

116TH CONGRESS
1ST SESSION

S. 2797

To amend the Immigration and Nationality Act to require the Secretary of Homeland Security to parole into the United States certain relatives of current and former members of the Armed Forces, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 6, 2019

Ms. DUCKWORTH (for herself, Mr. MARKEY, Ms. CORTEZ MASTO, Ms. KLOBUCHAR, Mr. MENENDEZ, Mr. BLUMENTHAL, Mr. COONS, Mr. DURBIN, Mr. WYDEN, and Mr. KAINE) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to require the Secretary of Homeland Security to parole into the United States certain relatives of current and former members of the Armed Forces, 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.**

4 This Act may be cited as the “Military Family Parole
5 in Place Act”.

1 **SEC. 2. PAROLE FOR CERTAIN RELATIVES OF CURRENT**
2 **AND FORMER MEMBERS OF THE ARMED**
3 **FORCES.**

4 Section 212(d)(5) of the Immigration and Nationality
5 Act (8 U.S.C. 1182(d)(5)) is amended—

6 (1) in subparagraph (A), by striking “subpara-
7 graph (B) or” and inserting “subparagraphs (B)
8 and (C) and”;

9 (2) by striking “Attorney General” each place
10 such term appears and inserting “Secretary of
11 Homeland Security”; and

12 (3) by adding at the end the following:

13 “(C)(i) Except as provided in clause (iii), the Sec-
14 retary of Homeland Security shall parole into the United
15 States an alien who is the spouse, widow or widower, par-
16 ent, or child of—

17 “(I) a member of the Armed Forces on active
18 duty;

19 “(II) a member of the Selected Reserve of the
20 Ready Reserve; or

21 “(III) an individual, whether living or deceased,
22 who—

23 “(aa) previously served as—

24 “(AA) a member of the Armed Forces
25 on active duty; or

1 “(BB) a member of the Selected Re-
2 serve of the Ready Reserve; and

3 “(bb) was discharged or released from
4 such service under a condition other than dis-
5 honorable.

6 “(ii) The Secretary of Homeland Security shall parole
7 an alien into the United States under clause (i) in 1-year
8 increments.

9 “(iii)(I) An application for parole under this subpara-
10 graph may be denied only if the Secretary of Homeland
11 Security, the Secretary of Defense, and the Secretary of
12 Veterans Affairs jointly issue a written justification for the
13 denial.

14 “(II) The Secretary of Homeland Security, the Sec-
15 retary of Defense, and the Secretary of Veterans Affairs
16 may not delegate the responsibility described in subclause
17 (I).

18 “(III)(aa) In the case of a denial under subclause (I),
19 the Secretary of Homeland Security shall publish on a
20 publicly available internet website of the Department of
21 Homeland Security information about the denial, includ-
22 ing a detailed justification for the denial.

23 “(bb) Information published under item (aa) shall not
24 include personally identifiable information.”.

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