

## Recap of S.744 Markup on Tuesday, May 14, 2013

Black = Amendments Raised  
Red = Amendments Not Raised

Amendment Sponsor & Number	Amendment Unique Identifier	Description	NHLA Recommended Vote	Vote Breakdown
Blumenthal 17	MDM13545	To strengthen whistleblower protections for H-2B guest workers and American workers who work alongside them.	YES	
			Withdrawn	
Coons 2	ARMS13605	To limit dangerous deportation practices in places with dangerous lack of public order.  <i>Language Modified in Consultation with Senator Flake:</i>  <i>Limits nighttime deportations that needlessly place people in danger. Calls on the Department of Homeland Security to conduct a study on "lateral" deportations and the impact of such practices on the safety of migrants.</i>	YES	
			Adopted by VV	
Cornyn 9	MDM13522	To eliminate construction work as an eligible occupation and construction industry as an eligible employer under the bill's new W nonimmigrant, nonagricultural, low-skill visa.	NO	
Cruz 5	MDM13527	To amend the total numerical limitations for H-1B nonimmigrants by raising H-1B visa allotment after FY2013; allowing spouses of H-1B visa holders to be authorized to work; raising H-1B filing fees; diverting 40 percent of revenues to a STEM education block grant to states; and striking the bill's establishment of a STEM education account that would	NO Rejected by 4 - 14	Roll call forthcoming

		allow the National Science Foundation Director to use revenues for scholarships for low-income students, loan forgiveness of student loans, direct or matching grant programs to support improvement in K-12 education of lower income populations with a focus on reaching women and minority students. The amendment strikes a tailored approach to STEM education that is more likely to reach Latino students and address their unique educational needs than the block grant to states envisioned under the amendment. Block grants in education have historically not addressed Latino student needs.	
<b>Lee 1</b>	<b>MDM13379</b>	In the nature of a substitute. Piecemeal approach on border triggers.	<b>NO</b> <b>Withdrawn</b>
<b>Lee 2</b>	<b>MDM13380</b>	In the nature of a substitute. Piecemeal approach on E-Verify.	<b>NO</b> <b>Withdrawn</b>
<b>Lee 3</b>	<b>MDM13381</b>	In the nature of a substitute. Piecemeal approach to STEM and H1B Visas.	<b>NO</b> <b>Withdrawn</b>
<b>Feinstein 11</b>	<b>ARM13559</b>	To modify the extent of the Southwest border region for purposes of border security from 100 miles to 25 miles.  <b>Language Modified by:</b>  <i>To prohibit Border Patrol from operating aerial drones beyond 3 miles of the Southwest Border in the San Diego and El Centro, CA Sectors. Operation of drones in other border areas unrestricted, including metropolitan areas in other border states (AZ, NM, and TX).</i>	<b>YES</b> <b>Adopted by VV</b>

<b>Grassley 55</b>	<b>ARM13457</b>	To strike the bill’s grant of discretion to the Secretary of State to renew visas in the United States for aliens who have remained eligible for various visas.	<b>NO</b>
<b>Grassley 73</b>	<b>EAS13383</b>	To require an alien seeking admission on a W nonimmigrant, nonagricultural, low-skill visa to provide proof of health insurance paid for solely out-of-pocket by the alien. This requirement would likely trigger a cost that many nonimmigrant workers could not afford in advance.	<b>NO</b>
<b>Grassley 74</b>	<b>EAS13384</b>	To limit the bill’s W nonimmigrant, nonagricultural, low-skill visa program from multiple 3-year renewals to a single 3-year renewal.	<b>NO</b>
<b>Grassley 76</b>	<b>EAS13386</b>	To add new “trigger” requiring full implementation of an entry-exit system before the bill’s new W nonimmigrant, nonagricultural, low-skill visa program takes effect. Additional triggers like this one could elongate an already lengthy immigration reform process.	<b>NO</b>
<b>Hatch 9</b>  <b>(Hatch-Klobuchar-Coons)</b>	<b>MDM13519</b>	To double the filing fee for a labor certification; divert new revenues into a STEM account; and allow the Secretary of Education to use 70 percent of these funds to improve STEM education at the state level and use 20 percent of these funds for STEM education at minority institutions of higher education, including Hispanic Serving Institutions.  <i>Language Modified in Consultation with Senator Schumer:</i>  <i>Clarifies the use of STEM funds.</i>	<b>YES</b>  <b>Adopted by VV</b>
<b>Hatch 19</b>	<b>ARM13561</b>	To remove from an employer’s attestation the bill’s requirement that the employer “has agreed to substantially comply with all applicable labor and employment laws related	<b>NO</b>

to W nonimmigrant's employment."				
<b>Hatch 20</b>	<b>ARM13562</b>	To limit the initiation of the Secretary's investigation for violations of the W nonimmigrant, nonagricultural, low-skill program from "any person" to only "an aggrieved applicant, employee, or W nonimmigrant (or a person acting on such person's behalf)." This would limit the ability of a good-Samaritan whistle blower from triggering action by the federal government.	<b>NO</b>	
<b>Klobuchar 1</b>	<b>EAS13431</b>	To provide VAWA self-petitioner based remedies (immigration status and work authorization) for abused dependent spouses of nonimmigrant visa holders, and to enable them not to rely on an abuser for legal status and economic support.	<b>YES</b>	<b>Adopted by VV</b>
<b>Lee 19</b>	<b>EAS13425</b>	To limit the initiation of the Secretary's investigation for violations of the W nonimmigrant, nonagricultural, low-skill program from "any person" to only "an aggrieved person." This would limit the ability of a good-Samaritan whistle blower from triggering action by the federal government.	<b>NO</b>	
<b>Schumer 3</b>	<b>EAS13447</b>	To make, in part, certain nationals of countries that benefit the Caribbean Basin Economic Recovery Act (like Belize, Panama, Haiti, and certain other Caribbean nations) eligible for E nonimmigrant visas.	<b>YES</b>	<b>Adopted by VV</b>
<b>Session 4</b>	<b>EAS13419</b>	To require the use of a biometric entry and exit data system at all ports of entry before the Secretary of Homeland Security may adjust the status of aliens who have been granted registered provisional immigration status. This could delay the adjustment of registered provisional status.	<b>NO</b>	<b>Roll call forthcoming</b>
			<b>Rejected by 6 - 12</b>	

<b>Whitehouse 6</b>	<b>DAV13388</b>	To modify provisions related to complaints against H1-B employers to factor in a toll-free number and posting of notices informing employees of their right to file complaints against an employer.	<b>YES</b> <b>Adopted by VV</b>
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