

113TH CONGRESS  
1ST SESSION

# H. R. 519

To amend the Immigration and Nationality Act to promote family unity,  
and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2013

Mr. NADLER (for himself, Mr. HANNA, Mr. GUTIERREZ, Mr. DENT, Mr. POLIS, Mr. CICILLINE, Mr. SEAN PATRICK MALONEY of New York, Mr. POCAN, Ms. SINEMA, Mr. TAKANO, Mr. CONYERS, Ms. LOFGREN, Ms. PELOSI, Mr. HOYER, Mr. HONDA, Mr. VAN HOLLEN, and Mr. GARCIA) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Immigration and Nationality Act to promote  
family unity, and for other purposes.

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; AMENDMENTS TO IMMIGRATION**

4 **AND NATIONALITY ACT.**

5 (a) SHORT TITLE.—This Act may be cited as the  
6 “Uniting American Families Act of 2013”.

7 (b) AMENDMENTS TO IMMIGRATION AND NATION-  
8 ALITY ACT.—Except as otherwise specifically provided,

1 whenever in this Act an amendment or repeal is expressed  
2 as the amendment or repeal of a section or other provision,  
3 the reference shall be considered to be made to that sec-  
4 tion or provision in the Immigration and Nationality Act.

5 **SEC. 2. DEFINITIONS OF PERMANENT PARTNER AND PER-**  
6 **MANENT PARTNERSHIP.**

7 Section 101(a) (8 U.S.C. 1101(a)) is amended—

8 (1) in paragraph (15)(K)(ii), by inserting “or  
9 permanent partnership” after “marriage”; and

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

11 “(53) The term ‘permanent partner’ means an  
12 individual 18 years of age or older who—

13 “(A) is in a committed, intimate relation-  
14 ship with another individual 18 years of age or  
15 older in which both parties intend a lifelong  
16 commitment;

17 “(B) is financially interdependent with  
18 that other individual;

19 “(C) is not married to or in a permanent  
20 partnership with anyone other than that other  
21 individual;

22 “(D) is unable to contract with that other  
23 individual a marriage cognizable under this Act;  
24 and

1                   “(E) is not a first-, second-, or third-de-  
2                   gree blood relation of that other individual.

3                   “(53) The term ‘permanent partnership’ means  
4                   the relationship that exists between two permanent  
5                   partners.

6                   “(54) The term ‘alien permanent partner’  
7                   means the individual in a permanent partnership  
8                   who is being sponsored for a visa”.

9   **SEC. 3. DEFINITION OF CHILD.**

10           (a) TITLES I AND II.—Section 101(b)(1) (8 U.S.C.  
11 1101(b)(1)) is amended by adding at the end the fol-  
12 lowing:

13                   “(H)(i) a biological child of an alien permanent  
14                   partner if the child was under the age of 18 at the  
15                   time the permanent partnership was formed; or

16                   “(ii) a child adopted by an alien permanent  
17                   partner while under the age of 16 years if the child  
18                   has been in the legal custody of, and has resided  
19                   with, such adoptive parent for at least 2 years and  
20                   if the child was under the age of 18 at the time the  
21                   permanent partnership was formed.”.

22           (b) TITLE III.—Section 101(c) (8 U.S.C. 1101(c))  
23 is amended—

24                   (1) in paragraph (1), by inserting “or as de-  
25                   scribed in subsection (b)(1)(H)” after “The term

1 ‘child’ means an unmarried person under twenty-one  
2 years of age”; and

3 (2) in paragraph (2), by inserting “or a de-  
4 ceased permanent partner of the deceased parent,  
5 father, or mother,” after “deceased parent, father,  
6 and mother”.

7 **SEC. 4. WORLDWIDE LEVEL OF IMMIGRATION.**

8 Section 201(b)(2)(A)(i) (8 U.S.C. 1151(b)(2)(A)(i))  
9 is amended—

10 (1) by inserting “permanent partners,” after  
11 “spouses,”;

12 (2) by inserting “or permanent partner” after  
13 “spouse” each place it appears;

14 (3) by inserting “(or, in the case of a perma-  
15 nent partnership, whose permanent partnership was  
16 not terminated)” after “was not legally separated  
17 from the citizen”; and

18 (4) by striking “remarries.” and inserting “re-  
19 marries or enters a permanent partnership with an-  
20 other person.”.

21 **SEC. 5. NUMERICAL LIMITATIONS ON INDIVIDUAL FOR-**  
22 **EIGN STATES.**

23 (a) PER COUNTRY LEVELS.—Section 202(a)(4) (8  
24 U.S.C. 1152(a)(4)) is amended—

1 (1) in the heading, by inserting “, PERMANENT  
2 PARTNERS,” after “SPOUSES”;

3 (2) in the heading of subparagraph (A), by in-  
4 serting “, PERMANENT PARTNERS,” after  
5 “SPOUSES”; and

6 (3) in the heading of subparagraph (C), by  
7 striking “AND DAUGHTERS” inserting “WITHOUT  
8 PERMANENT PARTNERS AND UNMARRIED DAUGH-  
9 TERS WITHOUT PERMANENT PARTNERS”.

10 (b) RULES FOR CHARGEABILITY.—Section 202(b)(2)  
11 (8 U.S.C. 1152(b)(2)) is amended—

12 (1) by inserting “or permanent partner” after  
13 “spouse” each place it appears; and

14 (2) by inserting “or permanent partners” after  
15 “husband and wife”.

16 **SEC. 6. ALLOCATION OF IMMIGRANT VISAS.**

17 (a) PREFERENCE ALLOCATION FOR FAMILY MEM-  
18 BERS OF PERMANENT RESIDENT ALIENS.—Section  
19 203(a)(2) (8 U.S.C. 1153(a)(2)) is amended—

20 (1) in the heading—

21 (A) by striking “AND” after “SPOUSES”  
22 and inserting “, PERMANENT PARTNERS,”; and

23 (B) by inserting “WITHOUT PERMANENT  
24 PARTNERS” after “SONS” and after “DAUGH-  
25 TERS”;

1           (2) in subparagraph (A), by inserting “, perma-  
2           nent partners,” after “spouses”; and

3           (3) in subparagraph (B), by inserting “without  
4           permanent partners” after “sons” and after “daugh-  
5           ters”.

6           (b) PREFERENCE ALLOCATION FOR SONS AND  
7           DAUGHTERS OF CITIZENS.—Section 203(a)(3) (8 U.S.C.  
8           1153(a)(3)) is amended—

9           (1) in the heading, by inserting “AND DAUGH-  
10          TERS AND SONS WITH PERMANENT PARTNERS” after  
11          “DAUGHTERS”; and

12          (2) by inserting “, or daughters or sons with  
13          permanent partners,” after “daughters”.

14          (c) EMPLOYMENT CREATION.—Section  
15          203(b)(5)(A)(ii) (8 U.S.C. 1153(b)(5)(A)(ii)) is amended  
16          by inserting “permanent partner,” after “spouse,”.

17          (d) TREATMENT OF FAMILY MEMBERS.—Section  
18          203(d) (8 U.S.C. 1153(d)) is amended—

19          (1) by inserting “, permanent partner,” after  
20          “spouse” each place it appears; and

21          (2) by striking “or (E)” and inserting “(E), or  
22          (H)”.

23 **SEC. 7. PROCEDURE FOR GRANTING IMMIGRANT STATUS.**

24          (a) CLASSIFICATION PETITIONS.—Section 204(a)(1)  
25          (8 U.S.C. 1154(a)(1)) is amended—

- 1           (1) in subparagraph (A)(ii), by inserting “or  
2 permanent partner” after “spouse”;
- 3           (2) in subparagraph (A)(iii)—
- 4                 (A) by inserting “or permanent partner”  
5 after “spouse” each place it appears; and
- 6                 (B) in subclause (I), by inserting “or per-  
7 manent partnership” after “marriage” each  
8 place it appears;
- 9           (3) in subparagraph (A)(v)(I), by inserting  
10 “permanent partner,” after “is the spouse,”;
- 11           (4) in subparagraph (A)(vi)—
- 12                 (A) by inserting “or termination of the  
13 permanent partnership” after “divorce”; and
- 14                 (B) by inserting “, permanent partner,”  
15 after “spouse”; and
- 16           (5) in subparagraph (B)—
- 17                 (A) by inserting “or permanent partner”  
18 after “spouse” each place it appears;
- 19                 (B) by inserting “or permanent partner-  
20 ship” after “marriage” in clause (ii)(I)(aa) and  
21 the first place it appears in clause (ii)(I)(bb);  
22 and
- 23                 (C) in clause (ii)(II)(aa)(CC)(bbb), by in-  
24 serting “(or the termination of the permanent

1 partnership)” after “termination of the mar-  
2 riage”.

3 (b) IMMIGRATION FRAUD PREVENTION.—Section  
4 204(c) (8 U.S.C. 1154(c)) is amended—

5 (1) by inserting “or permanent partner” after  
6 “spouse” each place it appears; and

7 (2) by inserting “or permanent partnership”  
8 after “marriage” each place it appears.

9 (c) RESTRICTIONS ON PETITIONS BASED ON MAR-  
10 RIAGES ENTERED WHILE IN EXCLUSION OR DEPOR-  
11 TION PROCEEDINGS.—Section 204(g) (8 U.S.C. 1154(g))  
12 is amended by inserting “or permanent partnership” after  
13 “marriage” each place it appears.

14 (d) SURVIVAL OF RIGHTS TO PETITION.—Section  
15 204(h) (8 U.S.C. 1154(h)) is amended—

16 (1) by inserting “or permanent partnership”  
17 after “marriage” each place it appears; and

18 (2) by inserting “or formation of a new perma-  
19 nent partnership” after “Remarriage”.

20 **SEC. 8. ANNUAL ADMISSION OF REFUGEES AND ADMISSION**  
21 **OF EMERGENCY SITUATION REFUGEES.**

22 Section 207(c) (8 U.S.C. 1157(c)) is amended—

23 (1) in paragraph (2)—

24 (A) by inserting “or permanent partner”  
25 after “spouse” each place it appears;



1 (B) by inserting “or permanent partner’s”  
2 after “spouse’s”; and

3 (C) in subparagraph (A)—

4 (i) by striking “or” after “(D),”; and

5 (ii) by inserting “, or (H)” after  
6 “(E)”; and

7 (2) in paragraph (4), by inserting “or perma-  
8 nent partner” after “spouse.”.

9 **SEC. 9. ASYLUM.**

10 Section 208(b)(3) (8 U.S.C. 1158(b)(3)) is amend-  
11 ed—

12 (1) in the paragraph heading, by inserting “OR  
13 PERMANENT PARTNER” after “SPOUSE”;

14 (2) in subparagraph (A)—

15 (A) by inserting “or permanent partner”  
16 after “spouse”;

17 (B) by striking “or” after “(D),”; and

18 (C) by inserting “, or (H)” after “(E)”.

19 **SEC. 10. ADJUSTMENT OF STATUS OF REFUGEES.**

20 Section 209(b)(3) (8 U.S.C. 1159(b)(3)) is amended  
21 by inserting “or permanent partner” after “spouse”.

22 **SEC. 11. INADMISSIBLE ALIENS.**

23 (a) CLASSES OF ALIENS INELIGIBLE FOR VISAS OR  
24 ADMISSION.—Section 212(a) (8 U.S.C. 1182(a)) is  
25 amended—

1 (1) in paragraph (3)(D)(iv), by inserting “per-  
2 manent partner,” after “spouse,”;

3 (2) in paragraph (4)(C)(i)(I), by inserting “,  
4 permanent partner,” after “spouse”;

5 (3) in paragraph (6)(E)(ii), by inserting “per-  
6 manent partner,” after “spouse,”; and

7 (4) in paragraph (9)(B)(v), by inserting “, per-  
8 manent partner,” after “spouse”.

9 (b) WAIVERS.—Section 212(d) (8 U.S.C. 1182(d)) is  
10 amended—

11 (1) in paragraph (11), by inserting “permanent  
12 partner,” after “spouse,”; and

13 (2) in paragraph (12), by inserting “, perma-  
14 nent partner,” after “spouse”.

15 (c) WAIVERS OF INADMISSIBILITY ON HEALTH-RE-  
16 LATED GROUNDS.—Section 212(g)(1)(A) (8 U.S.C.  
17 1182(g)(1)(A)) is amended by inserting “or permanent  
18 partner” after “spouse”.

19 (d) WAIVERS OF INADMISSIBILITY ON CRIMINAL AND  
20 RELATED GROUNDS.—Section 212(h)(1)(B) (8 U.S.C.  
21 1182(h)(1)(B)) is amended by inserting “permanent part-  
22 ner,” after “spouse,”.

23 (e) WAIVER OF INADMISSIBILITY FOR MISREPRESENTATION.—Section 212(i)(1) (8 U.S.C. 1182(i)(1)) is  
24

1 amended by inserting “permanent partner,” after  
2 “spouse,”.

3 **SEC. 12. NONIMMIGRANT STATUS FOR PERMANENT PART-**  
4 **NERS AWAITING THE AVAILABILITY OF AN**  
5 **IMMIGRANT VISA.**

6 Section 214 (8 U.S.C. 1184) is amended—

7 (1) in subsection (e)(2), by inserting “or per-  
8 manent partner” after “spouse”; and

9 (2) in subsection (r)—

10 (A) in paragraph (1), by inserting “or per-  
11 manent partner” after “spouse”; and

12 (B) by inserting “or permanent partner-  
13 ship” after “marriage” each place it appears.

14 **SEC. 13. DERIVATIVE STATUS FOR PERMANENT PARTNERS**  
15 **OF NONIMMIGRANT VISA HOLDERS.**

16 Section 101(a)(15) (8 U.S.C. 1101(a)(15)) is amend-  
17 ed—

18 (1) in subparagraph (A)—

19 (A) in clause (i), by inserting “, which  
20 shall include permanent partners” after “imme-  
21 diate family”;

22 (B) in clause (ii), by inserting “, which  
23 shall include permanent partners” after “imme-  
24 diate families”; and

1 (C) in clause (iii), by inserting “, which  
2 shall include permanent partners,” after “im-  
3 mediate families,”;

4 (2) in subparagraph (E), by inserting “or per-  
5 manent partner” after “spouse”;

6 (3) in subparagraph (F)(ii), by inserting “or  
7 permanent partner” after “spouse”;

8 (4) in subparagraph (G)(i), by inserting “,  
9 which shall include his or her permanent partner”  
10 after “members of his or their immediate family”;

11 (5) in subparagraph (G)(ii), by inserting “,  
12 which shall include permanent partners,” after “the  
13 members of their immediate families”;

14 (6) in subparagraph (G)(iii), by inserting “,  
15 which shall include his permanent partner,” after  
16 “the members of his immediate family”;

17 (7) in subparagraph (G)(iv), by inserting “,  
18 which shall include permanent partners” after “the  
19 members of their immediate families”;

20 (8) in subparagraph (G)(v), by inserting “,  
21 which shall include permanent partners” after “the  
22 members of the immediate families”;

23 (9) in subparagraph (H), by inserting “or per-  
24 manent partner” after “spouse”;

1           (10) in subparagraph (I), by inserting “or per-  
2           manent partner” after “spouse”;

3           (11) in subparagraph (J), by inserting “or per-  
4           manent partner” after “spouse”;

5           (12) in subparagraph (L), by inserting “or per-  
6           manent partner” after “spouse”;

7           (13) in subparagraph (M)(ii), by inserting “or  
8           permanent partner” after “spouse”;

9           (14) in subparagraph (O)(iii), by inserting “or  
10          permanent partner” after “spouse”;

11          (15) in subparagraph (P)(iv), by inserting “or  
12          permanent partner” after “spouse”;

13          (16) in subparagraph (Q)(ii)(II), by inserting  
14          “or permanent partner” after “spouse”;

15          (17) in subparagraph (R), by inserting “or per-  
16          manent partner” after “spouse”;

17          (18) in subparagraph (S), by inserting “or per-  
18          manent partner” after “spouse”;

19          (19) in subparagraph (T)(ii)(I), by inserting  
20          “or permanent partner” after “spouse”;

21          (20) in subparagraph (T)(ii)(II), by inserting  
22          “or permanent partner” after “spouse”;

23          (21) in subparagraph (U)(ii)(I), by inserting  
24          “or permanent partner” after “spouse”;

1 (22) in subparagraph (U)(ii)(II), by inserting  
2 “or permanent partner” after “spouse”; and

3 (23) in subparagraph (V), by inserting “perma-  
4 nent partner or” after “beneficiary (including a”.

5 **SEC. 14. CONDITIONAL PERMANENT RESIDENT STATUS**  
6 **FOR CERTAIN ALIEN SPOUSES, PERMANENT**  
7 **PARTNERS, AND SONS AND DAUGHTERS.**

8 (a) SECTION HEADING.—

9 (1) IN GENERAL.—The heading for section 216  
10 (8 U.S.C. 1186a) is amended by inserting “AND  
11 PERMANENT PARTNERS” after “SPOUSES”.

12 (2) CLERICAL AMENDMENT.—The table of con-  
13 tents is amended by amending the item relating to  
14 section 216 to read as follows:

“Sec. 216. Conditional permanent resident status for certain alien spouses and  
permanent partners and sons and daughters.”.

15 (b) IN GENERAL.—Section 216(a) (8 U.S.C.  
16 1186a(a)) is amended—

17 (1) in paragraph (1), by inserting “or perma-  
18 nent partner” after “spouse”;

19 (2) in paragraph (2)(A), by inserting “or per-  
20 manent partner” after “spouse”;

21 (3) in paragraph (2)(B), by inserting “perma-  
22 nent partner,” after “spouse,”; and

23 (4) in paragraph (2)(C), by inserting “perma-  
24 nent partner,” after “spouse,”.

1 (c) TERMINATION OF STATUS IF FINDING THAT  
2 QUALIFYING MARRIAGE IMPROPER.—Section 216(b) of  
3 such Act (8 U.S.C. 1186a(b)) is amended—

4 (1) in the heading, by inserting “OR PERMA-  
5 NENT PARTNERSHIP” after “MARRIAGE”;

6 (2) in paragraph (1)(A), by inserting “or per-  
7 manent partnership” after “marriage”; and

8 (3) in paragraph (1)(A)(ii)—

9 (A) by inserting “or has ceased to satisfy  
10 the criteria for being considered a permanent  
11 partnership under this Act,” after “termi-  
12 nated,”; and

13 (B) by inserting “or permanent partner”  
14 after “spouse”.

15 (d) REQUIREMENTS OF TIMELY PETITION AND  
16 INTERVIEW FOR REMOVAL OF CONDITION.—Section  
17 216(c) (8 U.S.C. 1186a(c)) is amended—

18 (1) in paragraphs (1), (2)(A)(ii), (3)(A)(ii),  
19 (3)(C), (4)(B), and (4)(C), by inserting “or perma-  
20 nent partner” after “spouse” each place it appears;  
21 and

22 (2) in paragraph (3)(A), in the matter following  
23 clause (ii), and in paragraphs (3)(D), (4)(B), and  
24 (4)(C), by inserting “or permanent partnership”  
25 after “marriage” each place it appears.

1 (e) CONTENTS OF PETITION.—Section 216(d)(1) of  
2 such Act (8 U.S.C. 1186a(d)(1)) is amended—

3 (1) in the heading of subparagraph (A), by in-  
4 sserting “OR PERMANENT PARTNERSHIP” after “MAR-  
5 RIAGE”;

6 (2) in subparagraph (A)(i), by inserting “or  
7 permanent partnership” after “marriage”;

8 (3) in subparagraph (A)(i)(I), by inserting be-  
9 fore the comma at the end “, or is a permanent  
10 partnership recognized under this Act”;

11 (4) in subparagraph (A)(i)(II)—

12 (A) by inserting “or has not ceased to sat-  
13 isfy the criteria for being considered a perma-  
14 nent partnership under this Act,” after “termi-  
15 nated,”; and

16 (B) by inserting “or permanent partner”  
17 after “spouse”;

18 (5) in subparagraph (A)(ii), by inserting “or  
19 permanent partner” after “spouse”; and

20 (6) in subparagraph (B)(i)—

21 (A) by inserting “or permanent partner-  
22 ship” after “marriage”; and

23 (B) by inserting “or permanent partner”  
24 after “spouse”.



1 (f) SERVICE IN ARMED FORCES.—Section 216(g) (8  
2 U.S.C. 1186a(g)) is amended by inserting “or permanent  
3 partner” after “spouse” each place such term appears.

4 (g) DEFINITIONS.—Section 216(h) (8 U.S.C.  
5 1186a(h)) is amended—

6 (1) in paragraph (1)—

7 (A) by inserting “or permanent partner”  
8 after “spouse” each place it appears; and

9 (B) by inserting “or permanent partner-  
10 ship” after “marriage” each place it appears;

11 (2) in paragraph (2), by inserting “or perma-  
12 nent partnership” after “marriage”;

13 (3) in paragraph (3), by inserting “or perma-  
14 nent partnership” after “marriage”; and

15 (4) in paragraph (4)—

16 (A) by inserting “or permanent partner”  
17 after “spouse” each place it appears; and

18 (B) by inserting “or permanent partner-  
19 ship” after “marriage”.

20 **SEC. 15. CONDITIONAL PERMANENT RESIDENT STATUS**  
21 **FOR CERTAIN ALIEN ENTREPRENEURS,**  
22 **SPOUSES, PERMANENT PARTNERS, AND CHIL-**  
23 **DREN.**

24 (a) SECTION HEADING.—

1           (1) IN GENERAL.—The heading for section  
2           216A (8 U.S.C. 1186b) is amended by inserting “OR  
3           PERMANENT PARTNERS” after “SPOUSES”.

4           (2) CLERICAL AMENDMENT.—The table of con-  
5           tents is amended by amending the item relating to  
6           section 216A to read as follows:

          “Sec. 216A. Conditional permanent resident status for certain alien entre-  
          preneurs, spouses or permanent partners, and children.”.

7           (b) IN GENERAL.—Section 216A(a) (8 U.S.C.  
8           1186b(a)) is amended, in paragraphs (1), (2)(A), (2)(B),  
9           and (2)(C), by inserting “or permanent partner” after  
10          “spouse” each place it appears.

11          (c) TERMINATION OF STATUS IF FINDING THAT  
12          QUALIFYING ENTREPRENEURSHIP IMPROPER.—Section  
13          216A(b)(1) (8 U.S.C. 1186b(b)(1)) is amended by insert-  
14          ing “or permanent partner” after “spouse” in the matter  
15          following subparagraph (C).

16          (d) REQUIREMENTS OF TIMELY PETITION AND  
17          INTERVIEW FOR REMOVAL OF CONDITION.—Section  
18          216A(c) (8 U.S.C. 1186b(c)) is amended, in paragraphs  
19          (1), (2)(A)(ii), and (3)(C), by inserting “or permanent  
20          partner” after “spouse”.

21          (e) DEFINITIONS.—Section 216A(f)(2) (8 U.S.C.  
22          1186b(f)(2)) is amended by inserting “or permanent part-  
23          ner” after “spouse” each place it appears.

1 **SEC. 16. DEPORTABLE ALIENS.**

2 Section 237(a) of the Immigration and Nationality  
3 Act (8 U.S.C. 1227(a)) is amended—

4 (1) in paragraph (1)(D)(i), by inserting “or  
5 permanent partners” after “spouses” each place it  
6 appears;

7 (2) in paragraphs (1)(E)(ii), (1)(E)(iii), and  
8 (1)(H)(i)(I), by inserting “or permanent partner”  
9 after “spouse”;

10 (3) by adding at the end of paragraph (1) the  
11 following new subparagraph:

12 “(I) PERMANENT PARTNERSHIP FRAUD.—

13 An alien shall be considered to be deportable as  
14 having procured a visa or other documentation  
15 by fraud (within the meaning of section  
16 212(a)(6)(C)(i)) and to be in the United States  
17 in violation of this Act (within the meaning of  
18 subparagraph (B)) if—

19 “(i) the alien obtains any admission to  
20 the United States with an immigrant visa  
21 or other documentation procured on the  
22 basis of a permanent partnership entered  
23 into less than 2 years prior to such admis-  
24 sion and which, within 2 years subsequent  
25 to such admission, is terminated because  
26 the criteria for permanent partnership are

1 no longer fulfilled, unless the alien estab-  
2 lishes to the satisfaction of the Secretary  
3 of Homeland Security that such permanent  
4 partnership was not contracted for the  
5 purpose of evading any provisions of the  
6 immigration laws; or

7 “(ii) it appears to the satisfaction of  
8 the Secretary of Homeland Security that  
9 the alien has failed or refused to fulfill the  
10 alien’s permanent partnership which in the  
11 opinion of the Secretary of Homeland Se-  
12 curity was made for the purpose of pro-  
13 curing the alien’s admission as an immi-  
14 grant.”; and

15 (4) in paragraphs (2)(E)(i) and (3)(C)(ii), by  
16 inserting “or permanent partner” after “spouse”  
17 each place it appears.

18 **SEC. 17. REMOVAL PROCEEDINGS.**

19 Section 240 (8 U.S.C. 1229a) is amended—

20 (1) in the heading of subsection (e)(7)(C)(iv),  
21 by inserting “PERMANENT PARTNERS,” after  
22 “SPOUSES,”; and

23 (2) in subsection (e)(1), by inserting “or per-  
24 manent partner” after “spouse”.

1 **SEC. 18. CANCELLATION OF REMOVAL; ADJUSTMENT OF**  
2 **STATUS.**

3 Section 240A(b) (8 U.S.C. 1229b(b)) is amended—

4 (1) in paragraph (1)(D), by inserting “or per-  
5 manent partner” after “spouse”;

6 (2) in the heading for paragraph (2), by insert-  
7 ing “, PERMANENT PARTNER,” after “SPOUSE”; and

8 (3) in paragraph (2)(A), by inserting “, perma-  
9 nent partner,” after “spouse” each place it appears.

10 **SEC. 19. ADJUSTMENT OF STATUS OF NONIMMIGRANT TO**  
11 **THAT OF PERSON ADMITTED FOR PERMA-**  
12 **NENT RESIDENCE.**

13 (a) PROHIBITION ON ADJUSTMENT OF STATUS.—  
14 Section 245(d) (8 U.S.C. 1255(d)) is amended by insert-  
15 ing “or permanent partnership” after “marriage”.

16 (b) AVOIDING IMMIGRATION FRAUD.—Section 245(e)  
17 (8 U.S.C. 1255(e)) is amended—

18 (1) in paragraph (1), by inserting “or perma-  
19 nent partnership” after “marriage”; and

20 (2) by adding at the end the following new  
21 paragraph:

22 “(4) Paragraph (1) and section 204(g) shall not  
23 apply with respect to a permanent partnership if the alien  
24 establishes by clear and convincing evidence to the satis-  
25 faction of the Secretary of Homeland Security that the  
26 permanent partnership was entered into in good faith and

1 in accordance with section 101(a)(52) and the permanent  
2 partnership was not entered into for the purpose of pro-  
3 curing the alien's admission as an immigrant and no fee  
4 or other consideration was given (other than a fee or other  
5 consideration to an attorney for assistance in preparation  
6 of a lawful petition) for the filing of a petition under sec-  
7 tion 204(a) or 214(d) with respect to the alien permanent  
8 partner. In accordance with regulations, there shall be  
9 only one level of administrative appellate review for each  
10 alien under the previous sentence.”.

11 (c) ADJUSTMENT OF STATUS FOR CERTAIN ALIENS  
12 PAYING FEE.—Section 245(i)(1) (8 U.S.C. 1255(i)(1)) is  
13 amended by inserting “or permanent partner” after  
14 “spouse” each place it appears.

15 (d) ADJUSTMENT OF STATUS FOR CERTAIN ALIEN  
16 INFORMANTS.—Section 245(j) (8 U.S.C. 1255(j)) is  
17 amended—

18 (1) in paragraph (1)—

19 (A) by inserting “or permanent partner”  
20 after “spouse”; and

21 (B) by inserting “sons and daughters with  
22 and without permanent partners,” after  
23 “daughters,”; and

24 (2) in paragraph (2)—

1 (A) by inserting “or permanent partner”  
2 after “spouse”; and

3 (B) by inserting “sons and daughters with  
4 and without permanent partners,” after  
5 “daughters,”.

6 (e) TRAFFICKING.—Section 245(l)(1) is amended by  
7 inserting “permanent partner,” after “spouse,”.

8 **SEC. 20. APPLICATION OF CRIMINAL PENALTIES FOR MIS-**  
9 **REPRESENTATION AND CONCEALMENT OF**  
10 **FACTS REGARDING PERMANENT PARTNER-**  
11 **SHIPS.**

12 Section 275(c) (8 U.S.C. 1325(c)) is amended to read  
13 as follows:

14 “(c) Any individual who knowingly enters into a mar-  
15 riage or permanent partnership for the purpose of evading  
16 any provision of the immigration laws shall be imprisoned  
17 for not more than 5 years, or fined not more than  
18 \$250,000, or both.”.

19 **SEC. 21. REQUIREMENTS AS TO RESIDENCE, GOOD MORAL**  
20 **CHARACTER, ATTACHMENT TO THE PRIN-**  
21 **CIPLES OF THE CONSTITUTION.**

22 Section 316(b) (8 U.S.C. 1427(b)) is amended by in-  
23 serting “or permanent partner” after “spouse”.

1 **SEC. 22. NATURALIZATION FOR PERMANENT PARTNERS OF**  
2 **CITIZENS.**

3 Section 319 (8 U.S.C. 1430) is amended—

4 (1) in subsection (a), by inserting “or perma-  
5 nent partner” after “spouse” each place it appears;

6 (2) in subsection (a), by inserting “or perma-  
7 nent partnership” after “marital union”;

8 (3) in subsection (b)(1), by inserting “or per-  
9 manent partner” after “spouse”;

10 (4) in subsection (b)(3), by inserting “or per-  
11 manent partner” after “spouse”;

12 (5) in subsection (d)—

13 (A) by inserting “or permanent partner”  
14 after “spouse” each place it appears; and

15 (B) by inserting “or permanent partner-  
16 ship” after “marital union”;

17 (6) in subsection (e)(1)—

18 (A) by inserting “or permanent partner”  
19 after “spouse”; and

20 (B) by inserting “or permanent partner-  
21 ship” after “marital union”; and

22 (7) in subsection (e)(2), by inserting “or per-  
23 manent partner” after “spouse”.



1 **SEC. 23. APPLICATION OF FAMILY UNITY PROVISIONS TO**  
2 **PERMANENT PARTNERS OF CERTAIN LIFE**  
3 **ACT BENEFICIARIES.**

4 Section 1504 of the LIFE Act (division B of the Mis-  
5 cellaneous Appropriations Act, 2001, as enacted into law  
6 by section 1(a)(4) of Public Law 106–554) is amended—

7 (1) in the heading, by inserting “, **PERMA-**  
8 **NENT PARTNERS,**” after “**SPOUSES**”;

9 (2) in subsection (a), by inserting “, permanent  
10 partner,” after “spouse”; and

11 (3) in each of subsections (b) and (c)—

12 (A) in the subsection headings, by insert-  
13 ing “, PERMANENT PARTNERS,” after  
14 “SPOUSES”; and

15 (B) by inserting “, permanent partner,”  
16 after “spouse” each place it appears.

17 **SEC. 24. APPLICATION TO CUBAN ADJUSTMENT ACT.**

18 (a) **IN GENERAL.**—The first section of Public Law  
19 89–732 (November 2, 1966; 8 U.S.C. 1255 note) is  
20 amended—

21 (1) in the next to last sentence, by inserting “,  
22 permanent partner,” after “spouse” the first two  
23 places it appears; and

24 (2) in the last sentence, by inserting “, perma-  
25 nent partners,” after “spouses”.

1           (b)           CONFORMING           AMENDMENT.—Section  
2 101(a)(51)(D) (8 U.S.C. 1101(a)(51)(D)) is amended by  
3 striking “or spouse” and inserting “, spouse, or perma-  
4 nent partner”.

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