

AMENDMENT NO. _____ Calendar No. _____

Purpose: To provide for termination of asylum or refugee status in cases of country return.

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

AMENDMENT intended to be proposed by Mr. GRAHAM

Viz:

1 At the end of subtitle D of title III, add the following:

2 **SEC. 3408. TERMINATION OF ASYLUM OR REFUGEE STATUS.**

3 (a) **TERMINATION OF STATUS.**—Except as provided

4 in subsections (b) and (c), any alien who is granted asylum

5 or refugee status under this Act or the Immigration and

6 Nationality Act (8 U.S.C. 1101 et seq.), who, without good

7 cause as determined by the Secretary, subsequently re-

8 turns to the country of such alien's nationality or, in the

9 case of an alien having no nationality, returns to any coun-

10 try in which such alien last habitually resided, and who

11 applied for such status because of persecution or a well-

12 founded fear of persecution in that country on account of

1 race, religion, nationality, membership in a particular so-
2 cial group, or political opinion, shall have his or her status
3 terminated.

4 (b) WAIVER.—The Secretary has discretion to waive
5 subsection (a) if it is established to the satisfaction of the
6 Secretary that the alien had good cause for the return.
7 The waiver may be sought prior to departure from the
8 United States or upon return.

9 (c) EXCEPTION FOR CERTAIN ALIENS FROM
10 CUBA.—Subsection (a) shall not apply to an alien who is
11 eligible for adjustment to that of an alien lawfully admit-
12 ted for permanent residence pursuant to the Cuban Ad-
13 justment Act of 1966 (Public Law 89–732).