

Motion to Recommit – H.R. 6 – American Dream and Promise Act

Mr. Cline moves to recommit the bill H.R. 6 to the Committee on the Judiciary with instructions to report the same back to the House forthwith with the following amendment:

Page 9, line 5, strike “or”. Page 9, line 19, strike the period at the end and insert a semicolon.

Page 9, after line 19, insert the following: (C) The Secretary knows or has reason to believe that the alien is or has been a member of a criminal street gang (as defined in subsection (a) of section 521 of title 18, United States Code), or to have participated in the activities of a criminal street gang knowing or having reason to know that such activities will promote, further, aid, or support the illegal activity of the criminal gang. For purposes of this subparagraph, the Secretary may consider any and all credible evidence of membership or participation in a criminal street gang, including evidence obtained from a State or Federal data base used for the purpose of recording and sharing activities of alleged gang members across law enforcement agencies.

Page 12, strike line 21 and all that follows through page 13, line 13 (and redesignate succeeding subparagraphs accordingly).

Add at the end the following (and conform the table of contents accordingly):

TITLE III—GENERAL PROVISIONS SEC. 301. TREATMENT OF CERTAIN ALIENS FOUND INELIGIBLE FOR ADJUSTMENT OF STATUS.

Notwithstanding sections 111(e), 129, 211(c)(3), and 229 of this Act, an alien whose application would be denied based on criminal, national security, gang, or public safety grounds, as set out in section 111(c) or 211(a)(3) of this Act, shall be referred by the Secretary of Homeland Security for a determination of whether the alien should be placed in removal proceedings under section 240 of the Immigration and Nationality Act (8 U.S.C. 1229a)