

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4073

To designate Pakistan under section 244 of the Immigration and Nationality Act to permit nationals of Pakistan to be eligible for temporary protected status under such section.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 18, 2005

Mr. AL GREEN of Texas (for himself, Mr. POE, Mr. CROWLEY, Mr. GRIJALVA, Ms. KILPATRICK of Michigan, Mr. MEEKS of New York, Ms. SCHAKOWSKY, and Ms. JACKSON-LEE of Texas) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To designate Pakistan under section 244 of the Immigration and Nationality Act to permit nationals of Pakistan to be eligible for temporary protected status under such section.

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 “Pakistani Temporary  
5       Protected Status Act of 2005”.

6       **SEC. 2. FINDINGS.**

7       Congress finds the following:

1           (1) On October 8, 2005, a magnitude 7.6 earth-  
2           quake struck Pakistan.

3           (2) In Pakistan, more than 40,000 people are  
4           known dead.

5           (3) Immediately following the earthquake, near-  
6           ly 3 million people were living in tents or in the open  
7           air amid freezing temperatures, having been left  
8           homeless by the earthquake.

9           (4) The earthquake damaged sanitation systems  
10          in the region, destroyed hospitals, and left many vic-  
11          tims with no access to clean drinking water, making  
12          them more vulnerable to disease.

13          (5) According to the United Nations, more than  
14          a million people are in acute need of assistance in  
15          the quake zone.

16          (6) Temporary protected status allows aliens  
17          who do not legally qualify as refugees but are none-  
18          theless fleeing or reluctant to return to potentially  
19          dangerous situations to temporarily remain in the  
20          United States.

21          (7) Granting temporary protected status to na-  
22          tionals of Pakistan is consistent with the interests of  
23          the United States and promotes the values and mor-  
24          als that have made the United States strong.

1 **SEC. 3. SENSE OF CONGRESS.**

2 It is the sense of Congress that the extraordinary and  
3 temporary conditions caused by the earthquake in Paki-  
4 stan qualifies Pakistan for designation under subpara-  
5 graphs (B) or (C) of section 244(b)(1) of the Immigration  
6 and Nationality Act (8 U.S.C. 1254a(b)(1)), pursuant to  
7 which nationals of Pakistan would be eligible for tem-  
8 porary protected status in the United States.

9 **SEC. 4. DESIGNATION FOR PURPOSES OF GRANTING TEM-**  
10 **PORARY PROTECTED STATUS.**

11 (a) DESIGNATION.—

12 (1) IN GENERAL.—For purposes of section 244  
13 of the Immigration and Nationality Act (8 U.S.C.  
14 1254a), Pakistan shall be treated as if it had been  
15 designated under subsection (b) of such section, sub-  
16 ject to the provisions of this section.

17 (2) PERIOD OF DESIGNATION.—The initial pe-  
18 riod of such designation shall begin on the date of  
19 the enactment of this Act and shall remain in effect  
20 for 12 months.

21 (b) ALIENS ELIGIBLE.—In applying section 244 of  
22 such Act pursuant to the designation made under this sec-  
23 tion, subject to section 244(c)(3) of such Act, an alien who  
24 is a national of Pakistan is deemed to satisfy the require-  
25 ments of section 244(c)(1) of such Act only if the alien—

1           (1) has been continuously physically present in  
2           the United States since October 8, 2005;

3           (2) is admissible as an immigrant, except as  
4           otherwise provided under section 244(c)(2)(A) of  
5           such Act, and is not ineligible for temporary pro-  
6           tected status under section 244(c)(2)(B) of such  
7           Act; and

8           (3) registers for temporary protected status in  
9           a manner that the Secretary of Homeland Security  
10          shall establish.

11          (c) CONSENT TO TRAVEL ABROAD.—The Secretary  
12          of Homeland Security shall give the prior consent to travel  
13          abroad described in section 244(f)(3) of such Act to an  
14          alien who is granted temporary protected status pursuant  
15          to the designation made under this section, if the alien  
16          establishes to the satisfaction of the Secretary of Home-  
17          land Security that emergency and extenuating cir-  
18          cumstances beyond the control of the alien require the  
19          alien to depart for a brief, temporary trip abroad. An alien  
20          returning to the United States in accordance with such  
21          an authorization shall be treated the same as any other  
22          returning alien provided temporary protected status under  
23          section 244 of such Act.

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