

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

Purpose: To designate Venezuela under section 244 of the Immigration and Nationality Act to permit nationals of Venezuela to be eligible for temporary protected status under such section.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.**

**S. 1494**

To amend the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 to protect alien minors and to amend the Immigration and Nationality Act to end abuse of the asylum system and establish refugee application and processing centers outside the United States, 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 \_\_\_\_\_

Viz:

1 At the appropriate place, insert the following:

2 **SEC. \_\_\_\_ . TEMPORARY PROTECTED STATUS FOR VEN-**

3 **EZUELANS.**

4 (a) **SHORT TITLE.**—This section may be cited as the  
5 “Venezuela TPS Act of 2019”.

6 (b) **DESIGNATION FOR PURPOSES OF GRANTING**  
7 **TEMPORARY PROTECTED STATUS.**—

8 (1) **DESIGNATION.**—

1           (A) IN GENERAL.—For purposes of section  
2           244 of the Immigration and Nationality Act (8  
3           U.S.C. 1254a), Venezuela shall be treated as if  
4           it had been designated under subsection  
5           (b)(1)(C) of that section, subject to the provi-  
6           sions of this subsection.

7           (B) PERIOD OF DESIGNATION.—The initial  
8           period of the designation referred to in sub-  
9           paragraph (A) shall be for the 18-month period  
10          beginning on the date of the enactment of this  
11          Act.

12          (2) ALIENS ELIGIBLE.—As a result of the des-  
13          ignation made under paragraph (1), an alien who is  
14          a national of Venezuela is deemed to satisfy the re-  
15          quirements under paragraph (1) of section 244(c) of  
16          the Immigration and Nationality Act (8 U.S.C.  
17          1254a(c)), subject to paragraph (3) of such section,  
18          if the alien—

19               (A) has been continuously physically  
20               present in the United States since the date of  
21               the enactment of this Act;

22               (B) is admissible as an immigrant, except  
23               as otherwise provided in paragraph (2)(A) of  
24               such section, and is not ineligible for temporary

1           protected status under paragraph (2)(B) of  
2           such section; and

3           (C) registers for temporary protected sta-  
4           tus in a manner established by the Secretary of  
5           Homeland Security.

6           (3) CONSENT TO TRAVEL ABROAD.—

7           (A) IN GENERAL.—The Secretary of  
8           Homeland Security shall give prior consent to  
9           travel abroad, in accordance with section  
10          244(f)(3) of the Immigration and Nationality  
11          Act (8 U.S.C. 1254a(f)(3)), to an alien who is  
12          granted temporary protected status pursuant to  
13          the designation made under paragraph (1) if  
14          the alien establishes to the satisfaction of the  
15          Secretary of Homeland Security that emergency  
16          and extenuating circumstances beyond the con-  
17          trol of the alien require the alien to depart for  
18          a brief, temporary trip abroad.

19          (B) TREATMENT UPON RETURN.—An alien  
20          returning to the United States in accordance  
21          with an authorization described in subpara-  
22          graph (A) shall be treated as any other return-  
23          ing alien provided temporary protected status  
24          under section 244 of the Immigration and Na-  
25          tionality Act (8 U.S.C. 1254a).

1 (4) FEE.—

2 (A) IN GENERAL.—In addition to any  
3 other fee authorized by law, the Secretary of  
4 Homeland Security is authorized to charge and  
5 collect a fee of \$360 for each application for  
6 temporary protected status under section 244  
7 of the Immigration and Nationality Act by a  
8 person who is only eligible for such status by  
9 reason of paragraph (1).

10 (B) WAIVER.—The Secretary of Homeland  
11 Security shall permit aliens to apply for a waiv-  
12 er of any fees associated with filing an applica-  
13 tion referred to in subparagraph (A).

14 (c) DETERMINATION OF BUDGETARY EFFECTS.—  
15 The budgetary effects of this Act, for the purpose of com-  
16 plying with the Statutory Pay-As-You-Go Act of 2010,  
17 shall be determined by reference to the latest statement  
18 titled “Budgetary Effects of PAYGO Legislation” for this  
19 Act, submitted for printing in the Congressional Record  
20 by the Chairman of the House Budget Committee, pro-  
21 vided that such statement has been submitted prior to the  
22 vote on passage.