

110TH CONGRESS
2D SESSION

S. 2840

To establish a liaison with the Federal Bureau of Investigation in United States Citizenship and Immigration Services to expedite naturalization applications filed by members of the Armed Forces and to establish a deadline for processing such applications.

IN THE SENATE OF THE UNITED STATES

APRIL 10, 2008

Mr. SCHUMER (for himself and Mr. HAGEL) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To establish a liaison with the Federal Bureau of Investigation in United States Citizenship and Immigration Services to expedite naturalization applications filed by members of the Armed Forces and to establish a deadline for processing such applications.

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 “Military Personnel
5 Citizenship Processing Act”.

1 **SEC. 2. OFFICE OF THE FBI LIAISON.**

2 (a) ESTABLISHMENT.—Section 451 of the Homeland
3 Security Act of 2002 (6 U.S.C. 271) is amended—

4 (1) by striking “the Bureau of” each place it
5 appears and inserting “United States”; and

6 (2) by adding at the end the following:

7 “(g) OFFICE OF THE FBI LIAISON.—

8 “(1) IN GENERAL.—There shall be an Office of
9 the FBI Liaison in United States Citizenship and
10 Immigration Services.

11 “(2) FUNCTIONS.—The Office of the FBI Liai-
12 son shall monitor the progress of the functions of
13 the Federal Bureau of Investigation in the natu-
14 ralization process to assist in the expeditious comple-
15 tion of all such functions pertaining to naturaliza-
16 tion applications filed by current or former members
17 of the Armed Forces under section 328 or 329 of
18 the Immigration and Nationality Act (8 U.S.C. 1439
19 and 1440).

20 “(3) AUTHORIZATION OF APPROPRIATIONS.—
21 There are authorized to be appropriated such sums
22 as may be necessary to carry out this subsection.”.

23 (b) RULEMAKING.—Not later than 180 days after the
24 date of the enactment of this Act, the Attorney General,
25 in consultation with the Director of United States Citizen-

1 ship and Immigration Services shall promulgate rules to
 2 carry out the amendment made by subsection (a)(2).

3 **SEC. 3. DEADLINE FOR PROCESSING AND ADJUDICATING**
 4 **NATURALIZATION APPLICATIONS FILED BY**
 5 **MEMBERS OF THE ARMED FORCES.**

6 (a) IN GENERAL.—Section 328 of the Immigration
 7 and Nationality Act (8 U.S.C. 1439) is amended by add-
 8 ing at the end the following:

9 “(g) Not later than 6 months after receiving each ap-
 10 plication filed under subsection (a) or section 329(a),
 11 United States Citizenship and Immigration Services
 12 shall—

13 “(1) process and adjudicate the application; or

14 “(2) provide the applicant with—

15 “(A) an explanation for its inability to
 16 meet the processing and adjudication deadline
 17 under this subsection; and

18 “(B) an estimate of the date by which the
 19 application will be processed and adjudicated.

20 “(h) The Director of United States Citizenship and
 21 Immigration Services shall notify the Attorney General of
 22 every application filed under subsection (a) or section
 23 329(a) that is not processed and adjudicated within 1 year
 24 after it was filed.”.

1 (b) GAO REPORT.—Not later than 180 days after
2 the date of the enactment of this Act, the Comptroller
3 General shall submit a report to Congress that contains
4 the results of a study regarding the average length of time
5 taken by United States Citizenship and Immigration Serv-
6 ices to process and adjudicate applications for naturaliza-
7 tion filed by members of the Armed Services.

8 (c) ANNUAL REPORT.—The Director of United
9 States Citizenship and Immigration Services shall annu-
10 ally submit a report to Congress that sets forth, for each
11 year, the average time between the date on which an appli-
12 cation is filed under section 328(a) or section 329(a) and
13 the date on which the application is adjudicated.

14 **SEC. 4. SUNSET PROVISION.**

15 This Act and the amendments made by this Act are
16 repealed on the date that is 5 years after the date of the
17 enactment of this Act.

