

107TH CONGRESS
2D SESSION

S. 2742

To establish new nonimmigrant classes for border commuter students.

IN THE SENATE OF THE UNITED STATES

JULY 17, 2002

Mrs. HUTCHISON (for herself, Mr. LEVIN, Mr. BINGAMAN, Mr. DOMENICI, Mr. MURKOWSKI, and Ms. CANTWELL) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To establish new nonimmigrant classes for border commuter students.

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 “Border Commuter Stu-
5 dent Act of 2002”.

6 **SEC. 2. ESTABLISHMENT OF BORDER COMMUTER NON-**
7 **IMMIGRANT CLASS.**

8 (a) CLASS FOR ACADEMIC OR LANGUAGE STUD-
9 IES.—Section 101(a)(15)(F) of the Immigration and Na-
10 tionality Act (8 U.S.C. 1101(a)(15)(F)) is amended by

1 striking “and (ii)” and all that follows through the end
 2 of subparagraph (F) and inserting the following: “(ii) the
 3 alien spouse and minor children of any alien described in
 4 clause (i) if accompanying or following to join such an
 5 alien, and (iii) an alien who is a national of Canada or
 6 Mexico, who maintains actual residence and place of abode
 7 in the country of nationality, who is described in clause
 8 (i) except that the alien’s qualifications for and actual
 9 course of study may be full or part-time, and who com-
 10 mutes to the United States institution or place of study
 11 from Canada or Mexico;”.

12 (b) CLASS FOR VOCATIONAL OR NONACADEMIC
 13 STUDIES.—Section 101(a)(15)(M) of the Immigration
 14 and Nationality Act (8 U.S.C. 1101(a)(15)(M)) is amend-
 15 ed by striking “and (ii)” and all that follows through the
 16 end of subparagraph (M) and inserting the following: “(ii)
 17 the alien spouse and minor children of any alien described
 18 in clause (i) if accompanying or following to join such an
 19 alien, and (iii) an alien who is a national of Canada or
 20 Mexico, who maintains actual residence and place of abode
 21 in the country of nationality, who is described in clause
 22 (i) except that the alien’s course of study may be full or
 23 part-time, and who commutes to the United States institu-
 24 tion or place of study from Canada or Mexico;”.

1 (c) LIMITATION.—Section 214(m) of the Immigration
2 and Nationality Act (8 U.S.C. 1184(m); as redesignated
3 by section 107(e)(2)(A) of Public Law 106–386) is
4 amended by striking “section 101(a)(15)(F)(i)” both
5 places it appears and inserting “clause (i) or (iii) of sec-
6 tion 101(a)(15)(F)”.

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