

118TH CONGRESS
1ST SESSION

H. R. 1832

To amend the Afghan Allies Protection Act to provide special immigrant visas to certain Fulbright Scholars, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 28, 2023

Mr. GARAMENDI introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Afghan Allies Protection Act to provide special immigrant visas to certain Fulbright Scholars, 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 “Special Immigrant
5 Visas for Afghan Fulbright Scholars Act of 2023”.

6 **SEC. 2. SPECIAL IMMIGRANT VISAS FOR CERTAIN FUL-**
7 **BRIGHT SCHOLARS.**

8 (a) SPECIAL IMMIGRANT VISAS FOR CERTAIN
9 SCHOLARS.—Section 602(b) of the Afghan Allies Protec-
10 tion Act of 2009 (8 U.S.C. 1101 note) is amended—

1 (1) in paragraph (1), by striking “an alien de-
2 scribed in subparagraph (A), (B), or (C) of para-
3 graph (2)” and inserting “an alien described in sub-
4 paragraph (A), (B), (C), or (D) of paragraph (2)”;

5 (2) in paragraph (2)—

6 (A) in subparagraph (A)(iii), by striking
7 “subparagraph (D)” and inserting “subpara-
8 graph (E)”;

9 (B) by redesignating subparagraphs (B),
10 (C), (D), (E), and (F) as subparagraphs (C),
11 (D), (E), (F), and (G), respectively;

12 (C) by inserting after subparagraph (A)
13 the following:

14 “(B) FULBRIGHT AND OTHER SCHOLARS
15 AS PRINCIPAL ALIEN.—An alien is described in
16 this subparagraph if the alien is a national or
17 citizen of Afghanistan and was selected between
18 October 7, 2001 and August 31, 2023, to par-
19 ticipate in—

20 “(i) the J. William Fulbright Edu-
21 cational Exchange Program authorized
22 under section 102 of the Mutual Edu-
23 cational and Cultural Exchange Act of
24 1961 (22 U.S.C. 2452(a)(1)) including the
25 Fulbright Scholar-in-Residence Grants and

1 the Fulbright Foreign Language Teaching
2 Assistant Program;

3 “(ii) the Hubert H. Humphrey Fel-
4 lowship Program pursuant to section
5 112(a)(2) of the Mutual Educational and
6 Cultural Exchange Act of 1961 (22 U.S.C.
7 2460(a)(2));

8 “(iii) the International Visitor Leader-
9 ship Program pursuant to section
10 112(a)(3) of the Mutual Educational and
11 Cultural Exchange Act of 1961 (22 U.S.C.
12 2460(a)(3)); or

13 “(iv) any other educational or cultural
14 exchange activity administered by the Sec-
15 retary of State pursuant to sections 102 or
16 112 of the Mutual Educational and Cul-
17 tural Exchange Act of 1961 (22 U.S.C.
18 2452; 22 U.S.C. 2460) for which the Sec-
19 retary determines that a participating alien
20 is eligible for a special immigrant visa
21 under this paragraph.”;

22 (D) in subparagraph (C), as redesignated
23 by subparagraph (B), by striking “subpara-
24 graph (A)” and inserting “subparagraph (A) or
25 (B)”; and

1 (E) in subparagraph (D), as redesignated
2 by subparagraph (B), by striking “subpara-
3 graph (A)” each place it appears and inserting
4 “subparagraph (A) or (B)”;

5 (3) in paragraph (4)(C), by striking “an alien
6 described in subparagraph (A), (B), or (C) of para-
7 graph (2)” and inserting “an alien described in sub-
8 paragraph (A), (B), (C), or (D) of paragraph (2)”;

9 (4) in paragraph (5), by striking “an alien de-
10 scribed in subparagraph (A), (B), or (C) of para-
11 graph (2)” and inserting “an alien described in sub-
12 paragraph (A), (B), (C), or (D) of paragraph (2)”;

13 (5) in paragraph (6), by striking “an alien de-
14 scribed in subparagraph (A), (B), or (C) of para-
15 graph (2)” and inserting “an alien described in sub-
16 paragraph (A), (B), (C), or (D) of paragraph (2)”;
17 and

18 (6) in paragraph (9), by striking “an alien de-
19 scribed in subparagraph (A), (B), or (C) of para-
20 graph (2)” and inserting “an alien described in sub-
21 paragraph (A), (B), (C), or (D) of paragraph (2)”.

22 (b) NUMERICAL LIMITATIONS.—Section 602(b)(3) of
23 the Afghan Allies Protection Act of 2009 (8 U.S.C. 1101
24 note) is amended—

1 (1) by redesignating subparagraphs (B), (C),
2 (D), (E), and (F) as subparagraphs (C), (D), (E),
3 (F), and (G), respectively;

4 (2) in subparagraph (A), by striking “(C)” and
5 inserting “(D)”;

6 (3) by inserting after subparagraph (A) the fol-
7 lowing new subparagraph:

8 “(B) FULBRIGHT AND OTHER SCHOL-
9 ARS.—An alien provided immigrant status pur-
10 suant to subparagraph (2)(B) shall not be
11 counted against any numerical limitation under
12 this section, or section 201, 202, 203, or 207
13 of the Immigration and Nationality Act (8
14 U.S.C. 1151, 1152, 1153, and 1157).”;

15 (4) in subparagraph (E), as redesignated by
16 paragraph (1),—

17 (A) by striking “paragraph (C)” and in-
18 serting “subparagraph (D)”;

19 (B) by striking “subsection (b)(2)(D)” and
20 inserting “paragraph (2)(E)”;

21 (5) in subparagraph (F), as redesignated by
22 paragraph (1),—

23 (A) by striking “paragraph (2)(D)” and
24 inserting “paragraph (2)(E)”;

1 (B) by striking “subparagraph (D)” each
2 place that it appears and inserting “subpara-
3 graph (E)”; and

4 (6) in subparagraph (G), as redesignated by
5 paragraph (1)—

6 (A) by striking “subparagraph (D)” and
7 inserting “subparagraph (E)”;

8 (B) by striking “subparagraphs (D) and
9 (E)” and inserting “subparagraphs (E) and
10 (F)”; and

11 (C) in clause (ii), by striking “paragraph
12 (2)(D)” and inserting “paragraph (2)(E)”.

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