

114TH CONGRESS
1ST SESSION

H. R. 3647

To amend the Immigration and Nationality Act to provide that United States citizens' sons and daughters with mental or physical disabilities be considered immediate relatives for purposes of exemption from numerical limitations on visas issued to such sons and daughters.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 2015

Mr. O'ROURKE (for himself and Mr. PEARCE) introduced the following bill;
which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to provide that United States citizens' sons and daughters with mental or physical disabilities be considered immediate relatives for purposes of exemption from numerical limitations on visas issued to such sons and daughters.

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 “Fairness for Families
5 Act of 2015”.

1 **SEC. 2. DEFINITION OF MENTAL OR PHYSICAL DISABILITY.**

2 Section 101(a) of the Immigration and Nationality
3 Act (8 U.S.C. 1101(a)) is amended by adding at the end
4 the following:

5 “(53) The term ‘mental or physical disability’
6 means, in the case of an individual, a mental or
7 physical impairment, or physical disability that—

8 “(A) a licensed physician designated by the
9 Secretary of State pursuant to section 40.11 of
10 title 22, Code of Federal Regulations for pur-
11 poses of making examinations pursuant to sec-
12 tion 212(a)(1) has determined, by examining
13 the individual, renders the individual unable to
14 care for himself or herself as an adult; and

15 “(B) due to such impairment or disability,
16 the individual’s parent or sibling is solely re-
17 sponsible for the care of the individual.”.

18 **SEC. 3. UNITED STATES CITIZENS’ SONS AND DAUGHTERS**
19 **WITH MENTAL OR PHYSICAL DISABILITIES**
20 **TO BE CONSIDERED IMMEDIATE RELATIVES.**

21 Section 201(b)(2)(A)(i) of the Immigration and Na-
22 tionality Act (8 U.S.C. 1151(b)(2)(A)(i)) is amended by
23 inserting after “children, spouses,” the following: “sons
24 and daughters with mental or physical disabilities,”.

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