

109TH CONGRESS  
1ST SESSION

# H. R. 4317

To enforce the numerical limits Congress has placed on immigration.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2005

Mr. WELDON of Florida (for himself, Mr. PETERSON of Minnesota, Mrs. MYRICK, Mr. PENCE, Mr. ISSA, Mr. GUTKNECHT, Mr. GOODE, Mr. SHADEGG, Mr. PITTS, Mr. GINGREY, Mr. KING of Iowa, Mr. FEENEY, Mr. BARTLETT of Maryland, Mr. HENSARLING, and Mr. WESTMORELAND) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To enforce the numerical limits Congress has placed on  
immigration.

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 “Truth in Immigration  
5 (TRIM) Act”.

### 6 **SEC. 2. ANNUAL REPORT ON THE ILLEGAL ALIEN POPU-** 7 **LATION.**

8 (a) ANNUAL REPORT.—

1           (1) IN GENERAL.—The Secretary of Homeland  
2       Security shall annually report to the Congress on the  
3       number of aliens, listed by country of last known ha-  
4       bitual residence, who are estimated to be unlawfully  
5       residing in the United States as of August 31 of the  
6       year in which the report is submitted.

7           (2) DETAIL.—The Secretary shall provide the  
8       greatest degree of detail that is feasible in making  
9       the determination described in paragraph (1).

10          (3) DEADLINE.—The Secretary shall transmit  
11       each report required by this subsection to the Con-  
12       gress not later than September 31 of each year, be-  
13       ginning with the first September 31 that occurs  
14       after the date of the enactment of this Act.

15          (b) REVIEW.—The Comptroller General of the United  
16       States shall conduct a review each year of the Secretary's  
17       methodology, data, and conclusions to ensure that they  
18       represent the best available data and practices and are  
19       consistent from year to year. The results of such review  
20       shall be transmitted to the Congress not later than 60  
21       days after the date on which the Secretary's report was  
22       transmitted.

1 **SEC. 3. ENFORCING NUMERICAL LIMITS ON IMMIGRATION.**

2 Section 202 of the Immigration and Nationality Act  
3 (8 U.S.C. 1152) is amended by adding at the end the fol-  
4 lowing:

5 “(f) REDUCTIONS TO ACCOUNT FOR ILLEGALLY  
6 RESIDENT POPULATION.—

7 “(1) IN GENERAL.—

8 “(A) REDUCTION.—Notwithstanding any  
9 other provision of law, and except as provided  
10 in subparagraph (B), the total per country level  
11 of legal immigration determined under this sec-  
12 tion for each country shall be reduced by one-  
13 half of the number of illegal aliens from that  
14 country who were residing in the United States  
15 as of August 31 of the preceding fiscal year.

16 “(B) LIMITATION.—Notwithstanding sub-  
17 paragraph (A), no reduction under such sub-  
18 paragraph with respect to any single foreign  
19 state or dependent area may exceed one-half of  
20 the total per country level of legal immigration  
21 that otherwise would apply under this section  
22 for any fiscal year.

23 “(2) ORDER OF REDUCTIONS.—In carrying out  
24 the reduction required by paragraph (1), the Sec-  
25 retary of State and the Secretary of Homeland Secu-

1        rity shall reduce from immigrant categories in the  
2        following order:

3                “(A) Diversity lottery winners, if any, de-  
4        scribed in section 203(c).

5                “(B) Brothers and sisters of citizens de-  
6        scribed in section 203(a)(4).

7                “(C) Married sons and married daughters  
8        of citizens described in section 203(a)(3).

9                “(D) Unmarried sons and unmarried  
10       daughters of permanent resident aliens de-  
11       scribed in section 203(a)(2)(B).

12               “(E) Unmarried sons and daughters of  
13       citizens described in 203(a)(1).

14               “(F) Skilled workers, professionals, and  
15       other workers described in section 203(b)(3).

16               “(G) Special immigrants described in sec-  
17       tion 203(b)(4).

18               “(H) Aliens who are members of the pro-  
19       fessions holding advanced degrees or aliens of  
20       exceptional ability described in section  
21       203(b)(2).

22               “(I) Priority workers described in section  
23       203(b)(1).

24               “(J) Employment creation described in  
25       section 203(b)(5).

1           “(K) ‘K’ special immigrants described in  
2           section 203(b)(6).

3           “(L) Spouses and children of permanent  
4           resident aliens described in section  
5           203(a)(2)(A).

6           “(M) Aliens not subject to quotas de-  
7           scribed in section 201(b).

8           “(3) NOT AVAILABLE IN ANY OTHER YEAR.—  
9           Reductions made under this subsection with respect  
10          to a fiscal year shall not be re-allocated to any other  
11          category or individual and shall not be used in deter-  
12          mining the availability of immigrant visas in any  
13          other fiscal year.”.

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