

HR 5402

To provide for immigration relief in the case of certain immigrants who are innocent victims of immigration fraud.

**Congress:** 108 (2003–2005, Ended)

**Chamber:** House

**Policy Area:** Immigration

**Introduced:** Nov 19, 2004

**Current Status:** Referred to the House Committee on the Judiciary.

**Latest Action:** Referred to the House Committee on the Judiciary. (Nov 19, 2004)

**Official Text:** <https://www.congress.gov/bill/108th-congress/house-bill/5402>

Sponsor

**Name:** Rep. Honda, Michael M. [D-CA-15]

**Party:** Democratic • **State:** CA • **Chamber:** House

Cosponsors (16 total)

Cosponsor	Party / State	Role	Date Joined
Del. Bordallo, Madeleine Z. [D-GU-At Large]	D · GU		Nov 19, 2004
Rep. Capuano, Michael E. [D-MA-8]	D · MA		Nov 19, 2004
Rep. Crowley, Joseph [D-NY-7]	D · NY		Nov 19, 2004
Rep. Eshoo, Anna G. [D-CA-14]	D · CA		Nov 19, 2004
Rep. Evans, Lane [D-IL-17]	D · IL		Nov 19, 2004
Rep. Green, Gene [D-TX-29]	D · TX		Nov 19, 2004
Rep. Grijalva, Raúl M. [D-AZ-7]	D · AZ		Nov 19, 2004
Rep. Lampson, Nick [D-TX-9]	D · TX		Nov 19, 2004
Rep. Lee, Barbara [D-CA-9]	D · CA		Nov 19, 2004
Rep. Lofgren, Zoe [D-CA-16]	D · CA		Nov 19, 2004
Rep. Meeks, Gregory W. [D-NY-6]	D · NY		Nov 19, 2004
Rep. Miller, George [D-CA-7]	D · CA		Nov 19, 2004
Rep. Moran, James P. [D-VA-8]	D · VA		Nov 19, 2004
Rep. Sánchez, Linda T. [D-CA-39]	D · CA		Nov 19, 2004
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Nov 19, 2004
Rep. Schiff, Adam B. [D-CA-29]	D · CA		Nov 19, 2004

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred To	Nov 19, 2004

Subjects & Policy Tags

**Policy Area:**

Immigration

## Related Bills

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*No related bills are listed.*

## Summary (as of Nov 19, 2004)

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Provides immigration relief for aliens who are determined by the Secretary of Homeland Security to have: (1) obtained nonimmigrant status on or after January 1, 1980, and who at that time were nationals of the Republic of Korea; (2) applied before January 1, 1999, through one or more immigration brokers for adjustment of status to that of a lawful permanent resident (LPR) through the Immigration and Naturalization Service (INS) office in San Jose, California; (3) obtained approval for adjustment as the result of bribery by such brokers of an INS supervisor; and (4) had no actual knowledge of the fraud at the time of adjustment. Extends relief to the spouse and children of eligible aliens granted derivative LPR status.

Prohibits the immigration fraud reflected by such bribery from being considered in determining the admissibility or removability of eligible aliens.

Requires the Secretary to: (1) restore an eligible alien's status as if the original adjustment had been lawful, including where LPR status and naturalization were rescinded on the basis of the fraud; and (2) parole into the United States eligible aliens who were removed or who voluntarily departed in connection with charges relating to the fraud for purposes of filing an application for relief under this Act.

Prohibits the Secretary of State from reducing the number of available immigrant visas as the result of the approval of such an application for relief.

## Actions Timeline

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- **Nov 19, 2004:** Introduced in House
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- **Nov 19, 2004:** Referred to the House Committee on the Judiciary.