

HR 5517

Fair Adjudications for Immigrants Act

Congress: 117 (2021–2023, Ended)

Chamber: House

Policy Area: Immigration

Introduced: Oct 8, 2021

Current Status: Referred to the Subcommittee on Immigration and Citizenship.

Latest Action: Referred to the Subcommittee on Immigration and Citizenship. (Nov 1, 2022)

Official Text: <https://www.congress.gov/bill/117th-congress/house-bill/5517>

Sponsor

Name: Rep. Espaillat, Adriano [D-NY-13]

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

Cosponsors (16 total)

Cosponsor	Party / State	Role	Date Joined
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Oct 8, 2021
Rep. Cárdenas, Tony [D-CA-29]	D · CA		Oct 8, 2021
Rep. Carson, Andre [D-IN-7]	D · IN		Oct 8, 2021
Rep. Garcia, Jesus G. "Chuy" [D-IL-4]	D · IL		Oct 8, 2021
Rep. Jones, Mondaire [D-NY-17]	D · NY		Oct 8, 2021
Rep. McGovern, James P. [D-MA-2]	D · MA		Oct 8, 2021
Rep. Meng, Grace [D-NY-6]	D · NY		Oct 8, 2021
Rep. Ocasio-Cortez, Alexandria [D-NY-14]	D · NY		Oct 8, 2021
Rep. Omar, Ilhan [D-MN-5]	D · MN		Oct 8, 2021
Rep. Scanlon, Mary Gay [D-PA-5]	D · PA		Oct 8, 2021
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Oct 8, 2021
Rep. Takano, Mark [D-CA-41]	D · CA		Oct 8, 2021
Rep. Titus, Dina [D-NV-1]	D · NV		Oct 8, 2021
Rep. Vargas, Juan [D-CA-51]	D · CA		Oct 8, 2021
Rep. Velazquez, Nydia M. [D-NY-7]	D · NY		Oct 8, 2021
Rep. Castro, Joaquin [D-TX-20]	D · TX		Jan 12, 2022

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Nov 1, 2022

Subjects & Policy Tags

Policy Area:

Immigration

Related Bills

Bill	Relationship	Last Action
117 S 2954	Identical bill	Oct 7, 2021: Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S7001)
117 HR 1909	Related bill	May 18, 2021: Referred to the Subcommittee on Immigration and Citizenship.
117 S 747	Related bill	May 12, 2021: Committee on the Judiciary Subcommittee on Immigration, Citizenship, and Border Safety. Hearings held.
117 HR 1177	Related bill	Apr 28, 2021: Referred to the Subcommittee on Immigration and Citizenship.
117 S 348	Related bill	Feb 22, 2021: Read twice and referred to the Committee on the Judiciary.

Summary (as of Oct 8, 2021)

Fair Adjudications for Immigrants Act

This bill narrows the scope of certain crime-based grounds for barring or removing an alien from the United States. (Generally, a conviction for certain crimes, such as a crime that carries a term of incarceration of a certain length, may constitute grounds for denying an individual certain immigration benefits.)

The bill redefines the term *conviction* to exclude convictions that have been dismissed, expunged, deferred, annulled, invalidated, withheld, vacated, or pardoned. The term must also exclude adjudications where a court issued a recommendation against removal, an order of probation without entry of judgment, or a similar disposition.

In addition, any reference to a term of imprisonment or sentence must, unless otherwise provided (1) only consider the period of incarceration ordered by a court, and (2) exclude any suspended portion of a sentence. Currently, for immigration purposes, a term of incarceration includes any part of the sentence that was suspended.

These provisions pertaining to the definition of *conviction* and terms of imprisonment shall apply to convictions and judgments entered either before or after this bill's enactment.

Furthermore, certain crime-based grounds for barring or removing an alien shall not apply if the sentencing court issues a recommendation that the alien not be removed on the basis of the conviction.

Actions Timeline

- **Nov 1, 2022:** Referred to the Subcommittee on Immigration and Citizenship.
- **Oct 8, 2021:** Introduced in House
- **Oct 8, 2021:** Referred to the House Committee on the Judiciary.