

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To protect the rights of crime victims.

**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  
\_\_\_\_\_

Viz:

1        On page 73, line 20, insert “subject to subparagraph  
2 (D),” after “discretion,”.

3        On page 74, line 18, strike “Notwithstanding” and  
4 insert “Subject to subparagraph (D) and notwith-  
5 standing”.

6        On page 74, after line 24, insert the following:

7                    “(D) CRIME VICTIMS’ RIGHTS.—Prior to  
8                    applying, or exercising, any authority under this  
9                    paragraph, or ruling upon an application al-

1           lowed under subparagraph (C) the Secretary  
2           shall—

3                   “(i) determine whether or not an alien  
4                   described under subparagraph (B) or (C)  
5                   has a conviction for any criminal offense;

6                   “(ii) identify each victim of a crime  
7                   for which an alien determined to be a  
8                   criminal under clause (i) has a conviction;

9                   “(iii) provide each victim identified  
10                  under clause (ii) with actual notice that  
11                  the alien is being considered for a waiver  
12                  under this paragraph;

13                  “(iv) consult with each victim identi-  
14                  fied under clause (ii) to determine whether  
15                  or not the Secretary should, in the case of  
16                  an alien who is determined to have a con-  
17                  viction for any criminal offense under  
18                  clause (i), exercise waiver authority for an  
19                  alien described under subparagraph (B), or  
20                  grant the application of an alien described  
21                  under subparagraph (C); and

22                  “(v) if the Secretary exercises waiver  
23                  authority for an alien described under sub-  
24                  paragraph (B), or grants the application of  
25                  an alien described under subparagraph

1 (C), where the alien has a conviction for  
2 any criminal offense, provide each victim  
3 identified under clause (ii) with actual no-  
4 tice that such waiver authority has been  
5 exercised or that such application has been  
6 granted.

7 “(E) DEFINITION.—In this paragraph, the  
8 term “victim” has the meaning given the term  
9 in section 503(e) of the Victims’ Rights and  
10 Restitution Act of 1990 (42 U.S.C. 10607(e)).