

S 1343

Fair Adjudications for Immigrants Act

Congress: 118 (2023–2025, Ended)

Chamber: Senate

Policy Area: Immigration

Introduced: Apr 27, 2023

Current Status: Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure:

Latest Action: Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S1421) (Apr 27, 2023)

Official Text: <https://www.congress.gov/bill/118th-congress/senate-bill/1343>

Sponsor

Name: Sen. Padilla, Alex [D-CA]

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

Cosponsors (10 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Blumenthal, Richard [D-CT]	D · CT		Apr 27, 2023
Sen. Booker, Cory A. [D-NJ]	D · NJ		Apr 27, 2023
Sen. Durbin, Richard J. [D-IL]	D · IL		Apr 27, 2023
Sen. Feinstein, Dianne [D-CA]	D · CA		Apr 27, 2023
Sen. Hirono, Mazie K. [D-HI]	D · HI		Apr 27, 2023
Sen. Markey, Edward J. [D-MA]	D · MA		Apr 27, 2023
Sen. Murray, Patty [D-WA]	D · WA		Apr 27, 2023
Sen. Sanders, Bernard [I-VT]	I · VT		Apr 27, 2023
Sen. Warren, Elizabeth [D-MA]	D · MA		Apr 27, 2023
Sen. Whitehouse, Sheldon [D-RI]	D · RI		May 3, 2023

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Apr 27, 2023

Subjects & Policy Tags

Policy Area:

Immigration

Related Bills

Bill	Relationship	Last Action
118 HR 3194	Related bill	Dec 17, 2024: Referred to the Subcommittee on Trade.
118 HR 3043	Related bill	May 2, 2023: Referred to the House Committee on the Judiciary.
118 HR 3050	Identical bill	May 2, 2023: Referred to the House Committee on the Judiciary.
118 S 1392	Related bill	May 1, 2023: Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S1442-1443)

Summary (as of Apr 27, 2023)

Fair Adjudications for Immigrants Act

This bill narrows the scope of certain crime-based grounds for barring or removing a non-U.S. national (*alien* under federal law) 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 a non-U.S. national shall not apply if the sentencing court issues a recommendation that the alien not be removed on the basis of the conviction.

Actions Timeline

- **Apr 27, 2023:** Introduced in Senate
- **Apr 27, 2023:** Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S1421)