

115TH CONGRESS  
1ST SESSION

# H. R. 4207

To amend the Immigration and Nationality Act to reinstate the returning worker exemption for H–2B visas, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2017

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

---

## A BILL

To amend the Immigration and Nationality Act to reinstate the returning worker exemption for H–2B visas, 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. SHORT TITLE.**

4 This Act may be cited as the “Small and Seasonal  
5 Business Relief Act”.

6 **SEC. 2. RETURNING WORKER EXEMPTION.**

7 (a) IN GENERAL.—Section 214(g)(9)(A) of the Im-  
8 migration and Nationality Act (8 U.S.C. 1184(g)(9)(A))  
9 is amended to read as follows:

1       “(9)(A)(i) Subject to subparagraphs (B) and (C), an  
2 alien who has already been counted toward the numerical  
3 limitation of paragraph (1)(B) during fiscal year 2016 or  
4 2017 shall not again be counted toward such limitation  
5 during fiscal year 2018. Such an alien shall be considered  
6 a returning worker.

7       “(ii) Subject to subparagraphs (B) and (C), an alien  
8 who has already been counted toward the numerical limi-  
9 tation of paragraph (1)(B) during fiscal year 2018 or  
10 2019 shall not again be counted toward such limitation  
11 during the next fiscal year. Such an alien shall be consid-  
12 ered a returning worker.”.

13       (b) EFFECTIVE DATE.—The amendment made by  
14 subsection (a) shall take effect as if enacted on October  
15 1, 2017.

○