

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

Purpose: To remove arbitrary caps on work visas and prevent creation of a new pathway to citizenship.

**IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.**

**S. 744**

To provide for comprehensive immigration reform and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. PAUL

Viz:

1 At the appropriate place, insert the following:

2 **SEC. \_\_\_\_\_ . CHANGES TO EXISTING VISA PROGRAMS.**

3 (a) **SHORT TITLE.**—This section may be cited as the  
4 “No New Pathway to Citizenship Act”.

5 (b) **REGISTERED PROVISIONAL IMMIGRANT STATUS**  
6 **SUSPENDED.**—Notwithstanding any other provision of  
7 law, the Secretary shall not process applications for reg-  
8 istered provisional immigrant status pursuant to section  
9 245B of the Immigration and Nationality Act, as added  
10 by this Act.

11 (c) **BLUE CARD STATUS SUSPENDED.**—Notwith-  
12 standing any other provision of law, the Secretary shall

1 not process applications for blue card status pursuant to  
2 section 2211 of this Act.

3 (d) ALL NUMERICAL CAPS TO EMPLOYMENT-BASED  
4 IMMIGRANT AND NONIMMIGRANT VISA CATEGORIES SUS-  
5 PENDED.—Notwithstanding any other provision of law, all  
6 numerical caps on the numbers of visas allowed to be  
7 issued in different categories of nonimmigrant visas and  
8 employment-based immigrant visas pursuant to the Immi-  
9 gration and Nationality Act (8 U.S.C. 1101 et seq.), as  
10 amended by this Act, are null and void.

11 (e) SUSPENSION OF GOVERNMENT MANDATED  
12 WAGES.—Notwithstanding any other provision of law, all  
13 wage requirements and authority in the Immigration and  
14 Nationality Act, as amended by this Act, are null and void.

15 (f) EMPLOYERS CERTIFY EMPLOYMENT NEEDS.—  
16 Notwithstanding any other provision of law, in the Immi-  
17 gration and Nationality Act, as amended by this Act, em-  
18 ployers shall be permitted to certify to the Federal Govern-  
19 ment a numerical need for employees and shall be allowed  
20 visa allocations to fill the numbers requested by the em-  
21 ployer.

22 (g) INDIVIDUALS ELIGIBLE FOR REGISTERED PROVI-  
23 SIONAL STATUS OR BLUE CARD STATUS ELIGIBLE FOR  
24 WORK VISA.—Notwithstanding any other provision of law,  
25 all persons eligible for the suspended registered provisional

1 immigrant status pursuant to section 245B of the Immi-  
2 gration and Nationality Act, as added by this Act, and  
3 all persons eligible for the suspended blue card status pur-  
4 suant to section 2211 of this Act shall be deemed eligible  
5 for the existing immigrant and non-immigrant visa pro-  
6 grams.

7 (h) NO BAR TO EXISTING ADJUSTMENT OF STA-  
8 TUS.—Notwithstanding any other provision of law, all per-  
9 sons eligible for the suspended registered provisional im-  
10 migrant status pursuant to section 245B of the Immigra-  
11 tion and Nationality Act, as added by this Act, and all  
12 persons eligible for the suspended blue card status pursu-  
13 ant to section 2211 of this Act shall be allowed to file  
14 paperwork to adjust status from nonimmigrant to immi-  
15 grant or any work visa status.

16 (i) TIME PERIOD FOR APPLICATION.—Notwith-  
17 standing any other provision of law, all persons eligible  
18 for the suspended registered provisional immigrant status  
19 pursuant to section 245B of the Immigration and Nation-  
20 ality Act, as added by this Act, and all persons eligible  
21 for the suspended blue card status pursuant to section  
22 2211 of this Act shall be and are prima facie eligible for  
23 a work visa and may not be removed by the Secretary for  
24 a period of 1 year after the date of the enactment of this  
25 Act and shall be allowed to apply for an existing visa.

1 (j) NO SPECIAL PREFERENCE FOR UNDOCUMENTED  
2 INDIVIDUALS PATHWAY TO CITIZENSHIP.—Notwith-  
3 standing any other provision of law, all persons eligible  
4 for the suspended registered provisional immigrant status  
5 pursuant to section 245B of the Immigration and Nation-  
6 ality Act, as added by this Act, and all persons eligible  
7 for the suspended blue card status pursuant to section  
8 2211 of this Act shall not be granted special preference  
9 with regard to permanent resident status or United States  
10 citizenship.

11 (k) APPLICANTS CAN STAY IN UNITED STATES  
12 WHILE APPLYING FOR VISA.—Notwithstanding any other  
13 provision of law, all persons eligible for the suspended reg-  
14 istered provisional immigrant status pursuant to section  
15 245B of the Immigration and Nationality Act, as added  
16 by this Act, and all persons eligible for the suspended blue  
17 card status pursuant to section 2211 of this Act shall be  
18 allowed to apply for immigrant visas simultaneously with-  
19 out having to leave the country and subject to existing  
20 law, as amended by this Act, to petition for legal perma-  
21 nent resident status and citizenship if they qualify under  
22 this Act or the Immigration and Nationality Act, as  
23 amended.

24 (l) RULE OF CONSTRUCTION.—Section 245C(c)(2) of  
25 the Immigration and Nationality Act, as added by section

1 2102, shall apply to all persons eligible for the suspended  
2 registered provisional immigrant and suspended blue card  
3 status seeking to adjust status to that of an alien lawfully  
4 admitted for permanent residence.

5 (m) CAP ON REFUGEES AND ASYLEES.—Notwith-  
6 standing any other provision of law, the total cap on aliens  
7 admitted to the United States as a refugee under section  
8 207 of the Immigration and Nationality Act (8 U.S.C.  
9 1157) and granted asylum under section 208 of such Act  
10 (8 U.S.C. 1158), as amended by this Act, shall be 50,000  
11 per year.

12 (n) REFUGEES AND ASYLEES ELIGIBLE FOR WEL-  
13 FARE FOR ONE YEAR.—Notwithstanding any other provi-  
14 sion of law, aliens admitted to the United States as a ref-  
15 ugee under section 207 of the Immigration and Nation-  
16 ality Act (8 U.S.C. 1157) or granted asylum under section  
17 208 of such Act (8 U.S.C. 1158), as amended by this Act,  
18 shall not be eligible for any assistance, any Federal means  
19 tested welfare benefits, or the earned income tax credit  
20 under section 32 of the Internal Revenue Code of 1986,  
21 after the date that is 1 year after the date on which the  
22 alien is admitted to the United States under such section  
23 207 or granted asylum under such section 208.

24 (o) REFUGEES AND ASYLEES BARRIERS TO WORK.—  
25 Notwithstanding any other provision of law, all Federal

1 legal barriers to work for aliens admitted to the United  
2 States as a refugee under section 207 of the Immigration  
3 and Nationality Act (8 U.S.C. 1157) and granted asylum  
4 under section 208 of such Act (8 U.S.C. 1158), as amend-  
5 ed by this Act, shall be null and void.