

111TH CONGRESS
2^D SESSION

S. 1774

AN ACT

For the relief of Hotaru Nakama Ferschke.

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. PERMANENT RESIDENT STATUS FOR HOTARU**

2 **NAKAMA FERSCHKE.**

3 (a) IN GENERAL.—Notwithstanding subsections (a)
4 and (b) of section 201 of the Immigration and Nationality
5 Act, Hotaru Nakama Ferschke shall be eligible for
6 issuance of an immigrant visa or for adjustment of status
7 to that of an alien lawfully admitted for permanent resi-
8 dence upon filing an application for issuance of an immi-
9 grant visa under section 204 of such Act or for adjustment
10 of status to lawful permanent resident.

11 (b) ADJUSTMENT OF STATUS.—If Hotaru Nakama
12 Ferschke enters the United States before the filing dead-
13 line specified in subsection (c), she shall be considered to
14 have entered and remained lawfully and shall, if otherwise
15 eligible, be eligible for adjustment of status under section
16 245 of the Immigration and Nationality Act as of the date
17 of the enactment of this Act.

18 (c) DEADLINE FOR APPLICATION AND PAYMENT OF
19 FEES.—Subsections (a) and (b) shall apply only if the ap-
20 plication for issuance of an immigrant visa or the applica-
21 tion for adjustment of status is filed with appropriate fees
22 within 2 years after the date of the enactment of this Act.

23 (d) REDUCTION OF IMMIGRANT VISA NUMBER.—
24 Upon the granting of an immigrant visa or permanent resi-
25 dence to Hotaru Nakama Ferschke, the Secretary of
26 State shall instruct the proper officer to reduce by 1, dur-

1 ing the current or next following fiscal year, the total num-
2 ber of immigrant visas that are made available to natives
3 of the country of the alien's birth under section 203(a)
4 of the Immigration and Nationality Act or, if applicable,
5 the total number of immigrant visas that are made avail-
6 able to natives of the country of the alien's birth under
7 section 202(e) of such Act.

8 (e) PAYGO.—The budgetary effects of this Act, for
9 the purpose of complying with the Statutory Pay-As-You-
10 Go-Act of 2010, shall be determined by reference to the
11 latest statement titled “Budgetary Effects of PAYGO
12 Legislation” for this Act, submitted for printing in the
13 Congressional Record by the Chairman of the Senate
14 Budget Committee, provided that such statement has been
15 submitted prior to the vote on passage.

Passed the Senate December 3, 2010.

Attest:

Secretary.

117TH CONGRESS
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