

108TH CONGRESS  
2D SESSION

# H. R. 5070

For the relief of Ana Maria Moncayo-Gigax.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 13, 2004

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

---

## A BILL

For the relief of Ana Maria Moncayo-Gigax.

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. PERMANENT RESIDENT STATUS FOR ANA**  
4       **MARIA MONCAYO-GIGAX.**

5       (a) IN GENERAL.—Notwithstanding subsections (a)  
6       and (b) of section 201 of the Immigration and Nationality  
7       Act, Ana Maria Moncayo-Gigax shall be eligible for  
8       issuance of an immigrant visa or for adjustment of status  
9       to that of an alien lawfully admitted for permanent resi-  
10      dence upon filing an application for issuance of an immi-  
11      grant visa under section 204 of such Act or for adjustment  
12      of status to lawful permanent resident.

1       (b) ADJUSTMENT OF STATUS.—If Ana Maria  
2 Moncayo-Gigax enters the United States before the filing  
3 deadline specified in subsection (c), she shall be considered  
4 to have entered and remained lawfully and shall, if other-  
5 wise eligible, be eligible for adjustment of status under  
6 section 245 of the Immigration and Nationality Act as of  
7 the date of the enactment of this Act.

8       (c) DEADLINE FOR APPLICATION AND PAYMENT OF  
9 FEES.—Subsections (a) and (b) shall apply only if the ap-  
10 plication for issuance of an immigrant visa or the applica-  
11 tion for adjustment of status is filed with appropriate fees  
12 within 2 years after the date of the enactment of this Act.

13       (d) REDUCTION OF IMMIGRANT VISA NUMBER.—  
14 Upon the granting of an immigrant visa or permanent res-  
15 idence to Ana Maria Moncayo-Gigax, the Secretary of  
16 State shall instruct the proper officer to reduce by 1, dur-  
17 ing the current or next following fiscal year, the total num-  
18 ber of immigrant visas that are made available to natives  
19 of the country of the alien’s birth under section 203(a)  
20 of the Immigration and Nationality Act or, if applicable,  
21 the total number of immigrant visas that are made avail-  
22 able to natives of the country of the alien’s birth under  
23 section 202(e) of such Act.

24       (e) DENIAL OF PREFERENTIAL IMMIGRATION  
25 TREATMENT FOR CERTAIN RELATIVES.—The natural

1 parents, brothers, and sisters of Ana Maria Moncayo-  
2 Gigax shall not, by virtue of such relationship, be accorded  
3 any right, privilege, or status under the Immigration and  
4 Nationality Act.

○