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passed
V/V

AMENDMENT TO H.R. 3012
OFFERED BY Ms. ZOE LOFGREN OF CALIFORNIA

Strike subsection (e) and insert the following:

1 (e) TRANSITION RULES FOR EMPLOYMENT-BASED
2 IMMIGRANTS.—

3 (1) IN GENERAL.—Subject to the succeeding
4 paragraphs of this subsection and notwithstanding
5 title II of the Immigration and Nationality Act (8
6 U.S.C. 1151 et seq.), the following rules shall apply:

7 (A) For fiscal year 2012, 15 percent of the
8 immigrant visas made available under each of
9 paragraphs (2) and (3) of section 203(b) of
10 such Act (8 U.S.C. 1153(b)) shall be allotted to
11 immigrants who are natives of a foreign state
12 or dependent area that was not one of the two
13 states with the largest aggregate numbers of
14 natives obtaining immigrant visas during fiscal
15 year 2010 under such paragraphs.

16 (B) For fiscal year 2013, 10 percent of the
17 immigrant visas made available under each of
18 such paragraphs shall be allotted to immigrants
19 who are natives of a foreign state or dependent
20 area that was not one of the two states with the

1 largest aggregate numbers of natives obtaining
2 immigrant visas during fiscal year 2011 under
3 such paragraphs.

4 (C) For fiscal year 2014, 10 percent of the
5 immigrant visas made available under each of
6 such paragraphs shall be allotted to immigrants
7 who are natives of a foreign state or dependent
8 area that was not one of the two states with the
9 largest aggregate numbers of natives obtaining
10 immigrant visas during fiscal year 2012 under
11 such paragraphs.

12 (2) PER-COUNTRY LEVELS.—

13 (A) RESERVED VISAS.—With respect to
14 the visas reserved under each of subparagraphs
15 (A) through (C) of paragraph (1), the number
16 of such visas made available to natives of any
17 single foreign state or dependent area in the ap-
18 propriate fiscal year may not exceed 25 percent
19 (in the case of a single foreign state) or 2 per-
20 cent (in the case of a dependent area) of the
21 total number of such visas.

22 (B) UNRESERVED VISAS.—With respect to
23 the immigrant visas made available under each
24 of paragraphs (2) and (3) of section 203(b) of
25 such Act (8 U.S.C. 1153(b)) and not reserved

1 under paragraph (1), for each of fiscal years
2 2012, 2013, and 2014, not more than 85 per-
3 cent shall be allotted to immigrants who are na-
4 tives of any single foreign state.

5 (3) SPECIAL RULE TO PREVENT UNUSED
6 VISAS.—If, with respect to fiscal year 2012, 2013, or
7 2014, the operation of paragraphs (1) and (2) of
8 this subsection would prevent the total number of
9 immigrant visas made available under paragraph (2)
10 or (3) of section 203(b) of such Act (8 U.S.C.
11 1153(b)) from being issued, such visas may be
12 issued during the remainder of such fiscal year with-
13 out regard to paragraphs (1) and (2) of this sub-
14 section.

15 (4) RULES FOR CHARGEABILITY.—Section
16 202(b) of such Act (8 U.S.C. 1152(b)) shall apply
17 in determining the foreign state to which an alien is
18 chargeable for purposes of this subsection.

