

106TH CONGRESS
2D SESSION

H. R. 5377

To amend the Immigration and Nationality Act to extend the limitation on waivers granted under section 212(h) of that Act to aliens unlawfully present in the United States.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 4, 2000

Mr. SMITH of Texas introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to extend the limitation on waivers granted under section 212(h) of that Act to aliens unlawfully present in 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,*

3 **SECTION 1. LIMITATION ON WAIVER OF INADMISSIBILITY**
4 **FOR CRIMINAL ALIENS UNLAWFULLY**
5 **PRESENT IN THE UNITED STATES.**

6 (a) IN GENERAL.—Section 212(h) of the Immigra-
7 tion and Nationality Act (8 U.S.C. 1182(h)) is amended
8 by inserting before the final sentence the following:

1 “No waiver shall be granted under this subsection in the
2 case of any alien who is present in the United States after
3 the expiration of the period of stay authorized by the At-
4 torney General or is present in the United States without
5 being admitted or paroled if either the alien has been con-
6 victed of an aggravated felony committed in the United
7 States or the alien has not resided continuously in the
8 United States for a period of not less than 7 years imme-
9 diately preceding the date of initiation of proceedings to
10 remove the alien from the United States.”.

11 (b) EFFECTIVE DATE.—The amendment made by
12 subsection (a) shall apply to waivers granted on or after
13 the date of the enactment of this Act.

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