

116TH CONGRESS  
1ST SESSION

# S. 1042

To amend the Immigration and Nationality Act to allow certain alien veterans to be paroled into the United States to receive health care furnished by the Secretary of Veterans Affairs.

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## IN THE SENATE OF THE UNITED STATES

APRIL 4, 2019

Ms. DUCKWORTH (for herself, Ms. HIRONO, Mr. BLUMENTHAL, and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend the Immigration and Nationality Act to allow certain alien veterans to be paroled into the United States to receive health care furnished by the Secretary of Veterans Affairs.

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 “Healthcare Opportuni-  
5 ties for Patriots in Exile Act” or the “HOPE Act”.

6 **SEC. 2. PAROLE FOR CERTAIN VETERANS.**

7 Section 212(d)(5) of the Immigration and Nationality  
8 Act (8 U.S.C. 1182(d)(5)) is amended—

1 (1) in subparagraph (A), by striking “subpara-  
2 graph (B) or” and inserting “subparagraphs (B)  
3 and (C) and”;

4 (2) by striking “Attorney General” each place  
5 such term appears and inserting “Secretary of  
6 Homeland Security”; and

7 (3) by adding the following:

8 “(C)(i) The Secretary of Homeland Security may pa-  
9 role any alien qualified under clause (ii) into the United  
10 States—

11 “(I) at the discretion of the Secretary;

12 “(II) on a case-by-case basis; and

13 “(III) temporarily under such conditions as the  
14 Secretary may prescribe.

15 “(ii) To qualify for parole under clause (i) an alien  
16 applying for admission to the United States shall—

17 “(I) be a veteran (as defined in section 101 of  
18 title 38, United States Code);

19 “(II) seek parole to receive health care fur-  
20 nished by the Secretary of Veterans Affairs under  
21 chapter 17 of title 38, United States Code; and

22 “(III) be outside of the United States pursuant  
23 to having been ordered removed or voluntarily de-  
24 parted from the United States under section 240B.

1       “(iii) Parole of an alien under clause (i) shall not be  
2 regarded as an admission of the alien.

3       “(iv) If the Secretary of Homeland Security deter-  
4 mines that the purposes of such parole have been served  
5 the alien shall forthwith return or be returned to the cus-  
6 tody from which the alien was paroled.

7       “(v) Parole shall not be available under clause (i) for  
8 an alien who is inadmissible due to a criminal conviction—

9               “(I)(aa) for a crime of violence (as defined in  
10 section 16(a) of title 18, United States Code), ex-  
11 cluding a purely political offense; or

12               “(bb) for a crime that endangers the national  
13 security of the United States; and

14               “(II) for which the alien has served a term of  
15 imprisonment of at least 5 years.”.

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