

117TH CONGRESS
1ST SESSION

H. R. 5482

To amend the Afghan Allies Protection Act to provide special immigrant visas to certain Fullbright Scholars, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 5, 2021

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

A BILL

To amend the Afghan Allies Protection Act to provide special immigrant visas to certain Fullbright Scholars, 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 “Special Immigrant
5 Visas for Afghan Fulbright Scholars Act of 2021”.

6 **SEC. 2. SPECIAL IMMIGRANT VISAS FOR CERTAIN FUL-**
7 **BRIGHT SCHOLARS.**

8 Section 602(b) of the Afghan Allies Protection Act
9 of 2009 (8 U.S.C. 1101 note) is amended—

1 (1) by redesignating paragraphs (4) through
2 (14) as paragraphs (5) through (15), respectively;
3 and

4 (2) by inserting after paragraph (3) the fol-
5 lowing new paragraph:

6 “(4) FULBRIGHT SCHOLARS AS A PRINCIPAL
7 ALIEN.—

8 “(A) IN GENERAL.—An alien is described
9 in this subparagraph if the alien—

10 “(i) is a citizen or national of Afghan-
11 istan; and

12 “(ii) was selected on or after October
13 7, 2001, to participate in—

14 “(I) the J. William Fulbright
15 Educational Exchange Program au-
16 thorized under section 102 of the Mu-
17 tual Educational and Cultural Ex-
18 change Act of 1961 (22 U.S.C.
19 2452(a)(1)) including the Fulbright
20 Scholar-in-Residence Grants and the
21 Fulbright Foreign Language Teaching
22 Assistant Program;

23 “(II) the Hubert H. Humphrey
24 Fellowship Program pursuant to sec-
25 tion 112(a)(2) of the Mutual Edu-

1 educational and Cultural Exchange Act of
2 1961 (22 U.S.C. 2460(a)(2));

3 “(III) the International Visitors
4 Leadership Program pursuant to sec-
5 tion 112(a)(3) of the Mutual Edu-
6 cational and Cultural Exchange Act of
7 1961 (22 U.S.C. 2460(a)(3)); or

8 “(IV) any other educational or
9 cultural exchange activity adminis-
10 tered by the Secretary of State pursu-
11 ant to sections 102 or 112 of the Mu-
12 tual Educational and Cultural Ex-
13 change Act of 1961 (22 U.S.C. 2452;
14 22 U.S.C. 2460) for which the Sec-
15 retary determines that a participating
16 alien is eligible for a special immi-
17 grant visa under this paragraph.

18 “(B) SPOUSE OR CHILD.—

19 “(i) Is the spouse or child of a prin-
20 cipal alien described in subparagraph (A);
21 and

22 “(ii) is accompanying or following to
23 join the principal alien in the United
24 States.

1 “(C) NUMERICAL LIMITATIONS.—A prin-
2 cipal alien provided special immigrant status
3 under this paragraph shall not count towards
4 the total number of principal aliens who may be
5 provided special immigrant status under this
6 section pursuant to paragraph (3)(F) but may,
7 as applicable, count towards the total number
8 of principal aliens who have received a visa
9 under the unused balance of visas pursuant to
10 subparagraph (D) or (E) of paragraph (3).”.

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