

AMENDMENT NO. _____ Calendar No. _____

Purpose: To protect the rights of crime victims.

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

AMENDMENTS intended to be proposed by

Viz:

1 On page 73, line 20, insert “subject to subparagraph
2 (D),” after “discretion,”.

3 On page 74, line 18, strike “Notwithstanding” and
4 insert “Subject to subparagraph (D) and notwith-
5 standing”.

6 On page 74, after line 24, insert the following:

7 “(D) CRIME VICTIMS’ RIGHTS.—Prior to
8 applying, or exercising, any authority under this
9 paragraph, or ruling upon an application al-

1 lowed under subparagraph (C) the Secretary
2 shall—

3 “(i) determine whether or not an alien
4 described under subparagraph (B) or (C)
5 has a conviction for any criminal offense;

6 “(ii) identify each victim of a crime
7 for which an alien determined to be a
8 criminal under clause (i) has a conviction;

9 “(iii) provide each victim identified
10 under clause (ii) with actual notice that
11 the alien is being considered for a waiver
12 under this paragraph;

13 “(iv) consult with each victim identi-
14 fied under clause (ii) to determine whether
15 or not the Secretary should, in the case of
16 an alien who is determined to have a con-
17 viction for any criminal offense under
18 clause (i), exercise waiver authority for an
19 alien described under subparagraph (B), or
20 grant the application of an alien described
21 under subparagraph (C); and

22 “(v) if the Secretary exercises waiver
23 authority for an alien described under sub-
24 paragraph (B), or grants the application of
25 an alien described under subparagraph

1 (C), where the alien has a conviction for
2 any criminal offense, provide each victim
3 identified under clause (ii) with actual no-
4 tice that such waiver authority has been
5 exercised or that such application has been
6 granted.

7 “(E) DEFINITION.—In this paragraph, the
8 term “victim” has the meaning given the term
9 in section 503(e) of the Victims’ Rights and
10 Restitution Act of 1990 (42 U.S.C. 10607(e)).