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(Original Signature of Member)

116TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To provide supplemental appropriations to U.S. Citizenship and Immigration Services, and for other purposes.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. CLEAVER introduced the following bill; which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To provide supplemental appropriations to U.S. Citizenship and Immigration Services, 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 That the following sums are appropriated, out of any  
4 money in the Treasury not otherwise appropriated, for the  
5 fiscal year ending September 30, 2020, for the following  
6 purpose, namely:

1 DEPARTMENT OF HOMELAND SECURITY  
2 RESEARCH, DEVELOPMENT, TRAINING, AND SERVICES  
3 U.S. CITIZENSHIP AND IMMIGRATION SERVICES  
4 OPERATIONS AND SUPPORT

5 For an additional amount for “Operations and Sup-  
6 port”, for necessary expenses related to providing immi-  
7 gration adjudication and naturalization services, such  
8 sums as may be necessary up to \$1,221,000,000 to main-  
9 tain the projected fiscal year 2020 and 2021 levels of oper-  
10 ations, including maintaining current staffing levels and  
11 current contracts at full performance, which shall be avail-  
12 able until December 31, 2020: Provided, That U.S. Citi-  
13 zenship and Immigration Services shall report every 30  
14 days to the Committee on the Judiciary, the Committee  
15 on Homeland Security, and the Committee on Appropria-  
16 tions of the House of Representatives and the Committee  
17 on the Judiciary, the Committee on Homeland Security  
18 and Governmental Affairs, and the Committee on Appro-  
19 priations of the Senate on obligations and expenditures  
20 from the amount provided under this heading: Provided  
21 further, That the amount provided under this heading is  
22 designated by the Congress as being for an emergency re-  
23 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
24 anced Budget and Emergency Deficit Control Act of 1985:  
25 Provided further, That the amount provided under this

1 heading shall be available only if the President designates  
2 such amount as being for an emergency requirement pur-  
3 suant to section 251(b)(2)(A)(i) of such Act.

4 ADMINISTRATIVE PROVISIONS  
5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 101. (a) For fiscal year 2020, and for each fis-  
7 cal year thereafter until the total amount of the sur-  
8 charges collected under this section equals the amount of  
9 the supplemental appropriation provided in this Act for  
10 “Operations and Support”, each applicant paying the pre-  
11 mium fee authorized under section 286(u) of the Immigra-  
12 tion and Nationality Act (8 U.S.C. 1356(u)) shall pay a  
13 surcharge in addition to such fee. The surcharge shall  
14 equal 10 percent of such premium fee, rounded up to the  
15 nearest dollar.

16 (b) Notwithstanding any other provision of law, in-  
17 cluding the Administrative Procedure Act (5 U.S.C. 551  
18 et seq.) and the Paperwork Reduction Act (44 U.S.C.  
19 3501 et seq.), beginning 60 days after the date of the en-  
20 actment of this Act, the Secretary of Homeland Security  
21 shall begin collecting the surcharge described in subsection  
22 (a) and shall reject any petition or application submitted  
23 without payment for such surcharge, if applicable. Not-  
24 withstanding any other provision of law, including sub-  
25 sections (m), (n), and (u) of section 286 of the Immigra-

1 tion and Nationality Act (8 U.S.C. 1356), the Secretary  
2 shall deposit all surcharges collected under this section  
3 into the general fund of the Treasury.

4 (c)(1) Notwithstanding any other provision of law,  
5 the amounts collected under this section are designated  
6 by the Congress as being for an emergency requirement  
7 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
8 et and Emergency Deficit Control Act of 1985, and such  
9 amounts shall only be collected if the President designates  
10 such amounts as an emergency requirement pursuant to  
11 section 251(b)(2)(A)(i).

12 (2) The budgetary effects of this section are des-  
13 ignated as an emergency requirement pursuant to section  
14 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2  
15 U.S.C. 933(g)).

16 (3) In the Senate, this section is designated as an  
17 emergency requirement pursuant to section 4112(a) of H.  
18 Con. Res. 71 (115th Congress), the concurrent resolution  
19 on the budget for fiscal year 2018.