

110TH CONGRESS  
1ST SESSION

# H. R. 1312

To expedite adjudication of employer petitions for aliens of extraordinary artistic ability.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 2007

Mr. BERMAN (for himself, Mrs. BLACKBURN, Mr. WEINER, Mr. COBLE, Mr. NADLER, Mr. CHABOT, Mr. SCHIFF, and Mr. DANIEL E. LUNGREN of California) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To expedite adjudication of employer petitions for aliens of extraordinary artistic ability.

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 “Arts Require Timely  
5 Service (ARTS) Act”.

1 **SEC. 2. EXPEDITED ADJUDICATION OF EMPLOYER PETI-**  
2 **TIONS FOR ALIENS OF EXTRAORDINARY AR-**  
3 **TISTIC ABILITY.**

4 Section 214(c) of the Immigration and Nationality  
5 Act (8 U.S.C. 1184(c)) is amended—

6 (1) by striking “Attorney General” each place  
7 it appears and inserting “Secretary of Homeland Se-  
8 curity”; and

9 (2) in paragraph (6)(D)—

10 (A) by striking “Any person” and inserting  
11 “(i) Except as provided in clause (ii), any per-  
12 son”; and

13 (B) by adding at the end the following:

14 “(ii) The Secretary of Homeland Se-  
15 curity shall adjudicate each petition for an  
16 alien with extraordinary ability in the arts  
17 (as described in section 101(a)(15)(O)(i)),  
18 an alien accompanying such an alien (as  
19 described in clauses (ii) and (iii) of section  
20 101(a)(15)(O)), or an alien described in  
21 section 101(a)(15)(P) not later than 30  
22 days after—

23 “(I) the date on which the peti-  
24 tioner submits the petition with a  
25 written advisory opinion, letter of no  
26 objection, or request for a waiver; or

1                   “(II) the date on which the 15-  
2                   day period described in clause (i) has  
3                   expired, if the petitioner has had an  
4                   opportunity, as appropriate, to supply  
5                   rebuttal evidence.

6                   “(iii) If a petition described in clause  
7                   (ii) is not adjudicated before the end of the  
8                   30-day period described in clause (ii) and  
9                   the petitioner is a qualified nonprofit orga-  
10                  nization or an individual or entity peti-  
11                  tioning primarily on behalf of a qualified  
12                  nonprofit organization, the Secretary of  
13                  Homeland Security shall provide the peti-  
14                  tioner with the premium-processing serv-  
15                  ices referred to in section 286(u), without  
16                  a fee.”.

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