

Tom Coburn
S.L.C.

JUN 19 2013

AMENDMENT NO. _____ Calendar No. _____

Purpose: To require that a Joint Resolution of Approval of the Comprehensive Southern Border Security Strategy and Southern Border Fencing Strategy be enacted into law before the processing of applications for registered provisional immigrant status.

IN THE

AMENDMENT NO. 1356 ss.

By Coburn

To provide To:

S. 744

Referenced 14

Page(s)

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Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. COBURN (FOR

Viz: **HIMSELF, AND MR. JOHNSON OF WISCONSIN**)

- 1 Beginning on page 855, strike line 24 and all that
- 2 follows through page 856, line 9, and insert the following:
- 3 (1) PROCESSING OF APPLICATIONS FOR REG-
- 4 ISTERED PROVISIONAL IMMIGRANT STATUS.—The
- 5 Secretary may not commence processing applications
- 6 for registered provisional immigrant status pursuant
- 7 to section 245B of the Immigration and Nationality
- 8 Act, as added by section 2101 of this Act, unless,
- 9 during the first 120-calendar day period of contin-
- 10 uous session of Congress after the receipt of the

1 submissions required by paragraph (2), Congress
2 passes a Joint Resolution of Approval of the Com-
3 prehensive Southern Border Security Strategy and
4 the Southern Border Fencing Strategy in accordance
5 with this subsection, and such Joint Resolution is
6 enacted into law.

7 (2) SUBMISSION OF COMPREHENSIVE SOUTH-
8 ERN BORDER SECURITY STRATEGY AND THE SOUTH-
9 ERN BORDER FENCING STRATEGY.—Not later than
10 6 months after the date of the enactment of this
11 Act, the Secretary shall submit to Congress and the
12 Comptroller General, and make the available to the
13 public through a website of the Department—

14 (A) the Comprehensive Southern Border
15 Security Strategy;

16 (B) the Southern Border Fencing Strat-
17 egy; and

18 (C)(i) an assessment of the laws the Sec-
19 retary is required to enforce under the Immi-
20 gration and Nationality Act and other immigra-
21 tion laws;

22 (ii) the progress of the Secretary in imple-
23 menting such laws; and

24 (iii) a plan for required additional enforce-
25 ment of such laws.

1 (3) GAO REVIEW.—Not later than 90 days
2 after the date of the submissions under paragraph
3 (2), the Comptroller General shall submit to Con-
4 gress a report analyzing the submission made under
5 paragraph (2).

6 (4) CONGRESSIONAL REVIEW.—Congress shall
7 seek the input of the American people on the Com-
8 prehensive Southern Border Security Strategy and
9 the Southern Border Fencing Strategy and hold any
10 hearings Congress determines are necessary for re-
11 viewing such Strategies.

12 (5) JOINT RESOLUTION OF APPROVAL.—

13 (A) RESOLUTION OF APPROVAL.—In this
14 paragraph, the term “Resolution of Approval”
15 means a Joint Resolution of the Congress enti-
16 tled “Joint Resolution Approving the Com-
17 prehensive Southern Border Security Strategy
18 and the Southern Border Fencing Strategy”,
19 the sole matter after the resolving clause of
20 which is as follows:

21 “That Congress approves the Comprehensive
22 Southern Border Security Strategy and the
23 Southern Border Fencing Strategy submitted to
24 Congress on _____, in accordance with the
25 provisions of the Border Security, Economic

1 Opportunity, and Immigration Modernization
2 Act.”.

3 (B) PROCEDURES APPLICABLE TO THE
4 SENATE.—

5 (i) RULEMAKING AUTHORITY.—The
6 provisions under this subparagraph are en-
7 acted by Congress—

8 (I) as an exercise of the rule-
9 making power of the Senate, and as
10 such they are deemed a part of the
11 rules of the Senate, but applicable
12 only with respect to the procedure to
13 be followed in the Senate in the case
14 of a Resolution of Approval, and such
15 provisions supersede other rules of the
16 Senate only to the extent that they
17 are inconsistent with such other rules;
18 and

19 (II) with full recognition of the
20 constitutional right of the Senate to
21 change the rules (so far as relating to
22 the procedure of the Senate) at any
23 time, in the same manner, and to the
24 same extent as in the case of any
25 other rule of the Senate.

1 (ii) INTRODUCTION; REFERRAL.—

2 (I) IN GENERAL.—Not later than
3 the third day on which the Senate is
4 in session following the day on which
5 the submissions required by para-
6 graph (2) are received by the Con-
7 gress, a Resolution of Approval shall
8 be introduced (by request) in the Sen-
9 ate by either the Majority Leader or
10 Minority Leader. If the Resolution of
11 Approval is not introduced as pro-
12 vided in the preceding sentence, any
13 Senator may introduce a Resolution of
14 Approval on the fourth day on which
15 the Senate is in session after the date
16 of the receipt of the submissions re-
17 quired by paragraph (2).

18 (II) REFERRAL.—Upon introduc-
19 tion, the Resolution of Approval shall
20 be referred jointly to each of the com-
21 mittees having jurisdiction over the
22 subject matter in the submissions re-
23 quired by paragraph (2) by the Presi-
24 dent of the Senate. Upon the expira-
25 tion of 60 days of continuous session

1 after the introduction of the Resolu-
2 tion of Approval, each committee to
3 which the Resolution of Approval was
4 referred shall make its recommenda-
5 tions to the Senate.

6 (III) DISCHARGE.—If any com-
7 mittee to which a Resolution of Ap-
8 proval is referred has not reported the
9 Resolution of Approval at the end of
10 60 days of continuous session of the
11 Congress after introduction of the
12 Resolution of Approval, such com-
13 mittee shall be discharged from fur-
14 ther consideration of the Resolution of
15 Approval, and the Resolution of Ap-
16 proval shall be placed on the legisla-
17 tive calendar of the Senate.

18 (iii) CONSIDERATION.—

19 (I) IN GENERAL.—When each
20 committee to which a Resolution of
21 Approval has been referred has re-
22 ported, or has been discharged from
23 further consideration of, the Resolu-
24 tion of Approval it shall at any time
25 thereafter be in order (even though a

1 previous motion to the same effect has
2 been disagreed to) for any Member of
3 the Senate to move to proceed to the
4 consideration of the Resolution of Ap-
5 proval. Such motion shall not be de-
6 batable. If a motion to proceed to the
7 consideration of the Resolution of Ap-
8 proval is agreed to, the Resolution of
9 Approval shall remain the unfinished
10 business of the Senate until the dis-
11 position of the Resolution of Approval.

12 (II) DEBATE.—Debate on the
13 Resolution of Approval, and on all de-
14 batable motions and appeals in con-
15 nection with the Resolution of Ap-
16 proval, shall be limited to not more
17 than 30 hours, which shall be divided
18 equally between Members favoring
19 and Members opposing the Resolution
20 of Approval. A motion to further limit
21 debate shall be in order and shall not
22 be debatable. The Resolution of Ap-
23 proval shall not be subject to amend-
24 ment, to a motion to postpone, or to
25 a motion to proceed to the consider-

1 ation of other business. A motion to
2 recommit the Resolution of Approval
3 shall not be in order.

4 (III) FINAL VOTE.—Immediately
5 following the conclusion of the debate
6 on the Resolution of Approval, and a
7 single quorum call at the conclusion of
8 such debate if requested in accordance
9 with the rules of the Senate, the vote
10 on the Resolution of Approval shall
11 occur.

12 (IV) APPEALS.—Appeals from
13 the decisions of the Chair relating to
14 the application of the rules of the
15 Senate to the procedure relating to
16 the Resolution of Approval shall be
17 limited to 1 hour of debate.

18 (iv) RECEIPT OF A RESOLUTION FROM
19 THE HOUSE.—If the Senate receives from
20 the House of Representatives a Resolution
21 of Approval, the following procedures shall
22 apply:

23 (I) A Resolution of Approval of
24 the House of Representatives received
25 in the Senate shall not be referred to

1 a committee and shall be placed on
2 the Senate calendar, except that it
3 shall not be in order to consider the
4 Resolution of Approval received from
5 the House of Representatives until
6 such time as each committee to which
7 the Resolution of Approval introduced
8 in the Senate was referred under
9 clause (ii)(II) reports the Resolution
10 of Approval or is discharged from fur-
11 ther consideration of the Resolution of
12 Approval, pursuant to this subpara-
13 graph.

14 (II) With respect to the disposi-
15 tion by the Senate of a Resolution of
16 Approval, on any vote on final pas-
17 sage of a Resolution of Approval of
18 the Senate, a Resolution of Approval
19 received from the House of Represent-
20 atives shall be automatically sub-
21 stituted for the resolution of the Sen-
22 ate.

23 (C) PROCEDURES APPLICABLE TO THE
24 HOUSE OF REPRESENTATIVES.—

1 (i) RULEMAKING AUTHORITY.—The
2 provisions of this subparagraph are en-
3 acted by Congress—

4 (I) as an exercise of the rule-
5 making power of the House of Rep-
6 resentatives, and as such they are
7 deemed a part of the rules of the
8 House of Representatives, but applica-
9 ble only with respect to the procedure
10 to be followed in the House of Rep-
11 resentatives in the case of a Resolu-
12 tion of Approval, and such provisions
13 supersede other rules of the House of
14 Representatives only to the extent
15 that they are inconsistent with such
16 other rules; and

17 (II) with full recognition of the
18 constitutional right of the House of
19 Representatives to change the rules
20 (so far as relating to the procedure of
21 the House of Representatives) at any
22 time, in the same manner, and to the
23 same extent as in the case of any
24 other rule of the House of Represent-
25 atives.

1 (ii) INTRODUCTION; REFERRAL.—

2 (I) IN GENERAL.—Not later than
3 the third day on which the House of
4 Representatives is in session following
5 the day on which the submissions re-
6 quired by paragraph (2) are received
7 by the Congress, a Resolution of Ap-
8 proval shall be introduced (by request)
9 in the House of Representatives by ei-
10 ther the Speaker of the House of Rep-
11 resentatives or the Minority Leader. If
12 the Resolution of Approval is not in-
13 troduced as provided in the preceding
14 sentence, any Member may introduce
15 a Resolution of Approval on the
16 fourth day on which the House of
17 Representatives is in session after the
18 date of the receipt of the submissions
19 required by paragraph (2).

20 (II) REFERRAL.—A Resolution of
21 Approval shall upon introduction be
22 immediately referred to the appro-
23 priate committee or committees of the
24 House of Representatives. Any Reso-
25 lution of Approval received from the

1 Senate shall be held at the Speaker's
2 table.

3 (III) DISCHARGE.—Upon the ex-
4 piration of 60 days of continuous ses-
5 sion after the introduction of a Reso-
6 lution of Approval, each committee to
7 which the Resolution of Approval was
8 referred shall be discharged from fur-
9 ther consideration of the Resolution of
10 Approval, and the Resolution of Ap-
11 proval shall be referred to the appro-
12 priate calendar, unless the Resolution
13 of Approval or an identical resolution
14 was previously reported by each com-
15 mittee to which it was referred.

16 (iii) CONSIDERATION.—It shall be in
17 order for the Speaker to recognize a Mem-
18 ber favoring the Resolution of Approval to
19 call up the Resolution of Approval after it
20 has been on the appropriate calendar for 5
21 legislative days. When a Resolution of Ap-
22 proval is called up, the House of Rep-
23 resentatives shall proceed to its immediate
24 consideration and the Speaker shall recog-
25 nize the Member calling up the Resolution

1 of Approval and a Member opposed to the
2 Resolution of Approval for 10 hours of de-
3 bate in the House of Representatives, to be
4 equally divided and controlled by such
5 Members. When such time has expired, the
6 previous question shall be considered as or-
7 dered on the Resolution of Approval to
8 adoption without intervening motion. No
9 amendment to the Resolution of Approval
10 shall be in order, nor shall it be in order
11 to move to reconsider the vote by which
12 the Resolution of Approval is agreed to or
13 disagreed to.

14 (iv) RECEIPT OF RESOLUTION FROM
15 SENATE.—If the House of Representatives
16 receives from the Senate a Resolution of
17 Approval:

18 (I) The Resolution of Approval
19 shall not be referred to a committee.

20 (II) With respect to the disposi-
21 tion of the House of Representatives
22 of the Resolution of Approval—

23 (aa) the procedure with re-
24 spect to the Resolution of Ap-
25 proval introduced in the House of

14

1 Representatives shall be the same
2 as if no Resolution of Approval
3 had been received from the Sen-
4 ate; but

5 (bb) the vote on final pas-
6 sage in the House of Representa-
7 tives shall be on the Resolution
8 of Approval received from the
9 Senate.