

THE REFUGEE ACT OF 1979

SIDE-BY-SIDE-BY-SIDE COMPARISON OF THE FOLLOWING VERSIONS OF THE BILL:

S. 643 AS PASSED BY THE SENATE

H.R. 2816 AS INTRODUCED (EXECUTIVE BRANCH REQUEST)

AMENDMENT-IN-THE NATURE OF A SUBSTITUTE TO H.R. 2816  
ADOPTED BY THE HOUSE JUDICIARY COMMITTEE

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SENATE

96TH CONGRESS  
1ST SESSION

S. 643

To amend the Immigration and Nationality Act to revise the procedures for the admission of refugees, to amend the Migration and Refugee Assistance Act of 1962 to establish a more uniform basis for the provision of assistance to refugees, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That this Act may be cited as the "Refugee Act of 1979".

4 TITLE I--PURPOSE

5 SEC. 101. (a) The Congress declares that it is the his-  
6 toric policy of the United States to respond to the urgent  
7 needs of persons subject to persecution in their homelands,  
8 including, where appropriate, humanitarian assistance for  
9 their care and maintenance in asylum areas, efforts to pro-  
10 mote opportunities for resettlement or voluntary repatriation,  
11 aid for necessary transportation and processing, admission to  
12 this country of refugees of special concern to the United  
13 States, and transitional assistance to refugees in the United  
14 States. The Congress further declares that it is the policy of  
15 the United States to encourage all nations to provide assist-  
16 ance and resettlement opportunities to refugees to the fullest  
17 extent possible.

18 (b) The Congress finds that the new immigration quotas  
19 established by this Act should be subjected to a timely review  
20 and reevaluation taking into consideration recommendations  
21 which may be made by the Select Commission on Immigra-  
22 tion and Refugee Policy.

23 (c) The objective of this Act is to provide a permanent  
24 and systematic procedure for the admission to this country of  
25 refugees of special concern to the United States, and to pro-  
26 vide comprehensive and uniform provisions for temporary and  
27 transitional assistance to those refugees who are admitted.

EXECUTIVE BRANCH

98TH CONGRESS  
1ST SESSION

H. R. 2816

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1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That this Act may be cited as the "Refugee Act of 1979".

4 TITLE I--PURPOSE

5 The Congress declares that it is the historic policy of  
6 the United States to respond to the urgent needs of persons  
7 subject to persecution in their homelands, including, where  
8 appropriate, humanitarian assistance for their care and main-  
9 tenance in asylum areas, efforts to promote opportunities for  
10 resettlement or voluntary repatriation, aid for necessary  
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13 tional assistance to refugees in the United States. The Con-  
14 gress further declares that it is the policy of the United  
15 States to encourage all nations to provide assistance and re-  
16 settlement opportunities to refugees to the fullest extent  
17 possible.

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19 systematic procedure for the admission to this country of ref-  
20 ugees of special concern to the United States, and to provide  
21 comprehensive and uniform provisions for temporary and  
22 transitional assistance to those refugees who are admitted.

HOUSE JUDICIARY COMMITTEE

1 That this Act may be cited as the "Refugee Act of 1979".

2 TITLE I--PURPOSE

3 SEC. 101. The Congress declares that it is the historic  
4 policy of the United States to respond to the urgent needs  
5 of persons subject to persecution on account of race,  
6 religion, nationality, membership in a particular social  
7 group, or political opinion.

The purposes of this Act are

8 to provide a permanent and systematic procedure for the  
9 admission of refugees to the United States and to provide  
10 comprehensive and uniform provisions for the effective  
11 resettlement and absorption of those refugees who are  
12 admitted.

## SENATE

### 20 TITLE II—ADMISSION OF REFUGEES

21 SEC. 201. (a) Section 101(a) of the Immigration and  
22 Nationality Act (8 U.S.C. 1101(a)) is amended by adding  
23 after paragraph (41) the following new paragraph:

24 "(42) The term 'refugee' means (A) any person who is  
25 outside any country of his nationality or, in the case of a  
1 person having no nationality, is outside any country in which  
2 he last habitually resided, and who is unable or unwilling to  
3 return to, and is unable or unwilling to avail himself of the  
4 protection of, that country because of persecution or a well-  
5 founded fear of persecution on account of race, religion, na-  
6 tionality, membership of a particular social group, or political  
7 opinion, or (B) any person who has been displaced by military  
8 or civil disturbances or uprooted because of arbitrary deten-  
9 tion or the threat of persecution, and who is unable to return  
10 to his usual place of abode."

11 (b) Chapter I of title II of the Immigration and Nation-  
12 ality Act is amended by adding after section 206 (8 U.S.C.  
13 1156) the following new sections:

14 "ANNUAL ADMISSION OF REFUGEES

## EXECUTIVE BRANCH

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22 side any country of his nationality or, in the case of a person  
23 having no nationality, is outside any country in which he last  
24 habitually resided, and who is unable or unwilling to return  
25 to, and is unable or unwilling to avail himself of the protec-  
1 tion of, that country because of persecution or a well-founded  
2 fear of persecution on account of race, religion, nationality,  
3 membership of a particular social group, or political  
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## HOUSE JUDICIARY COMMITTEE

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18 outside any country of such person's nationality or, in the  
19 case of a person having no nationality, is outside any  
20 country in which such person last habitually resided, and  
21 who is unable or unwilling to return to, and is unable or  
22 unwilling to avail himself or herself of the protection of,  
23 that country because of persecution or a well-founded fear  
24 of persecution on account of race, religion, nationality,  
25 membership in a particular social group, or political  
26 opinion, or (B) any person who is within the country of such  
27 person's nationality or, in the case of a person having no  
1 nationality, within the country in which such person is  
2 habitually residing, and who is persecuted or who has a well-  
3 founded fear of persecution on account of race, religion,  
4 nationality, membership in a particular social group, or  
5 political opinion. The term 'refugee' does not include any  
6 person who ordered, incited, assisted, or otherwise  
7 participated in the persecution of any person on account of  
8 race, religion, nationality, membership in a particular  
9 social group, or political opinion."

10 (b) Chapter 1 of title II of such Act is amended by  
11 adding at the end thereof the following new sections:

12 "ANNUAL ADMISSION OF REFUGEES AND ADMISSION OF EMERGENCY

13 SITUATION REFUGEES

## SENATE

15 "Sec. 207. (a)(1)(A) The number of refugee admissions  
16 granted in any fiscal year shall not exceed fifty thousand,  
17 unless the President determines, prior to the beginning of the  
18 fiscal year and after consultation by the designated repre-  
19 sentatives of the President with the Committees on the Judi-  
20 ciary of the Senate and the House of Representatives, that  
21 admission of a specific number of refugees in excess of fifty  
22 thousand is justified by humanitarian concerns or is otherwise  
23 in the national interest, based upon the foreseeable number of  
24 refugees of special responsibility to the United States. These  
25 refugee admissions shall be allocated among groups or  
1 classes of refugees of special concern to the United States in  
2 accordance with a determination made by the President, and  
3 there shall be periodic consultations between designated rep-  
4 resentatives of the President and members of the Committees  
5 on the Judiciary regarding the progress of refugee admissions  
6 and the possible need for adjustments in the allocation of ad-  
7 missions among groups or classes of refugees. Prior to the  
8 start of the fiscal year, the President shall report to the Com-  
9 mittees on the Judiciary of the Senate and the House of Rep-  
10 resentatives regarding the worldwide refugee situation and  
11 the anticipated allocation of refugee admissions during the  
12 fiscal year.

## EXECUTIVE BRANCH

9 "SEC. 207. (a)(1) Subject to the provisions of paragraph  
10 (2), the number of refugee admissions granted in any fiscal  
11 year shall not exceed fifty thousand, to be made available in  
12 accordance with a determination made by the President re-  
13 garding the number of admissions to be allocated to each  
14 group or class of refugees the President determines to be of  
15 special concern to the United States. Prior to the start of the  
16 fiscal year, the President shall report to the Committees on  
17 the Judiciary of the Senate and the House of Representatives  
18 regarding the foreseeable number of refugees who will be in  
19 need of resettlement during the fiscal year and the anticipat-  
20 ed allocation of refugee admissions during the fiscal year.

21 "(2) The number of refugees who may be admitted  
22 under this section may exceed fifty thousand in any fiscal  
23 year if the President determines, prior to the beginning of the  
24 fiscal year and after consultation by the designated repre-  
25 sentatives of the President with the Committees on the Judi-  
1 ciary of the Senate and the House of Representatives, that  
2 admission of a specific number of refugees in excess of fifty  
3 thousand is justified by humanitarian concerns or is otherwise  
4 in the national interest, based upon the foreseeable number of  
5 refugees of special concern to the United States who will be  
6 in need of resettlement. These additional admissions shall be  
7 allocated among groups or classes of refugees of special con-  
8 cern to the United States in accordance with a determination  
9 made by the President. In the course of the consultation pro-  
10 vided for in this paragraph, the designated representatives of  
11 the President shall furnish the Committees on the Judiciary a  
12 description of foreseeable numbers of refugees who will be in  
13 need of resettlement during the coming fiscal year and an  
14 explanation of the reasons for believing that the admission of  
15 more than fifty thousand refugees of special concern to the  
16 United States is in the national interest.

## HOUSE JUDICIARY COMMITTEE

14 "SEC. 207. (a) Except as provided in subsection (b),  
15 the number of refugees who may be admitted under this  
16 section in any fiscal year may not exceed fifty thousand,  
17 unless the President determines, before the beginning of the  
18 fiscal year and after appropriate consultation (as defined  
19 in subsection (e)), that admission of a specific number of  
20 refugees in excess of fifty thousand is justified by  
21 humanitarian concerns. Admissions under this subsection  
22 shall be allocated among refugees of special humanitarian  
23 concern to the United States in accordance with a  
24 determination made by the President after appropriate  
25 consultation.

\*\*\*\*\*

[Sec. 207 (b) is on page 11]

[Sec. 207 (c) is on pages 7 and 12]

4 "(d)(1) Before the start of each fiscal year the  
5 President shall report to the Committees on the Judiciary of  
6 the House of Representatives and of the Senate regarding the  
7 foreseeable number of refugees who will be in need of  
8 resettlement during the fiscal year and the anticipated  
9 allocation of refugee admissions during the fiscal year. The  
10 President shall provide for periodic discussions between  
11 designated representatives of the President and members of  
12 such Committees regarding changes in the worldwide refugee  
13 situation, the progress of refugee admissions, and the  
14 possible need for adjustments in the allocation of  
15 admissions among refugees.

\*\*\*\*\*

13       “(B) At the end of the fiscal year ending September 30,  
14 1982, the authority under subparagraph (A) to admit fifty  
15 thousand refugees in any fiscal year without prior consulta-  
16 tion with the Committees on the Judiciary of the Senate and  
17 the House of Representatives under paragraph (2) of this sec-  
18 tion shall terminate. Thereafter, all refugee admissions under  
19 subparagraph (A) shall be granted in any fiscal year in ac-  
20 cordance with a determination made by the President, prior  
21 to the beginning of the fiscal year and after consultation in  
22 accordance with paragraph (2) of this section by the designat-  
23 ed representatives of the President with the Committees on  
24 the Judiciary of the Senate and the House of Representa-  
25 tives, that admission of a specific number of refugees is justi-  
1 fied by humanitarian concerns or is otherwise in the national  
2 interest, based upon the foreseeable number of refugees of  
3 special responsibility to the United States who will be in need  
4 of resettlement. Refugee admissions shall be allocated in ac-  
5 cordance with the provisions of subparagraph (A).

Sunset

## SENATE

6     “(2)(A) The term ‘consultation’ with respect to the ad-  
7 mission of refugees under this section or section 208 means  
8 personal contact by designated representatives of the Presi-  
9 dent with members of the Committees on the Judiciary to  
10 review the refugee situation or emergency refugee situa-  
11 tion, to project the extent of possible United States participa-  
12 tion therein, to discuss the reasons for believing that the pro-  
13 posed admission of refugees is in the national interest, and to  
14 provide such members, the Speaker of the House Repre-  
15 sentatives, and the President pro tempore of the Senate, with  
16 information that shall include—

17         “(i) a description of the nature of the refugee  
18 situation;

19         “(ii) a description of the refugees who may be ad-  
20 mitted, including the proposed plans for their resettlement,  
21 the estimated cost of their resettlement, an analysis  
22 of conditions within the countries from which they  
23 originated;

1         “(iii) an analysis of the anticipated social, econom-  
2 ic, and demographic impact of their admission to the  
3 United States;

4         “(iv) a description of the extent to which other  
5 countries will admit and assist in the resettlement of  
6 such refugees;

7         “(v) an analysis of the impact of the United  
8 States participation in the resettlement of such refu-  
9 gees on the United States foreign policy interests; and

10         “(vi) such additional information as may be appro-  
11 priate or requested by such members.

## EXECUTIVE BRANCH

## HOUSE JUDICIARY COMMITTEE

25         “(c) For purposes of this section, the term  
1 ‘appropriate consultation’ means, with respect to the  
2 admission and allocation of refugees, discussions in person  
3 by designated Cabinet-level representatives of the President  
4 with members of the Committees on the Judiciary of the  
5 Senate and of the House of Representatives to review the  
6 refugee situation or emergency refugee situation, to project  
7 the extent of possible participation of the United States  
8 therein, to discuss the reasons for believing that the  
9 proposed admission of refugees is justified by humanitarian  
10 concerns, and to provide such members with the following  
11 information:

12             “(1) A description of the nature of the refugee  
13 situation.

14             “(2) A description of the number and allocation of  
15 the refugees to be admitted.

16             “(3) A description of the proposed plans for their  
17 movement and resettlement and the estimated cost of  
18 their movement and resettlement.

19             “(4) An analysis of the anticipated social,  
20 economic, and demographic impact of their admission to  
21 the United States.

22             “(5) Such additional information as may be  
23 appropriate or requested by such members.

24 To the extent possible, information described in this  
25 subsection shall be provided at least two weeks in advance  
1 of discussions in person by designated representatives of  
2 the President with such members.

\* \* \* \* \*

15

SENATE

EXECUTIVE BRANCH

HOUSE JUDICIARY COMMITTEE

12 The information provided in subparagraphs (i) through (v) of  
13 this paragraph shall also be provided to the Governors of  
14 each State, along with information regarding the number of  
15 refugees to be admitted, and a description of Federal pro-  
16 grams available to assist in the resettlement of refugees.

17 "(B) Upon receipt of the information specified in subpar-  
18 agraph (A), the Judiciary committee of the Senate and the  
19 Judiciary of the House shall each hold a hearing on such  
20 information and shall submit, within thirty days of continuous  
21 session of the Congress beginning on the date the consulta-  
22 tion process concludes, a report to their respective Houses of  
23 Congress. For purposes of this subparagraph, continuity of a  
24 session of the Congress shall be considered as broken only by  
25 an adjournment of the Congress sine die, and the days on  
1 which either House is not in session because of an adjourn-  
2 ment of more than three days to a day certain shall be ex-  
3 cluded.

"Sec. 207(d)(1)\*\*\*

16 "(2) As soon as possible after representatives of the  
17 President initiate appropriate consultation with respect to  
18 an increase in the number of refugee admissions under  
19 subsection (a) or with respect to the admission of refugees  
20 in response to an emergency refugee situation under  
21 subsection (b), the Committees on the Judiciary of the House  
22 of Representatives and of the Senate shall cause to have  
23 printed in the Congressional Record the substance of such  
24 consultation.

Final  
amend.

## SENATE

4       “(3) Subject to the numerical limitation established pur-  
5 suant to paragraph (1) the Attorney General, pursuant to  
6 such regulations as he may prescribe, shall admit for lawful  
7 permanent residence any refugee who is not firmly resettled  
8 in any foreign country, is within a group or class of refugees  
9 determined to be of special concern to the United States, and  
10 is admissible as an immigrant under this Act, except for the  
11 fact that he does not meet the requirements of paragraph  
12 (14), (15), (20), (21), (25), or (32) of section 212(a). The re-  
13 maining provisions of section 212(a) may be waived at the  
14 discretion of the Attorney General at any time for humanitar-  
15 ian purposes, to assure family unity, or when it is otherwise  
16 in the public interest.

## EXECUTIVE BRANCH

17       “(3) Subject to the numerical limitation established pur-  
18 suant to paragraph (1) or (2), the Attorney General may, in  
19 his discretion and pursuant to such regulations as he may  
20 prescribe, admit for lawful permanent residence any refugee  
21 who is not firmly resettled in any foreign country, is within a  
22 group or class of refugees determined to be of special concern  
23 to the United States, and is admissible as an immigrant under  
24 this Act, except for the fact that he does not meet the re-  
1       quirements of paragraph (14), (15), (20), (21), (25), or (32) of  
2       section 212(a).

## HOUSE JUDICIARY COMMITTEE

“Sec. 207. \*\*\*

15       “(c)(1) Subject to the numerical limitations  
16 established pursuant to subsections (a) and (b), the  
17 Attorney General may, in the Attorney General's discretion  
18 and pursuant to such regulations as the Attorney General may  
19 prescribe, admit any refugee who is not firmly resettled in  
20 any foreign country, is determined to be of special  
21 humanitarian concern to the United States, and is admissible  
22 (except as otherwise provided under paragraph (3)) as an  
23 immigrant under this Act.

\*\*\*\*\*

11       “(3) The provisions of paragraphs (14), (15), (20),  
12 (21), (25), and (32) of section 212(a) shall not be  
13 applicable to any alien seeking admission to the United  
14 States under this subsection, and the Attorney General may  
15 waive any other provision of such section (other than  
16 paragraph (27), (29), or (33) and other than so much of  
17 paragraph (23) as relates to trafficking in narcotics) with  
18 respect to such an alien for humanitarian purposes, to  
19 assure family unity, or when it is otherwise in the public  
20 interest. Any such waiver by the Attorney General shall be  
21 in writing and shall be granted only on an individual basis  
22 following an investigation.

23       “(4) The refugee status of any alien (and of the spouse  
24 or child of the alien) may be terminated by the Attorney  
25 General pursuant to such regulations as the Attorney General  
1       may prescribe if the Attorney General determines that the  
2       alien was not in fact a refugee within the meaning of  
3       section 101(a)(42) at the time of the alien's admission.



## SENATE

17     “(b)(1) The Attorney General shall establish a uniform  
18 procedure for an alien physically present in the United  
19 States, irrespective of his status, to apply for asylum, and the  
20 alien shall be granted asylum if he is a refugee within the  
21 meaning of section 101(a)(42)(A) and his deportation or  
22 return would be prohibited under section 243(h) of this Act.

23     “(2) The Attorney General shall conditionally admit  
24 into the United States, pursuant to such regulations as he  
25 may prescribe, any alien granted asylum under paragraph (1).  
1 Such admission may be terminated if the Attorney General,  
2 pursuant to such regulations as he may prescribe, determines  
3 that the alien is no longer a refugee within the meaning of  
4 section 101(a)(42)(A) owing to a change in circumstances in  
5 the alien's country of nationality or the country in which he  
6 last habitually resided, as the case may be.

7     “(3) A spouse or child (as defined in section 101(b)(1)  
8 (A), (B), (C), (D), or (E)) of any alien who qualifies for condi-  
9 tional admission under paragraph (2) shall, if not otherwise  
10 entitled under such paragraph, be entitled to conditional ad-  
11 mission if accompanying, or following to join, such alien.

## EXECUTIVE BRANCH

*See page 9*

## HOUSE JUDICIARY COMMITTEE

3                             “ASYLUM PROCEDURE

4     “SEC. 208. (a) The Attorney General shall establish a  
5 procedure for an alien physically present in the United  
6 States or at a land border or port of entry, irrespective of  
7 such alien's status, to apply for asylum, and the alien may  
8 be granted asylum in the discretion of the Attorney General  
9 if the Attorney General determines that such alien is a  
10 refugee within the meaning of section 101(a)(42)(A).

*See page 9*

11     “(b) Asylum granted under subsection (a) may be  
12 terminated if the Attorney General, pursuant to such  
13 regulations as the Attorney General may prescribe,  
14 determines that the alien is no longer a refugee within the  
15 meaning of section 101(a)(42)(A) owing to a change in  
16 circumstances in the alien's country of nationality or, in  
17 the case of an alien having no nationality, in the country  
18 in which the alien last habitually resided.

19     “(c) A spouse or child (as defined in section  
20 101(b)(1)(A), (B), (C), (D), or (E)) of an alien who is  
21 granted asylum under subsection (a) shall, if not otherwise  
22 eligible for asylum under such subsection, be entitled to  
23 the same status as the alien.

SENATE

12 "(4)(A) Not more than five thousand of the refugee ad-  
13 missions authorized under subsection (a) in any fiscal year  
14 may be made available by the Attorney General, in his dis-  
15 cretion and under such regulations as he may prescribe, to  
16 adjust to lawful permanent resident the status of any alien  
17 conditionally admitted under this subsection not less than two  
18 years before the date of adjustment who—

19 "(i) makes application for such adjustment;

20 "(ii) continues to be a refugee within the meaning  
21 of section 101(a)(42)(A);

22 "(iii) is not firmly resettled in any foreign country;  
23 and

24 "(iv) is admissible as an immigrant under this Act  
25 at the time of his examination under this paragraph,  
1 except for the requirements of paragraph (14), (15),  
2 (20), (21), (25), or (32) of section 212(a). The remain-  
3 ing provisions of section 212(a) may be waived at the  
4 discretion of the Attorney General at any time for hu-  
5 manitarian purposes, or to assure family unity, and  
6 when it is otherwise in the public interest.

*See page 10, lines 7-10*

EXECUTIVE BRANCH

8 "(b)(1) Not more than five thousand of the refugee ad-  
4 missions authorized under subsection (a) in any fiscal year  
5 may be made available by the Attorney General, in his dis-  
6 cretion and under such regulations as he may prescribe, to  
7 adjust to that of a lawful permanent resident the status of  
8 any alien who—

9 "(A) makes application for such adjustment;

10 "(B) has been physically present in the United  
11 States for a period of at least two years prior to appli-  
12 cation for such adjustment; and

13 "(C) is a refugee, is not firmly resettled in any  
14 foreign country, and is admissible as an immigrant  
15 under this Act at the time of his examination under  
16 this paragraph, except for the requirements of para-  
17 graph (14), (15), (20), (21), (25), or (32) of section  
18 212(a).

*See page 10, lines 3-10*

HOUSE JUDICIARY COMMITTEE

*"Sec. 209. (a) \*\*\**

24 "(b) Not more than five thousand of the refugee  
25 admissions authorized under section 207(a) in any fiscal  
1 year may be made available by the Attorney General, in the  
2 Attorney General's discretion and under such regulations as  
3 the Attorney General may prescribe, to adjust to the status  
4 of an alien lawfully admitted for permanent residence the  
5 status of any alien granted asylum who--

6 "(1) applies for such adjustment,

7 "(2) has been physically present in the United  
8 States for at least two years after being granted  
9 asylum,

10 "(3) continues to be a refugee within the meaning  
11 of section 101(a)(42)(A) or a spouse or child of such a  
12 refugee,

13 "(4) is not firmly resettled in any foreign  
14 country, and

15 "(5) is admissible (except as otherwise provided  
16 under subsection (c)) as an immigrant under this Act at  
17 the time of examination for adjustment of such alien.

18 Upon approval of an application under this subsection, the  
19 Attorney General shall establish a record of the alien's  
20 admission for lawful permanent residence as of the date two  
21 years before the date of the approval of the application.

22 "(c) The provisions of paragraphs (14), (15), (20),  
23 (21), (25), and (32) of section 212(a) shall not be  
24 applicable to any alien seeking adjustment of status under  
25 this section, and the Attorney General may waive any other  
1 provision of such section (other than paragraph (27), (29),  
2 or (33) and other than so much of paragraph (23) as relates  
3 to trafficking in narcotics) with respect to such an alien  
4 for humanitarian purposes, to assure family unity, or when  
5 it is otherwise in the public interest.

*\*\*\*\*\**

7 (B) Upon approval of an application pursuant to this  
 8 paragraph, the Attorney General shall record the alien's ad-  
 9 mission to the United States for lawful permanent residence  
 10 as of the date two years prior to the date of approval.

11 (5) The provision of section 245(c) of this Act shall not  
 12 apply to refugee applicants who are physically present within  
 13 the United States and have accepted unauthorized employ-  
 14 ment prior to the submission of their asylum application.

19 (2) When an alien has been granted adjustment of  
 20 status to that of a lawful permanent resident under paragraph  
 21 (1), his spouse and child may also be granted such status, in  
 22 the discretion of the Attorney General and under such regu-  
 23 lations as he may prescribe, if such spouse or child makes  
 24 application for such status and is admissible as an immigrant  
 25 except for the fact that he does not satisfy the requirements  
 1 of paragraph (14), (15), (20), (21), (25), or (32) of section  
 2 212(a).

3 (3)(A) Upon approval of an application pursuant to  
 4 paragraph (1), the Attorney General shall record the alien's  
 5 admission to the United States for lawful permanent resi-  
 6 dence as of the date, as established by the alien to the satis-  
 7 faction of the Attorney General, that he became a refugee in  
 8 the United States: *Provided*, That such date shall not be  
 9 more than two years prior to the date of approval of such  
 10 application.

11 (B) Upon approval of an application pursuant to para-  
 12 graph (2), the admission of the spouse or child of a refugee  
 13 shall be recorded as of the same date as that of the refugee.

See lines 18-21 on page 9

See page 12

## SENATE

15 "ADMISSION OF EMERGENCY SITUATION REFUGEES  
16 "SEC. 208. (a) If the President determines, after consul-  
17 tation by the President's designated representatives with the  
18 Committees on the Judiciary of the Senate and the House of  
19 Representatives, that (1) an unforeseen emergency refugee  
20 situation exists; (2) the admission of certain refugees in re-  
21 sponse to the emergency refugee situation is justified by  
22 grave humanitarian concerns or is otherwise in the national  
23 interest; and (3) that the admission into the United States of  
24 these refugees cannot be accomplished under section 207, the  
25 President may fix a number of refugees to be admitted into  
1 the United States in response to the emergency refugee  
2 situation.

3 "(b) The admissions authorized by subsection (a) shall  
4 be allocated among groups or classes of refugees of special  
5 concern to the United States in accordance with a determina-  
6 tion made by the President.

7 "(c) Subject to the numerical limitation established pur-  
8 suant to subsection (a), the Attorney General may admit into  
9 the United States conditionally or for lawful permanent resi-  
10 dence, in his discretion and pursuant to such regulations as  
11 he may prescribe, any alien who is a refugee within a group  
12 or class designated pursuant to subsection (b) and who is not  
13 firmly resettled in any foreign country.

## EXECUTIVE BRANCH

14 "ADMISSION OF EMERGENCY SITUATION REFUGEES  
15 "SEC. 208. (a) If the President determines, after consul-  
16 tation by the President's designated representatives with the  
17 Committees on the Judiciary of the Senate and the House of  
18 Representatives, that (1) an unforeseen emergency refugee  
19 situation exists; (2) the admission of certain refugees in re-  
20 sponse to the emergency refugee situation is justified by  
21 grave humanitarian concerns or is otherwise in the national  
22 interest; and (3) that the admission into the United States of  
23 these refugees cannot be accomplished under section 207, the  
24 President may fix a number of refugees to be admitted into  
25 the United States in response to the emergency refugee situ-  
1 ation. In the course of the consultation provided for in this  
2 subsection, the designated representatives of the President  
3 shall furnish the committees a description of the unforeseen  
4 emergency refugee situation, an estimate of the number of  
5 refugees to be admitted under this section, and an estimate of  
6 the cost of their resettlement.

7 "(b) The admissions authorized by subsection (a) shall  
8 be allocated among groups or classes of refugees of special  
9 concern to the United States in accordance with a determina-  
10 tion made by the President.

11 "(c) Subject to the numerical limitation established pur-  
12 suant to subsection (a), the Attorney General may condition-  
13 ally admit into the United States, pursuant to such regula-  
14 tions as he may prescribe, any alien who is a refugee within a  
15 group or class designated pursuant to subsection (b) and who  
16 is not firmly resettled in any foreign country.

## HOUSE JUDICIARY COMMITTEE

"Sec. 207. (a)\*\*\*

1 "(b) If the President determines, after appropriate  
2 consultation, that (1) an unforeseen emergency refugee  
3 situation exists, (2) the admission of certain refugees in  
4 response to the emergency refugee situation is justified by  
5 grave humanitarian concerns, and (3) the admission to the  
6 United States of these refugees cannot be accomplished under  
7 subsection (a), the President may fix a number of refugees  
8 to be admitted to the United States during the succeeding  
9 period (not to exceed 12 months) in response to the  
10 emergency refugee situation and such admissions shall be  
11 allocated among refugees of special humanitarian concern to  
12 the United States in accordance with a determination made by  
13 the President after the appropriate consultation provided  
14 under this subsection.

\*\*\*\*\*

See page 7

## SENATE

14 "SPOUSES AND CHILDREN OF REFUGEES  
15 "SEC. 209. A spouse or child (as defined in section  
16 101(b)(1) (A), (B), (C), (D), or (E)) of any alien who qualifies  
17 for admission under section 207(a) or 208 shall, if not other-  
18 wise entitled to admission under such section, be entitled to  
19 the same admission status as such alien if accompanying, or  
20 following to join, such alien, and upon the spouse's or child's  
21 admission into the United States, such admission shall be  
22 charged against the numerical limitation established in ac-  
23 cordance with the section under which the alien qualifies for  
24 admission. A spouse or child who is admitted for lawful per-  
25 manent residence in accordance with this section shall be re-  
1 quired to establish admissibility to the United States as an  
2 immigrant except for the requirements of paragraph (14),  
3 (15), (20), (25), or (32) of section 212(a). The remaining pro-  
4 visions of section 212(a) may be waived at the discretion of  
5 the Attorney General at any time for humanitarian purposes,  
6 or to assure family unity, and when it is otherwise in the  
7 public interest.

## EXECUTIVE BRANCH

17 "SPOUSES AND CHILDREN OF REFUGEES  
18 "SEC. 209. A spouse or child (as defined in section  
19 101(b)(1) (A), (B), (C), (D), or (E)) of any alien who qualifies  
20 for admission under section 207 or 208 shall, if not otherwise  
21 entitled to admission under such section, be entitled to the  
22 same admission status as such alien if accompanying, or fol-  
23 lowing to join, such alien, and upon the spouse's or child's  
24 admission into the United States, such admission shall be  
25 charged against the numerical limitation established in ac-  
1 cordance with the section under which the alien qualifies for  
2 admission. A spouse or child who is admitted for lawful per-  
3 manent residence in accordance with this section shall be re-  
4 quired to establish admissibility to the United States as an  
5 immigrant except for the requirements of paragraph (14),  
6 (15), (20), (25), or (32) of section 212(a).

## HOUSE JUDICIARY COMMITTEE

"Sec. 207. (a)\*\*\*

"(b)\*\*\*

"(c) (1)\*\*\* [See page 7]

24 "(2) A spouse or child (as defined in section  
25 101(b)(1)(A), (B), (C), (D), or (E)) of any refugee who  
1 qualifies for admission under paragraph (1) shall, if not  
2 otherwise entitled to admission under such paragraph, be  
3 entitled to the same admission status as such refugee if  
4 accompanying, or following to join, such refugee and if the  
5 spouse or child is admissible (except as otherwise provided  
6 under paragraph (3)) as an immigrant under this Act. Upon  
7 the spouse's or child's admission to the United States, such  
8 admission shall be charged against the numerical limitation  
9 established in accordance with the appropriate subsection  
10 under which the refugee's admission is charged.

## SENATE

8 "GRANTING OF IMMIGRANT STATUS TO EMERGENCY  
9 SITUATION REFUGEES  
10 "SEC. 210. (a) Notwithstanding any numerical limita-  
11 tion specified in this Act, any alien who has been admitted  
12 into the United States conditionally under section 208 or  
13 209—  
14 "(1) whose admission has not been terminated by  
15 the Attorney General pursuant to such regulations as  
16 he may prescribe;  
17 "(2) who has not acquired permanent resident  
18 status; and  
19 "(3) who has been physically present in the  
20 United States for at least two years,  
21 shall, at the end of such two years, return or be returned to  
22 the custody of the Service for inspection and examination for  
23 admission into the United States as an immigrant in accord-  
24 ance with the provisions of sections 235, 236, and 237.  
1 "(b) Any alien who, pursuant to subsection (a), is found,  
2 upon inspection by an immigration officer or after a hearing  
3 before a special inquiry officer, to be admissible as an immi-  
4 grant under this Act at the time of his inspection and exami-  
5 nation, except for the fact that the alien does not meet the  
6 requirements of paragraph (14), (15), (20), (21), (25), or (32)  
7 of section 212(a), shall be regarded as lawfully admitted to  
8 the United States for permanent residence as of the date of  
9 his arrival. The remaining provisions of section 212(a) may  
10 be waived at the discretion of the Attorney General at any  
11 time for humanitarian purposes, to assure family unity, and  
12 when it is otherwise in the public interest."

## EXECUTIVE BRANCH

7 "GRANTING OF IMMIGRANT STATUS TO EMERGENCY  
8 SITUATION REFUGEES  
9 "SEC. 210. (a) Notwithstanding any numerical limita-  
10 tion specified in this Act, any alien who has been admitted  
11 into the United States conditionally under section 208 or  
12 209—  
13 "(1) whose admission has not been terminated by  
14 the Attorney General pursuant to such regulations as  
15 he may prescribe;  
16 "(2) who has not acquired permanent resident  
17 status; and  
18 "(3) who has been physically present in the  
19 United States for at least two years,  
20 shall, at the end of such two years, return or be returned to  
21 the custody of the Service for inspection and examination for  
22 admission into the United States as an immigrant in accord-  
23 ance with the provisions of sections 235, 236, and 237.  
24 "(b) Any alien who, pursuant to subsection (a), is found,  
upon inspection by an immigration officer or after a hearing  
1 before a special inquiry officer, to be admissible as an immi-  
2 grant under this Act at the time of his inspection and exami-  
3 nation except for the fact that the alien does not meet the  
4 requirements of paragraph (14), (15), (20), (21), (25), or (32)  
5 of section 212(a) shall be regarded as lawfully admitted to  
6 the United States for permanent residence as of the date of  
7 his arrival."

## HOUSE JUDICIARY COMMITTEE

24 "ADJUSTMENT OF STATUS OF REFUGEES  
25 "SEC. 209. (a)(1) Any alien who has been admitted to  
1 the United States under section 207--  
2 "(A) whose admission has not been terminated by the  
3 Attorney General pursuant to such regulations as the  
4 Attorney General may prescribe,  
5 "(B) who has been physically present in the United  
6 States for at least two years, and  
7 "(C) who has not acquired permanent resident  
8 status,  
9 shall, at the end of such two years, return or be returned  
10 to the custody of the Service for inspection and examination  
11 for admission to the United States as an immigrant in  
12 accordance with the provisions of sections 235, 236, and  
13 237.  
14 "(2) Any alien who is found upon inspection and  
15 examination by an immigration officer pursuant to paragraph  
16 (1) or after a hearing before a special inquiry officer to  
17 be admissible (except as otherwise provided under subsection  
18 (c)) as an immigrant under this Act at the time of the  
19 alien's inspection and examination shall, notwithstanding  
20 any numerical limitation specified in this Act, be regarded  
21 as lawfully admitted to the United States for permanent  
22 residence as of the date of such alien's arrival into the  
23 United States.

*See pages 7 and 9*

*\*\*\*\*\**

6 (c) The table of contents of such Act is amended by  
7 inserting after the item relating to section 206 the  
8 following new items:  
"Sec. 207. Annual admission of refugees and admission of  
emergency situation refugees.  
"Sec. 208. Asylum procedure.  
"Sec. 209. Adjustment of status of refugees."

## SENATE

13 SEC. 202. Section 211 of the Immigration and Nation-  
14 ality Act (8 U.S.C. 1181) is amended--

15 (a) by inserting in subsection (a) after "Except as  
16 provided in subsection (b)" the following: "and subsec-  
17 tion (c)"; and

18 (b) by adding a new subsection (c) at the end  
19 thereof to read as follows:

20 "(c) The provisions of subsection (a) shall not apply to  
21 an alien whom the Attorney General admits to the United  
22 States for lawful permanent residence under section 207."

23 SEC. 203. (a) Section 201(a) of the Immigration and  
24 Nationality Act (8 U.S.C. 1151(a)) is amended to read as  
25 follows:

1 "SEC. 201. (a) Exclusive of special immigrants defined  
2 in section 101(a)(27), immediate relatives specified in subsec-  
3 tion (b) of this section, and aliens who come within the provi-  
4 sions of sections 207, 208, and 209, the number of aliens  
5 born in any foreign state or dependent area who may be  
6 issued immigrant visas or who may otherwise acquire the  
7 status of an alien lawfully admitted to the United States for  
8 permanent residence, shall not in any of the first three quar-  
9 ters of any fiscal year exceed a total of seventy-two thousand  
10 and shall not in any fiscal year exceed two hundred and sev-  
11 enty thousand."

## EXECUTIVE BRANCH

8 SEC. 202. Section 211 of the Immigration and Nation-  
9 ality Act (8 U.S.C. 1181) is amended--

10 (a) by inserting in subsection (a) after the words  
11 "Except as provided in subsection (b)" the following:  
12 "and subsection (c)"; and

13 (b) by adding a new subsection (c) at the end  
14 thereof to read as follows:

15 "(c) The provisions of subsection (a) shall not apply to  
16 an alien whom the Attorney General admits to the United  
17 States for lawful permanent residence under section 207."

18 SEC. 203. (a) Section 201(a) of the Immigration and  
19 Nationality Act (8 U.S.C. 1151(a)) is amended to read as  
20 follows:

21 "SEC. 201. (a) Exclusive of special immigrants defined  
22 in section 101(a)(27), immediate relatives specified in subsec-  
23 tion (b) of this section, and aliens who come within the provi-  
24 sions of sections 207, 208, and 209, the number of aliens  
25 born in any foreign state or dependent area who may be  
1 issued immigrant visas or who may otherwise acquire the  
2 status of an alien lawfully admitted to the United States for  
3 permanent residence, shall not in any of the first three quar-  
4 ters of any fiscal year exceed a total of seventy-two thousand  
5 and shall not in any fiscal year exceed two hundred and sev-  
6 enty thousand."

## HOUSE JUDICIARY COMMITTEE

9 SEC. 202. Section 211 of the Immigration and Nationality  
10 Act (8 U.S.C. 1181) is amended--

11 (1) by inserting "and subsection (c)" in  
12 subsection (a) after "Except as provided in subsection  
13 (b)"; and

14 (2) by adding at the end thereof the following new  
15 subsection:

16 "(c) The provisions of subsection (a) shall not apply  
17 to an alien whom the Attorney General admits to the United  
18 States under section 207."

19 SEC. 203. (a) Subsection (a) of section 201 of the  
20 Immigration and Nationality Act (8 U.S.C. 1151) is amended  
21 to read as follows:

22 "(a) Exclusive of special immigrants defined in section  
23 101(a)(27), immediate relatives specified in subsection (b)  
1 of this section, and aliens who are admitted or granted  
2 asylum under section 207 or 208, the number of aliens born  
3 in any foreign state or dependent area who may be issued  
4 immigrant visas or who may otherwise acquire the status of  
5 an alien lawfully admitted to the United States for  
6 permanent residence, shall not in any of the first three  
7 quarters of any fiscal year exceed a total of seventy-two  
8 thousand and shall not in any fiscal year exceed two hundred  
9 and seventy thousand."

## SENATE

12 (b) Section 202 of the Immigration and Nationality Act  
13 (8 U.S.C. 1152) is amended—  
14 (1) by striking out "and the number of conditional  
15 entries" in subsection (a);  
16 (2) by striking out "(8)" in subsection (a) and in-  
17 serting in lieu thereof "(7)";  
18 (3) by striking out "or conditional entries" and  
19 "and conditional entries" in subsection (e);  
20 (4) by striking out "20 per centum" in subsection  
21 (e)(2) and inserting in lieu thereof "26 percent";  
22 (5) by striking out paragraph (7) of subsection (e);  
23 (6) by striking out "(7)" in paragraph (8) of sub-  
24 section (e) and inserting in lieu thereof "(6)"; and  
1 (7) by redesignating paragraph (8) of subsection  
2 (e) as paragraph (7).  
3 (c) Section 203 of the Immigration and Nationality Act  
4 (8 U.S.C. 1153) is amended—  
5 (1) by striking out "or their conditional entry au-  
6 thorized, as the case may be," in subsection (a);  
7 (2) by striking out "20 per centum" in subsection  
8 (a)(2) and inserting in lieu thereof "26 percent";  
9 (3) by striking out paragraph (7) of subsection (a);  
10 (4) by striking out "and less the number of condi-  
11 tional entries and visas available pursuant to paragraph  
12 (7)" in subsection (a)(8);  
13 (5) by striking out "or to conditional entry under  
14 paragraphs (1) through (8)" in subsection (a)(9) and in-  
15 serting in lieu thereof "under paragraphs (1) through  
16 (7)";

## EXECUTIVE BRANCH

7 (b) Section 202 of the Immigration and Nationality Act  
8 (8 U.S.C. 1152) is amended—  
9 (1) by striking out "and the number of conditional  
10 entries" in subsection (a);  
11 (2) by striking out "(8)" in subsection (a) and in-  
12 serting in lieu thereof "(7)";  
13 (3) by striking out "or conditional entries" and  
14 "and conditional entries" in subsection (e);  
15 (4) by striking out "20 per centum" in subsection  
16 (e)(2) and inserting in lieu thereof "26 per centum";  
17 (5) by striking out paragraph (7) of subsection (e);  
18 (6) by striking out "(7)" in paragraph (8) of sub-  
19 section (e) and inserting in lieu thereof "(6)"; and  
20 (7) by redesignating paragraph (8) of subsection  
21 (e) as paragraph (7).  
22 (c) Section 203 of the Immigration and Nationality Act  
23 (8 U.S.C. 1153) is amended—  
24 (1) by striking out "or their conditional entry au-  
25 thorized, as the case may be," in subsection (a);  
1 (2) by striking out "20 per centum" in subsection  
2 (a)(2) and inserting in lieu thereof "26 percent";  
3 (3) by striking out paragraph (7) of subsection (a);  
4 (4) by striking out "and less the number of condi-  
5 tional entries and visas available pursuant to paragraph  
6 (7)" in subsection (a)(8);  
7 (5) by striking out "or to conditional entry under  
8 paragraphs (1) through (8)" in subsection (a)(9) and in-  
9 serting in lieu thereof "under paragraphs (1) through  
10 (7)";

## HOUSE JUDICIARY COMMITTEE

10 (b) Section 202 of such Act (8 U.S.C. 1152) is amended--  
11 (1) by striking out "and the number of conditional  
12 entries" in subsection (a);  
13 (2) by striking out "(8)" in subsection (a) and  
14 inserting in lieu thereof "(7)";  
15 (3) by striking out "or conditional entries" and  
16 "and conditional entries" in subsection (e);  
17 (4) by striking out "20 per centum" in subsection  
18 (e)(2) and inserting in lieu thereof "26 per centum";  
19 (5) by striking out paragraph (7) of subsection (e);  
20 (6) by striking out "(7)" in paragraph (8) of  
21 subsection (e) and inserting in lieu thereof "(6)";  
22 and  
23 (7) by redesignating paragraph (8) of subsection (e)  
24 as paragraph (7).  
25 (c) Section 203 of such Act (8 U.S.C. 1153) is amended--  
1 (1) by striking out "or their conditional entry  
2 authorized, as the case may be," in subsection (a);  
3 (2) by striking out "20 per centum" in subsection  
4 (a)(2) and inserting in lieu thereof "26 per centum";  
5 (3) by striking out paragraph (7) of subsection (a);  
6 (4) by striking out "and less the number of  
7 conditional entries and visas available pursuant to  
8 paragraph (7)" in subsection (a)(8);  
9 (5) by striking out "or to conditional entry under  
10 paragraphs (1) through (8)" in subsection (a)(9) and  
11 inserting in lieu thereof "under paragraphs (1) through  
12 (7)";



## SENATE

17 (6) by redesignating paragraphs (8) and (9) of sub-  
18 section (a) as paragraphs (7) and (8);

19 (7) by striking out "(7)" in subsection (d) and in-  
20 serting in lieu thereof "(6)"; and

21 (8) by striking out subsections (f), (g), and (h).

22 (d) Sections 212(a)(14), 212(a)(32), and 244(d) of the  
23 Immigration and Nationality Act (8 U.S.C. 1182(a)(14),  
24 1182(a)(32), 1254(d)) are amended by striking out "section  
25 203(a)(8)" and inserting in lieu thereof "section 203(a)(7)".

1 (e) Subsection (h) of section 243 of the Immigration and  
2 Nationality Act (8 U.S.C. 1253) is amended to read as  
3 follows:

4 "(h) The Attorney General shall not deport, or return  
5 any alien (other than an alien described in section  
6 241(a)(19)), to any country where such alien's life or freedom  
7 would be threatened on account of his race, religion, nation-  
8 ality, membership of a particular social group, or political  
9 opinion, unless deportation or return would be permitted  
10 under the terms of the United Nations Protocol Relating to  
11 the Status of Refugees."

## EXECUTIVE BRANCH

11 (6) by redesignating paragraphs (8) and (9) of sub-  
12 section (a) as paragraphs (7) and (8);

13 (7) by striking out "(7)" in subsection (d) and in-  
14 serting in lieu thereof "(6)"; and

15 (8) by striking out subsections (f), (g), and (h).

16 (d) Sections 212(a)(14), 212(a)(32), and 244(d) of the  
17 Immigration and Nationality Act (8 U.S.C. 1182(a)(14),  
18 1182(a)(32), 1254(d)) are amended by striking out "section  
19 203(a)(8)" and inserting in lieu thereof "section 203(a)(7)".

20 (e) Subsection (h) of section 243 of the Immigration and  
21 Nationality Act (8 U.S.C. 1253) is amended to read as fol-  
22 lows:

23 "(h) The Attorney General is authorized to withhold the  
24 deportation or return of any alien (other than an alien de-  
25 scribed in section 241(a)(19)), subject to such terms and con-  
1 ditions as he may prescribe, to any country where such  
2 alien's life or freedom would be threatened on account of his  
3 race, religion, nationality, membership of a particular social  
4 group, or political opinion."

## HOUSE JUDICIARY COMMITTEE

13 (6) by redesignating paragraphs (8) and (9) of  
14 subsection (a) as paragraphs (7) and (8), respectively;

15 (7) by striking out "(7)" in subsection (d) and  
16 inserting in lieu thereof "(6)"; and

17 (8) by striking out subsections (f), (g), and (h).

18 (d) Sections 212(a)(14), 212(a)(32), and 244(d) of such  
19 Act (8 U.S.C. 1182(a)(14), 1182(a)(32), 1254(d)) are each  
20 amended by striking out "section 203(a)(8)" and inserting  
21 in lieu thereof "section 203(a)(7)".

22 (e) Subsection (h) of section 243 of such Act (8 U.S.C.  
23 1153) is amended to read as follows:

24 "(h)(1) The Attorney General shall not deport or return  
25 any alien (other than an alien described in section  
1 241(a)(19)) to a country if the Attorney General determines  
2 that such alien's life or freedom would be threatened in  
3 such country on account of race, religion, nationality,  
4 membership in a particular social group, or political  
5 opinion.

6 "(2) Paragraph (1) shall not apply to any alien if the  
7 Attorney General determines that--

8 "(A) the alien ordered, incited, assisted, or  
9 otherwise participated in the persecution of any person  
10 on account of race, religion, nationality, membership in  
11 a particular social group, or political opinion;

12 "(B) the alien, having been convicted by a final  
13 judgment of a particularly serious crime, constitutes a  
14 danger to the community of the United States;

15 "(C) there are serious reasons for considering that  
16 the alien has committed a serious non-political crime  
17 outside the United States prior to the arrival of the  
18 alien in the United States; or

19 "(D) there are reasonable grounds for regarding the  
20 alien as a danger to the security of the United  
21 States."

12 (f) Section 5 of the Act of October 5, 1978 (Public Law  
 13 95-412) is amended by striking out "September 30, 1980"  
 14 and inserting in lieu thereof "the effective date of the Refu-  
 15 gee Act of 1979".  
 16 (g) Any reference in any law to section 203(a)(7) of the  
 17 Immigration and Nationality Act shall be deemed a reference  
 18 to section 207 of that Act.

5 (f) Section 5 of the Act of October 5, 1978 (Public Law  
 6 95-412) is amended by striking out "September 30, 1980"  
 7 and inserting in lieu thereof "the effective date of the Refu-  
 8 gee Act of 1979".  
 9 (g) Any reference in any law to section 203(a)(7) of the  
 10 Immigration and Nationality Act shall be deemed a reference  
 11 to section 207.

22 (f) Section 212(d)(5) of such Act (8 U.S.C. 1182(d)(5))  
 23 is amended--  
 24 (1) by inserting "(A)" after "(5)";  
 25 (2) by inserting ", except as provided in  
 1 subparagraph (B)," after "Attorney General may"; and  
 2 (3) by adding at the end thereof the following new  
 3 subparagraph:  
 4 "(B) The Attorney General may not parole into the  
 5 United States an alien who is a refugee unless the Attorney  
 6 General determines that compelling reasons in the public  
 7 interest with respect to that particular alien require that  
 8 the alien be paroled into the United States rather than be  
 9 admitted as a refugee under section 207."

*Battle  
amend.*

10 (g) Section 5 of Public Law 95-412 (8 U.S.C. 1182 note)  
 11 is amended by striking out "September 30, 1980" and  
 12 inserting in lieu thereof "September 30, 1979".  
 13 (h) Any reference in any law (other than the Immigration  
 14 and Nationality Act or this Act) in effect on the effective  
 15 date of the amendment made by section 203(c)(3) to section  
 16 203(a)(7) of the Immigration and Nationality Act shall be  
 17 deemed to be a reference to such section as in effect before  
 18 such date and to sections 207 and 208 of the Immigration and  
 19 Nationality Act.

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\* \* \* \* \*

See page 10

12       Sec. 204. Any alien determined to be eligible for admis-  
13 sion for lawful permanent residence under section 207(b)(1) of  
14 the Immigration and Nationality Act who acquired that  
15 status under the provisions of the Immigration and National-  
16 ity Act prior to the effective date of this Act may, upon appli-  
17 cation, have his admission for permanent residence recorded  
18 as of the date, as established by the alien to the satisfaction  
19 of the Attorney General, that he became a refugee in the  
20 United States: *Provided*, That such date shall not be more  
21 than two years prior to the date of approval of such applica-  
22 tion. Upon application, the admission for lawful permanent  
23 residence of the spouse or child of such refugee, if eligible for  
24 lawful permanent residence under section 207(b)(2) of the  
1 Immigration and Nationality Act, may be recorded as of the  
2 same date as the date recorded for the refugee.

See page 9,  
lines 18-21

# SENATE

## 19 TITLE III—TEMPORARY AND TRANSITIONAL 20 ASSISTANCE TO REFUGEES

21 SEC. 301. (a) Section 2(b) of the Migration and Refugee  
22 Assistance Act of 1962 (22 U.S.C. 2601(b)) is amended to  
23 read as follows:

24 "(b)(1) There are hereby authorized to be appropriated  
25 such amounts as may be necessary from time to time—

1 "(A) for contributions to the activities of the  
2 United Nations High Commissioner for Refugees for  
3 assistance to refugees under his mandate or persons in  
4 behalf of whom he is exercising his good offices; for  
5 contributions to the Intergovernmental Committee for  
6 European Migration; the International Committee of  
7 the Red Cross; and to other relevant international or-  
8 ganizations;

9 "(B) for assistance to or in behalf of refugees des-  
10 ignated by the President (by class, group, or designa-  
11 tion of their respective countries of origin or areas of  
12 residence) when the President determines that such as-  
13 sistance will contribute to the foreign policy interests  
14 of the United States;

15 "(C) for payments to appropriate public or non-  
16 profit private agencies to aid in the placement, resettle-  
17 ment, and care of refugees;

18 "(D) for projects and programs to assist adult ref-  
19 ugees in gaining skills and education necessary to  
20 become employed or otherwise self-reliant, including  
21 facility in English, vocational and technical training,  
22 professional refresher training and other recertification  
23 services, and social and employment services;

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## 3 TITLE III—TEMPORARY AND TRANSITIONAL 4 ASSISTANCE TO REFUGEES

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6 Assistance Act of 1962 (22 U.S.C. 2601(b)) is amended to  
7 read as follows:

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9 such amounts as may be necessary from time to time—

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11 United Nations High Commissioner for Refugees for  
12 assistance to refugees under his mandate or persons in  
13 behalf of whom he is exercising his good offices;

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15 ignated by the President (by class, group, or designa-  
16 tion of their respective countries of origin or areas of  
17 residence) when the President determines that such as-  
18 sistance will contribute to the foreign policy interests  
19 of the United States;

20 "(C) for payments to appropriate public or non-  
21 profit private agencies to aid in the placement, resettle-  
22 ment, and care of refugees;

23 "(D) for projects and programs to assist adult ref-  
24 ugees in gaining skills and education necessary to  
25 become employed or otherwise self-reliant, including  
1 facility in English, vocational and technical training,  
2 professional refresher training and other recertification  
3 services, and social and employment services;

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## 7 TITLE III--ASSISTANCE FOR EFFECTIVE RESETTLEMENT OF REFUGEES 8 IN THE UNITED STATES

*Existing law:*

(b) There are hereby authorized to be appropriated such amounts as may be necessary from time to time—

(1) for contributions to the activities of the United Nations High Commissioner for Refugees for assistance to refugees under his mandate or in behalf of whom he is exercising his good offices;

(2) for assistance to or in behalf of refugees designated by the President (by class, group, or designation of their respective countries of origin or areas of residence) when the President determines that such assistance will contribute to the defense, or to the security, or to the foreign policy interests of the United States;

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*See page 24*

*See page 29A*

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24 "(E) for payments to State and local agencies for  
25 projects to provide special educational services (includ-  
1 ing facility in English) to refugee children in elemen-  
2 tary and secondary schools;

3 "(F) for child welfare services, including foster  
4 care maintenance payments and services and health  
5 care, furnished in any of the first twenty-four months  
6 during any part of which the refugee is in the United  
7 States or, in the case of a child who enters the United  
8 States unaccompanied by a parent or other close adult  
9 relative (as defined by the President), until the month  
10 after such child attains age eighteen (or such higher  
11 age as the State's child-welfare services plan pre-  
12 scribes for the availability of such services to any other  
13 child in that State), if later; and

14 "(G) for interim support assistance during the  
15 period of initial adjustment, and for income mainte-  
16 nance and medical assistance, except that if a refugee  
17 receives aid or assistance under a State plan approved  
18 under part A of title IV or under title XIX of the  
19 Social Security Act, or for supplementary security  
20 income benefits (including State supplementary pay-  
21 ments) under the program established under title XVI  
22 of that Act, funds authorized under this subsection  
23 shall only be used for the non-Federal share of such  
24 aid or assistance, or for such supplementary payments.

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4 "(E) for payments to State and local agencies for  
5 projects to provide special educational services (includ-  
6 ing facility in English) to refugee children in elemen-  
7 tary and secondary schools;

8 "(F) for child welfare services, including foster  
9 care maintenance payments and services and health  
10 care, furnished in any of the first twenty-four months  
11 during any part of which the refugee is in the United  
12 States or, in the case of a child who enters the United  
13 States unaccompanied by a parent or other close adult  
14 relative (as defined by the President), until the month  
15 after such child attains age eighteen (or such higher  
16 age as the State's child-welfare services plan pre-  
17 scribes for the availability of such services to any other  
18 child in that State), if later; and

19 "(G) for income maintenance and medical assist-  
20 ance, except that if a refugee is eligible for aid or as-  
21 sistance under a State plan approved under part A of  
22 title IV or under title XIX of the Social Security Act,  
23 or for supplementary security income benefits (includ-  
24 ing State supplementary payments) under the program  
1 established under title XVI of that Act, funds author-  
2 ized under this subsection shall only be used for the  
3 non-Federal share of such aid or assistance, or for such  
supplementary payments.

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*See page 30*

*See pages 31 and 32*

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1       “(2)(A) Subject to the provisions of subparagraph (B) of  
2 this paragraph, no payment shall be made under subpara-  
3 graph (C) or (G) of paragraph (1) with respect to aid or serv-  
4 ices, furnished directly or through a project or program, to a  
5 refugee who entered the United States more than twenty-  
6 four months prior to receiving such aid or services, except  
7 that for Cuban refugees who entered the United States and  
8 received assistance prior to October 1, 1979, assistance will  
9 be reimbursed at the rate of 75 percent of non-Federal costs  
10 in fiscal year 1980, 60 percent in fiscal year 1981, 45 per-  
11 cent in fiscal year 1982, no reimbursement will be provided  
12 for these costs after September 30, 1983, except for the costs  
13 associated with current recipients of supplemental security  
14 income, for which 100 percent funding will be provided for  
15 all years; no recipients who become eligible for supplemental  
16 security income after September 30, 1978, will receive this  
17 special treatment.

18       “(B) The period beginning on the date of enactment of  
19 this Act and ending September 30, 1981, shall not be count-  
20 ed for purposes of computing the twenty-four month limita-  
21 tion period specified in subparagraph (A) of this paragraph.

22       “(3) For special projects and programs authorized in  
23 subparagraph (D) of paragraph (1), there are authorized to be  
24 appropriated each fiscal year \$40,000,000, to remain availa-  
25 ble until expended, to be administered primarily by private,  
1 nonprofit agencies participating in refugee resettlement pro-  
2 grams, or by State or local public agencies, to assist refugees  
3 in resettling and becoming self-reliant.

4       “(4) As used in this section, the term ‘refugee’ has the  
5 same meaning as that prescribed by paragraph (42) of section  
6 101(a) of the Immigration and Nationality Act (8 U.S.C.  
7 1101(a)(42)).”

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4 No payment shall be made under paragraph (C), (D), (E), or  
5 (G) with respect to aid or services, furnished directly or  
6 through a project or program, to a refugee who entered the  
7 United States more than twenty-four months prior to receiv-  
8 ing such aid or services, other than a Cuban refugee who  
9 entered the United States before October 1, 1978.

10       “(2) As used in this section, the term ‘refugee’ has the  
11 same meaning as that prescribed by paragraph (42) of section  
12 101(a) of the Immigration and Nationality Act (8 U.S.C.  
13 1101(a)(42)).”

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8 (b) Subsection (a) of this section shall not be considered  
9 a law enacted on or after February 7, 1972, for purposes of  
10 section 15(a)(1)(A) of the Act of August 1, 1956 (22 U.S.C.  
11 2680(a)(1)(A)).

12 SEC. 302. Section 2(c) of the Migration and Refugee  
13 Assistance Act of 1962 (22 U.S.C. 2601(c)) is further amend-  
14 ed by striking out "\$25,000,000" in paragraph (2) and in-  
15 serting in lieu thereof "\$50,000,000".

16 SEC. 303. (a) The Comptroller General of the United  
17 States shall evaluate Federal and federally assisted programs  
18 to refugees resettling within the United States to determine  
19 their effectiveness and efficiency.

20 (b) The Secretary of Health, Education, and Welfare  
21 shall conduct research or provide assistance for the conduct-  
22 ing of research into the resettlement of refugees and their  
23 adaptation to life in the United States. Such research shall  
24 include all aspects of the resettlement and adaptation proc-  
25 ess, and shall examine the status of resettled refugees to  
1 assess programs in securing and retaining employment, hous-  
2 ing, and facility in the English language, and other factors as  
3 the Secretary finds relevant.

4 (c) There are authorized to be appropriated such sums  
5 as may be necessary to carry out the provisions of this sec-  
6 tion.

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14 (b) Subsection (a) of this section shall not be considered  
15 a law enacted on or after February 7, 1972, for purposes of  
16 section 15(a)(1)(A) of the Act of August 1, 1956, as amended  
17 (22 U.S.C. 2680(a)(1)(A)).

18 SEC. 302. Section 2(c) of the Migration and Refugee  
19 Assistance Act of 1962 (22 U.S.C. 2601(c)) is amended by  
20 striking out "\$25,000,000" in paragraph (2) and inserting in  
21 lieu thereof "\$50,000,000".

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*See pages 34 and 35*

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TITLE IV—EFFECTIVE DATE

7  
 8 SEC. 401. (a) Except as provided in subsection (b), this  
 9 Act shall become effective on October 1, 1979.  
 10 (b) The repeal of subsections (g) and (h) of section 203 of  
 11 the Immigration and Nationality Act, made by section  
 12 203(c)(8) of this Act, shall not apply with respect to any indi-  
 13 vidual who before the effective date of this Act was granted a  
 14 conditional entry under section 203(a)(7) of the Immigration  
 15 and Nationality Act (and under section 202(e)(7) of the Immi-  
 16 gration and Nationality Act, if applicable), as in effect imme-  
 17 diately before such date, nor shall it apply to any alien pa-  
 18 roled into the United States before the effective date of this  
 19 Act who is eligible for the benefits of section 5 of the Act of  
 20 October 5, 1978 (Public Law 95-412).

EXECUTIVE BRANCH

TITLE IV—EFFECTIVE DATE

22  
 23 Sec. 401. (a) Except as provided in subsection (b), this  
 24 Act shall become effective on October 1, 1979.  
 1 (b) The repeal of subsections (g) and (h) of section 203 of  
 2 the Immigration and Nationality Act, made by section  
 3 203(c)(8) of this Act, shall not apply with respect to any indi-  
 4 vidual who before the effective date of this Act was granted a  
 5 conditional entry under section 203(a)(7) of the Immigration  
 6 and Nationality Act (and under section 202(e)(7) of the Immi-  
 7 gration and Nationality Act, if applicable), as in effect imme-  
 8 diately before such date, nor shall it apply to any alien pa-  
 9 roled into the United States before the effective date of this  
 10 Act who is eligible for the benefits of section 5 of the Act of  
 11 October 5, 1978 (Public Law 95-412).

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20 SEC. 204. (a) Except as provided in subsection (b), this  
 21 title and the amendments made by this title shall take  
 22 effect on October 1, 1979, and shall apply to fiscal years  
 23 beginning on or after such date.  
 24 (b)(1) The repeal of subsections (g) and (h) of section  
 25 203 of the Immigration and Nationality Act, made by section  
 1 203(c)(8) of this title, shall not apply with respect to any  
 2 individual who before the effective date of such repeal, was  
 3 granted a conditional entry under section 203(a)(7) of the  
 4 Immigration and Nationality Act (and under section 202(e)(7)  
 5 of such Act, if applicable), as in effect immediately before  
 6 such date, and it shall not apply to any alien paroled into  
 7 the United States before the effective date of this title  
 8 who is eligible for the benefits of section 5 of Public Law  
 9 95-412.



10 (2) An alien who, before October 1, 1979, established a  
11 date of registration at an immigration office in a foreign  
12 country on the basis of entitlement to a conditional entrant  
13 status under section 203(a)(7) of the Immigration and  
14 Nationality Act (as in effect before such date), shall be  
15 deemed to be entitled to a refugee status under section 207  
16 of such Act (as added by section 201(b) of this title) and  
17 shall be accorded the date of registration previously  
18 established by him. Nothing in this paragraph shall be  
19 construed to preclude the acquisition by such an alien of a  
20 preference status under section 203(a) of such Act.

21 (c)(1) Notwithstanding section 207(a) of the Immigration  
22 and Nationality Act (as added by section 201(b) of this  
23 title), the President may make the determination described  
24 in the first sentence of such section not later than 45 days  
25 after the date of the enactment of this Act for fiscal year  
1 1980.

2 (2) The Attorney General shall establish the asylum  
3 procedure referred to in section 208(a) of the Immigration  
4 and Nationality Act (as added by section 201(b) of this  
5 title) not later than 60 days after the date of the  
6 enactment of this Act.

9 SEC. 301. (a) Title IV of the Immigration and  
10 Nationality Act is amended--  
11 (1) by striking out the title heading and inserting  
12 in lieu thereof the following:  
13 "TITLE IV--MISCELLANEOUS AND REFUGEE ASSISTANCE  
14 "CHAPTER 1--MISCELLANEOUS"; and  
15 (2) by adding at the end thereof the following new  
16 chapter:  
17 "CHAPTER 2--REFUGEE ASSISTANCE  
18 "OFFICE OF REFUGEE RESETTLEMENT  
19 "SEC. 411. (a) There is established, within the  
20 Department of Health, Education, and Welfare, an office to  
21 be known as the Office of Refugee Resettlement (hereinafter  
22 in this chapter referred to as the 'Office'). The head of  
23 the Office shall be a Director (hereinafter in this chapter  
24 referred to as the 'Director'), to be appointed by the  
25 Secretary of Health, Education, and Welfare (hereinafter in  
1 this chapter referred to as the 'Secretary'), who shall  
2 report directly to the Secretary.  
3 "(b) The function of the Office and its Director is to  
4 fund and administer (directly or through arrangements with  
5 other Federal agencies) programs of the Federal Government  
6 under this chapter which are designed to provide domestic  
7 assistance to refugees including--  
8 "(1) initial resettlement (including initial  
9 reception and placement with sponsors) of refugees in  
10 the United States;  
11 "(2) services to refugees and overall planning for  
12 their effective resettlement;  
13 "(3) assistance or reimbursement to State and local  
14 governmental agencies to adjust to admissions of  
15 refugees; and  
16 "(4) any other Federal grants, agreements,  
17 payments, or contracts with public or private agencies  
18 for the provision of any of the services described in  
19 paragraph (1), (2), or (3).

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20 AUTHORIZATION FOR PROGRAMS FOR DOMESTIC RESETTLEMENT OF  
21 AND ASSISTANCE TO REFUGEES

22 SEC. 412. (a) CONDITIONS AND CONSIDERATIONS.--(1) In  
23 providing assistance under this section, the Director shall,  
24 to the extent of available appropriations, (A) make  
25 available sufficient resources for employment training and  
1 placement in order to achieve economic self-sufficiency  
2 among refugees as quickly as possible, (B) provide refugees  
3 with the opportunities to acquire sufficient English  
4 language training to enable them to become effectively  
5 resettled as quickly as possible, (C) insure that cash  
6 assistance is made available to refugees in such a manner as  
7 not to discourage their economic self-sufficiency, in  
8 accordance with subsection (e)(2), and (D) insure that women  
9 have the same opportunities as men to participate in  
10 training and instruction.

11 (2) The Director shall consult regularly with State  
12 and local governments and private nonprofit voluntary  
13 agencies concerning the development and implementation of  
14 criteria relating to the sponsorship process and the  
15 intended distribution of refugees among the States and  
16 localities.

*local input* ↗

17 (3) In the provision of domestic assistance under this  
18 section, the Director shall make a periodic assessment,  
19 based on refugee population and other relevant factors, of  
20 the relative needs of refugees for assistance and services  
21 under this chapter in each of the States and the resources  
22 available to meet such needs. In allocating resources, the  
23 Director shall avoid duplication of services and provide for  
24 maximum coordination between agencies providing related  
25 services.

1       ''(4) No grant or contract may be awarded under this  
2 section unless an appropriate proposal and application  
3 (including a description of the agency's ability to perform  
4 the services specified in the proposal) are submitted to,  
5 and approved by, the Director. The Director shall make  
6 grants and contracts to those public or private agencies  
7 which the Director determines can best perform the services.  
8 Payments may be made under grants and contracts under this  
9 chapter in advance or by way of reimbursement.

10       ''(5) Assistance and services funded under this section  
11 shall be provided to refugees without regard to race,  
12 religion, nationality, sex, or political opinion.

13       ''(6) As a condition for receiving assistance under this  
14 section, a State must--

15           ''(A) submit to the Director a plan which provides--

16               ''(i) a description of how the State intends to  
17 encourage effective refugee resettlement and to  
18 promote economic self-sufficiency as quickly as  
19 possible,

20               ''(ii) a description of how the State will  
21 insure that language training and employment  
22 services are made available to refugees receiving  
23 cash assistance,

24               ''(iii) a description of how the State will  
25 provide for State-wide coordination of services to  
1 refugees in the State,

2               ''(iv) for the designation of an individual,  
3 employed by the State, who will be responsible for  
4 such coordination,

5               ''(v) for the care and supervision of and legal  
6 responsibility for unaccompanied refugee children in  
7 the State, and

8           ''(vi) for the identification of refugees who at  
9           the time of resettlement in the State are determined  
10           to have medical conditions requiring, or medical  
11           histories indicating a need for, treatment or  
12           observation and such monitoring of such treatment or  
13           observation as may be necessary;

14           ''(B) meet standards, developed by the Director,  
15           which assure the effective resettlement of refugees and  
16           which promote their economic self-sufficiency as quickly  
17           as possible and the efficient provision of services; and

18           ''(C) submit to the Director, within a reasonable  
19           period of time after the end of each fiscal year, a  
20           report on the uses of funds provided under this chapter  
21           which the State is responsible for administering,  
22           including in such report--

23           ''(i) a list of grants and contracts made, with  
24           funds provided under this section, by or through the  
25           State or local government agencies to public or  
1           private agencies within the State during the year,

2           ''(ii) the total amount of funds available to  
3           the State under each program under this section for  
4           the year, and

5           ''(iii) a report on the number of individuals  
6           served by programs, projects, or activities assisted  
7           with such Federal funds.

8           ''(7) The Secretary shall develop a system of monitoring  
9           the assistance provided under this section. This system  
10           shall include--

11           ''(A) evaluations of the effectiveness of the  
12           programs funded under this section and the performance  
13           of States, grantees, and contractors;

14           ''(B) financial auditing and other appropriate  
15           monitoring to detect any fraud, abuse, or mismanagement  
16           in the operation of such programs; and

17           ''(C) data collection on the services provided and  
18           the results achieved.

19        "(8) The Attorney General shall provide the Director  
20 with the information supplied by refugees in conjunction  
21 with their applications to the Attorney General for  
22 adjustment of status, and the Director shall compile,  
23 summarize, and evaluate such information.

24        "(9) For purposes of this chapter, the term 'refugee'  
25 includes any alien described in section 207(c)(2).

1        "(b) PROGRAM OF INITIAL RESETTLEMENT.--(1) For--

2            "(A) fiscal year 1980 only, the Secretary of State  
3 is authorized, and

4            "(B) fiscal year 1981 and succeeding fiscal years,  
5 the Director is authorized,

6 to make grants to, and contracts with, public or private  
7 nonprofit agencies for initial resettlement (including  
8 initial reception and placement with sponsors) of refugees  
9 in the United States. In making such grants to, or contracts  
10 with, private nonprofit voluntary agencies the Secretary of  
11 State (for fiscal year 1980) and the Director (for  
12 succeeding fiscal years) shall, consistent with the  
13 objectives of this chapter, take into account the different  
14 resettlement approaches and practices of such agencies.

15 During fiscal year 1980, the Secretary of State shall  
16 provide for the coordination of the provision of  
17 resettlement assistance under this paragraph in coordination  
18 with the provision of other assistance provided for by the  
19 Director under this chapter. The Secretary of State and the  
20 Director shall jointly monitor the assistance provided  
21 during fiscal year 1980 under this paragraph.

22        "(2) The Director shall develop programs and make  
23 arrangements, where appropriate, for such orientation,  
24 instruction in English, and job training for refugees, and  
25 such other education and training of refugees, during any  
1 period when the refugees are awaiting entry into the United  
2 States, as facilitates their resettlement in the United  
3 States.

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7       "(c) PROJECT GRANTS AND CONTRACTS FOR SERVICES FOR  
8 REFUGEES.--The Director is authorized to make grants to, or  
9 enter into contracts with, public or private nonprofit  
10 agencies for projects specifically designed--  
11           "(1) to assist refugees in obtaining the skills  
12 which are necessary for economic self-sufficiency,  
13 including projects for job training, employment  
14 services, day care, professional refresher training, and  
15 other recertification services;  
16           "(2) to provide training in English where necessary  
17 (regardless of whether the refugees are employed or  
18 receiving cash or other assistance); and  
19           "(3) to provide health (including mental health)  
20 services, social services, educational and other  
21 services, where specific needs have been shown and  
22 recognized by the Director.

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23 '(d) ASSISTANCE FOR REFUGEE CHILDREN.--(1) The Director  
 24 is authorized to make grants, and enter into contracts, for  
 25 payments to State and local agencies for projects to provide  
 1 special educational services (including English language  
 2 training) to refugee children in elementary and secondary  
 3 schools where a demonstrated need has been shown.

4 '(2)(A) The Director is authorized to provide  
 5 assistance, reimbursement to States, and grants to and  
 6 contracts with private nonprofit agencies, for the provision  
 7 of child welfare services, including foster care maintenance  
 8 payments and services and health care, furnished to refugee  
 9 children (except as provided in subparagraph (B)) during the  
 10 48-month period beginning with the first month in which the  
 11 refugee children are in the United States.

12 '(B)(i) In the case of a refugee child who is  
 13 unaccompanied by a parent or other close adult relative (as  
 14 defined by the Director), the services described in  
 15 subparagraph (A) may be furnished until the month after the  
 16 child attains eighteen years of age (or such higher age as  
 17 the State's child welfare services plan under part B of  
 18 title IV of the Social Security Act prescribes for the  
 19 availability of such services to any other child in that  
 20 State).

21 '(ii) The Director shall attempt to arrange for the  
 22 placement under the laws of the States of such unaccompanied  
 23 refugee children, who have been accepted for admission to  
 24 the United States, before (or as soon as possible after)  
 25 their arrival in the United States. During any interim  
 1 period while such a child is in the United States or in  
 2 transit to the United States but before the child is so  
 3 placed, the Director shall assume legal responsibility  
 4 (including financial responsibility) for the child, if  
 5 necessary, and is authorized to make necessary decisions to  
 6 provide for the child's immediate care.



7       ''(iii) In carrying out the Director's responsibilities  
 8 under clause (ii), the Director is authorized to contract  
 9 with appropriate public or private nonprofit agencies under  
 10 such conditions as the Director determines to be  
 11 appropriate.

12       ''(iv) The Director shall prepare and maintain a list of  
 13 (I) all such unaccompanied children who have entered the  
 14 United States after April 1, 1975, (II) the names and last  
 15 known residences of their parents (if living) at the time of  
 16 arrival, and (III) the children's location, status, and  
 17 progress.

18       ''(e) CASH ASSISTANCE AND MEDICAL ASSISTANCE TO  
 19 REFUGEES.--(1) The Director is authorized to provide  
 20 assistance, reimbursement to States, and grants to, and  
 21 contracts with, public or private nonprofit agencies for up  
 22 to 100 percent of the cash assistance and medical assistance  
 23 provided to refugees during the 48-month period beginning  
 24 with the first month in which the refugees have entered the  
 25 United States and for the identifiable and reasonable  
 1 administrative costs of providing this assistance.

2       ''(2) Cash assistance provided under this subsection to  
 3 an employable refugee is conditioned, except for good cause  
 4 shown--

5           ''(A) on the refugee's registration with an  
 6 appropriate agency providing employment services  
 7 described in subsection (c)(1), or, if there is no such  
 8 agency available, with an appropriate State or local  
 9 employment service, and

10          ''(B) on the refugee's acceptance of appropriate  
 11 offers of employment,  
 12 except that subparagraph (A) does not apply during the first  
 13 60 days after the date of the refugee's entry.

14       ''(3) The Director shall develop plans to provide  
 15 English training and other appropriate services and training  
 16 to refugees receiving cash assistance.

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17       ''(4) If a refugee is eligible for aid or assistance  
18 under a State plan approved under part A of title IV or  
19 under title XIX of the Social Security Act, or for  
20 supplemental security income benefits (including State  
21 supplementary payments) under the program established under  
22 title XVI of that Act, funds authorized under this  
23 subsection shall only be used for the non-Federal share of  
24 such aid or assistance, or for such supplemental payments  
25 with respect to cash and medical assistance provided with  
1 respect to such refugee under this paragraph.

2       ''(5) The Director is authorized to allow for the  
3 provision of medical assistance under paragraph (1) to any  
4 refugee, during the one-year period after entry, who does  
5 not qualify for assistance under a State plan approved under  
6 title XIX of the Social Security Act on account of any  
7 resources or income requirement of such plan, but only if  
8 the Director determines that--

9           ''(A) this will (i) encourage economic self-  
10 sufficiency, or (ii) avoid a significant burden on State  
11 and local governments, and

12           ''(B) the refugee meets such alternative financial  
13 resources and income requirements as the Director shall  
14 establish.

15           ''CONGRESSIONAL REPORTS

16       ''SEC. 413. (a)(1) The Director shall submit a report on  
17 activities of the Office under this chapter to each member  
18 of the Committees on the Judiciary of the House of  
19 Representatives and of the Senate not later than December  
20 31, 1979, for the fiscal year ending on September 30, 1979,  
21 not later than each May 31 thereafter, for the six-month  
22 fiscal period ending on the preceding March 31, and not  
23 later than each November 30 thereafter, for the fiscal year  
24 ending on the preceding September 30.

25       ''(2) Each such report shall contain--  
1           ''(A) an updated profile of the employment and labor  
2           force statistics for refugees admitted under the  
3           Immigration and Nationality Act since May 1975, as well  
4           as a description of the extent to which refugees  
5           received the forms of assistance or services under this  
6           chapter during that period;  
7           ''(B) a description of the geographic location of  
8           refugees;  
9           ''(C) a summary of the results of the monitoring and  
10          evaluation conducted under section 412(a)(7) during the  
11          period for which the report is submitted;  
12          ''(D) a description of (i) the activities,  
13          expenditures, and policies of the Office under this  
14          chapter and of the activities of States, voluntary  
15          agencies, and sponsors, and (ii) the Director's plans  
16          for improvement of refugee resettlement;  
17          ''(E) evaluations of the extent to which (i) the  
18          services provided under this chapter are assisting  
19          refugees in achieving economic self-sufficiency,  
20          achieving ability in English, and achieving employment  
21          commensurate with their skills and abilities, and (ii)  
22          any fraud, abuse, or mismanagement has been reported in  
23          the provision of services or assistance;  
24          ''(F) a description of any assistance provided by  
25          the Director pursuant to section 412(e)(5);  
1          ''(G) a summary of the location and status of  
2          unaccompanied refugee children admitted to the United  
3          States;  
4          ''(H) a summary of the information compiled and  
5          evaluation made under section 412(a)(8); and  
6          ''(I) a summary of the number of waivers granted by  
7          the Attorney General under section 207(c)(3) to refugees  
8          during the period for which such report is required and  
9          a summary of the reasons for granting such waivers.

SENATE

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EXECUTIVE BRANCH

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HOUSE JUDICIARY COMMITTEE

10        ''(b) The Secretary shall conduct and report to  
11 Congress, not later than one year after the date of the  
12 enactment of this chapter, an analysis of--

13            ''(1) resettlement systems used by other countries  
14 and their applicability to the United States,

15            ''(2) the desirability of using a system other than  
16 the current welfare system for the provision of cash  
17 assistance, medical assistance, or both, to refugees,  
18 and

19            ''(3) alternative resettlement strategies.

20        ''(c) The Director shall keep the Committees on the  
21 Judiciary of the House of Representatives and of the Senate  
22 appropriately informed of important developments affecting  
23 the use of funds and exercise of functions authorized by  
24 this chapter.

25            ''AUTHORIZATION OF APPROPRIATIONS

1        ''SEC. 414. (a)(1) There are hereby authorized to be  
2 appropriated for the two-year-fiscal period ending September  
3 30, 1981, such sums as may be necessary for the purpose of  
4 providing initial resettlement assistance, cash and medical  
5 assistance, and child welfare services under subsections  
6 (b)(1), (b)(3), (b)(4), (d)(2), and (e) of section 412.

7            ''(2) There are hereby authorized to be appropriated  
8 \$200,000,000 for the two-fiscal year period ending September  
9 30, 1981, for the purpose of carrying out the provisions  
10 (other than those described in paragraph (1)) of this  
11 chapter.

12            ''(b) The authority to enter into contracts under this  
13 chapter shall be effective for any fiscal year only to such  
14 extent or in such amounts as are provided in advance in  
15 appropriation Acts.

16 SEC. 302. (a) The table of contents of the Immigration  
17 and Nationality Act is amended--

18 (1) by inserting after the item relating to title IV  
19 the following:

'CHAPTER 1--MISCELLANEOUS'; and

(2) by adding at the end the following new items:

'CHAPTER 2--REFUGEE ASSISTANCE

'Sec. 411. Office of Refugee Resettlement.

'Sec. 412. Authorization for programs for domestic  
resettlement of and assistance to refugees.

'Sec. 413. Congressional reports.

'Sec. 414. Authorization of appropriations.'.

1 (b)(1) Subsection (b) of section 2 of the Migration and  
2 Refugee Assistance Act of 1962 (22 U.S.C. 2601) is amended--

3 (A) by inserting 'and' at the end of paragraph  
4 (1);

5 (B) by inserting 'who are outside the United  
6 States' in paragraph (2) after 'on behalf of  
7 refugees';

8 (C) by striking out the semicolon at the end of  
9 paragraph (2) and inserting in lieu thereof a period;  
10 and

11 (D) by striking out paragraphs (3) through (6).

12 (2) Subsection (c)(1) of such section is amended by  
13 inserting 'with respect to individuals who are outside the  
14 United States' after 'urgent refugee and migration  
15 needs'.

16 SEC. 303. (a) The amendments made by this title shall  
17 apply to fiscal years beginning on or after October 1, 1979.

18 (b) The limitations contained in sections 412(d)(2)(A)  
19 and 412(e)(1) of the Immigration and Nationality Act on the  
20 duration of the period for which child welfare services and  
21 cash and medical assistance may be provided to particular  
22 refugees shall not apply to such services and assistance  
23 provided before October 1, 1980.