110TH CONGRESS
1ST SESSION

S. 1104

To increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants.

IN THE SENATE OF THE UNITED STATES

APRIL 12, 2007

Mr. LUGAR (for himself, Mr. KENNEDY, Mr. BOND, Mr. LEAHY, Mr. COLEMAN, Mr. LIEBERMAN, Mr. ISAKSON, Mr. SMITH, Mr. LEVIN, Mr. SUNUNU, Mr. CORNYN, and Mr. DODD) introduced the following bill; which was read twice, considered, read the third time, and passed

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A BILL

To increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SPECIAL IMMIGRANT STATUS FOR CERTAIN ALIENS SERVING AS TRANSLATORS OR INTERPRETERS WITH FEDERAL AGENCIES.

(a) INCREASE IN NUMBERS ADMITTED.—Section 1059 of the National Defense Authorization Act for Fiscal Year 2006 (8 U.S.C. 1101 note) is amended—

(1) in subsection (b)(1)—

(A) in subparagraph (B), by striking ''as a translator'' and inserting '', or under Chief of Mission authority, as a translator or interpreter'' ;

(B) in subparagraph (C), by inserting ''the Chief of Mission or'' after ''recommendation from''; and

(C) in subparagraph (D), by inserting ''the Chief of Mission or'' after ''as determined by''; and

(2) in subsection (c)(1), by striking ''section during any fiscal year shall not exceed 50.'' and inserting the following: ''section—

''(A) during each of the fiscal years 2007, 2008, and 2009, shall not exceed 500; and

''(B) during any other fiscal year shall not exceed 50.''.

(b) ALIENS EXEMPT FROM EMPLOYMENT-BASED NUMERICAL LIMITATIONS.—Section 1059(c)(2) of such Act is amended—

(1) by amending the paragraph heading to read as follows:

''(2) ALIENS EXEMPT FROM EMPLOYMENT-BASED NUMERICAL LIMITATIONS.—''; and

(2) by inserting "and shall not be counted against the numerical limitations under section 201(d), 202(a), and 203(b)(4) of the Immigration and Nationality Act (8 U.S.C. 1151(d), 1152(a), and 1153(b)(4))" before the period at the end.

(c) ADJUSTMENT OF STATUS.—Section 1059 of such Act is further amended—

(1) by redesignating subsection (d) as subsection (e); and

(2) by inserting after subsection (c) the following:

"(d) ADJUSTMENT OF STATUS.—Notwithstanding paragraphs (2), (7) and (8) of section 245(c) of the Immigration and Nationality Act (8 U.S.C. 1255(c)), the Secretary of Homeland Security may adjust the status of an alien to that of a lawful permanent resident under section 245(a) of such Act if the alien—

"(1) was paroled or admitted as a nonimmigrant into the United States; and

"(2) is otherwise eligible for special immigrant status under this section and under the Immigration and Nationality Act.".

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