

113TH CONGRESS
2^D SESSION

H. R. 5228

To amend section 240(e)(7)(C) of the Immigration and Nationality Act to eliminate the time limit on the filing of a motion to reopen a removal proceeding if the basis of the motion is fraud, negligence, misrepresentation, or extortion by, or the attempted, promised, or actual practice of law without authorization on the part of, a representative.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2014

Mr. VEASEY (for himself, Mr. HINOJOSA, Mr. GUTIÉRREZ, Mr. VELA, Ms. JACKSON LEE, and Mr. GENE GREEN of Texas) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend section 240(c)(7)(C) of the Immigration and Nationality Act to eliminate the time limit on the filing of a motion to reopen a removal proceeding if the basis of the motion is fraud, negligence, misrepresentation, or extortion by, or the attempted, promised, or actual practice of law without authorization on the part of, a representative.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Notario Victim Relief
3 Act”.

4 **SEC. 2. ELIMINATION OF TIME LIMIT ON MOTIONS TO RE-**
5 **OPEN IN CERTAIN CASES.**

6 Section 240(c)(7)(C) of the Immigration and Nation-
7 ality Act (8 U.S.C. 1229a(c)(7)(C)) is amended by adding
8 at the end the following:

9 “(v) FRAUD, NEGLIGENCE, MISREPRE-
10 SENTATION, OR EXTORTION BY, OR AT-
11 TEMPTED, PROMISED, OR ACTUAL PRAC-
12 TICE OF LAW WITHOUT AUTHORIZATION
13 ON THE PART OF, A REPRESENTATIVE.—
14 There is no time limit on the filing of a
15 motion to reopen if the basis of the motion
16 is to apply for relief due to fraud, neg-
17 ligence, misrepresentation, or extortion by,
18 or attempted, promised, or actual practice
19 of law without authorization on the part
20 of, a representative described in subsection
21 (a) or (b) of section 1292.1 of title 8, Code
22 of Federal Regulations, or a person who
23 claimed to be such a representative, and
24 the alien establishes such fraud, neg-
25 ligence, misrepresentation, or extortion by,
26 or attempted, promised, or actual practice

1 of law without authorization on the part
2 of, such a representative (or person) by a
3 preponderance of evidence.”.

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