

105TH CONGRESS  
2D SESSION

# S. 2204

To provide for the waiver of fees in the case of certain visas, to modify the schedule for implementation of certain border crossing restrictions, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JUNE 23, 1998

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

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## A BILL

To provide for the waiver of fees in the case of certain visas, to modify the schedule for implementation of certain border crossing restrictions, 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 “Border Visa Sim-  
5 plification Act”.

6 **SEC. 2. BORDER CROSSING-RELATED VISAS.**

7 (a) WAIVER OF FEES FOR CERTAIN VISAS.—

8 (1) REQUIREMENT.—Notwithstanding any  
9 other provision of law, the Secretary of State shall

1 waive the fee for the processing of any application  
2 for the issuance of a visa under section  
3 101(a)(15)(B) of the Immigration and Nationality  
4 Act in the case of any alien under 15 years of age  
5 where the application for the visa is made in Mexico  
6 by a citizen of Mexico who has at least one parent  
7 or guardian who has a visa under such section or is  
8 applying for a visa under such section as well.

9 (2) PERIOD OF VALIDITY OF VISAS.—

10 (A) IN GENERAL.—Except as provided in  
11 subparagraph (B), if the fee for a visa issued  
12 under section 101(a)(15)(B) of the Immigration  
13 and Nationality Act has been waived under  
14 paragraph (1) for a child under 15 years of  
15 age, the visa shall be issued to expire on the  
16 date on which the child attains the age of 18.

17 (B) EXCEPTION.—At the request of the  
18 parent or guardian of any alien under 15 years  
19 of age otherwise covered by subparagraph (A),  
20 the Secretary of State may charge a fee for the  
21 processing of an application of the issuance of  
22 a visa under section 101(a)(15)(B) of the Im-  
23 migration and Nationality Act provided that the  
24 visa is issued to expire as of the same date as

1 is usually provided for visas issued under that  
2 section.

3 (b) MODIFIED SCHEDULE FOR IMPLEMENTATION OF  
4 BORDER CROSSING RESTRICTIONS.—

5 (1) MODIFIED SCHEDULE.—Paragraph (2) of  
6 section 104(b) of the Illegal Immigration Reform  
7 and Immigrant Responsibility Act of 1996 (division  
8 C of Public Law 104–208; 110 Stat. 3009–555; 8  
9 U.S.C. 1101 note) is amended to read as follows:

10 “(2) CLAUSE B.—Clause (B) of such sentence  
11 shall apply as follows:

12 “(A) As of October 1, 2000, to not less  
13 than 25 percent of the border crossing identi-  
14 fication cards in circulation as of April 1, 1998.

15 “(B) As of October 1, 2001, to not less  
16 than 50 percent of such cards in circulation as  
17 of April 1, 1998.

18 “(C) As of October 1, 2002, to not less  
19 than 75 percent of such cards in circulation as  
20 of April 1, 1998.

21 “(D) As of October 1, 2003, to all such  
22 cards in circulation as of April 1, 1998.”.

23 (2) EARLIER DEADLINES.—Such section 104(b)  
24 is further amended by adding at the end the follow-  
25 ing:

1           “(3) EARLIER DEADLINES.—If the Secretary of  
2           State and the Attorney General jointly determine  
3           that sufficient capacity exists to replace border  
4           crossing identification cards in advance of any of the  
5           deadlines otherwise provided for under paragraph  
6           (2), the Secretary and the Attorney General may by  
7           regulation advance such deadlines.”.

8           (c) PROCESSING IN MEXICAN BORDER CITIES.—The  
9           Secretary of State shall continue, until at least October  
10          1, 2003, or until all border crossing identification cards  
11          in circulation have otherwise been required to be replaced  
12          under section 104(b)(3) of the Illegal Immigration Reform  
13          and Immigrant Responsibility Act of 1996 (as added by  
14          subsection (b)(2)), to process applications for visas under  
15          section 101(a)(15)(B) of the Immigration and Nationality  
16          Act at the following cities in Mexico located near the inter-  
17          national border with the United States: Nogales, Nuevo  
18          Laredo, Ciudad Acuna, Piedras Negras, Agua Prieta, and  
19          Reynosa.

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