

**TITLE IV—ENFORCEMENT OF
RESTRICTIONS AGAINST EMPLOYMENT**

**Subtitle A—Pilot Programs for
Employment Eligibility Confirmation**

SEC. 401. ESTABLISHMENT OF PROGRAMS.

(a) IN GENERAL.—The Attorney General shall conduct 3 pilot programs of employment eligibility confirmation under this subtitle.

(b) IMPLEMENTATION DEADLINE; TERMINATION.—The Attorney General shall implement the pilot programs in a manner that permits persons and other entities to have elections under section 402 of this division made and in effect no later than 1 year after the date of the enactment of this Act. Unless the Congress otherwise provides, the Attorney General shall terminate a pilot program at the end of the 4-year period beginning on the first day the pilot program is in effect.

PUBLIC LAW 107–128—JAN. 16, 2002 115 STAT. 2407

Public Law 107–128
107th Congress
An Act

To extend the basic pilot program for employment eligibility verification, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Basic Pilot Extension Act of 2001”.

SEC. 2. EXTENSION OF PROGRAMS.

Section 401(b) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended by striking “4-year period” and inserting “6-year period”.

SEC. 3. EFFECTIVE DATE.

The amendment made by this Act shall take effect on the date of the enactment of this Act.

Approved January 16, 2002.

8 USC 1324a

note.

8 USC 1101 note.

Basic Pilot

Extension Act of

2001.

Jan. 16, 2002
[H.R. 3030]

BASIC PILOT PROGRAM EXTENSION AND EXPANSION ACT OF 2003

[[Page 117 STAT. 1944]]

Public Law 108-156
108th Congress

An Act

To extend and expand the basic pilot program for employment eligibility verification, and for other purposes.

<<NOTE: Dec. 3, 2003 - [S. 1685]>>

Be it enacted by the Senate and House of <<NOTE: Basic Pilot Program Extension and Expansion Act of 2003.>> Representatives of the United States of America in Congress assembled,

SECTION 1. <<NOTE: 8 USC 1101 note.>> SHORT TITLE.

This Act may be cited as the ``Basic Pilot Program Extension and Expansion Act of 2003''.

SEC. 2. EXTENSION OF PROGRAMS.

Section 401(b) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended by striking ``6-year period'' and inserting ``11-year period''.

SEC. 3. EXPANSION OF THE BASIC PILOT PROGRAM.

(a) In <<NOTE: Deadline.>> General.--Section 401(c)(1) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended by inserting after ``United States'' the following: `` , and the Secretary of Homeland Security shall expand the operation of the program to all 50 States not later than December 1, 2004''.

(b) Report.--Section 405 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended--
(1) by striking ``The'' and inserting:

“(a) In General.--The”, and
(2) by adding at the end the following new subsection:

“(b) Report <<NOTE: Deadline.>> on Expansion.--Not later than June 1, 2004, the Secretary of Homeland Security shall submit to the Committees on the Judiciary of the House of Representatives and the Senate a report--

“(1) evaluating whether the problems identified by the report submitted under subsection (a) have been substantially resolved; and

“(2) describing what actions the Secretary of Homeland Security shall take before undertaking the expansion of the basic pilot program to all 50 States in accordance with section 401(c)(1), in order to resolve any outstanding problems raised in the report filed under subsection (a).”.

(c) Conforming Amendments.--Section 402(c) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended--

(1) in paragraph (2)(B), by striking “or entity electing--” and all that follows through “(ii) the citizen attestation

[[Page 117 STAT. 1945]]

pilot program” and inserting “or entity electing the citizen attestation pilot program”;

(2) by striking paragraph (3); and

(3) by redesignating paragraph (4) as paragraph (3).

(d) Additional <<NOTE: 8 USC 1360 note.>> Technical and Conforming Amendments.--Title IV of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended by striking “Attorney General” each place that term appears and inserting “Secretary of Homeland Security”.

SEC. 4. PILOT IMMIGRATION PROGRAM.

(a) Processing Priority Under Pilot Immigration Program for Regional Centers To Promote Economic Growth.--Section 610 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1993 (8 U.S.C. 1153 note) is amended--

(1) by striking “Attorney General” each place such term appears and inserting “Secretary of Homeland Security”; and

(2) by adding at the end the following:

((d) In processing petitions under section 204(a)(1)(H) of the Immigration and Nationality Act (8 U.S.C. 1154(a)(1)(H)) for classification under section 203(b)(5) of such Act (8 U.S.C. 1153(b)(5)), the Secretary of Homeland Security may give priority to petitions filed by aliens seeking admission under the pilot program described in this section. Notwithstanding section 203(e) of such Act (8 U.S.C. 1153(e)), immigrant visas made available under such section 203(b)(5) may be issued to such aliens in an order that takes into account any priority accorded under the preceding sentence."

(b) Extension.--Section 610(b) of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1993 (8 U.S.C. 1153 note) is amended by striking "10 years" and inserting "15 years".

SEC. 5. <<NOTE: 8 USC 1153 note.>> GAO STUDY.

(a) In <<NOTE: Deadline. Reports.>> General.--Not later than 1 year after the date of enactment of this Act, the General Accounting Office shall report to Congress on the immigrant investor program created under section 203(b)(5) of the Immigration and Nationality Act (8 U.S.C. 1153(b)(5)).

(b) Contents.--The report described in subsection (a) shall include information regarding--

- (1) the number of immigrant investors that have received visas under the immigrant investor program in each year since the inception of the program;
- (2) the country of origin of the immigrant investors;
- (3) the localities where the immigrant investors are settling and whether those investors generally remain in the localities where they initially settle;
- (4) the number of immigrant investors that have sought to become citizens of the United States;

[[Page 117 STAT. 1946]]

- (5) the types of commercial enterprises that the immigrant investors have established; and
- (6) the types and number of jobs created by the immigrant investors.

Approved December 3, 2003.