

116TH CONGRESS  
1ST SESSION

# H. R. 557

To render certain military spouses eligible for adjustment of status.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2019

Mr. SOTO (for himself, Mr. SABLAN, Mrs. TORRES of California, Ms. NORTON, and Mr. ESPAILLAT) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To render certain military spouses eligible for adjustment of status.

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 “Protect Patriot  
5 Spouses Act”.

6 **SEC. 2. ADJUSTMENT OF STATUS FOR CERTAIN MILITARY**  
7 **SPOUSES.**

8 Section 245 of the Immigration and Nationality Act  
9 (8 U.S.C. 1255) is amended by adding at the end the fol-  
10 lowing:

1 “(n)(1) In applying this section to an alien described  
2 in paragraph (2)—

3 “(A) such alien shall be deemed, for purposes  
4 of subsection (a), to have been inspected and admit-  
5 ted into the United States; and

6 “(B) in determining the alien’s admissibility as  
7 an immigrant—

8 “(i) paragraphs (6)(A), (7)(A), and (9)(B)  
9 of section 212(a) shall not apply; and

10 “(ii) the Secretary of Homeland Security,  
11 in the discretion of the Secretary, may waive  
12 the application of paragraphs (6)(C), (9)(A),  
13 and (9)(C) of section 212(a) if the alien estab-  
14 lishes to the satisfaction of the Secretary that  
15 the alien does not pose a threat to the public  
16 and has not committed any criminal offenses in  
17 violation of Federal or State law unrelated to  
18 the alien’s status.

19 “(2) An alien is described in this paragraph if the  
20 alien—

21 “(A) is or was the spouse of a United States  
22 citizen who—

23 “(i) is or was serving on active duty in the  
24 United States Armed Forces or in a reserve

1 component of the United States Armed Forces;  
2 and

3 “(ii) if discharged or released from service  
4 in the Armed Forces, was discharged or re-  
5 leased under honorable conditions; and

6 “(B) is the beneficiary of a petition for classi-  
7 fication under section 204(a)(1)(A) as an immediate  
8 relative (as defined in section 201(b)) by reason of  
9 the marriage to such citizen.”.

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