

117TH CONGRESS
1ST SESSION

H. R. 3215

To establish a new nonimmigrant category for alien relatives of United States citizens and lawful permanent residents seeking to enter the United States temporarily for family purposes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 13, 2021

Mr. PETERS (for himself, Mrs. BICE of Oklahoma, Mr. HIMES, and Ms. SALAZAR) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To establish a new nonimmigrant category for alien relatives of United States citizens and lawful permanent residents seeking to enter the United States temporarily for family purposes, 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.**

4 This Act may be cited as the “Temporary Family
5 Visitation Act”.

1 **SEC. 2. FAMILY PURPOSE NONIMMIGRANT VISAS FOR REL-**
 2 **ATIVES OF UNITED STATES CITIZENS AND**
 3 **LAWFUL PERMANENT RESIDENTS SEEKING**
 4 **TO ENTER THE UNITED STATES TEMPO-**
 5 **RARILY.**

6 (a) ESTABLISHMENT OF NEW NONIMMIGRANT VISA
 7 CATEGORY.—Section 101(a)(15)(B) of the Immigration
 8 and Nationality Act (8 U.S.C. 1101(a)(15)(B)) is amend-
 9 ed by striking “and who is visiting the United States tem-
 10 porarily for business or temporarily for pleasure;” and in-
 11 serting “and who is visiting the United States temporarily
 12 for—

13 “(i) business;
 14 “(ii) pleasure; or
 15 “(iii) family purposes;”.

16 (b) REQUIREMENTS APPLICABLE TO FAMILY PUR-
 17 POSE VISAS.—Section 214 of the Immigration and Na-
 18 tionality Act (8 U.S.C. 1184) is amended by adding at
 19 the end the following:

20 “(s) REQUIREMENTS APPLICABLE TO FAMILY PUR-
 21 POSE VISAS.—

22 “(1) DEFINITIONS.—In this subsection and sec-
 23 tion 101(a)(15)(B)(iii):

24 “(A) FAMILY PURPOSES.—The term ‘fam-
 25 ily purposes’ means any visit by a relative for
 26 a social, occasional, or any other purpose.

1 “(B) RELATIVE.—The term ‘relative’
2 means the spouse, child, son, daughter, grand-
3 child, parent, grandparent, sibling, uncle, aunt,
4 niece, and nephew of a citizen of the United
5 States or an alien lawfully admitted for perma-
6 nent residence.

7 “(2) REQUIREMENT.—A relative seeking admis-
8 sion pursuant to a visa issued under section
9 101(a)(15)(B)(iii) is inadmissible unless—

10 “(A) the individual petitioning for such ad-
11 mission, or an additional sponsor, has sub-
12 mitted to the Secretary of Homeland Security
13 an undertaking under section 213 in the form
14 of a declaration of support (Form I-134); and

15 “(B) such relative has obtained, for the
16 duration of his or her stay in the United States,
17 a health insurance policy (such as an additional
18 travel health insurance policy or an existing
19 health insurance policy that includes travel
20 health care costs) with minimum policy require-
21 ments, as determined by the Secretary.

22 “(3) PERIOD OF AUTHORIZED ADMISSION.—
23 The period of authorized admission for a non-
24 immigrant described in section 101(a)(15)(B)(iii)
25 shall not exceed 90 days.

1 “(4) PETITIONER REQUIREMENT.—

2 “(A) IN GENERAL.—An individual may not
3 petition for the admission of a relative as a
4 nonimmigrant described in section
5 101(a)(15)(B)(iii) if the individual previously
6 petitioned for the admission of such a relative
7 who—

8 “(i) was admitted to the United
9 States pursuant to a visa issued under that
10 section as a result; and

11 “(ii) overstayed his or her period of
12 authorized admission.

13 “(B) PREVIOUS PETITIONERS.—An indi-
14 vidual petitioning for the admission of a relative
15 as a nonimmigrant described in section
16 101(a)(15)(B)(iii) who has previously petitioned
17 for such a relative shall submit to the Secretary
18 of Homeland Security evidence demonstrating
19 that the relative on behalf of whom the indi-
20 vidual previously petitioned did not overstay his
21 or her period of authorized admission.”.

22 (c) RESTRICTION ON CHANGE OF STATUS.—Section
23 248(a)(1) of the Immigration and Nationality Act (8
24 U.S.C. 1258(a)(1)) is amended to read as follows:

1 “(1) an alien classified as a nonimmigrant
2 under subparagraph (B)(iii), (C), (D), (K), or (S) of
3 section 101(a)(15),”.

4 (d) FAMILY PURPOSE VISA ELIGIBILITY WHILE
5 AWAITING IMMIGRANT VISA.—Notwithstanding section
6 214(b) of the Immigration and Nationality Act (8 U.S.C.
7 1184(b)), a nonimmigrant described in section
8 101(a)(15)(B)(iii) of that Act who has been classified as
9 an immigrant under section 201 of that Act (8 U.S.C.
10 1151) and is awaiting the availability of an immigrant visa
11 subject to the numerical limitations under section 203 of
12 that Act (8 U.S.C. 1153) may be admitted pursuant to
13 a family purpose visa, in accordance with section 214(s)
14 of that Act, if the individual is otherwise eligible for ad-
15 mission.

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