

107TH CONGRESS  
2D SESSION

# H. R. 4999

To adjust the status of certain aliens with longstanding ties to the United States to that of an alien lawfully admitted to permanent residence, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2002

Mr. PASTOR (for himself and Mr. GUTIERREZ) introduced the following bill;  
which was referred to the Committee on the Judiciary

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## A BILL

To adjust the status of certain aliens with longstanding ties to the United States to that of an alien lawfully admitted to permanent residence, 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 “Immigration Adjust-  
5       ment Act of 2002”.

6       **SEC. 2. REFERENCES.**

7       Except as otherwise expressly provided, whenever in  
8       this Act an amendment or repeal is expressed in terms  
9       of an amendment to, or repeal of, a section or other provi-

1 sion, the reference shall be considered to be made to a  
 2 section or other provision of the Immigration and Nation-  
 3 ality Act.

4 **TITLE I—ADJUSTMENT OF STA-**  
 5 **TUS OF CERTAIN UNDOCU-**  
 6 **MENTED ALIENS**

7 **SEC. 101. ADJUSTMENT OF STATUS OF CERTAIN ENTRANTS**  
 8 **BEFORE JANUARY 1, 2000, TO THAT OF PER-**  
 9 **SON ADMITTED FOR LAWFUL RESIDENCE.**

10 (a) IN GENERAL.—Chapter 4 of title II is amended  
 11 by inserting after section 245A the following:

12 “ADJUSTMENT OF STATUS OF CERTAIN ENTRANTS BE-  
 13 FORE JANUARY 1, 2000, TO THAT OF PERSON ADMIT-  
 14 TED FOR LAWFUL RESIDENCE

15 “SEC. 245B. (a) RESIDENT STATUS.—

16 “(1) IN GENERAL.—The Attorney General shall  
 17 adjust the status of an alien to that of an alien law-  
 18 fully admitted for permanent residence if the alien  
 19 meets the requirements of this subsection.

20 “(2) TIMELY APPLICATION.—

21 “(A) DURING APPLICATION PERIOD.—Ex-  
 22 cept as provided in subparagraph (B), the alien  
 23 must apply for such adjustment during the 18-  
 24 month period beginning on a date (not later  
 25 than 360 days after date of enactment) des-  
 26 ignated by the Attorney General.

1           “(B) APPLICATION WITHIN 30 DAYS OF  
2 NOTICE TO APPEAR.—An alien who, at any time  
3 during the first 17 months of the 18-month pe-  
4 riod described in subparagraph (A), is the sub-  
5 ject of a notice to appear issued under section  
6 239, must make application under subsection  
7 (b) not later than the end of the 30-day period  
8 beginning either on the first day of such 18-  
9 month period or on the date of the issuance of  
10 such notice, whichever day is later.

11           “(C) INFORMATION INCLUDED IN APPLICA-  
12 TION.—Each application under subsection (c)  
13 shall contain such information as the Attorney  
14 General may require, including information on  
15 living relatives of the applicant with respect to  
16 whom a petition for preference or other status  
17 may be filed by the applicant at any later date  
18 under section 204(a).

19           “(3) CONTINUOUS RESIDENCE.—

20           “(A) IN GENERAL.—

21           “(i) CONTINUOUS RESIDENCE.—The  
22 alien must establish that the alien entered  
23 the United States before January 1, 2000,  
24 and has resided continuously in the United  
25 States since such date and through the

1 date the application is filed under this sub-  
2 section.

3 “(ii) 5 YEARS.—The alien must estab-  
4 lish continuous residence in the United  
5 States immediately preceding the 5-year  
6 period ending on the date on which the  
7 alien becomes eligible for adjustment of  
8 status under this subsection.

9 “(iii) TREATMENT OF CERTAIN AB-  
10 SENCES.—An alien shall not be considered  
11 to have lost continuous residence by reason  
12 of an absence from the United States per-  
13 mitted under subsection (b)(9).

14 “(B) EXCHANGE VISITORS.—If the alien  
15 was at any time a nonimmigrant exchange alien  
16 (as defined in section 101(a)(15)(J)), the alien  
17 must establish that the alien was not subject to  
18 the two-year foreign residence requirement of  
19 section 212(e) or has fulfilled that requirement  
20 or received a waiver thereof.

21 “(4) CONTINUOUS PHYSICAL PRESENCE SINCE  
22 DATE OF ENACTMENT.—

23 “(A) IN GENERAL.—The alien must estab-  
24 lish that the alien has been continuously phys-

1           ically present in the United States since the  
2           date of the enactment of this section.

3           “(B) TREATMENT OF BRIEF, CASUAL, AND  
4           INNOCENT ABSENCES.—An alien shall not be  
5           considered to have failed to maintain contin-  
6           uous physical presence in the United States for  
7           purposes of subparagraph (A) by virtue of an  
8           absence, or absences, from the United States  
9           for any periods in the aggregate not exceeding  
10          180 days.

11          “(C) ADMISSIONS.—Nothing in this section  
12          shall be construed as authorizing an alien to  
13          apply for admission to, or to be admitted to, the  
14          United States in order to apply for adjustment  
15          of status under this subsection.

16          “(5) ADMISSIBLE AS IMMIGRANT.—The alien  
17          must establish that the alien—

18                 “(A) is admissible to the United States as  
19                 an immigrant, except as otherwise provided  
20                 under subsection (c)(2); and

21                 “(B) has not been convicted of any felony  
22                 or three or more misdemeanors committed in  
23                 the United States.

24          “(6) BASIC CITIZENSHIP SKILLS.—

1           “(A) IN GENERAL.—The alien must dem-  
2           onstrate that he either—

3                   “(i) meets the requirements of section  
4                   312(a) (relating to minimal understanding  
5                   of ordinary English and a knowledge and  
6                   understanding of the history and govern-  
7                   ment of the United States); or

8                   “(ii) is satisfactorily pursuing a  
9                   course of study (recognized by the Attor-  
10                  ney General) to achieve such an under-  
11                  standing of English and such a knowledge  
12                  and understanding of the history and gov-  
13                  ernment of the United States.

14          “(B) EXCEPTIONS.—

15                  “(i)     DISABILITIES.—Subparagraph  
16                  (A) shall not apply to a person who is un-  
17                  able because of physical or developmental  
18                  disability or mental impairment to comply  
19                  with such subparagraph.

20                  “(ii)    AGE.—The Attorney General  
21                  may, in the Attorney General’s discretion,  
22                  waive all or part of the requirements of  
23                  subparagraph (A) in the case of an alien  
24                  who is 65 years of age or older.

1           “(C) RELATION TO NATURALIZATION EX-  
2 AMINATION.—In accordance with regulations of  
3 the Attorney General, an alien who has dem-  
4 onstrated under subparagraph (A)(i) that the  
5 alien meets the requirements of section 312(a)  
6 may be considered to have satisfied the require-  
7 ments of that section for purposes of becoming  
8 naturalized as a citizen of the United States  
9 under title III.

10       “(b) APPLICATIONS FOR ADJUSTMENT OF STATUS.—

11           “(1) CONDITIONS FOR ACCEPTANCE OF APPLI-  
12 CATION.—An application shall be accepted under  
13 this subsection upon a determination that the appli-  
14 cant is prima facie eligible for adjustment of status  
15 under subsection (a), which determination shall not  
16 be made before, at a minimum, the identity of the  
17 applicant has been checked against all appropriate  
18 electronic databases maintained by the Attorney  
19 General and by the Secretary of State and appro-  
20 priate foreign entities or international law enforce-  
21 ment databases to determine any grounds on which  
22 the alien may be inadmissible to the United States  
23 that may not be waived under subsection (c)(2).

24       “(2) TO WHOM MAY BE MADE.—

1           “(A) IN GENERAL.—The Attorney General  
2           shall provide that applications for adjustment of  
3           status under subsection (a) may be filed—

4                     “(i) with the Attorney General, or

5                     “(ii) with a qualified designated enti-  
6           ty, but only if the applicant consents to the  
7           forwarding of the application to the Attor-  
8           ney General.

9           “(B) DEFINITION.—As used in this sec-  
10          tion, the term ‘qualified designated entity’  
11          means an organization or person designated  
12          under paragraph (3).

13          “(3) DESIGNATION OF QUALIFIED ENTITIES TO  
14          RECEIVE APPLICATIONS.—For purposes of assisting  
15          in the program of legalization provided under this  
16          section, the Attorney General—

17                   “(A) shall designate qualified voluntary or-  
18                   ganizations and other qualified State, local, and  
19                   community organizations, and

20                   “(B) may designate such other persons as  
21                   the Attorney General determines are qualified  
22                   and have substantial experience, demonstrated  
23                   competence, and traditional long-term involve-  
24                   ment in the preparation and submittal of appli-  
25                   cations for adjustment of status under section



1           209 or 245, Public Law 89–732, or Public Law  
2           95–145.

3           “(4) TREATMENT OF APPLICATIONS BY DES-  
4           IGNATED ENTITIES.—Each qualified designated enti-  
5           ty must agree to forward to the Attorney General  
6           applications filed with it in accordance with para-  
7           graph (2)(A)(ii) but not to forward to the Attorney  
8           General applications filed with it unless the appli-  
9           cant has consented to such forwarding. No such en-  
10          tity may make a determination required by this sec-  
11          tion to be made by the Attorney General.

12          “(5) LIMITATION ON ACCESS TO INFORMA-  
13          TION.—Files and records of qualified designated en-  
14          tities relating to an alien’s seeking assistance or in-  
15          formation with respect to filing an application under  
16          this section are confidential and the Attorney Gen-  
17          eral and the Service shall not have access to such  
18          files or records relating to an alien without the con-  
19          sent of the alien.

20          “(6) CONFIDENTIALITY OF INFORMATION.—

21                 “(A) IN GENERAL.—Except as provided in  
22                 this paragraph, neither the Attorney General,  
23                 nor any other official or employee of the De-  
24                 partment of Justice, or bureau or agency there-  
25                 of, may—

1           “(i) use the information furnished by  
2           the applicant pursuant to an application  
3           filed under this section for any purpose  
4           other than to make a determination on the  
5           application, for enforcement of paragraph  
6           (7);

7           “(ii) make any publication whereby  
8           the information furnished by any par-  
9           ticular applicant can be identified; or

10          “(iii) permit anyone other than the  
11          sworn officers and employees of the De-  
12          partment or bureau or agency or, with re-  
13          spect to applications filed with a des-  
14          ignated entity, that designated entity, to  
15          examine individual applications.

16          “(B) REQUIRED DISCLOSURES.—The At-  
17          torney General shall provide the information  
18          furnished under this section, and any other in-  
19          formation derived from such furnished informa-  
20          tion, to a duly recognized law enforcement enti-  
21          ty in connection with a criminal investigation or  
22          prosecution, when such information is requested  
23          in writing by such entity, or to an official cor-  
24          oner for purposes of affirmatively identifying a

1           deceased individual (whether or not such indi-  
2           vidual is deceased as a result of a crime).

3           “(C) AUTHORIZED DISCLOSURES.—The  
4           Attorney General may provide, in the Attorney  
5           General’s discretion, for the furnishing of infor-  
6           mation furnished under this section in the same  
7           manner and circumstances as census informa-  
8           tion may be disclosed by the Secretary of Com-  
9           merce under section 8 of title 13, United States  
10          Code.

11          “(D) CONSTRUCTION.—

12           “(i) IN GENERAL.—Nothing in this  
13           paragraph shall be construed to limit the  
14           use, or release, for immigration enforce-  
15           ment purposes or law enforcement pur-  
16           poses of information contained in files or  
17           records of the Service pertaining to an ap-  
18           plication filed under this section, other  
19           than information furnished by an applicant  
20           pursuant to the application, or any other  
21           information derived from the application,  
22           that is not available from any other source.

23           “(ii) CRIMINAL CONVICTIONS.—Informa-  
24           tion concerning whether the applicant has  
25           at any time been convicted of a crime may

1                   be used or released for immigration en-  
2                   forcement or law enforcement purposes.

3                   “(E) CRIME.—Whoever knowingly uses,  
4                   publishes, or permits information to be exam-  
5                   ined in violation of this paragraph shall be fined  
6                   not more than \$10,000.

7                   “(7) PENALTIES FOR FALSE STATEMENTS IN  
8                   APPLICATIONS.—Whoever files an application for ad-  
9                   justment of status under this section and knowingly  
10                  and willfully falsifies, misrepresents, conceals, or  
11                  covers up a material fact or makes any false, ficti-  
12                  tious, or fraudulent statements or representations,  
13                  or makes or uses any false writing or document  
14                  knowing the same to contain any false, fictitious, or  
15                  fraudulent statement or entry, shall be fined in ac-  
16                  cordance with title 18, United States Code, or im-  
17                  prisoned not more than five years, or both.

18                  “(8) APPLICATION FEES.—

19                  “(A) FEE SCHEDULE.—The Attorney Gen-  
20                  eral shall provide for a schedule of fees to be  
21                  charged for the filing of applications for adjust-  
22                  ment under this section. Such fees shall not ex-  
23                  ceed the Attorney General’s costs in adjudi-  
24                  cating the applications.

1           “(B) USE OF FEES.—The Attorney Gen-  
2           eral shall deposit payments received under this  
3           paragraph in a separate account and amounts  
4           in such account shall be available, without fiscal  
5           year limitation, to cover administrative and  
6           other expenses incurred in connection with the  
7           review of applications filed under this sub-  
8           section.

9           “(9) AUTHORIZED TRAVEL AND EMPLOY-  
10          MENT.—During the period after an alien has sub-  
11          mitted an application under this subsection and be-  
12          fore the Attorney General has rendered a decision to  
13          accept or reject such application, and during the pe-  
14          riod after the acceptance of an alien’s application  
15          under this subsection and before the Attorney Gen-  
16          eral has rendered a final decision granting or deny-  
17          ing such application, the Attorney General—

18               “(A) shall not remove the alien from the  
19          United States;

20               “(B) shall, in accordance with regulations,  
21          permit the alien to return to the United States  
22          after such brief and casual trips abroad as re-  
23          flect an intention on the part of the alien to ad-  
24          just to lawful permanent resident status under  
25          subsection (a) and after brief temporary trips

1           abroad occasioned by a family obligation involv-  
2           ing an occurrence such as the illness or death  
3           of a close relative or other family need; and

4           “(C) shall grant the alien authorization to  
5           engage in employment in the United States and  
6           provide to that alien an ‘employment author-  
7           ized’ endorsement or other appropriate work  
8           permit for 12 months, renewable at 6-month in-  
9           tervals, until a final ruling on the application is  
10          made.

11          “(c) WAIVER OF NUMERICAL LIMITATIONS AND CER-  
12          TAIN GROUNDS FOR INADMISSIBILITY.—

13               “(1) NUMERICAL LIMITATIONS DO NOT  
14          APPLY.—The numerical limitations of sections 201  
15          and 202 shall not apply to the adjustment of aliens  
16          to lawful permanent resident status under subsection  
17          (a) or (g).

18               “(2) TREATMENT OF GROUNDS FOR INADMIS-  
19          SIBILITY.—

20               “(A) INAPPLICABLE GROUNDS FOR INAD-  
21          MISSIBILITY.—In the determination of an  
22          alien’s admissibility under subsection (a), the  
23          provisions of paragraphs (4), (5), (6)(A),  
24          (7)(A), and (9)(B) of section 212(a) shall not  
25          apply.

1           “(B) WAIVER OF GROUNDS FOR INADMISS-  
2           SIBILITY.—

3           “(i) IN GENERAL.—Except as pro-  
4           vided in clause (ii), the Attorney General  
5           may waive any other provision of section  
6           212(a) in the case of individual aliens for  
7           humanitarian purposes, to assure family  
8           unity, or when it is otherwise in the public  
9           interest.

10          “(ii) GROUNDS THAT MAY NOT BE  
11          WAIVED.—The following provisions of sec-  
12          tion 212(a) may not be waived by the At-  
13          torney General under clause (i):

14               “(I) Paragraphs (2)(A) and  
15               (2)(B) (relating to criminals).

16               “(II) Paragraph (2)(C) (relating  
17               to drug offenses), except for so much  
18               of such paragraph as relates to a sin-  
19               gle offense of simple possession of 30  
20               grams or less of marijuana.

21               “(III) Paragraph (3) (relating to  
22               security and related grounds).

23          “(C) MEDICAL EXAMINATION.—The alien  
24          shall be required, at the alien’s expense, to un-  
25          dergo such a medical examination (including a

1 determination of immunization status) as is ap-  
2 propriate and conforms to generally accepted  
3 professional standards of medical practice.

4 “(d) TEMPORARY STAY OF DEPORTATION AND  
5 WORK AUTHORIZATION BEFORE APPLICATION PERIOD.—  
6 The Attorney General may provide that in the case of an  
7 alien who is apprehended before the beginning of the ap-  
8 plication period described in subsection (a)(2)(A) and who  
9 can establish a prima facie case of eligibility to have his  
10 status adjusted under subsection (a) or (g) (but for the  
11 fact that the alien may not apply for such adjustment until  
12 the beginning of such period), until the alien has had the  
13 opportunity during the first 30 days of the application pe-  
14 riod to complete the filing of an application for adjust-  
15 ment, the alien—

16 “(1) may not be removed from the United  
17 States; and

18 “(2) shall be granted authorization to engage in  
19 employment in the United States and be provided an  
20 ‘employment authorized’ endorsement or other ap-  
21 propriate work permit.

22 “(e) ADMINISTRATIVE AND JUDICIAL REVIEW.—

23 “(1) ADMINISTRATIVE AND JUDICIAL RE-  
24 VIEW.—There shall be no administrative or judicial  
25 review of a determination respecting an application



1 for adjustment of status under subsection (a) or (g)  
2 except in accordance with this subsection.

3 “(2) NO REVIEW FOR LATE FILINGS.—No de-  
4 nial of adjustment of status under subsection (a) or  
5 (g) based on a late filing of an application for such  
6 adjustment may be reviewed by a court of the  
7 United States or of any State or reviewed in any ad-  
8 ministrative proceeding of the United States Govern-  
9 ment.

10 “(3) ADMINISTRATIVE REVIEW.—

11 “(A) SINGLE LEVEL OF ADMINISTRATIVE  
12 APPELLATE REVIEW.—The Attorney General  
13 shall establish an appellate authority to provide  
14 for a single level of administrative appellate re-  
15 view of a determination described in paragraph  
16 (1).

17 “(B) STANDARD FOR REVIEW.—Such ad-  
18 ministrative appellate review shall be based  
19 solely upon the administrative record estab-  
20 lished at the time of the determination on the  
21 application and upon such additional or newly  
22 discovered evidence as may not have been avail-  
23 able at the time of the determination.

24 “(4) JUDICIAL REVIEW.—

1           “(A) LIMITATION TO REVIEW OF DEPOR-  
2 TATION.—There shall be judicial review of such  
3 a denial only in the judicial review of an order  
4 of removal under section 242.

5           “(B) STANDARD FOR JUDICIAL REVIEW.—  
6 Such judicial review shall be based solely upon  
7 the administrative record established at the  
8 time of the review by the appellate authority  
9 and the findings of fact and determinations  
10 contained in such record shall be conclusive un-  
11 less the applicant can establish abuse of discre-  
12 tion or that the findings are directly contrary to  
13 clear and convincing facts contained in the  
14 record considered as a whole.

15           “(C) JURISDICTION OF COURTS.—Notwith-  
16 standing any other provision of law, no court  
17 shall have jurisdiction of any cause of action or  
18 claim by or on behalf of any person asserting  
19 an interest under this section unless such per-  
20 son in fact filed an application under this sec-  
21 tion within the period specified by subsection  
22 (a)(2) attempted to file a complete application  
23 and application fee with an authorized legaliza-  
24 tion officer of the Service but had the applica-  
25 tion and fee refused by that officer.

1 “(f) IMPLEMENTATION OF SECTION.—

2 “(1) REGULATIONS.—The Attorney General,  
3 after consultation with the Committees on the Judi-  
4 ciary of the House of Representatives and of the  
5 Senate, shall prescribe—

6 “(A) regulations establishing a definition  
7 of the term ‘continuous residence’, as used in  
8 this section, and the evidence needed to estab-  
9 lish that an alien has resided continuously in  
10 the United States for purposes of this section;  
11 and

12 “(B) such other regulations as may be nec-  
13 essary to carry out this section.

14 “(2) CONSIDERATIONS.—In prescribing regula-  
15 tions described in paragraph (1)(A)—

16 “(A) PERIODS OF CONTINUOUS RESI-  
17 DENCE.—The Attorney General shall specify in-  
18 dividual periods, and aggregate periods, of ab-  
19 sence from the United States which will be con-  
20 sidered to break a period of continuous resi-  
21 dence in the United States and shall take into  
22 account absences due merely to brief and casual  
23 trips abroad.

1           “(B) ABSENCES CAUSED BY REMOVAL OR  
2           ADVANCED PAROLE.—The Attorney General  
3           shall provide that—

4                   “(i) an alien shall not be considered to  
5                   have resided continuously in the United  
6                   States, if, during any period for which con-  
7                   tinuous residence is required, the alien was  
8                   outside the United States as a result of a  
9                   departure under an order of removal or de-  
10                  portation; and

11                  “(ii) any period of time during which  
12                  an alien is outside the United States pur-  
13                  suant to the advance parole procedures of  
14                  the Service shall not be considered as part  
15                  of the period of time during which an alien  
16                  is outside the United States for purposes  
17                  of this section.

18           “(C) WAIVERS OF CERTAIN ABSENCES.—  
19           The Attorney General shall provide for a waiv-  
20           er, in the discretion of the Attorney General, of  
21           the periods specified under subparagraph (A) in  
22           the case of an absence from the United States  
23           due merely to a brief temporary trip abroad re-  
24           quired by emergency or extenuating cir-  
25           cumstances outside the control of the alien.

1                   “(D) USE OF CERTAIN DOCUMENTA-  
2                   TION.—The Attorney General shall require  
3                   that—

4                   “(i) continuous residence and physical  
5                   presence in the United States must be es-  
6                   tablished through documents, together with  
7                   independent corroboration of the informa-  
8                   tion contained in such documents; and

9                   “(ii) the documents provided under  
10                  clause (i) be employment-related if employ-  
11                  ment-related documents with respect to the  
12                  alien are available to the applicant.

13                  “(3) INTERIM FINAL REGULATIONS.—Regula-  
14                  tions prescribed under this section may be pre-  
15                  scribed to take effect on an interim final basis if the  
16                  Attorney General determines that this is necessary  
17                  in order to implement this section in a timely man-  
18                  ner.

19                  “(g) ADJUSTMENT OF STATUS FOR SPOUSES AND  
20                  CHILDREN.—

21                  “(1) IN GENERAL.—The status of an alien shall  
22                  be adjusted by the Attorney General to that of an  
23                  alien lawfully admitted for permanent residence con-  
24                  currently with the adjustment of the principal alien,  
25                  if—

1           “(A) the alien is the spouse or child of an  
2           alien whose status is adjusted to that of an  
3           alien lawfully admitted for permanent residence  
4           under subsection (a);

5           “(B) the alien applies for such adjustment  
6           and is physically present in the United States  
7           on the date the application is filed;

8           “(C) the alien is otherwise admissible to  
9           the United States for permanent residence, ex-  
10          cept in determining such admissibility the  
11          grounds for inadmissibility specified in para-  
12          graphs (4), (5), (6)(A), (7)(A), and (9)(B) of  
13          section 212(a) shall not apply; and

14          “(D) the alien applies for such adjustment  
15          before the expiration of the application period  
16          specified in subsection (a)(2)(A).

17          “(2) DETERMINATION OF WHETHER APPLICANT  
18          IS A CHILD.—For purposes of paragraph (1)(A), a  
19          determination of whether an alien is a child shall be  
20          made using the age of the alien on the date on  
21          which the alien’s application under this subsection is  
22          filed.

23          “(h) INAPPLICABILITY OF REMOVAL ORDER REIN-  
24          STATEMENT.—Section 241(a)(5) shall not apply with re-

1 spect to an alien who is applying for adjustment of status  
2 under this section.”.

3 (b) CLERICAL AMENDMENT.—The table of contents  
4 is amended by inserting after the item relating to section  
5 245A the following:

“Sec. 245B. Adjustment of status of certain entrants before January 1, 2000,  
to that of person admitted for lawful residence.”.

## 6 **TITLE II—REGISTRY DATE** 7 **CHANGE**

### 8 **SEC. 201. CHANGE OF ENTRY DATE INTO THE UNITED** 9 **STATES FOR PURPOSES OF A RECORD OF AD-** 10 **MISSION FOR PERMANENT RESIDENCE FOR** 11 **CERTAIN ALIENS.**

12 (a) IN GENERAL.—Section 249 (8 U.S.C. 1259) is  
13 amended—

14 (1) in the section heading, by striking “JANU-  
15 ARY 1, 1972” and inserting “JANUARY 1, 2000”; and

16 (2) in subsection (a), by striking “January 1,  
17 1972;” and inserting “January 1, 2000;”.

18 (b) CLERICAL AMENDMENT.—The table of contents  
19 is amended in the item relating to section 249 by striking  
20 “January 1, 1972” and inserting “January 1, 2000”.

21 (c) EFFECTIVE DATE.—The amendments made by  
22 subsections (a) and (b) shall take effect on January 1,  
23 2006.

1       **TITLE III—MISCELLANEOUS**

2   **SEC. 301. REGULATIONS.**

3       The Attorney General shall promulgate regulations to  
4   implement this Act not more than 90 days after the date  
5   of the enactment of this Act.

6   **SEC. 302. AUTHORIZATION OF APPROPRIATIONS.**

7       (a) IN GENERAL.—There are authorized to be appro-  
8   priated such sums as may be necessary to carry out this  
9   Act.

10      (b) AVAILABILITY OF FUNDS.—Amounts appro-  
11   priated pursuant to subsection (a) are authorized to re-  
12   main available until expended.

13   **SEC. 303. EFFECTIVE DATE.**

14      Except as otherwise provided in this Act, the  
15   amendments made by this Act shall take effect on the date  
16   of the enactment of this Act.

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