

BASIC PILOT EXTENSION ACT OF 2003

OCTOBER 28, 2003.—Ordered to be printed

Mr. SENSENBRENNER, from the Committee on the Judiciary,
submitted the following

SUPPLEMENTAL REPORT

[To accompany H.R. 2359]

Pursuant to clause 3(a)(2) of rule XIII of the Rules of the House of Representatives for the 108th Congress, the Committee on the Judiciary, to whom was referred the bill (H.R. 2359), to extend the basic pilot program for employment eligibility verification, and for other purposes, herein files a supplemental report on the bill for the correction of a technical error in its previous report on the bill.

House Report 108-304, part I, inadvertently contained language which was not considered by the committee. This supplemental report strikes section 4 of the committee amendment in a nature of a substitute shown in the original report (H. Rept. 108-304, part I) and inserts the following:

SEC. 4. OPERATION OF BASIC PILOT PROGRAM IN ALL STATES.

(a) IN GENERAL.—Section 401(c)(1) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended by striking “in, at” and all that follows through the semicolon at the end and inserting “in all States;”.

(b) CONFORMING AMENDMENTS.—Section 402(c) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note) is amended—

- (1) in paragraph (2)(B), by striking “electing—” and all that follows through “(ii) the citizen” and inserting “electing the citizen”; and
- (2) by striking paragraph (3) and redesignating paragraph (4) as paragraph (3).

In addition, this supplemental report makes a corresponding correction in the Changes in Existing Law section of the report as shown below.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, that were reflected in error in part 1 and are correctly

reflected in this supplemental report, are shown as follows (existing law proposed to be omitted is enclosed in black brackets and existing law in which no change is proposed is shown in roman):

**SECTION 402 OF THE ILLEGAL IMMIGRATION REFORM
AND IMMIGRANT RESPONSIBILITY ACT OF 1996**

SEC. 402. VOLUNTARY ELECTION TO PARTICIPATE IN A PILOT PROGRAM.

(a) * * *

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(c) GENERAL TERMS OF ELECTIONS.—

(1) * * *

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[(3) ACCEPTANCE AND REJECTION OF ELECTIONS.—

[(A) IN GENERAL.—Except as provided in subparagraph (B), the Attorney General shall accept all elections made under subsection (a).

[(B) REJECTION OF ELECTIONS.—The Attorney General may reject an election by a person or other entity under this section or limit its applicability to certain States or places of hiring (or recruitment or referral) if the Attorney General has determined that there are insufficient resources to provide appropriate services under a pilot program for the person's or entity's hiring (or recruitment or referral) in any or all States or places of hiring.]

[(4)] (3) TERMINATION OF ELECTIONS.—The Attorney General may terminate an election by a person or other entity under this section because the person or entity has substantially failed to comply with its obligations under the pilot program. A person or other entity may terminate an election in such form and manner as the Attorney General shall specify.

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