

118TH CONGRESS
2D SESSION

H. R. 7805

To amend the Immigration and Nationality Act with respect to the right of members of a federally recognized Indian Tribe in the United States and First Nations individuals in Canada to cross the borders of the United States and to be considered lawfully admitted for permanent residence.

IN THE HOUSE OF REPRESENTATIVES

MARCH 22, 2024

Mr. KILMER (for himself, Mr. FULCHER, and Mrs. PELTOLA) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act with respect to the right of members of a federally recognized Indian Tribe in the United States and First Nations individuals in Canada to cross the borders of the United States and to be considered lawfully admitted for permanent residence.

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 “Tribal Border Crossing
5 Parity Act”.

1 **SEC. 2. MEMBERS OF A FEDERALLY RECOGNIZED INDIAN**
2 **TRIBE IN THE UNITED STATES OR A FIRST**
3 **NATION IN CANADA.**

4 Section 289 of the Immigration and Nationality Act
5 (8 U.S.C. 1359) is amended—

6 (1) by inserting “(A)” before “Nothing”;

7 (2) by striking “who possess at least 50 per
8 centum of blood of the American Indian race.” and
9 inserting the following: “who—

10 “(1) are members, or are eligible to become
11 members, of a federally recognized Indian Tribe in
12 the United States; or

13 “(2)(A) has Indian status in Canada through
14 registration under the Indian Act (R.S.C., 1985, c.
15 I-5); or

16 “(B) holds membership in a self-governing
17 First Nation in Canada.”;

18 and

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

20 “(b) An individual who is admitted to the United
21 States pursuant to subsection (a) shall have the status of
22 an alien lawfully admitted for permanent residence.”.

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