

107TH CONGRESS
2D SESSION

H. R. 3984

To amend the Patriot Act to permit an alien lawfully admitted for permanent residence whose spouse died as a result of a terrorist activity on September 11, 2001, to apply for naturalization under the conditions that would have applied if such death had not occurred.

IN THE HOUSE OF REPRESENTATIVES

MARCH 18, 2002

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

A BILL

To amend the Patriot Act to permit an alien lawfully admitted for permanent residence whose spouse died as a result of a terrorist activity on September 11, 2001, to apply for naturalization under the conditions that would have applied if such death had not occurred.

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. NATURALIZATION FOR CERTAIN SURVIVING**
4 **SPOUSES.**

5 The Uniting and Strengthening America by Pro-
6 viding Appropriate Tools Required to Intercept and Ob-

1 struct Terrorism (USA PATRIOT ACT) Act of 2001 is
2 amended—

3 (1) by redesignating sections 426 through 428
4 as sections 427 through 429, respectively; and

5 (2) by inserting after section 425 the following:

6 **“SEC. 426. NATURALIZATION FOR CERTAIN SURVIVING**
7 **SPOUSES.**

8 “(a) IN GENERAL.—In the case of an alien described
9 in subsection (b), the alien may be naturalized in accord-
10 ance with section 319(a) of the Immigration and Nation-
11 ality Act (8 U.S.C. 1430(a)) notwithstanding the alien’s
12 inability to satisfy the requirement in such section that
13 the alien, during the three years immediately preceding
14 the date of filing an application for naturalization, have
15 been living in marital union with the citizen spouse.

16 “(b) ALIENS DESCRIBED.—An alien is described in
17 this section if the alien—

18 “(1) was an alien lawfully admitted for perma-
19 nent residence on September 11, 2001;

20 “(2) was, at the time of the citizen’s death, the
21 spouse of a citizen of the United States who died as
22 a direct result of a specified terrorist activity; and

23 “(3) was not legally separated from the citizen
24 at the time of the citizen’s death.”.

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