

108TH CONGRESS  
1ST SESSION

# H. R. 2792

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

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IN THE HOUSE OF REPRESENTATIVES

JULY 18, 2003

Mr. TOM DAVIS of Virginia introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To extend eligibility for refugee status of unmarried sons 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,*

3 **SECTION 1. ELIGIBILITY FOR REFUGEE STATUS.**

4 (a) **ELIGIBILITY FOR IN-COUNTRY REFUGEE PROC-**  
5 **ESSING IN VIETNAM.**—For purposes of eligibility for in-  
6 country refugee processing for nationals of Vietnam dur-  
7 ing fiscal years 2004 and 2005, an alien described in sub-  
8 section (b) shall be considered to be a refugee of special  
9 humanitarian concern to the United States (within the  
10 meaning of section 207 of the Immigration and Nation-

1 ality Act (8 U.S.C. 1157)) and shall be admitted to the  
2 United States for resettlement if the alien would be admis-  
3 sible as an immigrant under the Immigration and Nation-  
4 ality Act (except as provided in section 207(c)(3) of that  
5 Act).

6 (b) ALIENS COVERED.—An alien described in this  
7 subsection is an alien who—

8 (1) is the son or daughter of a qualified na-  
9 tional;

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

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

15 (c) QUALIFIED NATIONAL.—The term “qualified na-  
16 tional” in subsection (b)(1) means a national of Vietnam  
17 who—

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

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

23 (2)(A) qualified for refugee processing under  
24 the Orderly Departure Program re-education sub-  
25 program; and

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

4                   (i) for resettlement as a refugee; or

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

7           (3)(A) is presently maintaining a residence in  
8           the United States or whose surviving spouse is pres-  
9           ently maintaining such a residence; or

10           (B) was approved for refugee resettlement or  
11           immigrant visa processing and is awaiting departure  
12           formalities from Vietnam or whose surviving spouse  
13           is awaiting such departure formalities.

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