

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 1573
OFFERED BY MR. BIGGS OF ARIZONA**

Page 1, after line 18, insert the following (and re-designate the following paragraphs accordingly):

1 “(2) PROCEDURE FOR ASYLUM APPLICANTS.—
2 The Secretary of Homeland Security shall return all
3 aliens, other than covered individuals, who arrive on
4 land from a foreign contiguous territory to the
5 United States to that territory pending a proceeding
6 under section 1229a of this title regardless of wheth-
7 er or not the alien indicates an intention to apply for
8 asylum under section 1158 of this title or a fear of
9 persecution unless the alien’s claim of persecution is
10 related to the contiguous territory. If an alien indi-
11 cates an intention to apply for asylum under section
12 1158 of this title of a fear of persecution in the con-
13 tiguous territory then the alien shall be referred for
14 an interview by an asylum officer under subsection
15 (b)(1)(B). If the immigration officer determines that
16 the alien has a credible fear of persecution the alien
17 shall be detained for further consideration of the ap-
18 plication for asylum. If the immigration officer de-

1 termines that the alien does not have a credible fear
2 of persecution in the contiguous territory, the alien
3 shall be returned to the contiguous territory without
4 further hearing or review pending a proceeding
5 under section 1229a of this title on their application
6 for relief or protection.”.

