



General Assembly

February Session, 2020

**Raised Bill No. 378**

LCO No. 2322



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING THE EXPEDITIOUS PROCESSING OF A  
REQUEST FOR CERTIFICATION OF HELPFULNESS IN CERTAIN  
IMMIGRATION-RELATED MATTERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (5) of subsection (g) of section 46b-38b of the  
2 2020 supplement to the general statutes is repealed and the following is  
3 substituted in lieu thereof (*Effective October 1, 2020*):

4 (5) [On and after July 1, 2010, each] (A) Each law enforcement agency  
5 shall designate at least one officer with supervisory duties to  
6 expeditiously process, upon request of a victim of family violence or  
7 other crime who is applying for U Nonimmigrant Status [(A)] (i) a  
8 certification of helpfulness on Form I-918, Supplement B, or any  
9 subsequent corresponding form designated by the United States  
10 Department of Homeland Security, confirming that the victim of family  
11 violence or other crime has been helpful, is being helpful [,] or is likely  
12 to be helpful in the investigation or prosecution of the criminal activity,  
13 and [(B)] (ii) any subsequent certification required by the victim. As  
14 used in this subparagraph, "expeditiously" means not later than sixty

15 days after the date of receipt of the request for certification of  
16 helpfulness, or not later than fourteen days after the date of receipt of  
17 such request if (I) the victim is in federal immigration removal  
18 proceedings or detained, or (II) the victim's child, parents or siblings  
19 would become ineligible for an immigration benefit by virtue of the  
20 victim attaining the age of eighteen years, or the victim's child attaining  
21 the age of twenty-one years.

22 (B) By signing a certification of helpfulness, the officer is not making  
23 a determination of eligibility for U Nonimmigrant status. The officer or  
24 agency is solely providing information required by the United States  
25 Department of Homeland Security on such form as is required by said  
26 department and certifying that: (i) The requesting individual or his or  
27 her child is a victim of one of the enumerated crimes eligible for U  
28 Nonimmigrant Status, (ii) the victim possesses or possessed information  
29 regarding that crime, (iii) the victim has been, is being or is likely to be  
30 helpful in an investigation of that crime, and (iv) the victim has not  
31 failed or refused to provide reasonable requested information or  
32 assistance. A current or ongoing investigation, filing of criminal charges,  
33 prosecution or conviction are not required for a victim to request and  
34 obtain certification under this subdivision.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2020	46b-38b(g)(5)

**Statement of Purpose:**

To assure expeditious processing of requests for certification of helpfulness in certain immigration-related matters.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*