

117TH CONGRESS  
2D SESSION

# H. R. 8951

To amend the Immigration and Nationality Act with respect to the parole or release of an asylum applicant, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2022

Mr. BIGGS (for himself, Mr. PERRY, Mr. GOSAR, Mr. HARRIS, Mr. STEUBE, Mr. WEBER of Texas, Mr. LAMBORN, Mr. GOOD of Virginia, Mrs. MILLER of Illinois, Mr. HICE of Georgia, Mr. CLOUD, Mrs. BOEBERT, Mr. NORMAN, and Mr. TIFFANY) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Immigration and Nationality Act with respect to the parole or release of an asylum applicant, 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 “Ending Catch and Re-  
5 lease Act of 2022”.

6 **SEC. 2. INSPECTION OF APPLICANTS FOR ADMISSION.**

7 Section 235(b) of the Immigration and Nationality  
8 Act (8 U.S.C. 1225(b)) is amended by—

1 (1) in paragraph (1)—

2 (A) in subparagraph (A)—

3 (i) in clause (i)—

4 (I) by striking “section  
5 212(a)(6)(C)” and inserting “section  
6 212(a)(6)(A), 212(a)(6)(C), or”; and

7 (II) by striking the period at the  
8 end and inserting “. The Secretary  
9 may not parole or otherwise release  
10 the alien into the United States.”; and

11 (ii) in clause (ii)—

12 (I) by striking “section  
13 212(a)(6)(C)” and inserting “section  
14 212(a)(6)(A), 212(a)(6)(C), or”; and

15 (II) by striking the period at the  
16 end and inserting “. The Secretary  
17 may not parole or otherwise release  
18 the alien into the United States.”;

19 (B) in subparagraph (B)—

20 (i) in clause (i), by striking “Attorney  
21 General” and inserting “Secretary”;

22 (ii) in clause (ii), by striking “the  
23 alien shall be detained for further consider-  
24 ation of the application for asylum” and  
25 inserting “the alien shall either be detained

1 for further consideration of the application  
2 for asylum by an immigration judge or if  
3 the alien arrived on land from a foreign  
4 territory contiguous to the United States,  
5 be returned to that territory for further  
6 consideration of the application for asylum  
7 by an immigration judge. The Secretary  
8 may not parole or otherwise release the  
9 alien into the United States”;

10 (iii) in clause (iii)—

11 (I) in subclause (I), by striking  
12 the period at the end and adding “.  
13 The Secretary shall remove the alien  
14 within 72 hours. If the alien cannot  
15 be removed, the alien shall be de-  
16 tained until removed. The Secretary  
17 may not parole or otherwise release  
18 the alien into the United States.”;

19 (II) in subclause (II), by striking  
20 “has not” and inserting “has or has  
21 not”; and

22 (III) in subclause (IV), by strik-  
23 ing the period at the end and insert-  
24 ing “. The Secretary may not parole

1 or otherwise release the alien into the  
2 United States.”; and

3 (iv) in clause (v), by striking “there is  
4 a significant possibility, taking into ac-  
5 count the credibility of the statements  
6 made by the alien in support of the alien’s  
7 claim and such other facts as are known to  
8 the officer, that the alien could establish  
9 eligibility for asylum under section 208”  
10 and inserting “it is more likely than not  
11 that the alien will be able to establish eligi-  
12 bility for asylum under section 208”; and

13 (2) in paragraph (2)—

14 (A) in subparagraph (A)—

15 (i) by striking “and (C)”; and

16 (ii) by striking “the alien shall be de-  
17 tained for a proceeding under section  
18 240.” and inserting “the alien shall be ei-  
19 ther detained for a proceeding under sec-  
20 tion 240 or if the alien arrived on land  
21 from a foreign territory contiguous to the  
22 United States, be returned to that territory  
23 pending a proceeding under section 240.  
24 The Secretary may not parole or otherwise

1 release the alien into the United States.”;

2 and

3 (B) by striking subparagraph (C).

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