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(Original Signature of Member)

111TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To amend the Immigration and Nationality Act to bar the admission of aliens from countries determined to be state sponsors of terrorism, to prohibit the use of funds to transfer enemy combatants detained at Naval Station, Guantanamo Bay, Cuba, to facilities in the United States, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. BARRETT of South Carolina introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Immigration and Nationality Act to bar the admission of aliens from countries determined to be state sponsors of terrorism, to prohibit the use of funds to transfer enemy combatants detained at Naval Station, Guantanamo Bay, Cuba, to facilities in the United States, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Stop Terrorist Entry  
3 Program Act of 2010”.

4 **SEC. 2. TREATMENT OF NATIONALS OF STATE SPONSORS**  
5 **OF TERRORISM.**

6 (a) IN GENERAL.—

7 (1) AMENDMENT.—Chapter 9 of title II of the  
8 Immigration and Nationality Act (8 U.S.C. 1351 et  
9 seq.) is amended by adding at the end the following  
10 new section:

11 “TREATMENT OF NATIONALS OF STATE SPONSORS OF  
12 TERRORISM

13 “SEC. 295. (a) IN GENERAL.—No nonimmigrant or  
14 immigrant visa may be issued, or nonimmigrant or immi-  
15 grant status otherwise provided, other than a visa or sta-  
16 tus described in section 101(a)(15)(A) or 201(b)(2)(A)(i),  
17 to any alien who is a national of, or residing in, a country  
18 that is determined to be a state sponsor of terrorism, ex-  
19 cept the Secretary of Homeland Security (or the consular  
20 officer, in the case of an application for a visa) may, on  
21 a case-by-case basis, waive the application of this sub-  
22 section in the case of an alien who—

23 “(1) requires examination or treatment for an  
24 emergency medical condition (as defined in section  
25 562(d) of the Illegal Immigration Reform and Immi-

1       gration Responsibility Act of 1996 (8 U.S.C.  
2       1396(d)); or

3               “(2) is eligible for admission as a refugee under  
4       section 207 or for asylum under section 208.

5       “(b) STATE SPONSOR OF TERRORISM DEFINED.—

6               “(1) IN GENERAL.—In this section, the term  
7       ‘state sponsor of terrorism’ means any country the  
8       government of which has been determined by the  
9       Secretary of State under any of the laws specified in  
10      paragraph (2) to have repeatedly provided support  
11      for acts of terrorism. Such term shall apply to a  
12      country beginning on the date on which such deter-  
13      mination takes effect and ending on the date on  
14      which such determination is withdrawn, terminated,  
15      revoked, or otherwise ceases to be effective.

16              “(2) LAWS UNDER WHICH DETERMINATIONS  
17      WERE MADE.— The laws specified in this paragraph  
18      are the following:

19                      “(A) Section 6(j)(1)(A) of the Export Ad-  
20                      ministration Act of 1979 (or successor statute).

21                      “(B) Section 40(d) of the Arms Export  
22                      Control Act.

23                      “(C) Section 620A(a) of the Foreign As-  
24                      sistance Act of 1961.

25              “(3) TREATMENT OF YEMEN.—

1           “(A) IN GENERAL.—For purposes of sub-  
2           section (a) and paragraph (1), Yemen shall be  
3           treated as a country that has been determined  
4           to be a state sponsor of terrorism.

5           “(B) TERMINATION.—The treatment of  
6           Yemen under subparagraph (A) shall remain in  
7           effect until the Secretary of Homeland Security,  
8           in consultation with the Secretary of State, ter-  
9           minates such treatment upon—

10           “(i) determining that Yemen has suf-  
11           ficiently addressed terrorism issues within  
12           its borders and that the issuance of visas  
13           to aliens who are nationals of, or residing  
14           in, Yemen no longer poses a significant  
15           threat to the security of the United States;  
16           and

17           “(ii) submitting to the Congress a re-  
18           port that contains the reasons for such de-  
19           termination not later than 30 days after  
20           the determination is made.”.

21           (2) CLERICAL AMENDMENT.—The table of con-  
22           tents of the Immigration and Nationality Act is  
23           amended by inserting after the item relating to sec-  
24           tion 294 the following:

“Sec. 295. Treatment of nationals of state sponsors of terrorism.”.

1           (3) EFFECTIVE DATE.—The amendments made  
2           by this subsection shall take effect on the date of the  
3           enactment of this Act and shall apply to visas  
4           issued, or status provided, on and after such date.

5           (c) REPEAL.—Section 306 of the Enhanced Border  
6 Security and Visa Entry Reform Act of 2002 (Public Law  
7 107-173) is repealed.

8 **SEC. 3. PROHIBITION ON USE OF FUNDS TO TRANSFER**  
9                           **ENEMY COMBATANTS DETAINED AT NAVAL**  
10                           **STATION, GUANTANAMO BAY, CUBA, TO FA-**  
11                           **CILITIES IN THE UNITED STATES.**

12           None of the funds appropriated or otherwise made  
13 available to any Federal department or agency may be  
14 used to—

15           (1) transfer any enemy combatant detained by  
16           the United States at Naval Station, Guantanamo  
17           Bay, Cuba, to any military or prison installation lo-  
18           cated in the United States; or

19           (2) build, modify, or enhance any facility in the  
20           United States for the purpose of housing any such  
21           enemy combatant.