

118TH CONGRESS
1ST SESSION

S. 3013

To permanently authorize the exemption of aliens working as fish processors from the numerical limitation on H-2B nonimmigrant visas.

IN THE SENATE OF THE UNITED STATES

OCTOBER 4, 2023

Ms. MURKOWSKI (for herself, Mr. WARNER, Mr. VAN HOLLEN, Mr. KAINE, Mr. CARDIN, Mr. SULLIVAN, Mr. CASSIDY, and Mr. KENNEDY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To permanently authorize the exemption of aliens working as fish processors from the numerical limitation on H-2B nonimmigrant visas.

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. EXEMPTION OF ALIENS WORKING AS FISH**
4 **PROCESSORS FROM THE NUMERICAL LIMITA-**
5 **TION ON H-2B NONIMMIGRANT VISAS.**

6 (a) IN GENERAL.—Section 214(g)(10) of the Immi-
7 gration and Nationality Act (8 U.S.C. 1184(g)(10)) is
8 amended—

1 (1) by striking “The numerical limitations of
2 paragraph (1)(B)” and inserting “(A) The numer-
3 ical limitation under paragraph (1)(B)”; and

4 (2) by adding at the end the following:

5 “(B)(i) The numerical limitation under paragraph
6 (1)(B) shall not apply to any nonimmigrant alien issued
7 a visa or otherwise provided status under section
8 101(a)(15)(H)(ii)(b) who is employed (or has received an
9 offer of employment)—

10 “(I) as a fish roe processor, a fish roe techni-
11 cian, or a supervisor of fish roe processing; or

12 “(II) as a fish processor.

13 “(ii) As used in clause (i)—

14 “(I) the term ‘fish’ means fresh or saltwater
15 finfish, mollusks, crustaceans, and all other forms of
16 aquatic animal life, including the roe of such ani-
17 mals, other than marine mammals and birds; and

18 “(II) the term ‘processor’ means any person en-
19 gaged in the processing of fish, including handling,
20 storing, preparing, heading, eviscerating, shucking,
21 freezing, changing into different market forms, man-
22 ufacturing, preserving, packing, labeling, dockside
23 unloading, holding, and all other processing activi-
24 ties.”.

1 (b) REPEAL.—Section 14006 of the Department of
2 Defense Appropriations Act, 2005 (Public Law 108–287)
3 is repealed.

○