

(2) was deemed to be a beneficiary of, and by, the September 11th Victim Compensation Fund of 2001 (49 U.S.C. 40101 note).

(c) **STAY OF REMOVAL; WORK AUTHORIZATION.**—

(1) **IN GENERAL.**—The Secretary shall establish a process to provide for an alien subject to a final order of removal to seek a stay of such order based on the filing of an application under subsection (a).

(2) **WORK AUTHORIZATION.**—The Secretary shall authorize an alien who was deemed to be a beneficiary of, and by, the September 11th Victim Compensation Fund of 2001 (49 U.S.C. 40101 note), and who has applied for cancellation of removal under subsection (a) to engage in employment in the United States during the pendency of such application.

(d) **MOTIONS TO REOPEN REMOVAL PROCEEDINGS.**—

(1) **IN GENERAL.**—Notwithstanding any limitation imposed by law on motions to reopen removal proceedings (except limitations premised on an alien's conviction of an aggravated felony (as defined in section 101(a)(43) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(43))), any alien who has become eligible for cancellation of removal as a result of the enactment of this section may file 1 motion to reopen removal proceedings to apply for such relief.

(2) **FILING PERIOD.**—The Secretary shall designate a specific time period in which all such motions to reopen are required to be filed. The period shall begin not later than 60 days after the date of the enactment of this Act and shall extend for a period not to exceed 240 days.

#### **SEC. 5. EXCEPTIONS.**

Notwithstanding any other provision of this subtitle, an alien may not be provided relief under this subtitle if the alien is—

(1) inadmissible under paragraph (2) or (3) of section 212(a) of the Immigration and Nationality Act (8 U.S.C. 1182(a)), or deportable under paragraph (2) or (4) of section 237(a) of such Act (8 U.S.C. 1227(a)), including any individual culpable for a specified terrorist activity; or

(2) a family member of an alien described in paragraph (1).

#### **SEC. 6. EVIDENCE OF DEATH.**

For purposes of this subtitle, the Secretary shall use the standards established under section 426 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism (USA PATRIOT Act) Act of 2001 (115 Stat. 362) in determining whether death occurred as a direct result of a specified terrorist activity.

#### **SEC. 7. AUTHORITY OF THE ATTORNEY GENERAL.**

The requirements and authorities under this subtitle pertaining to the Secretary, other than the authority to grant work authorization, shall apply to the Attorney General with respect to cases otherwise within the jurisdiction of the Executive Office for Immigration Review.

#### **SEC. 8. PROCESS FOR IMPLEMENTATION.**

The Secretary and the Attorney General—

(1) shall carry out this subtitle as expeditiously as possible;

(2) are not required to promulgate regulations before implementing this subtitle; and

(3) shall promulgate procedures to implement this subtitle not later than 180 days after the date of the enactment of this subtitle.

**SA 1180.** Mr. HAGEL (for himself and Mr. DURBIN) submitted an amendment intended to be proposed by him to the bill S. 1348, to provide for comprehensive

immigration reform and for other purposes; which was ordered to lie on the table; as follows:

In section 616, strike subsection (a) and insert the following:

(a) **RESTORATION OF STATE OPTION TO DETERMINE RESIDENCY FOR PURPOSES OF HIGHER EDUCATION BENEFITS.**—

(1) **IN GENERAL.**—Section 505 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1623) is repealed.

(2) **EFFECTIVE DATE.**—The repeal under paragraph (1) shall take effect as if included in the enactment of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (division C of Public Law 104-208; 110 Stat. 3009-546).

**SA 1181.** Mr. DORGAN (for himself and Mrs. BOXER) submitted an amendment intended to be proposed by him to the bill S. 1348, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 401, add the following:

(d) **SUNSET OF Y-1 VISA PROGRAM.**—

(1) **SUNSET.**—Notwithstanding any other provision of this Act, or any amendment made by this Act, no alien may be issued a new visa as a Y-1 nonimmigrant (as defined in section 218B of the Immigration and Nationality Act, as added by section 403) after the date that is 5 years after the date that the first such visa is issued.

(2) **CONSTRUCTION.**—Nothing in paragraph (1) may be construed to affect issuance of visas to Y-2B nonimmigrants (as defined in such section 218B), under the AgJOBS Act of 2007, as added by subtitle C, or any visa program other than the Y-1 visa program.

**SA 1182.** Mr. THOMAS submitted an amendment intended to be proposed to amendment SA 1150 proposed by Mr. REID (for Mr. KENNEDY (for himself and Mr. SPECTER)) to the bill S. 1348, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 101 of the amendment, insert the following:

(c) **SHADOW WOLVES APPREHENSION AND TRACKING.**—

(1) **PURPOSE.**—The purpose of this subsection is to authorize the Secretary, acting through the Assistant Secretary of Immigration and Customs Enforcement (referred to in this subsection as the "Secretary"), to establish new units of Customs Patrol Officers (commonly known as "Shadow Wolves") during the 5-year period beginning on the date of enactment of this Act.

(2) **ESTABLISHMENT OF NEW UNITS.**—

(A) **IN GENERAL.**—During the 5-year period beginning on the date of enactment of this Act, the Secretary is authorized to establish within United States Immigration and Customs Enforcement up to 5 additional units of Customs Patrol Officers in accordance with this subsection, as appropriate.

(B) **MEMBERSHIP.**—Each new unit established pursuant to subparagraph (A) shall consist of up to 15 Customs Patrol Officers.

(3) **DUTIES.**—The additional Immigration and Customs Enforcement units established pursuant to paragraph (2)(A) shall operate on Indian reservations (as defined in section 3 of the Indian Financing Act of 1974 (25 U.S.C. 1452)) located on or near (as determined by the Secretary) an international border with Canada or Mexico, and such other Federal land as the Secretary determines to be appropriate, by—

(A) investigating and preventing the entry of terrorists, other unlawful aliens, instruments of terrorism, narcotics, and other contraband into the United States; and

(B) carrying out such other duties as the Secretary determines to be necessary.

(4) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this subsection such sums as are necessary for each of fiscal years 2008 through 2013.

**SA 1183.** Mrs. CLINTON (for herself, Mr. HAGEL, and Mr. MENENDEZ) submitted an amendment intended to be proposed by her to the bill S. 1348, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

On page 238, line 13, strike "567,000" and insert "480,000".

On page 238, line 19, strike "127,000" and insert "40,000".

On page 247, line 1, insert "or the child or spouse of an alien lawfully admitted for permanent residence" after "United States".

On page 247, line 5, insert "or lawful permanent resident" after "citizen".

On page 247, line 6, insert "or lawful permanent resident" after "citizen".

On page 247, line 6, insert "or lawful permanent resident's" after "citizen's".

On page 247, line 7, insert "or lawful permanent resident" after "citizen".

On page 247, line 8, insert "or lawful permanent resident's" after "citizen's".

On page 247, line 9, insert "or lawful permanent resident's" after "citizen's".

On page 247, line 15, insert "or lawful permanent resident's" after "citizen's".

On page 247, line 24, insert "or lawful permanent resident" after "citizen".

On page 248, strike lines 2 through 11.

On page 248, line 13, strike the first "(3)" and insert "(2)".

On page 249, line 1, strike "(4)" and insert "(3)".

On page 250, between lines 42 and 43, insert the following:

(5) **RULES FOR DETERMINING WHETHER CERTAIN ALIENS ARE IMMEDIATE RELATIVES.**—Section 201(f) of the Immigration and Nationality Act (8 U.S.C. 1151(f)) is amended—

(A) in paragraph (1)—

(i) by striking "paragraphs (2) and (3)," and inserting "paragraph (2)," and

(ii) by striking "(b)(2)(A)(i)" and inserting "(b)(2)";

(B) by striking paragraph (2);

(C) by redesignating paragraph (3) as paragraph (2); and

(D) in paragraph (2), as so redesignated, by striking "(b)(2)(A)" and inserting "(b)(2)".

(6) **NUMERICAL LIMITATION TO ANY SINGLE FOREIGN STATE.**—Section 202 of the Immigration and Nationality Act (8 U.S.C. 1152) is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraph (5) as paragraph (4).

(7) **ALLOCATION OF IMMIGRATION VISAS.**—Section 203(h) of the Immigration and Nationality Act (8 U.S.C. 1153(h)) is amended—

(A) in paragraph (1)—

(i) in the matter preceding subparagraph (A), by striking "subsections (a)(2)(A) and (d)" and inserting "subsection (d)";

(ii) in subparagraph (A), by striking "becomes available for such alien (or, in the case of subsection (d), the date on which an immigrant visa number became available for the alien's parent)", and inserting "became available for the alien's parent,"; and

(iii) in subparagraph (B), by striking "applicable";