

118TH CONGRESS
2D SESSION

H. R. 10061

To amend the Immigration and Nationality Act to reform temporary protected status, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 29, 2024

Mr. BANKS introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Homeland Security, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Immigration and Nationality Act to reform temporary protected status, 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 “End Executive Branch
5 Amnesty Act of 2024”.

6 **SEC. 2. TEMPORARY PROTECTED STATUS.**

7 (a) POWER TO DESIGNATE A FOREIGN STATE.—Sec-
8 tion 244(b) of the Immigration and Nationality Act (8
9 U.S.C. 1254a(b)) is amended—

1 (1) by striking paragraphs (1), (2), and (3) and
2 inserting the following:

3 “(1) INITIAL DESIGNATION.—For purposes of
4 this section, a foreign state may be designated upon
5 the enactment of an Act that satisfies the following
6 requirements:

7 “(A) The Act shall contain a finding—

8 “(i) that there is an ongoing armed
9 conflict within the state and, due to such
10 conflict, requiring the return of aliens who
11 are nationals of that state (or to the part
12 of the state) would pose a serious threat to
13 their personal safety;

14 “(ii) that—

15 “(I) there has been an earth-
16 quake, flood, drought, epidemic, or
17 other immediately life-threatening en-
18 vironmental disaster in the state re-
19 sulting in a substantial, but tem-
20 porary, disruption of living conditions
21 in the area affected;

22 “(II) the foreign state is unable,
23 temporarily, to handle adequately the
24 return to the state of aliens who are
25 nationals of the state; and

1 “(III) the foreign state officially
2 has requested designation under this
3 subparagraph; or

4 “(iii) that there exist extraordinary
5 and temporary conditions in the foreign
6 state that prevent aliens who are nationals
7 of the state from returning to the state in
8 safety and that permitting the aliens to re-
9 main temporarily in the United States is
10 not contrary to the national interest of the
11 United States.

12 “(B) The Act shall include—

13 “(i) an estimate of the number of na-
14 tionals of the foreign state who are (or
15 within the effective period of the designa-
16 tion are likely to become) eligible for tem-
17 porary protected status under this section;

18 “(ii) such nationals’ immigration sta-
19 tus in the United States; and

20 “(iii) a time period for the effective-
21 ness of the designation that is not greater
22 than 12 months.

23 “(2) TERMINATION.—

24 “(A) TIMELY TERMINATION.—If an initial
25 designation of a foreign state is not extended

1 under paragraph (3), the initial designation
2 shall terminate at the end of the time period
3 described in paragraph (1)(B)(iii).

4 “(B) EARLY TERMINATION.—For purposes
5 of this section, the designation of a foreign
6 state shall be terminated upon the enactment of
7 an Act that contains a finding that the foreign
8 state (or part of such foreign state) no longer
9 meets the conditions for designation under
10 paragraph (1)(A).

11 “(3) EXTENSION.—For purposes of this sec-
12 tion, the time period for the effectiveness of the des-
13 igation of a foreign state may be extended upon the
14 enactment of an Act that includes—

15 “(A) a finding that the conditions for des-
16 igation under paragraph (1)(A) continue to be
17 met; and

18 “(B) a time period for the effectiveness of
19 the extension that is not greater than 12
20 months.”; and

21 (2) in paragraph (5)(A), by striking “of the At-
22 torney General” and inserting “made in any Act”.

23 (b) ALIENS LACKING LAWFUL IMMIGRATION STA-
24 TUS.—Section 244(c)(2)(B) of the Immigration and Na-
25 tionality Act (8 U.S.C. 1254a(c)(2)(B)) is amended—

1 (1) in clause (i), by striking “, or” at the end
2 and inserting a semicolon;

3 (2) in clause (ii), by striking the period at the
4 end and inserting “; or”; and

5 (3) by adding at the end the following:

6 “(iii) the alien lacks a lawful immigra-
7 tion status.”.

8 (c) CONFORMING AMENDMENTS.—Section 244 of the
9 Immigration and Nationality Act (8 U.S.C. 1254a et seq.)
10 is amended—

11 (1) in subsection (d)(3), by striking “If the At-
12 torney General terminates the designation of a for-
13 eign state (or part of such foreign state) under sub-
14 section (b)(3)(B)” and inserting “If the designation
15 of a foreign state (or part of such foreign state) is
16 terminated under section 244(b)(2)”; and

17 (2) in subsection (i)(1)—

18 (A) in subparagraph (A), by striking the
19 comma at the end and adding “; and”;

20 (B) in subparagraph (B), by striking “,
21 and” at the end and inserting a period; and

22 (C) by striking subparagraph (C).

23 (d) TECHNICAL CORRECTIONS.—Section 244 of the
24 Immigration and Nationality Act (8 U.S.C. 1254a), as
25 amended by subsections (a) and (b) of this section, is fur-

1 ther amended by striking “Attorney General” each place
2 it appears and inserting “Secretary of Homeland Secu-
3 rity”.

4 **SEC. 3. UNACCOMPANIED ALIEN CHILDREN.**

5 (a) REPATRIATION OF UNACCOMPANIED ALIEN
6 CHILDREN.—

7 (1) IN GENERAL.—Section 235 of the William
8 Wilberforce Trafficking Victims Protection Reau-
9 thorization Act of 2008 (8 U.S.C. 1232) is amend-
10 ed—

11 (A) in subsection (a)—

12 (i) in paragraph (2)—

13 (I) by amending the heading to
14 read as follows: “RULES FOR UNAC-
15 COMPANIED ALIEN CHILDREN.—”;

16 (II) in subparagraph (A)—

17 (aa) in the matter preceding
18 clause (i), by striking “who is a
19 national or habitual resident of a
20 country that is contiguous with
21 the United States”;

22 (bb) in clause (i), by insert-
23 ing “and” at the end;

1 (cc) in clause (ii), by strik-
2 ing “; and” and inserting a pe-
3 riod; and
4 (dd) by striking clause (iii);
5 and
6 (III) in subparagraph (B)—
7 (aa) in the matter preceding
8 clause (i), by striking “(8 U.S.C.
9 1101 et seq.) may—” and insert-
10 ing “(8 U.S.C. 1101 et seq.)—”;
11 (bb) in clause (i), by insert-
12 ing before “permit such child to
13 withdraw” the following: “may”;
14 and
15 (cc) in clause (ii), by insert-
16 ing before “return such child”
17 the following: “shall”; and
18 (ii) in paragraph (5)(D)—
19 (I) in the matter preceding clause
20 (i), by striking “, except for an unac-
21 companied alien child from a contig-
22 uous country subject to exceptions
23 under subsection (a)(2),” and insert-
24 ing “who does not meet the criteria
25 listed in paragraph (2)(A)”; and

1 (II) in clause (i), by inserting be-
2 fore the semicolon at the end the fol-
3 lowing: “, which shall include a hear-
4 ing before an immigration judge not
5 later than 14 days after being
6 screened under paragraph (4)”;

7 (B) in subsection (b)—

8 (i) in paragraph (2)—

9 (I) in subparagraph (A), by in-
10 sserting before the semicolon the fol-
11 lowing: “believed not to meet the cri-
12 teria listed in subsection (a)(2)(A)”;
13 and

14 (II) in subparagraph (B), by in-
15 sserting before the period the following:
16 “and does not meet the criteria listed
17 in subsection (a)(2)(A)”;

18 (ii) in paragraph (3), by striking “an
19 unaccompanied alien child in custody
20 shall” and all that follows, and inserting
21 the following: “an unaccompanied alien
22 child in custody—

23 “(A) in the case of a child who does not
24 meet the criteria listed in subsection (a)(2)(A),
25 shall transfer the custody of such child to the

1 Secretary of Health and Human Services not
2 later than 30 days after determining that such
3 child is an unaccompanied alien child who does
4 not meet such criteria; or

5 “(B) in the case of a child who meets the
6 criteria listed in subsection (a)(2)(A), may
7 transfer the custody of such child to the Sec-
8 retary of Health and Human Services after de-
9 termining that such child is an unaccompanied
10 alien child who meets such criteria.”; and

11 (C) in subsection (c)—

12 (i) in paragraph (3), by inserting at
13 the end the following:

14 “(D) INFORMATION ABOUT INDIVIDUALS
15 WITH WHOM CHILDREN ARE PLACED.—

16 “(i) INFORMATION TO BE PROVIDED
17 TO HOMELAND SECURITY.—Before placing
18 a child with an individual, the Secretary of
19 Health and Human Services shall provide
20 to the Secretary of Homeland Security, re-
21 garding the individual with whom the child
22 will be placed, information on—

23 “(I) the name of the individual;

24 “(II) the social security number
25 of the individual;

1 “(III) the date of birth of the in-
2 dividual;

3 “(IV) the location of the individ-
4 ual’s residence where the child will be
5 placed;

6 “(V) the immigration status of
7 the individual, if known; and

8 “(VI) contact information for the
9 individual.

10 “(ii) ACTIVITIES OF THE SECRETARY
11 OF HOMELAND SECURITY.—Not later than
12 30 days after receiving the information
13 listed in clause (i), the Secretary of Home-
14 land Security, upon determining that an
15 individual with whom a child is placed is
16 unlawfully present in the United States
17 and not in removal proceedings pursuant
18 to chapter 4 of title II of the Immigration
19 and Nationality Act (8 U.S.C. 1221 et
20 seq.), shall initiate such removal pro-
21 ceedings.”; and

22 (ii) in paragraph (5)—

23 (I) by inserting after “to the
24 greatest extent practicable” the fol-

1 lowing: “(at no expense to the Gov-
2 ernment)”; and

3 (II) by striking “have counsel to
4 represent them” and inserting “have
5 access to counsel to represent them”.

6 (2) EFFECTIVE DATE.—The amendments made
7 by this section shall apply to any unaccompanied
8 alien child (as such term is defined in section 462(g)
9 of the Homeland Security Act of 2002 (6 U.S.C.
10 279(g))) apprehended on or after the date that is 30
11 days after the date of the enactment of this Act.

12 (b) SPECIAL IMMIGRANT JUVENILE STATUS FOR IM-
13 MIGRANTS UNABLE TO REUNITE WITH EITHER PAR-
14 ENT.—Section 101(a)(27)(J) of the Immigration and Na-
15 tionality Act (8 U.S.C. 1101(a)(27)(J)) is amended—

16 (1) in clause (i), by striking “, and whose reuni-
17 fication with 1 or both of the immigrant’s parents
18 is not viable due to abuse, neglect, abandonment, or
19 a similar basis found under State law”; and

20 (2) in clause (iii)—

21 (A) in subclause (I), by striking “and” at
22 the end;

23 (B) in subclause (II), by inserting “and”
24 after the semicolon; and

25 (C) by adding at the end the following:

1 “(III) an alien may not be grant-
2 ed special immigrant status under this
3 subparagraph if the alien’s reunifica-
4 tion with any one parent or legal
5 guardian is not precluded by abuse,
6 neglect, abandonment, or any similar
7 cause under State law;”.

8 (c) **RULE OF CONSTRUCTION.**—Nothing in this sec-
9 tion shall be construed to limit the following procedures
10 or practices relating to an unaccompanied alien child (as
11 defined in section 462(g)(2) of the Homeland Security Act
12 of 2002 (6 U.S.C. 279(g)(2))):

13 (1) Screening of such a child for a credible fear
14 of return to his or her country of origin.

15 (2) Screening of such a child to determine
16 whether he or she was a victim of trafficking.

17 (3) Department of Health and Human Services
18 policy in effect on the date of the enactment of this
19 Act requiring a home study for such a child if he or
20 she is under 12 years of age.

21 **SEC. 4. REPEAL OF CANCELLATION OF REMOVAL; ADJUST-**
22 **MENT OF STATUS.**

23 (a) **REPEAL.**—Section 240A of the Immigration and
24 Nationality Act (8 U.S.C. 1229b) is repealed.

1 (b) CONFORMING AMENDMENTS.—The Immigration
2 and Nationality Act (8 U.S.C. 1101 et seq.) is amended—

3 (1) in section 101(a)—

4 (A) in paragraph (13)(C)(v), by striking
5 “or 240A(a)”;

6 (B) in paragraph (50), by striking “,
7 204(a)(1)(B)(ii)(II)(aa)(BB), or
8 240A(b)(2)(A)(i)(III)” and inserting “or
9 204(a)(1)(B)(ii)(II)(aa)(BB)”;

10 (2) by striking section 201(b)(1)(D);

11 (3) in section 240—

12 (A) in subsection (b)(7), by striking
13 “240A,”;

14 (B) in subsection (c)(7)(C)(iv)(I), by strik-
15 ing “clause (ii) or (iii) of section 204(a)(1)(B),
16 or 240A(b)(2)” and inserting “or clause (ii) or
17 (iii) of section 204(a)(1)(B)”;

18 (C) in subsection (e), by striking “and sec-
19 tion 240A”;

20 (4) in section 240B(d)—

21 (A) in paragraph (1)(B), by striking
22 “240A,”;

23 (B) in paragraph (2)—

24 (i) by striking “240A or”; and

- 1 (ii) by striking “under section
2 240A(b)(2), or”;
3 (5) in section 242(a)(2)(B)(i), by striking
4 “240A,”;
5 (6) by striking section 244(e);
6 (7) in section 245(l)(7), by striking
7 “240A(b)(2),” and
8 (8) by striking section 504(k)(3).

9 **SEC. 5. PROHIBITED IDENTIFICATION DOCUMENTS FOR**
10 **AIR TRAVEL.**

11 (a) PROHIBITED IDENTIFICATION DOCUMENTS AT
12 AIRPORT SECURITY CHECKPOINTS.—The Administrator
13 of the Transportation Security Administration may not
14 accept as valid proof of identification a prohibited identi-
15 fication document at an airport security checkpoint.

16 (b) PROHIBITION ON OPERATIONS FOR CERTAIN AIR
17 CARRIERS.—

18 (1) IN GENERAL.—Chapter 401 of title 49,
19 United States Code, is amended by inserting after
20 section 40130 the following:

21 **“§ 40131. Prohibition on operations for air carriers**
22 **allowing use of prohibited identification**
23 **documents**

24 “An air carrier or foreign air carrier may not operate
25 an aircraft in foreign air transportation or land such air-

1 craft at any airport in the United States if the air carrier
2 or foreign air carrier allows the use of a prohibited identi-
3 fication document (as such term is defined in section 5
4 of the End Executive Branch Amnesty Act of 2024) as
5 identification to board such aircraft.”.

6 (2) CLERICAL AMENDMENT.—The analysis for
7 chapter 401 of title 49, United States Code, is
8 amended by inserting after the item relating to sec-
9 tion 40130 the following:

“40131. Prohibition on operations for air carriers allowing use of prohibited
identification documents.”.

10 (c) DEFINITION.—In this section, the term “prohib-
11 ited identification document” means any of the following:

12 (1) The U.S. Customs and Border Protection
13 One Mobile App.

14 (2) A Notice to Appear issued by the Depart-
15 ment of Homeland Security.

16 (3) A Notice to Report issued by the Depart-
17 ment of Homeland Security.

18 **SEC. 6. IMMIGRATION PAROLE REFORM.**

19 (a) IN GENERAL.—Section 212(d)(5) of the Immi-
20 gration and Nationality Act (8 U.S.C. 1182(d)(5)) is
21 amended to read as follows:

22 “(5)(A) Except as provided in subparagraphs
23 (B) and (C) and section 214(f), the Secretary of
24 Homeland Security, in the discretion of the Sec-

1 retary, may temporarily parole into the United
2 States any alien applying for admission to the
3 United States who is not present in the United
4 States, under such conditions as the Secretary may
5 prescribe, on a case-by-case basis, and not according
6 to eligibility criteria describing an entire class of po-
7 tential parole recipients, for urgent humanitarian
8 reasons or significant public benefit. Parole granted
9 under this subparagraph may not be regarded as an
10 admission of the alien. When the purposes of such
11 parole have been served in the opinion of the Sec-
12 retary, the alien shall immediately return or be re-
13 turned to the custody from which the alien was pa-
14 roled. After such return, the case of the alien shall
15 be dealt with in the same manner as the case of any
16 other applicant for admission to the United States.

17 “(B) The Secretary of Homeland Security may
18 grant parole to any alien who—

19 “(i) is present in the United States without
20 lawful immigration status;

21 “(ii) is the beneficiary of an approved peti-
22 tion under section 203(a);

23 “(iii) is not otherwise inadmissible or re-
24 movable; and

1 “(iv) is the spouse or child of a member of
2 the Armed Forces serving on active duty.

3 “(C) The Secretary of Homeland Security may
4 grant parole to any alien—

5 “(i) who is a national of the Republic of
6 Cuba and is living in the Republic of Cuba;

7 “(ii) who is the beneficiary of an approved
8 petition under section 203(a);

9 “(iii) for whom an immigrant visa is not
10 immediately available;

11 “(iv) who meets all eligibility requirements
12 for an immigrant visa;

13 “(v) who is not otherwise inadmissible; and

14 “(vi) who is receiving a grant of parole in
15 furtherance of the commitment of the United
16 States to the minimum level of annual legal mi-
17 gration of Cuban nationals to the United States
18 specified in the U.S.-Cuba Joint Communiqué
19 on Migration, done at New York September 9,
20 1994, and reaffirmed in the Cuba-United
21 States: Joint Statement on Normalization of
22 Migration, Building on the Agreement of Sep-
23 tember 9, 1994, done at New York May 2,
24 1995.

1 “(D) The Secretary of Homeland Security may
2 grant parole to an alien who is returned to a contig-
3 uous country under section 235(b)(2)(C) to allow
4 the alien to attend the alien’s immigration hearing.
5 The grant of parole shall not exceed the time re-
6 quired for the alien to be escorted to, and attend,
7 the alien’s immigration hearing scheduled on the
8 same calendar day as the grant, and to immediately
9 thereafter be escorted back to the contiguous coun-
10 try. A grant of parole under this subparagraph shall
11 not be considered for purposes of determining
12 whether the alien is inadmissible under this Act.

13 “(E) For purposes of determining an alien’s eli-
14 gibility for parole under subparagraph (A), an ur-
15 gent humanitarian reason shall be limited to cir-
16 cumstances in which the alien establishes that—

17 “(i)(I) the alien has a medical emergency;
18 and

19 “(II)(aa) the alien cannot obtain necessary
20 treatment in the foreign state in which the alien
21 is residing; or

22 “(bb) the medical emergency is life-threat-
23 ening and there is insufficient time for the alien
24 to be admitted through the normal visa process;

1 “(ii) the alien is the parent or legal guard-
2 ian of an alien described in clause (i) and the
3 alien described in clause (i) is a minor;

4 “(iii) the alien is needed in the United
5 States in order to donate an organ or other tis-
6 sue for transplant and there is insufficient time
7 for the alien to be admitted through the normal
8 visa process;

9 “(iv) the alien has a close family member
10 in the United States whose death is imminent
11 and the alien could not arrive in the United
12 States in time to see such family member alive
13 if the alien were to be admitted through the
14 normal visa process;

15 “(v) the alien is seeking to attend the fu-
16 neral of a close family member and the alien
17 could not arrive in the United States in time to
18 attend such funeral if the alien were to be ad-
19 mitted through the normal visa process;

20 “(vi) the alien is an adopted child with an
21 urgent medical condition who is in the legal
22 custody of the petitioner for a final adoption-re-
23 lated visa and whose medical treatment is re-
24 quired before the expected award of a final
25 adoption-related visa; or

1 “(vii) the alien is a lawful applicant for ad-
2 justment of status under section 245 and is re-
3 turning to the United States after temporary
4 travel abroad.

5 “(F) For purposes of determining an alien’s eli-
6 gibility for parole under subparagraph (A), a signifi-
7 cant public benefit may be determined to result from
8 the parole of an alien only if—

9 “(i) the alien has assisted (or will assist,
10 whether knowingly or not) the United States
11 Government in a law enforcement matter;

12 “(ii) the alien’s presence is required by the
13 Government in furtherance of such law enforce-
14 ment matter; and

15 “(iii) the alien is inadmissible, does not
16 satisfy the eligibility requirements for admission
17 as a nonimmigrant, or there is insufficient time
18 for the alien to be admitted through the normal
19 visa process.

20 “(G) For purposes of determining an alien’s eli-
21 gibility for parole under subparagraph (A), the term
22 ‘case-by-case basis’ means that the facts in each in-
23 dividual case are considered and parole is not grant-
24 ed based on membership in a defined class of aliens
25 to be granted parole. The fact that aliens are consid-

1 ered for or granted parole one-by-one and not as a
2 group is not sufficient to establish that the parole
3 decision is made on a ‘case-by-case basis’.

4 “(H) The Secretary of Homeland Security may
5 not use the parole authority under this paragraph to
6 parole an alien into the United States for any reason
7 or purpose other than those described in subpara-
8 graphs (B), (C), (D), (E), and (F).

9 “(I) An alien granted parole may not accept
10 employment, except that an alien granted parole
11 pursuant to subparagraph (B) or (C) is authorized
12 to accept employment for the duration of the parole,
13 as evidenced by an employment authorization docu-
14 ment issued by the Secretary of Homeland Security.

15 “(J) Parole granted after a departure from the
16 United States shall not be regarded as an admission
17 of the alien. An alien granted parole, whether as an
18 initial grant of parole or parole upon reentry into
19 the United States, is not eligible to adjust status to
20 lawful permanent residence or for any other immi-
21 gration benefit if the immigration status the alien
22 had at the time of departure did not authorize the
23 alien to adjust status or to be eligible for such ben-
24 efit.

1 “(K)(i) Except as provided in clauses (ii) and
2 (iii), parole shall be granted to an alien under this
3 paragraph for the shorter of—

4 “(I) a period of sufficient length to accom-
5 plish the activity described in subparagraph
6 (D), (E), or (F) for which the alien was grant-
7 ed parole; or

8 “(II) 1 year.

9 “(ii) Grants of parole pursuant to subparagraph
10 (A) may be extended once, in the discretion of the
11 Secretary, for an additional period that is the short-
12 er of—

13 “(I) the period that is necessary to accom-
14 plish the activity described in subparagraph (E)
15 or (F) for which the alien was granted parole;
16 or

17 “(II) 1 year.

18 “(iii) Aliens who have a pending application to
19 adjust status to permanent residence under section
20 245 may request extensions of parole under this
21 paragraph, in 1-year increments, until the applica-
22 tion for adjustment has been adjudicated. Such pa-
23 role shall terminate immediately upon the denial of
24 such adjustment application.

1 “(L) The total number of aliens granted parole
2 under this paragraph during any fiscal year may not
3 exceed 1,000.

4 “(M) Not later than 90 days after the last day
5 of each fiscal year, the Secretary of Homeland Secu-
6 rity shall submit to the Committee on the Judiciary
7 of the Senate and the Committee on the Judiciary
8 of the House of Representatives and make available
9 to the public, a report—

10 “(i) identifying the total number of aliens
11 paroled into the United States under this para-
12 graph during the previous fiscal year; and

13 “(ii) containing information and data re-
14 garding all aliens paroled during such fiscal
15 year, including—

16 “(I) the duration of parole;

17 “(II) the type of parole; and

18 “(III) the current status of the aliens
19 so paroled.”.

20 (b) IMPLEMENTATION.—

21 (1) IN GENERAL.—Except as provided in para-
22 graph (2), this section and the amendments made by
23 this section shall take effect on the date that is 30
24 days after the date of the enactment of this Act.

1 (2) EXCEPTIONS.—Notwithstanding paragraph
2 (1), each of the following exceptions apply:

3 (A) Any application for parole or advance
4 parole filed by an alien before the date of the
5 enactment of this Act shall be adjudicated
6 under the law that was in effect on the date on
7 which the application was properly filed and
8 any approved advance parole shall remain valid
9 under the law that was in effect on the date on
10 which the advance parole was approved.

11 (B) Section 212(d)(5)(J) of the Immigra-
12 tion and Nationality Act, as added by sub-
13 section (a), shall take effect on the date of the
14 enactment of this Act.

15 (C) Aliens who were paroled into the
16 United States pursuant to section 212(d)(5)(A)
17 of the Immigration and Nationality Act (8
18 U.S.C. 1182(d)(5)(A)) before January 1, 2023,
19 shall continue to be subject to the terms of pa-
20 role that were in effect on the date on which
21 their respective parole was approved.

22 (c) CAUSE OF ACTION.—Any person, State, or local
23 government that experiences financial harm in excess of
24 \$1,000 due to a failure of the Federal Government to law-
25 fully apply the provisions of this section or the amend-

1 ments made by this section shall have standing to bring
2 a civil action against the Federal Government in an appro-
3 priate district court of the United States for appropriate
4 relief.

5 (d) SEVERABILITY.—If any provision of this section
6 or any amendment by this section, or the application of
7 such provision or amendment to any person or cir-
8 cumstance, is held to be unconstitutional, the remainder
9 of this section and the application of such provision or
10 amendment to any other person or circumstance shall not
11 be affected.

○