

AMENDMENT NO. _____ Calendar No. _____

Purpose: To provide work authorization for aliens who are eligible for status as VAWA self-petitioners or for T or U visas while applications for such status or visas are pending.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. 744

To provide for comprehensive immigration reform and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. LEAHY

Viz:

1 On page 302, strike lines 15 through 21, and insert
2 the following:

3 “(10) WORK AUTHORIZATION.—(A) Upon the
4 approval of a petition as a VAWA self-petitioner, the
5 alien—

6 “(i) is eligible for work authorization; and

7 “(ii) may be provided an ‘employment au-
8 thorized’ endorsement or appropriate work per-
9 mit incidental to such approval.

10 “(B) Notwithstanding any provision of this Act
11 restricting eligibility for employment in the United

1 States, the Secretary of Homeland Security shall
2 grant employment authorization to an alien who has
3 filed an application for status as a VAWA self-peti-
4 tioner on the date that is the earlier of—

5 “(i) the date on which the alien’s applica-
6 tion for such status is approved; or

7 “(ii) a date determined by the Secretary
8 that is not later than 180 days after the date
9 on which the alien filed the application.

10 On page 579, after line 22, insert the following:

11 **SEC. 3407. WORK AUTHORIZATION WHILE APPLICATIONS**
12 **FOR U AND T VISAS ARE PENDING.**

13 (a) U VISAS.—Section 214(p) (8 U.S.C. 1184(p)), as
14 amended by section 3406 of this Act, is further amend-
15 ed—

16 (1) in paragraph (6), by striking the last sen-
17 tence; and

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

19 “(7) WORK AUTHORIZATION.—Notwithstanding
20 any provision of this Act granting eligibility for em-
21 ployment in the United States, the Secretary of
22 Homeland Security shall grant employment author-
23 ization to an alien who has filed an application for

1 nonimmigrant status under section 101(a)(15)(U)
2 on the date that is the earlier of—

3 “(A) the date on which the alien’s applica-
4 tion for such status is approved; or

5 “(B) a date determined by the Secretary
6 that is not later than 180 days after the date
7 on which the alien filed the application.”.

8 (b) T VISAS.—Section 214(o) (8 U.S.C. 1184(o)) is
9 amended by adding at the end the following:

10 “(8) Notwithstanding any provision of this Act
11 granting eligibility for employment in the United
12 States, the Secretary of Homeland Security shall
13 grant employment authorization to an alien who has
14 filed an application for nonimmigrant status under
15 section 101(a)(15)(T) on the date that is the earlier
16 of—

17 “(A) the date on which the alien’s applica-
18 tion for such status is approved; or

19 “(B) a date determined by the Secretary
20 that is not later than 180 days after the date
21 on which the alien filed the application.”.