

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

Purpose: To provide for termination of asylum or refugee status in cases of country return.

**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. GRAHAM

Viz:

1 At the end of subtitle D of title III, add the following:

2 **SEC. 3408. TERMINATION OF ASYLUM OR REFUGEE STATUS.**

3 (a) **TERMINATION OF STATUS.**—Except as provided

4 in subsections (b) and (c), any alien who is granted asylum

5 or refugee status under this Act or the Immigration and

6 Nationality Act (8 U.S.C. 1101 et seq.), who, without good

7 cause as determined by the Secretary, subsequently re-

8 turns to the country of such alien's nationality or, in the

9 case of an alien having no nationality, returns to any coun-

10 try in which such alien last habitually resided, and who

11 applied for such status because of persecution or a well-

12 founded fear of persecution in that country on account of

1 race, religion, nationality, membership in a particular so-  
2 cial group, or political opinion, shall have his or her status  
3 terminated.

4 (b) WAIVER.—The Secretary has discretion to waive  
5 subsection (a) if it is established to the satisfaction of the  
6 Secretary that the alien had good cause for the return.  
7 The waiver may be sought prior to departure from the  
8 United States or upon return.

9 (c) EXCEPTION FOR CERTAIN ALIENS FROM  
10 CUBA.—Subsection (a) shall not apply to an alien who is  
11 eligible for adjustment to that of an alien lawfully admit-  
12 ted for permanent residence pursuant to the Cuban Ad-  
13 justment Act of 1966 (Public Law 89–732).