

107TH CONGRESS  
1ST SESSION

# S. 1149

To amend the Immigration and Nationality Act to establish a new nonimmigrant category for chefs and individuals in related occupations.

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IN THE SENATE OF THE UNITED STATES

JUNE 29, 2001

Mr. REID (for himself and Mr. ENSIGN) 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 establish a new nonimmigrant category for chefs and individuals in related occupations.

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 “Culinary Worker Relief  
5       Act”.

6       **SEC. 2. NEW NONIMMIGRANT CATEGORY FOR CHEFS AND**  
7       **INDIVIDUALS IN RELATED OCCUPATIONS.**

8       (a) CHEFS AND OTHER INDIVIDUALS.—

1           (1) IN GENERAL.—Section 101(a)(15)(P)(i) of  
2       the Immigration and Nationality Act (8 U.S.C.  
3       1101(a)(15)(P)(i)) is amended—

4           (A) by striking “or” at the end of sub-  
5       clause (a); and

6           (B) by inserting before the semicolon at  
7       the end the following: “, or (c) is described in  
8       section 214(c)(4)(F) (relating to culinary serv-  
9       ices).”.

10          (2) CULINARY SERVICES DESCRIBED.—Section  
11       214(c)(4) of the Immigration and Nationality Act (8  
12       U.S.C. 1184(c)(4)) is amended by adding at the end  
13       the following new subparagraph:

14               “(F) For purposes of section  
15       101(a)(15)(P)(i)(c), an alien is described in this  
16       subparagraph if the alien—

17               “(i) provides services as a chef, for-  
18       eign specialty cook, or sommelier at a level  
19       reflecting distinguished merit and ability;  
20       and

21               “(ii) seeks to enter the United States  
22       temporarily and solely for the purpose of  
23       providing services as a chef, foreign spe-  
24       cialty cook, or sommelier.”.

1       (b) CERTAIN SPECIALTY COOKS AND TEACHERS OF  
2 COOKING.—Section 101(a)(15)(P) of the Immigration  
3 and Nationality Act (8 U.S.C. 1101(a)(15)(P)) is  
4 amended—

5           (1) by striking “or” at the end of clause (iii);

6           (2) by redesignating clause (iv) as clause (v);

7           (3) by inserting after clause (iii) the following:

8           “(iv) provides services as a specialty cook and  
9 seeks to enter the United States temporarily and  
10 solely to cook and perform related duties, or teach  
11 others to cook and perform related duties, with re-  
12 spect to regional or ethnic cuisine that is culturally  
13 unique.”; and

14           (4) by amending clause (v) (as redesignated by  
15 paragraph (2)) by striking “(ii), or (iii)” and insert-  
16 ing “(ii), (iii), or (iv)”.

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