

105TH CONGRESS
1ST SESSION

H. R. 761

To amend title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to extend the 1-year transition from disqualification for a current welfare recipient while the recipient's naturalization application is pending.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 13, 1997

Mr. FRANK of Massachusetts introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to extend the 1-year transition from disqualification for a current welfare recipient while the recipient's naturalization application is pending.

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. EXTENSION OF 1-YEAR TRANSITION FROM WEL-**
2 **FARE DISQUALIFICATION FOR CURRENT**
3 **WELFARE RECIPIENTS DURING NATURALIZA-**
4 **TION PROCESS.**

5 (a) IN GENERAL.—Section 402(a)(2)(D) of the Per-
6 sonal Responsibility and Work Opportunity Reconciliation
7 Act of 1996 (8 U.S.C. 1612(a)(2)(D)) is amended—

8 (1) in clauses (i)(III) and (ii)(III), by striking
9 “The” and inserting “Subject to clause (iii), the”;
10 and

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

12 “(iii) EXTENSION OF GRANDFATHER
13 PROVISIONS DURING NATURALIZATION
14 PROCESS.—

15 “(I) IN GENERAL.—The protec-
16 tion from disqualification provided
17 under clauses (i)(III) and (ii)(III)
18 shall continue to apply to an individ-
19 ual, for months beginning on and
20 after the date of a redetermination or
21 recertification with respect to the indi-
22 vidual, if the individual establishes
23 that the individual has submitted an
24 application for naturalization to the
25 Attorney General, and the application
26 is regarded as filed and pending under

1 regulations promulgated by the Attor-
2 ney General.

3 “(II) DISCONTINUATION.—Sub-
4 clause (I) shall cease to apply to an
5 individual for months beginning on
6 and after the date on which there has
7 been a final, unappealable administra-
8 tive or judicial determination to deny
9 the individual’s application for natu-
10 ralization.”.

11 (b) EFFECTIVE DATE.—The amendments made by
12 subsection (a) shall take effect as if included in the enact-
13 ment of section 402(a)(2)(D) of the Personal Responsibil-
14 ity and Work Opportunity Reconciliation Act of 1996.

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