

105TH CONGRESS
1ST SESSION

H. R. 2052

To amend the Immigration and Nationality Act with respect to cancellation of removal and waiver of exclusion for certain long-term resident aliens.

IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 1997

Mr. FRANK introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act with respect to cancellation of removal and waiver of exclusion for certain long-term resident aliens.

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. LIMITING THE DISQUALIFICATION, BASED ON**
4 **COMMISSION OF AN AGGRAVATED FELONY,**
5 **FROM CANCELLATION OF REMOVAL FOR**
6 **CERTAIN LONG-TERM RESIDENT ALIENS.**

7 (a) IN GENERAL.—Section 240A(a)(3) of the Immi-
8 gration and Nationality Act, as inserted by section
9 304(a)(3) of the Illegal Immigration Reform and Immi-
10 grant Responsibility Act of 1996 (division C of Public Law

1 104–208), is amended by striking “any aggravated fel-
2 ony” and inserting “an aggravated felony or felonies for
3 which the alien has been sentenced, in the aggregate, to
4 a term of imprisonment of at least 5 years”.

5 (b) EFFECTIVE DATE.—The amendment made by
6 subsection (a) shall take effect as of the title III–A effec-
7 tive date (described in section 309(a) of the Illegal Immi-
8 gration Reform and Immigrant Responsibility Act of
9 1996, division C of Public Law 104–208).

10 (c) APPLICATION PENDING PERMANENT LAW
11 CHANGE.—Effective as if included in the enactment of
12 section 440(d) of the Antiterrorism and Effective Death
13 Penalty Act of 1996 (Public Law 104–132) and before
14 its repeal by section 304(b) of the Illegal Immigration Re-
15 form and Immigrant Responsibility Act of 1996 (division
16 C of Public Law 104–208), section 212(c) of the Immigra-
17 tion and Nationality Act (8 U.S.C. 1182(c)) is amended—

18 (1) in the first sentence—

19 (A) by inserting “for not less than 5
20 years” after “lawfully admitted for permanent
21 residence”, and

22 (B) by striking “who are returning to a
23 lawful unrelinquished domicile of seven consec-
24 tive year” and inserting “who have resided in

1 the United States continuously for 7 years after
2 having been admitted in any status”; and

3 (2) in the last sentence, by striking all that fol-
4 lows “shall not apply to an alien” and inserting the
5 following: “who has been convicted of an aggravated
6 felony or felonies for which the alien has been sen-
7 tenced, in the aggregate, to a term of imprisonment
8 of at least 5 years.”.

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