

108TH CONGRESS
2D SESSION

S. 2252

To increase the number of aliens who may receive certain nonimmigrant status during fiscal year 2004 and to require submissions of information by the Secretary of Homeland Security.

IN THE SENATE OF THE UNITED STATES

MARCH 29, 2004

Mr. KENNEDY (for himself, Ms. SNOWE, Mr. LEAHY, Mr. GREGG, Mr. JEFFORDS, Ms. MURKOWSKI, Mr. SARBANES, Ms. COLLINS, Mrs. MURRAY, Mr. STEVENS, Mr. EDWARDS, Mr. MCCAIN, Mr. DASCHLE, Mr. SUNUNU, and Mr. ENZI) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To increase the number of aliens who may receive certain nonimmigrant status during fiscal year 2004 and to require submissions of information by the Secretary of Homeland Security.

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 “Save Summer Act of
5 2004”.

1 **SEC. 2. INCREASE IN THE MAXIMUM NUMBERS OF H-2B**
2 **NONIMMIGRANTS DURING FISCAL YEAR 2004.**

3 Section 214(g)(1)(B) of the Immigration and Nation-
4 ality Act (8 U.S.C. 1184(g)(1)(B)) is amended to read as
5 follows:

6 “(B) under section 101(a)(15)(H)(ii)(b), may
7 not exceed—

8 “(i) 106,000 in fiscal year 2004; and

9 “(ii) 66,000 in a fiscal year other than fis-
10 cal year 2004.”.

11 **SEC. 3. SUBMISSION TO CONGRESS OF INFORMATION RE-**
12 **GARDING H-2B NONIMMIGRANTS.**

13 Section 416 of the American Competitiveness and
14 Workforce Improvement Act of 1998 (title IV of division
15 C of Public Law 105–277; 8 U.S.C. 1184 note) is amend-
16 ed—

17 (1) by striking “Attorney General” each place
18 that term appears and inserting “Secretary of
19 Homeland Security”; and

20 (2) by adding at the end the following new sub-
21 section:

22 “(d) PROVISION OF INFORMATION.—

23 “(1) QUARTERLY NOTIFICATION.—Beginning
24 not later than December 1, 2005, the Secretary of
25 Homeland Security shall notify, on a quarterly basis,
26 the Committees on the Judiciary of the House of

1 Representatives and the Senate of the numbers of
2 aliens who during the preceding 3-month period—

3 “(A) were issued visas or otherwise pro-
4 vided nonimmigrant status under section
5 101(a)(15)(H)(ii)(b) of the Immigration and
6 Nationality Act (8 U.S.C.
7 1101(a)(15)(H)(ii)(b)); or

8 “(B) had such a visa or such status expire
9 or be revoked or otherwise terminated.

10 “(2) ANNUAL SUBMISSION.—Beginning with
11 fiscal year 2006, the Secretary of Homeland Secu-
12 rity shall submit on an annual basis, to the Commit-
13 tees on the Judiciary of the House of Representa-
14 tives and the Senate—

15 “(A) information on the countries of origin
16 and occupations of, and compensation paid to,
17 aliens who were issued visas or otherwise pro-
18 vided nonimmigrant status under section
19 101(a)(15)(H)(ii)(b) of the Immigration and
20 Nationality Act (8 U.S.C.
21 1101(a)(15)(H)(ii)(b)) during the previous fis-
22 cal year;

23 “(B) the number of aliens who during each
24 month of such fiscal year had such a visa or

1 such status expire or be revoked or otherwise
2 terminated; and

3 “(C) the number of aliens who were pro-
4 vided nonimmigrant status under such section
5 during both such fiscal year and the fiscal year
6 preceding such fiscal year.”.

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