

105TH CONGRESS
2D SESSION

S. 2441

To amend the Nicaraguan Adjustment and Central American Relief Act to provide to nationals of El Salvador, Guatemala, Honduras, and Haiti an opportunity to apply for adjustment of status under that Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 8, (legislative day, AUGUST 31), 1998

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

A BILL

To amend the Nicaraguan Adjustment and Central American Relief Act to provide to nationals of El Salvador, Guatemala, Honduras, and Haiti an opportunity to apply for adjustment of status under that Act, 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 “Central American and
5 Caribbean Refugee Adjustment Act of 1998”.

1 **SEC. 2. ADJUSTMENT OF STATUS FOR CERTAIN NATIONALS**
 2 **FROM CENTRAL AMERICA, CUBA, AND THE**
 3 **CARIBBEAN.**

4 Section 202 of the Nicaraguan Adjustment and Cen-
 5 tral American Relief Act (8 U.S.C. 1255 note) is amend-
 6 ed—

7 (1) in the section heading, by striking “NICA-
 8 RAGUANS AND CUBANS.” and inserting “NATIONALS
 9 FROM CENTRAL AMERICA, CUBA, AND THE CARIB-
 10 BEAN.”;

11 (2) in subsection (b)(1), by striking “Nicaragua
 12 or Cuba” and inserting “Nicaragua, Cuba, El Sal-
 13 vador, Guatemala, Honduras, or Haiti”; and

14 (3) in subsection (d)(1)(A), by striking “Nica-
 15 ragua or Cuba;” and inserting “Nicaragua, Cuba, El
 16 Salvador, Guatemala, Honduras, or Haiti;”.

17 **SEC. 3. CONFORMING AMENDMENTS TO TRANSITION**
 18 **RULES.**

19 (a) SPECIAL RULE FOR CERTAIN ALIENS GRANTED
 20 TEMPORARY PROTECTION FROM DEPORTATION.—Section
 21 309(c)(5)(C)(i) of the Illegal Immigration Reform and Im-
 22 migrant Responsibility Act of 1996 (8 U.S.C. 1101 note),
 23 as amended by section 203 of the Nicaraguan Adjustment
 24 and Central American Relief Act, is amended by striking
 25 subclauses (I) through (V) and inserting the following:

1 “(I) is an alien who entered the
2 United States on or before December
3 31, 1990, who filed an application for
4 asylum on or before December 31,
5 1991, and who, at the time of filing
6 such application, was a national of the
7 Soviet Union, Russia, any republic of
8 the former Soviet Union, Latvia, Es-
9 tonia, Lithuania, Poland, Czecho-
10 slovakia, Rumania, Hungary, Bul-
11 garia, Albania, East Germany, Yugo-
12 slavia, or any state of the former
13 Yugoslavia;

14 “(II) is the spouse or child (as
15 defined in section 101(b)(1) of the
16 Immigration and Nationality Act) of
17 an individual, at the time a decision is
18 rendered to suspend the deportation,
19 or cancel the removal, of such individ-
20 ual, if the individual has been deter-
21 mined to be described in subclause
22 (I); or

23 “(III) is the unmarried son or
24 daughter of an alien parent, at the
25 time a decision is rendered to suspend

1 the deportation, or cancel the removal,
2 of such alien parent, if—

3 “(aa) the alien parent has
4 been determined to be described
5 in this subclause (I); and

6 “(bb) in the case of a son or
7 daughter who is 21 years of age
8 or older at the time such decision
9 is rendered, the son or daughter
10 entered the United States on or
11 before October 1, 1990.”.

12 (b) TEMPORARY REDUCTION IN DIVERSITY VISAS.—
13 Section 203(d) of the Nicaraguan Adjustment and Central
14 American Relief Act (8 U.S.C. 1151 note) is amended by
15 striking “subclauses (I), (II), (III), and (IV)” and insert-
16 ing “subclauses (II) and (III)”.

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