

118TH CONGRESS
1ST SESSION

H. R. 3919

To amend the Immigration and Nationality Act to limit the ability to take into account the mental health of an applicant for asylum.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2023

Mr. NEHLS (for himself, Mr. SESSIONS, Mr. TIFFANY, Mr. DONALDS, and Mr. VAN DREW) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to limit the ability to take into account the mental health of an applicant for asylum.

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 “Asylum Claims Im-
5 provement Act of 2023”.

6 **SEC. 2. MENTAL HEALTH CONSIDERATION.**

7 (a) ASYLUM.—Section 208(b) of the Immigration and
8 Nationality Act (8 U.S.C. 1158(b)) is amended by adding
9 at the end the following:

1 “(4) For purposes of the consideration of a
2 claim of asylum by an alien under this subsection,
3 the mental health of the alien may not be taken into
4 account.”.

5 (b) WITHHOLDING OF REMOVAL.—Section 241(b)(3)
6 of the Immigration and Nationality Act (8 U.S.C.
7 1231(b)(3)) is amended by adding at the end the fol-
8 lowing:

9 “(D) For purposes of a determination
10 under this paragraph, the mental health of the
11 alien may not be taken into account.”.

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