

107TH CONGRESS  
1ST SESSION

# H. R. 1840

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## AN ACT

To extend eligibility for refugee status of unmarried sons and daughters of certain Vietnamese refugees.

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and daughters of certain Vietnamese refugees.

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. ELIGIBILITY FOR REFUGEE STATUS.**

2 (a) **ELIGIBILITY FOR IN-COUNTRY REFUGEE PROC-**  
3 **ESSING IN VIETNAM.**—For purposes of eligibility for in-  
4 country refugee processing for nationals of Vietnam dur-  
5 ing fiscal years 2002 and 2003, an alien described in sub-  
6 section (b) shall be considered to be a refugee of special  
7 humanitarian concern to the United States (within the  
8 meaning of section 207 of the Immigration and Nation-  
9 ality Act (8 U.S.C. 1157)) and shall be admitted to the  
10 United States for resettlement if the alien would be admis-  
11 sible as an immigrant under the Immigration and Nation-  
12 ality Act (except as provided in section 207(c)(3) of that  
13 Act).

14 (b) **ALIENS COVERED.**—An alien described in this  
15 subsection is an alien who—

16 (1) is the son or daughter of a qualified na-  
17 tional;

18 (2) is 21 years of age or older; and

19 (3) was unmarried as of the date of acceptance  
20 of the alien’s parent for resettlement under the Or-  
21 derly Departure Program or through the United  
22 States Consulate General in Ho Chi Minh City.

23 (c) **QUALIFIED NATIONAL.**—The term “qualified na-  
24 tional” in subsection (b)(1) means a national of Vietnam  
25 who—

1           (1)(A) was formerly interned in a re-education  
2           camp in Vietnam by the Government of the Socialist  
3           Republic of Vietnam; or

4           (B) is the widow or widower of an individual  
5           described in subparagraph (A);

6           (2)(A) qualified for refugee processing under  
7           the Orderly Departure Program re-education sub-  
8           program; and

9           (B) is or was accepted under the Orderly De-  
10          parture Program or through the United States Con-  
11          sulate General in Ho Chi Minh City—

12                 (i) for resettlement as a refugee; or

13                 (ii) for admission to the United States as  
14          an immediate relative immigrant; and

15          (3)(A) is presently maintaining a residence in  
16          the United States or whose surviving spouse is pres-  
17          ently maintaining such a residence; or

18          (B) was approved for refugee resettlement or  
19          immigrant visa processing and is awaiting departure

- 1 formalities from Vietnam or whose surviving spouse
- 2 is awaiting such departure formalities.

Passed the House of Representatives October 30,  
2001.

Attest:

*Clerk.*