

117TH CONGRESS
2D SESSION

S. 4526

To amend the Immigration and Nationality Act to limit the grounds of deportability for certain relatives of members of the Armed Forces and veterans, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 13, 2022

Mr. BOOKER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to limit the grounds of deportability for certain relatives of members of the Armed Forces and veterans, 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 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Immigrant
5 Gold Star and Military Families Act”.

1 **SEC. 2. LIMITING GROUNDS OF DEPORTABILITY FOR REL-**
 2 **ATIVES OF MEMBERS OF THE ARMED**
 3 **FORCES AND VETERANS.**

4 Section 237 of the Immigration and Nationality Act
 5 (8 U.S.C. 1227) is amended by adding at the end the fol-
 6 lowing:

7 “(e) ALIEN RELATIVES OF MEMBERS OF THE
 8 ARMED FORCES AND VETERANS.—

9 “(1) IN GENERAL.—The provisions of this sec-
 10 tion shall not apply to an alien who—

11 “(A) is—

12 “(i) the spouse, widow or widower,
 13 parent, son or daughter, or sibling of—

14 “(I) a member of the Armed
 15 Forces of the United States; or

16 “(II) a veteran (as that term is
 17 defined in section 101 of title 38,
 18 United States Code); or

19 “(ii) eligible for the Gold Star lapel
 20 button under section 1126 of title 10,
 21 United States Code; and

22 “(B) has not been convicted of—

23 “(i) a felony;

24 “(ii) a significant misdemeanor; or

25 “(iii) three or more misdemeanors
 26 that are not significant misdemeanors,

1 each of which occurred on a different date,
2 and arose out of separate conduct; and

3 “(C) is not otherwise a threat to national
4 security or public safety.

5 “(2) SIGNIFICANT MISDEMEANOR DEFINED.—

6 In this subsection, the term ‘significant mis-
7 demeanor’ means a misdemeanor—

8 “(A) which is a crime of domestic violence
9 (as such term is defined in section
10 237(a)(2)(E)(i) of the Immigration and Nation-
11 ality Act (8 U.S.C. 1227(a)(2)(E)(i)));

12 “(B) which is a sexual assault (as such
13 term is defined in section 40002(a) of the Vio-
14 lent Crime Control and Law Enforcement Act
15 of 1994 (42 U.S.C. 13925(a)));

16 “(C) which involved the unlawful posses-
17 sion of a firearm (as such term is defined in
18 section 921 of title 18, United States Code); or

19 “(D) for which the alien was sentenced to
20 a term of imprisonment of longer than 90
21 days.”.

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