

118TH CONGRESS
2D SESSION

S. 5304

To amend the Immigration and Nationality Act to deny immigration benefits to aliens who carried out, participated in, planned, financed, supported, or otherwise facilitated the recent attacks against Israel.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 13, 2024

Mrs. BLACKBURN (for herself and Ms. ROSEN) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to deny immigration benefits to aliens who carried out, participated in, planned, financed, supported, or otherwise facilitated the recent attacks against Israel.

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 “No Immigration Bene-
5 fits for Hamas Terrorists Act”.

1 **SEC. 2. ALIENS WHO CARRIED OUT, PARTICIPATED IN,**
 2 **PLANNED, FINANCED, SUPPORTED, OR OTH-**
 3 **ERWISE FACILITATED ATTACKS AGAINST**
 4 **ISRAEL.**

5 (a) PARTICIPANTS IN HAMAS TERRORISM AGAINST
 6 ISRAEL.—Section 212(a)(3) of the Immigration and Na-
 7 tionality Act (8 U.S.C. 1182(a)(3)) is amended—

8 (1) in subparagraph (B)(i), in the undesignated
 9 matter following subclause (IX)—

10 (A) by inserting “senior member,” after
 11 “representative,”; and

12 (B) by inserting “or an officer, official rep-
 13 resentative, member, or spokesman of Pales-
 14 tinian Islamic Jihad or Hamas” after “Pal-
 15 estine Liberation Organization”; and

16 (2) by adding at the end the following:

17 “(H) PARTICIPANTS IN HAMAS TERRORISM
 18 AGAINST ISRAEL.—Any alien who carried out,
 19 participated in, planned, financed, afforded ma-
 20 terial support to, or otherwise facilitated any of
 21 the attacks against Israel initiated by Hamas
 22 beginning on October 7, 2023, is inadmissible.”.

23 (b) INELIGIBILITY FOR RELIEF.—Section 241(b)(3)
 24 of the Immigration and Nationality Act (8 U.S.C.
 25 1231(b)(3)) is amended by adding at the end the fol-
 26 lowing:

1 “(D) INELIGIBILITY FOR RELIEF.—Any
2 alien who carried out, participated in, planned,
3 financed, afforded material support to, or other-
4 wise facilitated any of the attacks against Israel
5 initiated by Hamas beginning on October 7,
6 2023, shall be ineligible for any relief under the
7 immigration laws, including relief under this
8 section, section 208 of this Act, section 2242 of
9 the Foreign Relations Authorization Act, Fiscal
10 Years 1998 and 1999 (subdivision B of division
11 G of Public Law 105–277; 8 U.S.C. 1231
12 note), and any regulations issued pursuant to
13 such section 2242.”.

14 (c) CONFORMING AMENDMENT.—Section
15 237(a)(4)(B) of the Immigration and Nationality Act (8
16 U.S.C. 1227(a)(4)(B)) is amended by striking “subpara-
17 graph (B) or (F)” and inserting “subparagraph (B), (F),
18 or (H)”.

19 (d) REPORT REQUIRED ON PARTICIPANTS IN HAMAS
20 TERRORISM AGAINST ISRAEL.—Not later than one year
21 after the date of the enactment of this Act, and annually
22 thereafter, the Secretary of Homeland Security shall sub-
23 mit a report to Congress that identifies the number of
24 aliens who—

1 (1) have been found to be inadmissible under
2 section 212(a)(3)(H) of the Immigration and Na-
3 tionality Act, as added by subsection (a)(2); and
4 (2) are described in such section 212(a)(3)(H)
5 and have been found to be removable pursuant to
6 section 237(a)(4)(B) of the Immigration and Na-
7 tionality Act, as amended by subsection (c).

○