (8 U.S.C. 1324a note) is amended—

15 (1) in paragraph (2)(B), by striking “or entity
 16 electing—” and all that follows through “(ii) the cit-
 17 izen attestation pilot program” and inserting “or en-
 18 tity electing the citizen attestation pilot program”;

19 (2) by striking paragraph (3); and

20 (3) by redesignating paragraph (4) as para-
 21 graph (3).

22 **SECTION 1. SHORT TITLE.**

23 *This Act may be cited as the “Basic Pilot Program*
 24 *Extension and Expansion Act of 2003”.*

1 **SEC. 2. EXTENSION OF PROGRAMS.**

2 *Section 401(b) of the Illegal Immigration Reform and*
 3 *Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a*
 4 *note) is amended by striking “6-year period” and inserting*
 5 *“11-year period”.*

6 **SEC. 3. EXPANSION OF THE BASIC PILOT PROGRAM.**

7 *(a) IN GENERAL.—Section 401(c)(1) of the Illegal Im-*
 8 *migration Reform and Immigrant Responsibility Act of*
 9 *1996 (8 U.S.C. 1324a note) is amended by inserting after*
 10 *“United States” the following: “, and the Secretary of*
 11 *Homeland Security shall expand the operation of the pro-*
 12 *gram to all 50 States not later than December 1, 2004”.*

13 *(b) REPORT.—Section 405 of the Illegal Immigration*
 14 *Reform and Immigrant Responsibility Act of 1996 (8*
 15 *U.S.C. 1324a note) is amended—*

16 *(1) by striking “The” and inserting:*

17 *“(a) IN GENERAL.—The”, and*

18 *(2) by adding at the end the following new sub-*
 19 *section:*

20 *“(b) REPORT ON EXPANSION.—Not later than June 1,*
 21 *2004, the Secretary of Homeland Security shall submit to*
 22 *the Committees on the Judiciary of the House of Represent-*
 23 *atives and the Senate a report—*

24 *“(1) evaluating whether the problems identified*
 25 *by the report submitted under subsection (a) have*
 26 *been substantially resolved; and*

1 “(2) describing what actions the Secretary of
 2 Homeland Security shall take before undertaking the
 3 expansion of the basic pilot program to all 50 States
 4 in accordance with section 401(c)(1), in order to re-
 5 solve any outstanding problems raised in the report
 6 filed under subsection (a).”

7 (c) CONFORMING AMENDMENTS.—Section 402(c) of the
 8 Illegal Immigration Reform and Immigrant Responsibility
 9 Act of 1996 (8 U.S.C. 1324a note) is amended—

10 (1) in paragraph (2)(B), by striking “or entity
 11 electing—” and all that follows through “(ii) the cit-
 12 izen attestation pilot program” and inserting “or en-
 13 tity electing the citizen attestation pilot program”;

14 (2) by striking paragraph (3); and

15 (3) by redesignating paragraph (4) as para-
 16 graph (3).

17 (d) ADDITIONAL TECHNICAL AND CONFORMING
 18 AMENDMENTS.—Title IV of the Illegal Immigration Reform
 19 and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a
 20 note) is amended by striking “Attorney General” each place
 21 that term appears and inserting “Secretary of Homeland
 22 Security”.

Calendar No. 374

108TH CONGRESS
1ST SESSION

S. 1685

A BILL

To extend and expand the basic pilot program for employment eligibility verification, and for other purposes.

NOVEMBER 6, 2003

Reported with an amendment