

105TH CONGRESS
1ST SESSION

S. 1212

To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to clarify that records of arrival or departure are not required to be collected for purposes of the automated entry-exit control system developed under section 110 of such Act for Canadians who are not otherwise required to possess a visa, passport, or border crossing identification card.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 24, 1997

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

A BILL

To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to clarify that records of arrival or departure are not required to be collected for purposes of the automated entry-exit control system developed under section 110 of such Act for Canadians who are not otherwise required to possess a visa, passport, or border crossing identification card.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXEMPTION FOR CERTAIN ALIENS FROM**
 2 **ENTRY-EXIT CONTROL SYSTEM.**

3 (a) IN GENERAL.—Section 110(a) of the Illegal Im-
 4 migration Reform and Immigrant Responsibility Act of
 5 1996 (8 U.S.C. 1221 note) is amended to read as follows:

6 “(a) SYSTEM.—

7 “(1) IN GENERAL.—Subject to paragraph (2),
 8 not later than 2 years after the date of the enact-
 9 ment of this Act, the Attorney General shall develop
 10 an automated entry and exit control system that
 11 will—

12 “(A) collect a record of departure for every
 13 alien departing the United States and match
 14 the records of departure with the record of the
 15 alien’s arrival in the United States; and

16 “(B) enable the Attorney General to iden-
 17 tify, through on-line searching procedures, law-
 18 fully admitted nonimmigrants who remain in
 19 the United States beyond the period authorized
 20 by the Attorney General.

21 “(2) EXEMPTION FOR CERTAIN ALIENS.—The
 22 system under paragraph (1) shall not collect a
 23 record of arrival or departure for an alien—

24 “(A) who is—

25 “(i) a Canadian national; or

1 “(ii) an alien having a common na-
2 tionality with Canadian nationals and who
3 has his or her residence in Canada; and

4 “(B) who is not otherwise required by law
5 to be in possession, for purposes of establishing
6 eligibility for admission into the United States,
7 of—

8 “(i) a visa;

9 “(ii) a passport; or

10 “(iii) a border crossing identification
11 card.”.

12 (b) EFFECTIVE DATE.—The amendment made by
13 subsection (a) shall take effect as if included in the enact-
14 ment of the Illegal Immigration Reform and Immigrant
15 Responsibility Act of 1996 (Public Law 104–208; 110
16 Stat. 3009–546).

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