

“(i) a brochure outlining the employer’s obligations and the employee’s rights under Federal law, including labor and wage protections;

“(ii) the contact information for Federal agencies that can offer more information or assistance in clarifying employer’s obligations and workers’ rights; and

“(iii) a copy of the employer’s H-1B application for the position that the H-1B non-immigrant has been issued the visa to fill.”.

**SEC. 434. H-1B WHISTLEBLOWER PROTECTIONS.**

Section 212(n)(2)(C)(iv) (8 U.S.C. 1182(n)(2)(C)(iv)) is amended—

(1) by inserting “take, fail to take, or threaten to take or fail to take, a personnel action, or” before “to intimidate”; and

(2) by adding at the end the following: “An employer that violates this clause shall be liable to the employees harmed by such violation for lost wages and benefits.”.

**SEC. 435. FRAUD ASSESSMENT.**

Not later than 30 days after the date of the enactment of this Act, the Director of United States Citizenship and Immigration Services shall submit to Congress a fraud risk assessment of the H-1B visa program.

**SA 1155.** Mrs. BOXER 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:

At the end of title IV, insert the following:

**SEC. 427. REPORT ON THE Y NONIMMIGRANT VISA PROGRAM.**

(a) IN GENERAL.—Not later than 2 years and 2 months after the date on which the Secretary of Homeland Security makes the certification described in section 1(a) of this Act, the Secretary shall report to Congress on the number of Y nonimmigrant visa holders that return to their foreign residence, as required under section 218A(j)(3) of the Immigration and Nationality Act, as added by section 402 of this Act.

(b) TERMINATION OF Y NONIMMIGRANT VISA PROGRAM.—

(1) IN GENERAL.—If the Secretary of Homeland Security reports to the Congress under subsection (a) that 15 percent or more of Y nonimmigrant visa holders provided Y nonimmigrant visas in the first 2 years after the date on which the Secretary of Homeland Security makes the certification described in section 1(a) of this Act do not comply with the return requirement under section 218A(j)(3) of the Immigration and Nationality Act, then—

(A) the Y nonimmigrant visa program shall be immediately terminated; and

(B) section 218A of the Immigration and Nationality Act shall have no force or effect, except with respect to those Y immigrant visa holders described under paragraph (2).

(2) COMPLIANT Y NONIMMIGRANT VISA HOLDERS.—If the Y nonimmigrant visa program is terminated under paragraph (1), any Y nonimmigrant visa holder who is found to have been in compliance with the return requirement under section 218A(j)(3) of the Immigration and Nationality Act on the date of such termination shall be allowed to continue in the program until the expiration of the period of authorized admission of such visa holder.

**SA 1156.** Mr. GRASSLEY 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 419, insert the following:

(e) H-1B VISA EMPLOYER FEE.—

(1) IN GENERAL.—Section 214(c)(9)(B) (8 U.S.C. 1184(c)(9)(B)) is amended by striking “\$1,500” and inserting “\$2,000”.

(2) USE OF ADDITIONAL FEE.—Section 286 (8 U.S.C. 1356) is amended by inserting after subsection (x), as added by section 402(b), the following:

“(y) GIFTED AND TALENTED STUDENTS EDUCATION ACCOUNT.—

“(1) IN GENERAL.—There is established in the general fund of the Treasury a separate account, which shall be known as the ‘Gifted and Talented Students Education Account’. Notwithstanding any other provision of law, there shall be deposited as offsetting receipts into the account 25 percent of the fees collected under section 214(c)(9)(B).

“(2) USE OF FEES.—Amounts deposited into the account established under paragraph (1) shall remain available to the Secretary of Education until expended for programs and projects authorized under the Jacob K. Javits Gifted and Talented Students Education Act of 2001 (20 U.S.C. 7253 et seq.).”.

**SA 1157.** Mr. VITTER (for himself and Mr. DEMINT) 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:

Strike title VI.

**SA 1158.** Mr. COLEMAN (for himself and Mr. BOND) 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 appropriate place, insert the following:

**SEC. \_\_\_\_ . INFORMATION SHARING BETWEEN FEDERAL AND LOCAL LAW ENFORCEMENT OFFICERS.**

(a) Subsection (b) of section 642 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1373) is amended by adding at the end the following new paragraph:

“(4) Acquiring such information, if the person seeking such information has probable cause to believe that the individual is not lawfully present in the United States.”

**SA 1159.** Mr. COLEMAN (for himself and Ms. COLLINS) 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 title VII, add the following:

**SEC. 711. WESTERN HEMISPHERE TRAVEL INITIATIVE IMPROVEMENT.**

(a) CERTIFICATIONS.—Section 7209(b)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1185 note) is amended—

(1) in subparagraph (B)—

(A) in clause (v)—

(i) by striking “process” and inserting “read”; and

(ii) inserting “at all ports of entry” after “installed”;

(B) in clause (vi), by striking “and” at the end;

(C) in clause (vii), by striking the period at the end and inserting a semicolon; and

(D) by adding at the end the following:

“(viii) a pilot program in which not fewer than 1 State has been initiated and evalu-

ated to determine if an enhanced driver’s license, which is machine-readable and tamper-proof, not valid for certification of citizenship for any purpose other than admission into the United States from Canada, and issued by such State to an individual, may permit the individual to use the individual’s driver’s license to meet the documentation requirements under subparagraph (A) for entry into the United States from Canada at the land and sea ports of entry;

“(ix) the report described in subparagraph (C) has been submitted to the appropriate congressional committees;

“(x) a study has been conducted to determine the number of passports and passport cards that will be issued as a consequence of the documentation requirements under subparagraph (A); and

“(xi) sufficient passport adjudication personnel have been hired or contracted—

“(I) to accommodate—

“(aa) increased demand for passports as a consequence of the documentation requirements under subparagraph (A); and

“(bb) a surge in such demand during seasonal peak travel times; and

“(II) to ensure that the time required to issue a passport or passport card is not anticipated to exceed 8 weeks.”; and

(2) by adding at the end the following:

“(C) REPORT.—Not later than 180 days after the initiation of the pilot program described in subparagraph (B)(viii), the Secretary of Homeland Security and the Secretary of State shall submit to the appropriate congressional committees a report, which includes—

“(i) an analysis of the impact of the pilot program on national security;

“(ii) recommendations on how to expand the pilot program to other States;

“(iii) any appropriate statutory changes to facilitate the expansion of the pilot program to additional States and to citizens of Canada;

“(iv) a plan to scan individuals participating in the pilot program against United States terrorist watch lists;

“(v) an evaluation of and recommendations for the type of machine-readable technology that should be used in enhanced driver’s licenses, based on individual privacy considerations and the costs and feasibility of incorporating any new technology into existing driver’s licenses;

“(vi) recommendations for improving the pilot program; and

“(vii) an analysis of any cost savings for a citizen of the United States participating in an enhanced driver’s license program as compared with participating in an alternative program.”.

(b) SPECIAL RULE FOR MINORS.—Section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 8 U.S.C. 1185 note) is amended by adding at the end the following new paragraph:

“(3) SPECIAL RULE FOR MINORS.—Notwithstanding any other provision of law, the Secretary of Homeland Security shall permit an individual to enter the United States without providing any evidence of citizenship if the individual—

“(A)(i) is less than 16 years old;

“(ii) is accompanied by the individual’s legal guardian;

“(iii) is entering the United States from Canada or Mexico;

“(iv) is a citizen of the United States or Canada; and

“(v) provides a birth certificate; or

“(B)(i) is less than 18 years old;

“(ii) is traveling under adult supervision with a public or private school group, religious group, social or cultural organization,