

**DISCUSSION DRAFT**119<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**H. R.** \_\_\_\_\_

To establish grounds for revocation of citizenship and immigration status, to review certain asylum and refugee grants, and require repatriation of denaturalized individuals with their children, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Mr. OGLES introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To establish grounds for revocation of citizenship and immigration status, to review certain asylum and refugee grants, and require repatriation of denaturalized individuals with their children, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Remigration Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for  
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Revocation of citizenship for felonies and terrorism support.
- Sec. 3. Revocation of citizenship for children of unlawful aliens.
- Sec. 4. Asylum and Refugee Status Review Task Force.
- Sec. 5. Revocation of immigration status for nationals from designated countries entering in prior 10 years.
- Sec. 6. Revocation of lawful permanent resident status for public benefits receipt in prior 5 years.
- Sec. 7. Revocation of nonimmigrant status for criminal convictions.
- Sec. 8. Deportability for anti-American statements or affiliations.
- Sec. 9. English language proficiency requirement for naturalization.
- Sec. 10. Repatriation requirement for denaturalized aliens and dependent children.
- Sec. 11. Administrative adjudication by U.S. Citizenship and Immigration Services.

1 **SEC. 2. REVOCATION OF CITIZENSHIP FOR FELONIES AND**  
2 **TERRORISM SUPPORT.**

3 (a) IN GENERAL.—Section 340 of the Immigration  
4 and Nationality Act (8 U.S.C. 1451) is amended—

5 (1) by redesignating subsections (g) through (j)  
6 as subsections (h) through (k), respectively;

7 (2) by inserting after subsection (f) the fol-  
8 lowing:

9 “(g) ADDITIONAL GROUNDS FOR  
10 DENATURALIZATION.—The Secretary of Homeland Secu-  
11 rity shall revoke the naturalization of any person if, during  
12 the 10-year period immediately following the date on  
13 which the person became a naturalized citizen, the per-  
14 son—

15 “(1) is convicted of an offense involving fraud  
16 against a Federal, State, or local government pro-  
17 gram or entity, including a conviction for a felony  
18 under Federal or State law for an offense involving

1 the receipt or administration of Federal, State, or  
2 local government benefits;

3 “(2) knowingly joins or affiliates with a foreign  
4 terrorist organization designated under section 219  
5 and provides material support (as defined in section  
6 2339B of title 18, United States Code) to such orga-  
7 nization;

8 “(3) is convicted of an aggravated felony (as  
9 defined in section 101(a)(43)); or

10 “(4) is convicted of an offense under chapter  
11 44, 47, 77, or 115 of title 18, United States Code.”;  
12 and

13 (3) by adding at the end the following:

14 “(1) EFFECT OF DENATURALIZATION.—A person  
15 who is denaturalized under this section shall be treated  
16 as an alien without lawful status under the immigration  
17 laws for all purposes and shall be subject to removal from  
18 the United States under section 240.”.

19 (b) APPLICATION.—The amendments made by this  
20 section shall apply to any person who became a natural-  
21 ized citizen before, on, or after the date of the enactment  
22 of this Act.

1 **SEC. 3. REVOCATION OF CITIZENSHIP FOR CHILDREN OF**  
2 **UNLAWFUL ALIENS.**

3 Section 301 of the Immigration and Nationality Act  
4 (8 U.S.C. 1401) is amended—

5 (1) by redesignating subsections (a) through (h)  
6 as paragraphs (1) through (8), respectively;

7 (2) by inserting “(a) IN GENERAL.—” before  
8 “The following”; and

9 (3) by adding at the end the following:

10 “(b) DEFINITION.—In this section, the term ‘subject  
11 to the jurisdiction thereof’ means, with respect to a person  
12 born in the United States on or after the date of enact-  
13 ment of this subsection, that the person was born to par-  
14 ents, one of whom is—

15 “(1) a citizen or national of the United States;

16 “(2) an alien lawfully admitted for permanent  
17 residence in the United States whose residence is in  
18 the United States; or

19 “(3) an alien with lawful status under the im-  
20 migration laws performing active service in the  
21 armed forces (as defined in section 101 of title 10,  
22 United States Code).

23 “(c) RULE OF CONSTRUCTION FOR STATELESS-  
24 NESS.—Nothing in subsection (b) shall be construed to  
25 deny citizenship under this section to any person whose  
26 denial of citizenship would render such person stateless

1 within the meaning of applicable Federal law or inter-  
2 national obligations of the United States.”.

3 **SEC. 4. ASYLUM AND REFUGEE STATUS REVIEW TASK**  
4 **FORCE.**

5 (a) ESTABLISHMENT.—There is established within  
6 the Department of Homeland Security an Asylum and  
7 Refugee Status Review Task Force (in this section re-  
8 ferred to as the “Task Force”).

9 (b) COMPOSITION.—The Task Force shall be com-  
10 posed of—

11 (1) the Secretary of Homeland Security, who  
12 shall serve as Chair;

13 (2) the Director of U.S. Citizenship and Immi-  
14 gration Services;

15 (3) the Commissioner of U.S. Customs and  
16 Border Protection;

17 (4) the Director of U.S. Immigration and Cus-  
18 toms Enforcement; and

19 (5) such other officials as the Secretary of  
20 Homeland Security may designate.

21 (c) DUTIES.—The Task Force shall review—

22 (1) all grants of asylum under section 208 of  
23 the Immigration and Nationality Act (8 U.S.C.  
24 1158) made during the period beginning on January  
25 20, 2021, and ending on January 20, 2025;

1           (2) all admissions of refugees under section 207  
2 of the Immigration and Nationality Act (8 U.S.C.  
3 1157) during the period beginning on January 20,  
4 2021, and ending on January 20, 2025; and

5           (3) all adjustments of status under section 209  
6 of the Immigration and Nationality Act (8 U.S.C.  
7 1159) made during the period beginning on January  
8 20, 2021, and ending on January 20, 2025.

9           (d) CRITERIA.—In conducting reviews under sub-  
10 section (c), the Task Force shall consider—

11           (1) whether the underlying basis for the grant,  
12 admission, or adjustment was supported by credible  
13 and reliable evidence;

14           (2) whether the grant or admission was made  
15 in accordance with applicable law and regulations as  
16 in effect at the time;

17           (3) any subsequent change in country condi-  
18 tions material to the alien’s claimed basis for protec-  
19 tion; and

20           (4) any other information bearing on the alien’s  
21 eligibility for or continued entitlement to the rel-  
22 evant immigration status.

23           (e) AUTHORITY TO TERMINATE OR REVOKE.—

24           (1) IN GENERAL.—The Secretary of Homeland  
25 Security may terminate the grant of asylum or ref-

1        ugee status, or revoke the adjustment of status, of  
2        an alien with respect to whom a review is conducted  
3        under subsection (c), if the Task Force determines  
4        under subsection (d) that—

5                (A) the underlying basis for the grant, ad-  
6                mission, or adjustment was not supported by  
7                credible and reliable evidence;

8                (B) the grant or admission was not made  
9                in accordance with applicable law and regula-  
10                tions as in effect at the time;

11                (C) there has been a subsequent change in  
12                country conditions material to the alien's  
13                claimed basis for protection **【that would make**  
14                the alien ineligible for such status?】; or

15                (D) the alien is otherwise ineligible for or  
16                not entitled to the relevant immigration status.

17                (2) NOTICE AND OPPORTUNITY TO RESPOND.—  
18        Before terminating or revoking any status under  
19        paragraph (1), the Secretary of Homeland Security  
20        shall provide the alien with—

***【NOTE: This happens before the initiation of pro-  
ceedings under section 240?】***

21                (A) written notice of the proposed action  
22                and the grounds therefor; and

1 (B) a reasonable opportunity to submit evi-  
2 dence and argument in opposition to the pro-  
3 posed action.

4 (3) EFFECT OF TERMINATION OR REVOCA-  
5 TION.—An alien whose status is terminated or re-  
6 voked under paragraph (1)—

7 (A) in the case of the termination of asy-  
8 lum or refugee status, shall be subject to re-  
9 moval under section 240; or

10 (B) in the case of revocation of adjustment  
11 of status, shall be inadmissible under section  
12 212(a)(4) and deportable under section  
13 237(a)(5). **[Note: and subject to removal under**  
14 **section 240?]**

15 (f) REPORTING.—Not later than 180 days after the  
16 date of enactment of this Act, and annually thereafter  
17 until all reviews under subsection (c) are complete, the  
18 Task Force shall submit to the Committee on the Judici-  
19 ary of the House of Representatives and the Committee  
20 on the Judiciary of the Senate a report on the status of  
21 reviews conducted and actions taken under this section.

1 **SEC. 5. REVOCATION OF IMMIGRATION STATUS FOR NA-**  
2 **TIONALS FROM DESIGNATED COUNTRIES EN-**  
3 **TERING IN PRIOR 10 YEARS.**

4 Section 212(f) of the Immigration and Nationality  
5 Act (8 U.S.C. 1182(f)) is amended by adding at the end  
6 the following:

7 “(2) REVOCATION OF STATUS FOR CERTAIN NA-  
8 TIONALS.—The Secretary Homleand Security and  
9 the Secretary of State, as applicable, may revoke the  
10 visa, status as a lawful permanent resident, or other  
11 immigration benefit issued to a national of Iran,  
12 Libya, Somalia, Sudan, Syria, or Yemen who en-  
13 tered the United States during the 10-year period  
14 preceding the date of enactment of this paragraph is  
15 revoked. An alien whose immigration status is re-  
16 voked under this paragraph shall be subject to re-  
17 moval under section 240.”.

18 **SEC. 6. REVOCATION OF LAWFUL PERMANENT RESIDENT**  
19 **STATUS FOR PUBLIC BENEFITS RECEIPT IN**  
20 **PRIOR 5 YEARS.**

21 Section 237(a) of the Immigration and Nationality  
22 Act (8 U.S.C. 1227(a)) is amended by adding at the end  
23 the following:

24 “(6) REVOCATION FOR RECEIPT OF PUBLIC  
25 BENEFITS.—The lawful permanent resident status  
26 of any alien who has received any means-tested pub-



1       *immigrant status of any nonimmigrant who is con-*  
2       *victed of a serious criminal offense.】*

3           “(2) VISA REVOCATION.—The Secretary of  
4       State shall revoke any nonimmigrant visa issued to  
5       an alien described in paragraph (1), consistent with  
6       section 221(i).

7           “(3) REMOVABILITY.—An alien whose non-  
8       immigrant status is terminated under paragraph (1)  
9       shall be removable under section 237(a). **【NOTE:**  
10      *Under which category?】*

11          “(4) REMOVAL PROCEEDINGS.—Except as pro-  
12      vided in paragraph (5), an alien described in para-  
13      graph (1) shall be placed in proceedings under sec-  
14      tion 240.

15          “(5) EXPEDITED REMOVAL FOR CERTAIN OF-  
16      FENDERS.—An alien described in paragraph (1) who  
17      has been convicted of an offense that renders the  
18      alien removable as an aggravated felon under section  
19      237(a)(2)(A)(iii) may be subject to expedited re-  
20      moval under section 238, as otherwise provided by  
21      law.

22          “(6) RULE OF CONSTRUCTION.—Nothing in  
23      this subsection shall be construed to—

24           “(A) limit the authority of the Secretary of  
25      Homeland Security or the Attorney General to

1 initiate removal proceedings on any other  
2 ground under this Act; or

3 “(B) require the initiation of expedited re-  
4 moval proceedings under section 235(b)(1) for  
5 an alien who has been admitted to the United  
6 States.

7 “(7) DEFINITION OF SERIOUS CRIMINAL OF-  
8 FENSE.—

9 “(A) IN GENERAL.—In this subsection, the  
10 term ‘serious criminal offense’ means—

11 “(i) any felony under Federal or State  
12 law;

13 “(ii) any misdemeanor offense under  
14 Federal or State law for which—

15 “(I) the maximum term of im-  
16 prisonment authorized is more than 1  
17 year; or

18 “(II) a sentence of more than 90  
19 days’ imprisonment is imposed; or

20 “(iii) any offense described in section  
21 212(a)(2) or section 237(a)(2), regardless  
22 of the term of imprisonment.

23 “(B) EXCLUSIONS.—The term ‘serious  
24 criminal offense’ does not include—

1 “(i) any offense classified by the juris-  
2 diction as an infraction, civil offense, or  
3 violation for which no term of imprison-  
4 ment is authorized;

5 “(ii) any purely regulatory, licensing,  
6 or revenue offense; or

7 “(iii) any offense for which the only  
8 penalty imposed is a fine not exceeding  
9 \$500.”.

10 **SEC. 8. DEPORTABILITY FOR ANTI-AMERICAN STATEMENTS**  
11 **OR AFFILIATIONS.**

12 Section 237(a)(4) of the Immigration and Nationality  
13 Act (8 U.S.C. 1227(a)(4)) is amended by adding at the  
14 end the following:

15 “(G) ANTI-AMERICAN BELIEFS.—Any alien  
16 who publicly espouses an anti-American belief  
17 or affiliation that threatens national security or  
18 public safety, as determined by the Secretary of  
19 Homeland Security based on clear and con-  
20 vincing evidence, is deportable.”.

21 **SEC. 9. ENGLISH LANGUAGE PROFICIENCY REQUIREMENT**  
22 **FOR NATURALIZATION.**

23 (a) IN GENERAL.—Section 312(a)(1) of the Immi-  
24 gration and Nationality Act (8 U.S.C. 1423(a)(1)) is  
25 amended by striking “able to read, write, and speak words

1 in ordinary usage in the English language” and inserting  
2 “able to demonstrate functional English literacy, including  
3 the ability to read, write, speak, and comprehend words  
4 and passages in ordinary usage in the English language,  
5 as verified through a standardized assessment adminis-  
6 tered by U.S. Citizenship and Immigration Services”.

7 (b) ASSESSMENT.—Not later than 180 days after the  
8 date of enactment of this Act, the Secretary of Homeland  
9 Security shall prescribe by regulation a standardized  
10 English literacy assessment for purposes of section  
11 312(a)(1) of the Immigration and Nationality Act, as  
12 amended by this section, including minimum passing  
13 standards for demonstrating functional English literacy.

14 **SEC. 10. REPATRIATION REQUIREMENT FOR**  
15 **DENATURALIZED ALIENS AND DEPENDENT**  
16 **CHILDREN.**

17 Section 237 of the Immigration and Nationality Act  
18 (8 U.S.C. 1227) is amended by adding at the end the fol-  
19 lowing:

20 “(f) REPATRIATION WITH CHILDREN.—Any alien  
21 who is denaturalized under section 340 shall be required  
22 to repatriate with their children, including United States-  
23 born children, unless the other parent is a United States  
24 citizen who elects to retain custody in the United States.  
25 No separation of the alien and children shall be permitted

1 during removal proceedings, except as provided in this  
2 subsection. Nothing in this subsection shall be construed  
3 to delay or prevent the removal of any alien solely on the  
4 basis of the availability of family detention capacity.”.

5 **SEC. 11. ADMINISTRATIVE ADJUDICATION BY U.S. CITIZEN-**  
6 **SHIP AND IMMIGRATION SERVICES.**

7 Section 340 of the Immigration and Nationality Act  
8 (8 U.S.C. 1451), as amended by this Act, is further  
9 amended by adding at the end the following:

10 “(m) ADMINISTRATIVE REVOCATION.—Notwith-  
11 standing any other provision of law, revocation of natu-  
12 ralization under subsections (g), (l), shall be determined  
13 administratively by U.S. Citizenship and Immigration  
14 Services through adjudication. The Secretary of Homeland  
15 Security shall establish procedures for notice, hearing be-  
16 fore an immigration officer, and appeal to the Administra-  
17 tive Appeals Office of U.S. Citizenship and Immigration  
18 Services. Judicial review shall be limited to the United  
19 States Court of Appeals for the circuit in which the person  
20 resides.”.