

◊ HB1088\_L.009

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB20-1088 be amended as follows:

1 Amend proposed committee amendment (HB1088\_L.006), page 2, line  
2 19, strike "SIXTY" and substitute "NINETY".

3 Page 2, strike lines 25 and 26 and substitute "IS IN FEDERAL IMMIGRATION  
4 REMOVAL PROCEEDINGS; OR".

5 Page 3, strike line 12 and substitute "CHARGE, OFFENSE REPORTS RELATED  
6 TO THE CRIMINAL ACTIVITY SUBJECT TO RELEASE BY LAW. THE TIMING OF  
7 RELEASE OF SUCH REPORTS FOR OPEN CASES IS SUBJECT TO THE  
8 CERTIFYING AGENCY'S DISCRETION.

9 (5) THE CERTIFYING AGENCY IS NEITHER A SPONSOR NOR A  
10 DECISION-MAKER OF THE U VISA . A CERTIFYING OFFICIAL'S COMPLETION  
11 OF A CERTIFICATION FORM IS NOT SUFFICIENT EVIDENCE THAT AN  
12 APPLICANT FOR A U VISA HAS MET ALL ELIGIBILITY REQUIREMENTS AND  
13 DOES NOT GUARANTEE THAT THE VICTIM WILL RECEIVE A U VISA. IT IS THE  
14 EXCLUSIVE RESPONSIBILITY OF FEDERAL IMMIGRATION OFFICIALS TO  
15 DETERMINE WHETHER A PERSON IS ELIGIBLE FOR A U VISA. COMPLETION  
16 OF A CERTIFICATION FORM BY A CERTIFYING OFFICIAL MERELY VERIFIES  
17 FACTUAL INFORMATION RELEVANT FOR FEDERAL IMMIGRATION OFFICIALS  
18 TO DETERMINE ELIGIBILITY FOR A U VISA. BY COMPLETING A  
19 CERTIFICATION FORM, THE CERTIFYING OFFICIAL ATTESTS THAT THE  
20 INFORMATION IS TRUE AND CORRECT TO THE BEST OF THE CERTIFYING  
21 OFFICIAL'S KNOWLEDGE."

22 Renumber succeeding subsections accordingly.

23 Page 3, strike line 24 and substitute "ASSISTANCE; OR".

24 Page 3, strike lines 29 and 30.

25 Renumber succeeding subsection accordingly.

26 Page 4, after line 22 insert:

27 "Page 1, strike line 101 and substitute "CONCERNING THE  
28 CERTIFICATION PROCESS FOR THE PURPOSE OF APPLICATION FOR U  
29 NONIMMIGRANT STATUS."

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