

112TH CONGRESS
1ST SESSION

S. 1380

To suspend until January 21, 2013, certain provisions of Federal immigration law, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 18, 2011

Mr. VITTER (for himself and Mr. DEMINT) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To suspend until January 21, 2013, certain provisions of
Federal immigration law, 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 “Hinder the Adminis-
5 tration’s Legalization Temptation Act” or the “HALT
6 Act”.

7 **SEC. 2. SUSPENSION OF EFFECTIVENESS OF CERTAIN**
8 **LAWS.**

9 (a) **WAIVER OF INADMISSIBILITY OF ALIENS UNLAW-**
10 **FULLY PRESENT.**—Notwithstanding clause (v) of section

1 212(a)(9)(B) of the Immigration and Nationality Act (8
2 U.S.C. 1182(a)(9)(B)), the Attorney General may not
3 waive the application of clause (i) of such section during
4 the period beginning on the date of the enactment of this
5 Act and ending on January 21, 2013.

6 (b) PAROLE.—Notwithstanding section 212(d)(5)(A)
7 of the Immigration and Nationality Act (8 U.S.C.
8 1182(d)(5)(A)), the Attorney General may not exercise
9 the discretionary authority conferred under such section
10 during the period beginning on the date of the enactment
11 of this Act and ending on January 21, 2013, except to
12 parole an alien into the United States—

13 (1) to be tried for a crime, or to be a witness
14 at trial, upon the request of a Federal, State, or
15 local law enforcement agency;

16 (2) for any other significant law enforcement or
17 national security purpose; or

18 (3) for a humanitarian purpose if the life of the
19 alien is imminently threatened.

20 (c) CANCELLATION OF REMOVAL AND ADJUSTMENT
21 OF STATUS FOR CERTAIN NONPERMANENT RESI-
22 DENTS.—Notwithstanding section 240A(b)(1) of the Im-
23 migration and Nationality Act (8 U.S.C. 1229b(b)(1)), the
24 Attorney General may not exercise the discretionary au-
25 thority conferred under such section during the period be-

1 ginning on the date of the enactment of this Act and end-
2 ing on January 21, 2013.

3 (d) DESIGNATION FOR TEMPORARY PROTECTED
4 STATUS.—

5 (1) LIMITATION.—Except as provided under
6 paragraph (2), no foreign state may be designated
7 or redesignated under section 244(b) of the Immi-
8 gration and Nationality Act (8 U.S.C. 1254a(b))
9 during the period beginning on the date of the en-
10 actment of this Act and ending on January 21,
11 2013.

12 (2) RULE OF CONSTRUCTION.—The limitation
13 under paragraph (1) may not be construed to affect
14 any extension of a designation made before the date
15 of the enactment of this Act under section
16 244(b)(3)(C) of the Immigration and Nationality
17 Act.

18 (e) DEFINITION OF UNAUTHORIZED ALIEN.—

19 (1) AMENDMENT.—Section 274A(h)(3) of the
20 Immigration and Nationality Act (8 U.S.C.
21 1324a(h)(3)) is amended by striking “, or by the At-
22 torney General”.

23 (2) SUNSET PROVISION.—The amendment
24 made by paragraph (1) shall be effective during the

1 period beginning on the date of the enactment of
 2 this Act and ending on January 21, 2013.

3 (f) DEFERRED ACTION; EXTENDED VOLUNTARY DE-
 4 PARTURE.—The Secretary of Homeland Security may not
 5 grant deferred action or extended voluntary departure to
 6 any alien during the period beginning on the date of the
 7 enactment of this Act and ending on January 21, 2013,
 8 except to maintain the alien in the United States—

9 (1) to be tried for a crime, or to be a witness
 10 at trial, upon the request of a Federal, State, or
 11 local law enforcement agency;

12 (2) for any other significant law enforcement or
 13 national security purpose; or

14 (3) for a humanitarian purpose if the life of the
 15 alien is imminently threatened.

16 (g) REGULATIONS.—

17 (1) IN GENERAL.—During the period beginning
 18 on the date of the enactment of this Act and ending
 19 on January 21, 2013, the following provisions of
 20 title 8, Code of Federal Regulations, are suspended:

21 (A) Section 274a.12(a)(11).

22 (B) Section 274a.12(c)(11).

23 (C) Section 274a.12(c)(14).

24 (D) Section 274a.12(c)(16).

25 (E) Section 274a.12(c)(18).

1 (2) REFERENCES.—Any reference in paragraph
2 (1) to a section of the Code of Federal Regulations
3 shall be construed to be a reference to that section
4 and any successor section.

5 (h) TREATMENT OF CERTAIN BENEFITS.—Any im-
6 migration benefit granted during the period beginning on
7 July 12, 2011, and ending on the date of the enactment
8 of this Act under any authority suspended under sub-
9 section (b), (e), (f), or (g) is revoked as of the date of
10 the enactment of this Act.

○