

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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