

114TH CONGRESS  
1ST SESSION

# H. R. 2203

To remove the Kosovo Liberation Army from treatment as a terrorist organization, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2015

Mr. ENGEL (for himself and Mr. ADERHOLT) introduced the following bill;  
which was referred to the Committee on the Judiciary

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## A BILL

To remove the Kosovo Liberation Army from treatment as  
a terrorist organization, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. TREATMENT OF THE KOSOVO LIBERATION**  
4 **ARMY UNDER THE IMMIGRATION AND NA-**  
5 **TIONALITY ACT.**

6 (a) REMOVAL OF THE KOSOVO LIBERATION ARMY  
7 FROM TREATMENT AS A TERRORIST ORGANIZATION.—

8 (1) IN GENERAL.—Subject to paragraph (2),  
9 the Kosovo Liberation Army shall not be considered  
10 to be a terrorist organization (as such term is de-

1        fined in section 212(a)(3)(B)(vi)(III) of the Immi-  
2        gration and Nationality Act (8 U.S.C.  
3        1182(a)(3)(B)(vi)(III))) for purposes of inadmis-  
4        sibility under section 212(a)(3)(B) of such Act.

5            (2) EXCEPTION.—The Secretary of State, after  
6        consultation with the Secretary of Homeland Secu-  
7        rity and the Attorney General, or the Secretary of  
8        Homeland Security, after consultation with the Sec-  
9        retary of State and the Attorney General, may sus-  
10       pend the application of paragraph (1) in such Sec-  
11       retary’s sole and unreviewable discretion.

12        (b) RELIEF REGARDING ADMISSIBILITY OF NON-  
13       IMMIGRANT ALIENS ASSOCIATED WITH THE KOSOVO LIB-  
14       ERATION ARMY.—

15            (1) IN GENERAL.—Subject to paragraph (2),  
16        section 212(a)(3)(B) of the Immigration and Na-  
17        tionality Act (8 U.S.C. 1182(a)(3)(B)) shall not  
18        apply to an alien in connection with the alien’s ac-  
19        tivities undertaken in association with the Kosovo  
20        Liberation Army—

21            (A) in a case in which the alien is applying  
22        for a nonimmigrant visa, unless the consular of-  
23        ficer—

24            (i) knows, or has reasonable grounds  
25        to believe, that the alien poses a threat to

1 the safety and security of the United  
2 States; or

3 (ii) otherwise believes, in the discre-  
4 tion of the consular officer and based on  
5 the totality of the circumstances, that the  
6 visa should not be issued; or

7 (B) in a case in which the alien presents  
8 himself or herself for inspection and admission  
9 as a nonimmigrant to an immigration officer at  
10 a port of entry or is applying in the United  
11 States for nonimmigrant status, unless the Sec-  
12 retary of Homeland Security—

13 (i) knows, or has reasonable grounds  
14 to believe, that the alien poses a threat to  
15 the safety and security of the United  
16 States; or

17 (ii) otherwise believes, in the discre-  
18 tion of the Secretary and based on the to-  
19 tality of the circumstances, that the alien  
20 should not be admitted to the United  
21 States or granted nonimmigrant status.

22 (2) EXCEPTION.—The Secretary of State, after  
23 consultation with the Secretary of Homeland Secu-  
24 rity and the Attorney General, or the Secretary of  
25 Homeland Security, after consultation with the Sec-

1       retary of State and the Attorney General, may sus-  
2       pend the application of paragraph (1) on a case-by-  
3       case basis in such Secretary's sole and unreviewable  
4       discretion.

5               (3) CONSULTATION REQUIREMENT.—The Sec-  
6       retary of State and the Secretary of Homeland Secu-  
7       rity shall implement this subsection in consultation  
8       with the Attorney General.

9               (4) CONSTRUCTION.—Nothing in this sub-  
10       section may be construed to alter an alien's burden  
11       of demonstrating admissibility under the immigra-  
12       tion laws of the United States.

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