

113TH CONGRESS
1ST SESSION

H. R. 519

To amend the Immigration and Nationality Act to promote family unity,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2013

Mr. NADLER (for himself, Mr. HANNA, Mr. GUTIERREZ, Mr. DENT, Mr. POLIS, Mr. CICILLINE, Mr. SEAN PATRICK MALONEY of New York, Mr. POCAN, Ms. SINEMA, Mr. TAKANO, Mr. CONYERS, Ms. LOFGREN, Ms. PELOSI, Mr. HOYER, Mr. HONDA, Mr. VAN HOLLEN, and Mr. GARCIA) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to promote
family unity, 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; AMENDMENTS TO IMMIGRATION**
4 **AND NATIONALITY ACT.**

5 (a) SHORT TITLE.—This Act may be cited as the
6 “Uniting American Families Act of 2013”.

7 (b) AMENDMENTS TO IMMIGRATION AND NATION-
8 ALITY ACT.—Except as otherwise specifically provided,

1 whenever in this Act an amendment or repeal is expressed
2 as the amendment or repeal of a section or other provision,
3 the reference shall be considered to be made to that sec-
4 tion or provision in the Immigration and Nationality Act.

5 **SEC. 2. DEFINITIONS OF PERMANENT PARTNER AND PER-**
6 **MANENT PARTNERSHIP.**

7 Section 101(a) (8 U.S.C. 1101(a)) is amended—

8 (1) in paragraph (15)(K)(ii), by inserting “or
9 permanent partnership” after “marriage”; and

10 (2) by adding at the end the following:

11 “(53) The term ‘permanent partner’ means an
12 individual 18 years of age or older who—

13 “(A) is in a committed, intimate relation-
14 ship with another individual 18 years of age or
15 older in which both parties intend a lifelong
16 commitment;

17 “(B) is financially interdependent with
18 that other individual;

19 “(C) is not married to or in a permanent
20 partnership with anyone other than that other
21 individual;

22 “(D) is unable to contract with that other
23 individual a marriage cognizable under this Act;
24 and

1 “(E) is not a first-, second-, or third-de-
2 gree blood relation of that other individual.

3 “(53) The term ‘permanent partnership’ means
4 the relationship that exists between two permanent
5 partners.

6 “(54) The term ‘alien permanent partner’
7 means the individual in a permanent partnership
8 who is being sponsored for a visa”.

9 **SEC. 3. DEFINITION OF CHILD.**

10 (a) TITLES I AND II.—Section 101(b)(1) (8 U.S.C.
11 1101(b)(1)) is amended by adding at the end the fol-
12 lowing:

13 “(H)(i) a biological child of an alien permanent
14 partner if the child was under the age of 18 at the
15 time the permanent partnership was formed; or

16 “(ii) a child adopted by an alien permanent
17 partner while under the age of 16 years if the child
18 has been in the legal custody of, and has resided
19 with, such adoptive parent for at least 2 years and
20 if the child was under the age of 18 at the time the
21 permanent partnership was formed.”.

22 (b) TITLE III.—Section 101(c) (8 U.S.C. 1101(c))
23 is amended—

24 (1) in paragraph (1), by inserting “or as de-
25 scribed in subsection (b)(1)(H)” after “The term

1 ‘child’ means an unmarried person under twenty-one
2 years of age”; and

3 (2) in paragraph (2), by inserting “or a de-
4 ceased permanent partner of the deceased parent,
5 father, or mother,” after “deceased parent, father,
6 and mother”.

7 **SEC. 4. WORLDWIDE LEVEL OF IMMIGRATION.**

8 Section 201(b)(2)(A)(i) (8 U.S.C. 1151(b)(2)(A)(i))
9 is amended—

10 (1) by inserting “permanent partners,” after
11 “spouses,”;

12 (2) by inserting “or permanent partner” after
13 “spouse” each place it appears;

14 (3) by inserting “(or, in the case of a perma-
15 nent partnership, whose permanent partnership was
16 not terminated)” after “was not legally separated
17 from the citizen”; and

18 (4) by striking “remarries.” and inserting “re-
19 marries or enters a permanent partnership with an-
20 other person.”.

21 **SEC. 5. NUMERICAL LIMITATIONS ON INDIVIDUAL FOR-**
22 **EIGN STATES.**

23 (a) PER COUNTRY LEVELS.—Section 202(a)(4) (8
24 U.S.C. 1152(a)(4)) is amended—

1 (1) in the heading, by inserting “, PERMANENT
2 PARTNERS,” after “SPOUSES”;

3 (2) in the heading of subparagraph (A), by in-
4 serting “, PERMANENT PARTNERS,” after
5 “SPOUSES”; and

6 (3) in the heading of subparagraph (C), by
7 striking “AND DAUGHTERS” inserting “WITHOUT
8 PERMANENT PARTNERS AND UNMARRIED DAUGH-
9 TERS WITHOUT PERMANENT PARTNERS”.

10 (b) RULES FOR CHARGEABILITY.—Section 202(b)(2)
11 (8 U.S.C. 1152(b)(2)) is amended—

12 (1) by inserting “or permanent partner” after
13 “spouse” each place it appears; and

14 (2) by inserting “or permanent partners” after
15 “husband and wife”.

16 **SEC. 6. ALLOCATION OF IMMIGRANT VISAS.**

17 (a) PREFERENCE ALLOCATION FOR FAMILY MEM-
18 BERS OF PERMANENT RESIDENT ALIENS.—Section
19 203(a)(2) (8 U.S.C. 1153(a)(2)) is amended—

20 (1) in the heading—

21 (A) by striking “AND” after “SPOUSES”
22 and inserting “, PERMANENT PARTNERS,”; and

23 (B) by inserting “WITHOUT PERMANENT
24 PARTNERS” after “SONS” and after “DAUGH-
25 TERS”;

1 (2) in subparagraph (A), by inserting “, perma-
 2 nent partners,” after “spouses”; and

3 (3) in subparagraph (B), by inserting “without
 4 permanent partners” after “sons” and after “daugh-
 5 ters”.

6 (b) PREFERENCE ALLOCATION FOR SONS AND
 7 DAUGHTERS OF CITIZENS.—Section 203(a)(3) (8 U.S.C.
 8 1153(a)(3)) is amended—

9 (1) in the heading, by inserting “AND DAUGH-
 10 TERS AND SONS WITH PERMANENT PARTNERS” after
 11 “DAUGHTERS”; and

12 (2) by inserting “, or daughters or sons with
 13 permanent partners,” after “daughters”.

14 (c) EMPLOYMENT CREATION.—Section
 15 203(b)(5)(A)(ii) (8 U.S.C. 1153(b)(5)(A)(ii)) is amended
 16 by inserting “permanent partner,” after “spouse,”.

17 (d) TREATMENT OF FAMILY MEMBERS.—Section
 18 203(d) (8 U.S.C. 1153(d)) is amended—

19 (1) by inserting “, permanent partner,” after
 20 “spouse” each place it appears; and

21 (2) by striking “or (E)” and inserting “(E), or
 22 (H)”.

23 **SEC. 7. PROCEDURE FOR GRANTING IMMIGRANT STATUS.**

24 (a) CLASSIFICATION PETITIONS.—Section 204(a)(1)
 25 (8 U.S.C. 1154(a)(1)) is amended—

- 1 (1) in subparagraph (A)(ii), by inserting “or
2 permanent partner” after “spouse”;
- 3 (2) in subparagraph (A)(iii)—
- 4 (A) by inserting “or permanent partner”
5 after “spouse” each place it appears; and
- 6 (B) in subclause (I), by inserting “or per-
7 manent partnership” after “marriage” each
8 place it appears;
- 9 (3) in subparagraph (A)(v)(I), by inserting
10 “permanent partner,” after “is the spouse,”;
- 11 (4) in subparagraph (A)(vi)—
- 12 (A) by inserting “or termination of the
13 permanent partnership” after “divorce”; and
- 14 (B) by inserting “, permanent partner,”
15 after “spouse”; and
- 16 (5) in subparagraph (B)—
- 17 (A) by inserting “or permanent partner”
18 after “spouse” each place it appears;
- 19 (B) by inserting “or permanent partner-
20 ship” after “marriage” in clause (ii)(I)(aa) and
21 the first place it appears in clause (ii)(I)(bb);
22 and
- 23 (C) in clause (ii)(II)(aa)(CC)(bbb), by in-
24 serting “(or the termination of the permanent

1 partnership)” after “termination of the mar-
 2 riage”.

3 (b) IMMIGRATION FRAUD PREVENTION.—Section
 4 204(c) (8 U.S.C. 1154(c)) is amended—

5 (1) by inserting “or permanent partner” after
 6 “spouse” each place it appears; and

7 (2) by inserting “or permanent partnership”
 8 after “marriage” each place it appears.

9 (c) RESTRICTIONS ON PETITIONS BASED ON MAR-
 10 RIAGES ENTERED WHILE IN EXCLUSION OR DEPORTA-
 11 TION PROCEEDINGS.—Section 204(g) (8 U.S.C. 1154(g))
 12 is amended by inserting “or permanent partnership” after
 13 “marriage” each place it appears.

14 (d) SURVIVAL OF RIGHTS TO PETITION.—Section
 15 204(h) (8 U.S.C. 1154(h)) is amended—

16 (1) by inserting “or permanent partnership”
 17 after “marriage” each place it appears; and

18 (2) by inserting “or formation of a new perma-
 19 nent partnership” after “Remarriage”.

20 **SEC. 8. ANNUAL ADMISSION OF REFUGEES AND ADMISSION**
 21 **OF EMERGENCY SITUATION REFUGEES.**

22 Section 207(c) (8 U.S.C. 1157(c)) is amended—

23 (1) in paragraph (2)—

24 (A) by inserting “or permanent partner”
 25 after “spouse” each place it appears;

1 (B) by inserting “or permanent partner’s”
 2 after “spouse’s”; and

3 (C) in subparagraph (A)—

4 (i) by striking “or” after “(D),”; and

5 (ii) by inserting “, or (H)” after
 6 “(E)”; and

7 (2) in paragraph (4), by inserting “or perma-
 8 nent partner” after “spouse.”.

9 **SEC. 9. ASYLUM.**

10 Section 208(b)(3) (8 U.S.C. 1158(b)(3)) is amend-
 11 ed—

12 (1) in the paragraph heading, by inserting “OR
 13 PERMANENT PARTNER” after “SPOUSE”;

14 (2) in subparagraph (A)—

15 (A) by inserting “or permanent partner”
 16 after “spouse”;

17 (B) by striking “or” after “(D),”; and

18 (C) by inserting “, or (H)” after “(E)”.

19 **SEC. 10. ADJUSTMENT OF STATUS OF REFUGEES.**

20 Section 209(b)(3) (8 U.S.C. 1159(b)(3)) is amended
 21 by inserting “or permanent partner” after “spouse”.

22 **SEC. 11. INADMISSIBLE ALIENS.**

23 (a) CLASSES OF ALIENS INELIGIBLE FOR VISAS OR
 24 ADMISSION.—Section 212(a) (8 U.S.C. 1182(a)) is
 25 amended—

1 (1) in paragraph (3)(D)(iv), by inserting “per-
2 manent partner,” after “spouse,”;

3 (2) in paragraph (4)(C)(i)(I), by inserting “,
4 permanent partner,” after “spouse”;

5 (3) in paragraph (6)(E)(ii), by inserting “per-
6 manent partner,” after “spouse,”; and

7 (4) in paragraph (9)(B)(v), by inserting “, per-
8 manent partner,” after “spouse”.

9 (b) WAIVERS.—Section 212(d) (8 U.S.C. 1182(d)) is
10 amended—

11 (1) in paragraph (11), by inserting “permanent
12 partner,” after “spouse,”; and

13 (2) in paragraph (12), by inserting “, perma-
14 nent partner,” after “spouse”.

15 (c) WAIVERS OF INADMISSIBILITY ON HEALTH-RE-
16 LATED GROUNDS.—Section 212(g)(1)(A) (8 U.S.C.
17 1182(g)(1)(A)) is amended by inserting “or permanent
18 partner” after “spouse”.

19 (d) WAIVERS OF INADMISSIBILITY ON CRIMINAL AND
20 RELATED GROUNDS.—Section 212(h)(1)(B) (8 U.S.C.
21 1182(h)(1)(B)) is amended by inserting “permanent part-
22 ner,” after “spouse,”.

23 (e) WAIVER OF INADMISSIBILITY FOR MISREPRESENT-
24 TATION.—Section 212(i)(1) (8 U.S.C. 1182(i)(1)) is

1 amended by inserting “permanent partner,” after
2 “spouse,”.

3 **SEC. 12. NONIMMIGRANT STATUS FOR PERMANENT PART-**
4 **NERS AWAITING THE AVAILABILITY OF AN**
5 **IMMIGRANT VISA.**

6 Section 214 (8 U.S.C. 1184) is amended—

7 (1) in subsection (e)(2), by inserting “or per-
8 manent partner” after “spouse”; and

9 (2) in subsection (r)—

10 (A) in paragraph (1), by inserting “or per-
11 manent partner” after “spouse”; and

12 (B) by inserting “or permanent partner-
13 ship” after “marriage” each place it appears.

14 **SEC. 13. DERIVATIVE STATUS FOR PERMANENT PARTNERS**
15 **OF NONIMMIGRANT VISA HOLDERS.**

16 Section 101(a)(15) (8 U.S.C. 1101(a)(15)) is amend-
17 ed—

18 (1) in subparagraph (A)—

19 (A) in clause (i), by inserting “, which
20 shall include permanent partners” after “imme-
21 diate family”;

22 (B) in clause (ii), by inserting “, which
23 shall include permanent partners” after “imme-
24 diate families”; and

1 (C) in clause (iii), by inserting “, which
2 shall include permanent partners,” after “im-
3 mediate families,”;

4 (2) in subparagraph (E), by inserting “or per-
5 manent partner” after “spouse”;

6 (3) in subparagraph (F)(ii), by inserting “or
7 permanent partner” after “spouse”;

8 (4) in subparagraph (G)(i), by inserting “,
9 which shall include his or her permanent partner”
10 after “members of his or their immediate family”;

11 (5) in subparagraph (G)(ii), by inserting “,
12 which shall include permanent partners,” after “the
13 members of their immediate families”;

14 (6) in subparagraph (G)(iii), by inserting “,
15 which shall include his permanent partner,” after
16 “the members of his immediate family”;

17 (7) in subparagraph (G)(iv), by inserting “,
18 which shall include permanent partners” after “the
19 members of their immediate families”;

20 (8) in subparagraph (G)(v), by inserting “,
21 which shall include permanent partners” after “the
22 members of the immediate families”;

23 (9) in subparagraph (H), by inserting “or per-
24 manent partner” after “spouse”;

1 (10) in subparagraph (I), by inserting “or per-
2 manent partner” after “spouse”;

3 (11) in subparagraph (J), by inserting “or per-
4 manent partner” after “spouse”;

5 (12) in subparagraph (L), by inserting “or per-
6 manent partner” after “spouse”;

7 (13) in subparagraph (M)(ii), by inserting “or
8 permanent partner” after “spouse”;

9 (14) in subparagraph (O)(iii), by inserting “or
10 permanent partner” after “spouse”;

11 (15) in subparagraph (P)(iv), by inserting “or
12 permanent partner” after “spouse”;

13 (16) in subparagraph (Q)(ii)(II), by inserting
14 “or permanent partner” after “spouse”;

15 (17) in subparagraph (R), by inserting “or per-
16 manent partner” after “spouse”;

17 (18) in subparagraph (S), by inserting “or per-
18 manent partner” after “spouse”;

19 (19) in subparagraph (T)(ii)(I), by inserting
20 “or permanent partner” after “spouse”;

21 (20) in subparagraph (T)(ii)(II), by inserting
22 “or permanent partner” after “spouse”;

23 (21) in subparagraph (U)(ii)(I), by inserting
24 “or permanent partner” after “spouse”;

1 (22) in subparagraph (U)(ii)(II), by inserting
 2 “or permanent partner” after “spouse”; and
 3 (23) in subparagraph (V), by inserting “perma-
 4 nent partner or” after “beneficiary (including a”.

5 **SEC. 14. CONDITIONAL PERMANENT RESIDENT STATUS**
 6 **FOR CERTAIN ALIEN SPOUSES, PERMANENT**
 7 **PARTNERS, AND SONS AND DAUGHTERS.**

8 (a) SECTION HEADING.—

9 (1) IN GENERAL.—The heading for section 216
 10 (8 U.S.C. 1186a) is amended by inserting “AND
 11 PERMANENT PARTNERS” after “SPOUSES”.

12 (2) CLERICAL AMENDMENT.—The table of con-
 13 tents is amended by amending the item relating to
 14 section 216 to read as follows:

“Sec. 216. Conditional permanent resident status for certain alien spouses and
 permanent partners and sons and daughters.”.

15 (b) IN GENERAL.—Section 216(a) (8 U.S.C.
 16 1186a(a)) is amended—

17 (1) in paragraph (1), by inserting “or perma-
 18 nent partner” after “spouse”;

19 (2) in paragraph (2)(A), by inserting “or per-
 20 manent partner” after “spouse”;

21 (3) in paragraph (2)(B), by inserting “perma-
 22 nent partner,” after “spouse,”; and

23 (4) in paragraph (2)(C), by inserting “perma-
 24 nent partner,” after “spouse,”.

1 (c) TERMINATION OF STATUS IF FINDING THAT
2 QUALIFYING MARRIAGE IMPROPER.—Section 216(b) of
3 such Act (8 U.S.C. 1186a(b)) is amended—

4 (1) in the heading, by inserting “OR PERMA-
5 NENT PARTNERSHIP” after “MARRIAGE”;

6 (2) in paragraph (1)(A), by inserting “or per-
7 manent partnership” after “marriage”; and

8 (3) in paragraph (1)(A)(ii)—

9 (A) by inserting “or has ceased to satisfy
10 the criteria for being considered a permanent
11 partnership under this Act,” after “termi-
12 nated,”; and

13 (B) by inserting “or permanent partner”
14 after “spouse”.

15 (d) REQUIREMENTS OF TIMELY PETITION AND
16 INTERVIEW FOR REMOVAL OF CONDITION.—Section
17 216(c) (8 U.S.C. 1186a(c)) is amended—

18 (1) in paragraphs (1), (2)(A)(ii), (3)(A)(ii),
19 (3)(C), (4)(B), and (4)(C), by inserting “or perma-
20 nent partner” after “spouse” each place it appears;
21 and

22 (2) in paragraph (3)(A), in the matter following
23 clause (ii), and in paragraphs (3)(D), (4)(B), and
24 (4)(C), by inserting “or permanent partnership”
25 after “marriage” each place it appears.

1 (e) CONTENTS OF PETITION.—Section 216(d)(1) of
2 such Act (8 U.S.C. 1186a(d)(1)) is amended—

3 (1) in the heading of subparagraph (A), by in-
4 serting “OR PERMANENT PARTNERSHIP” after “MAR-
5 RIAGE”;

6 (2) in subparagraph (A)(i), by inserting “or
7 permanent partnership” after “marriage”;

8 (3) in subparagraph (A)(i)(I), by inserting be-
9 fore the comma at the end “, or is a permanent
10 partnership recognized under this Act”;

11 (4) in subparagraph (A)(i)(II)—

12 (A) by inserting “or has not ceased to sat-
13 isfy the criteria for being considered a perma-
14 nent partnership under this Act,” after “termi-
15 nated,”; and

16 (B) by inserting “or permanent partner”
17 after “spouse”;

18 (5) in subparagraph (A)(ii), by inserting “or
19 permanent partner” after “spouse”; and

20 (6) in subparagraph (B)(i)—

21 (A) by inserting “or permanent partner-
22 ship” after “marriage”; and

23 (B) by inserting “or permanent partner”
24 after “spouse”.

1 (f) SERVICE IN ARMED FORCES.—Section 216(g) (8
 2 U.S.C. 1186a(g)) is amended by inserting “or permanent
 3 partner” after “spouse” each place such term appears.

4 (g) DEFINITIONS.—Section 216(h) (8 U.S.C.
 5 1186a(h)) is amended—

6 (1) in paragraph (1)—

7 (A) by inserting “or permanent partner”
 8 after “spouse” each place it appears; and

9 (B) by inserting “or permanent partner-
 10 ship” after “marriage” each place it appears;

11 (2) in paragraph (2), by inserting “or perma-
 12 nent partnership” after “marriage”;

13 (3) in paragraph (3), by inserting “or perma-
 14 nent partnership” after “marriage”; and

15 (4) in paragraph (4)—

16 (A) by inserting “or permanent partner”
 17 after “spouse” each place it appears; and

18 (B) by inserting “or permanent partner-
 19 ship” after “marriage”.

20 **SEC. 15. CONDITIONAL PERMANENT RESIDENT STATUS**
 21 **FOR CERTAIN ALIEN ENTREPRENEURS,**
 22 **SPOUSES, PERMANENT PARTNERS, AND CHIL-**
 23 **DREN.**

24 (a) SECTION HEADING.—

1 (1) IN GENERAL.—The heading for section
 2 216A (8 U.S.C. 1186b) is amended by inserting “OR
 3 PERMANENT PARTNERS” after “SPOUSES”.

4 (2) CLERICAL AMENDMENT.—The table of con-
 5 tents is amended by amending the item relating to
 6 section 216A to read as follows:

“Sec. 216A. Conditional permanent resident status for certain alien entre-
 preneurs, spouses or permanent partners, and children.”.

7 (b) IN GENERAL.—Section 216A(a) (8 U.S.C.
 8 1186b(a)) is amended, in paragraphs (1), (2)(A), (2)(B),
 9 and (2)(C), by inserting “or permanent partner” after
 10 “spouse” each place it appears.

11 (c) TERMINATION OF STATUS IF FINDING THAT
 12 QUALIFYING ENTREPRENEURSHIP IMPROPER.—Section
 13 216A(b)(1) (8 U.S.C. 1186b(b)(1)) is amended by insert-
 14 ing “or permanent partner” after “spouse” in the matter
 15 following subparagraph (C).

16 (d) REQUIREMENTS OF TIMELY PETITION AND
 17 INTERVIEW FOR REMOVAL OF CONDITION.—Section
 18 216A(c) (8 U.S.C. 1186b(c)) is amended, in paragraphs
 19 (1), (2)(A)(ii), and (3)(C), by inserting “or permanent
 20 partner” after “spouse”.

21 (e) DEFINITIONS.—Section 216A(f)(2) (8 U.S.C.
 22 1186b(f)(2)) is amended by inserting “or permanent part-
 23 ner” after “spouse” each place it appears.

1 **SEC. 16. DEPORTABLE ALIENS.**

2 Section 237(a) of the Immigration and Nationality
3 Act (8 U.S.C. 1227(a)) is amended—

4 (1) in paragraph (1)(D)(i), by inserting “or
5 permanent partners” after “spouses” each place it
6 appears;

7 (2) in paragraphs (1)(E)(ii), (1)(E)(iii), and
8 (1)(H)(i)(I), by inserting “or permanent partner”
9 after “spouse”;

10 (3) by adding at the end of paragraph (1) the
11 following new subparagraph:

12 “(I) PERMANENT PARTNERSHIP FRAUD.—

13 An alien shall be considered to be deportable as
14 having procured a visa or other documentation
15 by fraud (within the meaning of section
16 212(a)(6)(C)(i)) and to be in the United States
17 in violation of this Act (within the meaning of
18 subparagraph (B)) if—

19 “(i) the alien obtains any admission to
20 the United States with an immigrant visa
21 or other documentation procured on the
22 basis of a permanent partnership entered
23 into less than 2 years prior to such admis-
24 sion and which, within 2 years subsequent
25 to such admission, is terminated because
26 the criteria for permanent partnership are

1 no longer fulfilled, unless the alien estab-
2 lishes to the satisfaction of the Secretary
3 of Homeland Security that such permanent
4 partnership was not contracted for the
5 purpose of evading any provisions of the
6 immigration laws; or

7 “(ii) it appears to the satisfaction of
8 the Secretary of Homeland Security that
9 the alien has failed or refused to fulfill the
10 alien’s permanent partnership which in the
11 opinion of the Secretary of Homeland Se-
12 curity was made for the purpose of pro-
13 curing the alien’s admission as an immi-
14 grant.”; and

15 (4) in paragraphs (2)(E)(i) and (3)(C)(ii), by
16 inserting “or permanent partner” after “spouse”
17 each place it appears.

18 **SEC. 17. REMOVAL PROCEEDINGS.**

19 Section 240 (8 U.S.C. 1229a) is amended—

20 (1) in the heading of subsection (c)(7)(C)(iv),
21 by inserting “PERMANENT PARTNERS,” after
22 “SPOUSES,”; and

23 (2) in subsection (e)(1), by inserting “or per-
24 manent partner” after “spouse”.

1 **SEC. 18. CANCELLATION OF REMOVAL; ADJUSTMENT OF**
2 **STATUS.**

3 Section 240A(b) (8 U.S.C. 1229b(b)) is amended—

4 (1) in paragraph (1)(D), by inserting “or per-
5 manent partner” after “spouse”;

6 (2) in the heading for paragraph (2), by insert-
7 ing “, PERMANENT PARTNER,” after “SPOUSE”; and

8 (3) in paragraph (2)(A), by inserting “, perma-
9 nent partner,” after “spouse” each place it appears.

10 **SEC. 19. ADJUSTMENT OF STATUS OF NONIMMIGRANT TO**
11 **THAT OF PERSON ADMITTED FOR PERMA-**
12 **NENT RESIDENCE.**

13 (a) PROHIBITION ON ADJUSTMENT OF STATUS.—
14 Section 245(d) (8 U.S.C. 1255(d)) is amended by insert-
15 ing “or permanent partnership” after “marriage”.

16 (b) AVOIDING IMMIGRATION FRAUD.—Section 245(e)
17 (8 U.S.C. 1255(e)) is amended—

18 (1) in paragraph (1), by inserting “or perma-
19 nent partnership” after “marriage”; and

20 (2) by adding at the end the following new
21 paragraph:

22 “(4) Paragraph (1) and section 204(g) shall not
23 apply with respect to a permanent partnership if the alien
24 establishes by clear and convincing evidence to the satis-
25 faction of the Secretary of Homeland Security that the
26 permanent partnership was entered into in good faith and

1 in accordance with section 101(a)(52) and the permanent
 2 partnership was not entered into for the purpose of pro-
 3 curing the alien’s admission as an immigrant and no fee
 4 or other consideration was given (other than a fee or other
 5 consideration to an attorney for assistance in preparation
 6 of a lawful petition) for the filing of a petition under sec-
 7 tion 204(a) or 214(d) with respect to the alien permanent
 8 partner. In accordance with regulations, there shall be
 9 only one level of administrative appellate review for each
 10 alien under the previous sentence.”.

11 (c) ADJUSTMENT OF STATUS FOR CERTAIN ALIENS
 12 PAYING FEE.—Section 245(i)(1) (8 U.S.C. 1255(i)(1)) is
 13 amended by inserting “or permanent partner” after
 14 “spouse” each place it appears.

15 (d) ADJUSTMENT OF STATUS FOR CERTAIN ALIEN
 16 INFORMANTS.—Section 245(j) (8 U.S.C. 1255(j)) is
 17 amended—

18 (1) in paragraph (1)—

19 (A) by inserting “or permanent partner”
 20 after “spouse”; and

21 (B) by inserting “sons and daughters with
 22 and without permanent partners,” after
 23 “daughters,”; and

24 (2) in paragraph (2)—

1 (A) by inserting “or permanent partner”
 2 after “spouse”; and

3 (B) by inserting “sons and daughters with
 4 and without permanent partners,” after
 5 “daughters,”.

6 (e) TRAFFICKING.—Section 245(l)(1) is amended by
 7 inserting “permanent partner,” after “spouse,”.

8 **SEC. 20. APPLICATION OF CRIMINAL PENALTIES FOR MIS-**
 9 **REPRESENTATION AND CONCEALMENT OF**
 10 **FACTS REGARDING PERMANENT PARTNER-**
 11 **SHIPS.**

12 Section 275(c) (8 U.S.C. 1325(c)) is amended to read
 13 as follows:

14 “(c) Any individual who knowingly enters into a mar-
 15 riage or permanent partnership for the purpose of evading
 16 any provision of the immigration laws shall be imprisoned
 17 for not more than 5 years, or fined not more than
 18 \$250,000, or both.”.

19 **SEC. 21. REQUIREMENTS AS TO RESIDENCE, GOOD MORAL**
 20 **CHARACTER, ATTACHMENT TO THE PRIN-**
 21 **CIPLES OF THE CONSTITUTION.**

22 Section 316(b) (8 U.S.C. 1427(b)) is amended by in-
 23 serting “or permanent partner” after “spouse”.

1 **SEC. 22. NATURALIZATION FOR PERMANENT PARTNERS OF**
2 **CITIZENS.**

3 Section 319 (8 U.S.C. 1430) is amended—

4 (1) in subsection (a), by inserting “or perma-
5 nent partner” after “spouse” each place it appears;

6 (2) in subsection (a), by inserting “or perma-
7 nent partnership” after “marital union”;

8 (3) in subsection (b)(1), by inserting “or per-
9 manent partner” after “spouse”;

10 (4) in subsection (b)(3), by inserting “or per-
11 manent partner” after “spouse”;

12 (5) in subsection (d)—

13 (A) by inserting “or permanent partner”
14 after “spouse” each place it appears; and

15 (B) by inserting “or permanent partner-
16 ship” after “marital union”;

17 (6) in subsection (e)(1)—

18 (A) by inserting “or permanent partner”
19 after “spouse”; and

20 (B) by inserting “or permanent partner-
21 ship” after “marital union”; and

22 (7) in subsection (e)(2), by inserting “or per-
23 manent partner” after “spouse”.

1 **SEC. 23. APPLICATION OF FAMILY UNITY PROVISIONS TO**
 2 **PERMANENT PARTNERS OF CERTAIN LIFE**
 3 **ACT BENEFICIARIES.**

4 Section 1504 of the LIFE Act (division B of the Mis-
 5 cellaneous Appropriations Act, 2001, as enacted into law
 6 by section 1(a)(4) of Public Law 106–554) is amended—

7 (1) in the heading, by inserting “, **PERMA-**
 8 **NENT PARTNERS,**” after “**SPOUSES**”;

9 (2) in subsection (a), by inserting “, permanent
 10 partner,” after “spouse”; and

11 (3) in each of subsections (b) and (c)—

12 (A) in the subsection headings, by insert-
 13 ing “, PERMANENT PARTNERS,” after
 14 “SPOUSES”; and

15 (B) by inserting “, permanent partner,”
 16 after “spouse” each place it appears.

17 **SEC. 24. APPLICATION TO CUBAN ADJUSTMENT ACT.**

18 (a) **IN GENERAL.**—The first section of Public Law
 19 89–732 (November 2, 1966; 8 U.S.C. 1255 note) is
 20 amended—

21 (1) in the next to last sentence, by inserting “,
 22 permanent partner,” after “spouse” the first two
 23 places it appears; and

24 (2) in the last sentence, by inserting “, perma-
 25 nent partners,” after “spouses”.

1 (b) CONFORMING AMENDMENT.—Section
2 101(a)(51)(D) (8 U.S.C. 1101(a)(51)(D)) is amended by
3 striking “or spouse” and inserting “, spouse, or perma-
4 nent partner”.

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