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(Original Signature of Member)

110TH CONGRESS
1ST SESSION

H. R. _____

For the relief of Rrustem Neza.

IN THE HOUSE OF REPRESENTATIVES

Mr. GOHMERT introduced the following bill; which was referred to the
Committee on _____

A BILL

For the relief of Rrustem Neza.

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. AUTHORIZATION TO REMAIN TEMPORARILY IN**
4 **THE UNITED STATES FOR RRUSTEM NEZA.**

5 (a) IN GENERAL.—The Secretary of Homeland Secu-
6 rity shall refrain from removing or deporting Rrustem
7 Neza from the United States, and shall permit him to re-
8 main temporarily in the United States, notwithstanding
9 sections 212(a) and 237(a) of the Immigration and Na-
10 tionality Act.

1 (b) APPLICATION TO PREVIOUSLY KNOWN
2 GROUND.—The stay of removal or deportation under
3 subsection (a) shall apply only to a ground for removal,
4 deportation, or denial of admission that is reflected in the
5 records of the Department of Homeland Security, or the
6 Visa Office of the Department of State, on the date of
7 the enactment of this Act.

8 (c) DURATION OF STAY.—The stay of removal or de-
9 portation under subsection (a) shall be effective during the
10 period beginning on the date of the enactment of this Act
11 and ending on the date that is 30 days after a final deci-
12 sion is rendered on the application described in subsection
13 (d)(4), including all administrative and judicial review au-
14 thorized by law, if such an application is filed during the
15 application period described in subsection (d)(5). If no
16 such application is timely filed, the effective period of such
17 stay of removal or deportation shall end 30 days after the
18 end of such application period.

19 (d) RELIEF.—

20 (1) REOPENING OF PROCEEDINGS.—The Board
21 of Immigration Appeals shall reopen proceedings
22 pursuant to section 240 of the Immigration and Na-
23 tionality Act against Rustem Neza based on ineffec-
24 tive assistance of counsel upon a motion filed by

1 Rrustem Neza not later than 6 months after the
2 date of the enactment of this Act.

3 (2) RESCISSION OF OUTSTANDING ORDER OF
4 REMOVAL.— The Board of Immigration Appeals
5 shall rescind any order of removal, or any finding of
6 inadmissibility or deportability, that was entered
7 against Rrustem Neza by reason of a ground de-
8 scribed in subsection (b) before the date of the en-
9 actment of this Act.

10 (3) OPPORTUNITY TO PRESENT CLAIMS.—The
11 Board of Immigration Appeals shall ensure that
12 Rrustem Neza is provided the opportunity described
13 in paragraph (4).

14 (4) PRESENTATION OF CLAIMS.—Rrustem Neza
15 shall be provided a full opportunity after the date of
16 the enactment of this Act to apply to an immigra-
17 tion judge for asylum, withholding of removal, or re-
18 lief under the United Nations Convention Against
19 Torture. Rrustem Neza shall have all rights to ad-
20 ministrative and judicial review of any decision of
21 the immigration judge authorized by law.

22 (5) APPLICATION PERIOD.—The immigration
23 judge shall establish a reasonable application period
24 within which Rrustem Neza may apply for relief
25 pursuant to paragraph (4).