

AMENDMENT NO. _____ Calendar No. _____

Purpose: To recognize, for purposes of the Immigration and Nationality Act, any marriage entered into in full compliance with the laws of the State or foreign country within which such marriage was performed.

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. LEAHY

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . MARRIAGE.**

3 (a) RULE OF CONSTRUCTION.—Title I (8 U.S.C.
4 1101 et seq.) is amended by adding at the end the fol-
5 lowing:

6 **“SEC. 107. RULE OF CONSTRUCTION.**

7 “Notwithstanding section 7 of title 1, United States
8 Code, an individual shall be considered a ‘spouse’ and a
9 marriage shall be considered a ‘marriage’ for the purposes
10 of this Act if—

1 “(1) the marriage of the individual is valid in
2 the State in which the marriage was entered into; or

3 “(2) in the case of a marriage entered into out-
4 side of any State, the marriage is valid in the place
5 in which the marriage was entered into and the mar-
6 riage could have been entered into in a State.”.

7 (b) CONFORMING AMENDMENT.—Section 202(b)(2)
8 (8 U.S.C. 1152(b)(2)) is amended—

9 (1) by striking “his spouse” and inserting “his
10 or her spouse”; and

11 (2) by striking “husband and wife” and insert-
12 ing “the spouses”.