

117TH CONGRESS  
1ST SESSION

# S. 1635

To establish a new nonimmigrant category for alien relatives of United States citizens and lawful permanent residents seeking to enter the United States temporarily for family purposes, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MAY 13, 2021

Mr. PAUL (for himself and Mr. BLUMENTHAL) introduced the following bill;  
which was read twice and referred to the Committee on the Judiciary

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## A BILL

To establish a new nonimmigrant category for alien relatives of United States citizens and lawful permanent residents seeking to enter the United States temporarily for family purposes, 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 “Temporary Family  
5 Visitation Act”.

1 **SEC. 2. FAMILY PURPOSE NONIMMIGRANT VISAS FOR REL-**  
 2 **ATIVES OF UNITED STATES CITIZENS AND**  
 3 **LAWFUL PERMANENT RESIDENTS SEEKING**  
 4 **TO ENTER THE UNITED STATES TEMPO-**  
 5 **RARILY.**

6 (a) ESTABLISHMENT OF NEW NONIMMIGRANT VISA  
 7 CATEGORY.—Section 101(a)(15)(B) of the Immigration  
 8 and Nationality Act (8 U.S.C. 1101(a)(15)(B)) is amend-  
 9 ed by striking “and who is visiting the United States tem-  
 10 porarily for business or temporarily for pleasure;” and in-  
 11 serting “and who is visiting the United States temporarily  
 12 for—

- 13 “(i) business;  
 14 “(ii) pleasure; or  
 15 “(iii) family purposes;”.

16 (b) REQUIREMENTS APPLICABLE TO FAMILY PUR-  
 17 POSE VISAS.—

18 (1) IN GENERAL.—Section 214 of the Immigra-  
 19 tion and Nationality Act (8 U.S.C. 1184) is amend-  
 20 ed by adding at the end the following:

21 “(s) REQUIREMENTS APPLICABLE TO FAMILY PUR-  
 22 POSE VISAS.—

23 “(1) DEFINITIONS.—In this subsection and sec-  
 24 tion 101(a)(15)(B)(iii):

1           “(A) FAMILY PURPOSES.—The term ‘fam-  
2           ily purposes’ means any visit by a relative for  
3           a social, occasional, or any other purpose.

4           “(B) RELATIVE.—The term ‘relative’  
5           means the spouse, child, son, daughter, grand-  
6           child, parent, grandparent, sibling, uncle, aunt,  
7           niece, and nephew of a citizen of the United  
8           States or an alien lawfully admitted for perma-  
9           nent residence.

10          “(2) REQUIREMENT.—A relative seeking admis-  
11          sion pursuant to a visa issued under section  
12          101(a)(15)(B)(iii) is inadmissible unless—

13               “(A) the individual petitioning for such ad-  
14               mission, or an additional sponsor, has sub-  
15               mitted to the Secretary of Homeland Security  
16               an undertaking under section 213 in the form  
17               of a declaration of support (Form I-134); and

18               “(B) such relative has obtained, for the  
19               duration of his or her stay in the United States,  
20               a health insurance policy (such as an additional  
21               travel health insurance policy or an existing  
22               health insurance policy that includes travel  
23               health care costs) with minimum policy require-  
24               ments, as determined by the Secretary.

1           “(3) PERIOD OF AUTHORIZED ADMISSION.—

2           The period of authorized admission for a non-  
3           immigrant described in section 101(a)(15)(B)(iii)  
4           shall not exceed 90 days.

5           “(4) PETITIONER REQUIREMENT.—

6           “(A) IN GENERAL.—An individual may not  
7           petition for the admission of a relative as a  
8           nonimmigrant described in section  
9           101(a)(15)(B)(iii) if the individual previously  
10          petitioned for the admission of such a relative  
11          who—

12                   “(i) was admitted to the United  
13                   States pursuant to a visa issued under that  
14                   section as a result; and

15                   “(ii) overstayed his or her period of  
16                   authorized admission.

17           “(B) PREVIOUS PETITIONERS.—An indi-  
18           vidual petitioning for the admission of a relative  
19           as a nonimmigrant described in section  
20           101(a)(15)(B)(iii) who has previously petitioned  
21           for such a relative shall submit to the Secretary  
22           of Homeland Security evidence demonstrating  
23           that the relative on behalf of whom the indi-  
24           vidual previously petitioned did not overstay his  
25           or her period of authorized admission.”.

1 (c) RESTRICTION ON CHANGE OF STATUS.—Section  
2 248(a)(1) of the Immigration and Nationality Act (8  
3 U.S.C. 1258(a)(1)) is amended to read as follows:

4 “(1) an alien classified as a nonimmigrant  
5 under subparagraph (B)(iii), (C), (D), (K), or (S) of  
6 section 101(a)(15),”.

7 (d) FAMILY PURPOSE VISA ELIGIBILITY WHILE  
8 AWAITING IMMIGRANT VISA.—Notwithstanding section  
9 214(b) of the Immigration and Nationality Act (8 U.S.C.  
10 1184(b)), a nonimmigrant described in section  
11 101(a)(15)(B)(iii) of that Act who has been classified as  
12 an immigrant under section 201 of that Act (8 U.S.C.  
13 1151) and is awaiting the availability of an immigrant visa  
14 subject to the numerical limitations under section 203 of  
15 that Act (8 U.S.C. 1153) may be admitted pursuant to  
16 a family purpose visa, in accordance with section 214(s)  
17 of that Act, if the individual is otherwise eligible for ad-  
18 mission.

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