

109TH CONGRESS
1ST SESSION

H. R. 4498

To amend the Immigration and Nationality Act to authorize a case-by-case waiver of certain naturalization requirements for children of members of the Armed Forces who are adopted outside the United States.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 8, 2005

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

A BILL

To amend the Immigration and Nationality Act to authorize a case-by-case waiver of certain naturalization requirements for children of members of the Armed Forces who are adopted outside the United States.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AUTHORIZATION OF WAIVER OF CERTAIN NAT-**
2 **URALIZATION REQUIREMENTS FOR CHIL-**
3 **DREN OF MEMBERS OF THE ARMED FORCES**
4 **WHO ARE ADOPTED OUTSIDE THE UNITED**
5 **STATES.**

6 (a) IN GENERAL.—Section 322 of the Immigration
7 and Nationality Act (8 U.S.C. 1433) is amended by add-
8 ing at the end the following new subsection:

9 “(d) In the case of a child who is adopted outside
10 the United States by a member of the Armed Forces who
11 at the time of adoption is stationed outside the United
12 States, the Secretary of Homeland Security may waive on
13 a case-by-case basis the following requirements insofar as
14 the member’s service outside the United States may pre-
15 vent the satisfaction of such requirements:

16 “(1) Paragraphs (3), (4), and (5) of subsection
17 (a).

18 “(2) Subsection (b), insofar as it requires the
19 taking and subscribing the oath of allegiance within
20 the United States.”.

21 (b) EFFECTIVE DATE.—The amendment made by
22 subsection (a) shall apply to children adopted before, on,
23 or after the date of the enactment of this Act.

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