

113TH CONGRESS
1ST SESSION

S. 1059

To amend the Immigration and Nationality Act to deem any person who has received an award from the Armed Forces of the United States for engagement in active combat or active participation in combat to have satisfied certain requirements for naturalization.

IN THE SENATE OF THE UNITED STATES

MAY 23, 2013

Mr. KIRK introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to deem any person who has received an award from the Armed Forces of the United States for engagement in active combat or active participation in combat to have satisfied certain requirements for naturalization.

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. TREATMENT OF CERTAIN PERSONS AS HAVING**
2 **SATISFIED ENGLISH AND CIVICS, GOOD**
3 **MORAL CHARACTER, AND HONORABLE SERV-**
4 **ICE AND DISCHARGE REQUIREMENTS FOR**
5 **NATURALIZATION.**

6 (a) IMMIGRATION AND NATIONALITY ACT.—The Im-
7 migration and Nationality Act is amended by inserting
8 after section 329A (8 U.S.C. 1440–1) the following new
9 section:

10 **“SEC. 329B. PERSONS WHO HAVE RECEIVED AN AWARD FOR**
11 **ENGAGEMENT IN ACTIVE COMBAT OR ACTIVE**
12 **PARTICIPATION IN COMBAT.**

13 “(a) IN GENERAL.—For purposes of naturalization
14 and continuing citizenship under the following provisions
15 of law, a person who has received an award described in
16 subsection (b) shall be treated—

17 “(1) as having satisfied the requirements in
18 sections 312(a), 316(a)(3), and subsections (b)(3),
19 (c), and (e) of section 328; and

20 “(2) under sections 328 and 329, as having
21 served honorably in the Armed Forces for (in the
22 case of section 328) a period or periods aggregating
23 one year, and, if separated from such service, as
24 having been separated under honorable conditions.

1 “(b) APPLICATION.—This section shall apply with re-
 2 spect to the following awards from the Armed Forces of
 3 the United States:

4 “(1) The Combat Infantryman Badge from the
 5 Army.

6 “(2) The Combat Medical Badge from the
 7 Army.

8 “(3) The Combat Action Badge from the Army.

9 “(4) The Combat Action Ribbon from the
 10 Navy, the Marine Corps, or the Coast Guard.

11 “(5) The Air Force Combat Action Medal.

12 “(6) Any other award that the Secretary of De-
 13 fense determines to be an equivalent award for en-
 14 gagement in active combat or active participation in
 15 combat.”.

16 (b) CLERICAL AMENDMENT.—The table of contents
 17 of such Act (8 U.S.C. 1101 et seq.) is amended by insert-
 18 ing after the item relating to section 329A the following:

“Sec. 329B. Persons who have received an award for engagement in active
 combat or active participation in combat.”.

