

112TH CONGRESS
1ST SESSION

H. R. 3686

To extend the termination date for the exemption of returning workers from the numerical limitations for temporary workers.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 15, 2011

Mr. KEATING introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To extend the termination date for the exemption of returning workers from the numerical limitations for temporary workers.

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 “Save Our Small and
5 Seasonal Businesses Act of 2011”.

6 **SEC. 2. EXTENSION OF RETURNING WORKER EXEMPTION**

7 **TO H-2B NUMERICAL LIMITATION.**

8 (a) IN GENERAL.—Section 214(g)(9)(A) of the Im-
9 migration and Nationality Act (8 U.S.C. 1184(g)(9)(A))
10 is amended by striking “an alien who has already been

1 counted toward the numerical limitation of paragraph
2 (1)(B) during fiscal year 2004, 2005, or 2006 shall not
3 again be counted toward such limitation during fiscal year
4 2007.” and inserting “an alien who has been present in
5 the United States as an H-2B nonimmigrant during any
6 1 of the 3 fiscal years immediately preceding the fiscal
7 year of the approved start date of a petition for a non-
8 immigrant worker described in section
9 101(a)(15)(H)(ii)(b) shall not be counted toward such lim-
10 itation for the fiscal year in which the petition is approved.
11 Such alien shall be considered a returning worker.”.

12 (b) EFFECTIVE DATE.—The amendment made by
13 subsection (a) shall take effect as if enacted on October
14 1, 2011.

○