

105TH CONGRESS
1ST SESSION

H. R. 2694

To amend the Immigration and Nationality Act to authorize the Attorney General to continue to treat certain petitions approved under section 204 of such Act as valid notwithstanding the death of the beneficiary.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 22, 1997

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

A BILL

To amend the Immigration and Nationality Act to authorize the Attorney General to continue to treat certain petitions approved under section 204 of such Act as valid notwithstanding the death of the beneficiary.

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. TREATMENT OF CLASSIFICATION PETITIONS**

4 **UPON DEATH OF BENEFICIARY.**

5 Section 205 of the Immigration and Nationality Act
6 (8 U.S.C. 1155) is amended—

1 (1) by striking “The Attorney General” and in-
2 serting “(a) IN GENERAL.—Subject to subsection
3 (b), the Attorney General”; and

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

5 “(b) EFFECT OF DEATH OF BENEFICIARY ON CER-
6 TAIN PETITIONS.—In any case in which a beneficiary of
7 a petition filed under section 204 dies after the approval
8 of the petition, the Attorney General may, for humani-
9 tarian reasons, disregard such death in applying the provi-
10 sions of this Act to any spouse or child of the bene-
11 ficiary.”.

○