

109TH CONGRESS
1ST SESSION

H. R. 2293

To provide special immigrant status for aliens serving as translators with the United States Armed Forces.

IN THE HOUSE OF REPRESENTATIVES

MAY 11, 2005

Mr. HOSTETTLER (for himself and Mr. HUNTER) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To provide special immigrant status for aliens serving as translators with the United States Armed Forces.

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. SPECIAL IMMIGRANT STATUS FOR PERSONS**
4 **SERVING AS TRANSLATORS WITH UNITED**
5 **STATES ARMED FORCES.**

6 (a) IN GENERAL.—For purposes of the Immigration
7 and Nationality Act (8 U.S.C. 1101 et seq.), subject to
8 subsection (c)(1), the Secretary of Homeland Security
9 may provide an alien described in subsection (b) with the

1 status of a special immigrant under section 101(a)(27) of
2 such Act (8 U.S.C. 1101(a)(27)), if the alien—

3 (1) files with the Secretary of Homeland Secu-
4 rity a petition under section 204 of such Act (8
5 U.S.C. 1154) for classification under section
6 203(b)(4) of such Act (8 U.S.C. 1153(b)(4)); and

7 (2) is otherwise eligible to receive an immigrant
8 visa and is otherwise admissible to the United States
9 for permanent residence, except in determining such
10 admissibility, the grounds for inadmissibility speci-
11 fied in section 212(a)(4) of such Act (8 U.S.C.
12 1182(a)(4)) shall not apply.

13 (b) ALIENS DESCRIBED.—

14 (1) PRINCIPAL ALIENS.—An alien is described
15 in this subsection if the alien—

16 (A) is a national of Iraq or Afghanistan;

17 (B) worked directly with United States
18 Armed Forces as a translator for a period of at
19 least 12 months;

20 (C) obtained a favorable written rec-
21 ommendation from the first General or Flag of-
22 ficer in the chain of command of the United
23 States Armed Forces unit that was supported
24 by the alien; and

1 (D) prior to filing the petition described in
2 subsection (a)(1), cleared a background check
3 and screening, as determined by the first Gen-
4 eral or Flag officer in the chain of command of
5 the United States Armed Forces unit that was
6 supported by the alien.

7 (2) SPOUSES AND CHILDREN.—An alien is de-
8 scribed in this subsection if the alien is the spouse
9 or child of a principal alien described in paragraph
10 (1), and is following or accompanying to join the
11 principal alien.

12 (c) NUMERICAL LIMITATIONS.—

13 (1) IN GENERAL.—The total number of prin-
14 cipal aliens who may be provided special immigrant
15 status under this section shall not exceed 50.

16 (2) COUNTING AGAINST SPECIAL IMMIGRANT
17 CAP.—For purposes of the application of sections
18 201 through 203 of the Immigration and Nationality
19 Act (8 U.S.C. 1151–1153) in any fiscal year, aliens
20 eligible to be provided status under this section shall
21 be treated as special immigrants described in section
22 101(a)(27) of such Act (8 U.S.C. 1101(a)(27)) who
23 are not described in subparagraph (A), (B), (C), or
24 (K) of such section.

1 (d) APPLICATION OF IMMIGRATION AND NATION-
2 ALITY ACT PROVISIONS.—The definitions in subsections
3 (a) and (b) of section 101 of the Immigration and Nation-
4 ality Act (8 U.S.C. 1101) shall apply in the administration
5 of this section.

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