

119TH CONGRESS
1ST SESSION

S. _____

To amend title 10, United States Code, to authorize the enlistment of certain
aliens in the Armed Forces, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. GALLEGO introduced the following bill; which was read twice and referred
to the Committee on _____

A BILL

To amend title 10, United States Code, to authorize the
enlistment of certain aliens in the Armed Forces, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fight for the American
5 Dream Act”.

6 **SEC. 2. ADDITIONAL QUALIFIED PERSONS FOR ENLIST-**
7 **MENT IN THE ARMED FORCES.**

8 (a) IN GENERAL.—Section 504(b)(1) of title 10,
9 United States Code, is amended by adding at the end the
10 following:

“(D) A person who, at the time of enlistment in an armed force, possesses an employment authorization document issued by U.S. Citizenship and Immigration Services under the requirements of the Department of Homeland Security policy entitled ‘Deferred Action for Childhood Arrivals’.”.

7 (b) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—Section 504 of title 10, United States Code, is amended, in the section heading, by adding at the end the following: “**; citizenship or residency requirements; exceptions**”

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 31 of title 10, United States Code, is amended by striking the item relating to section 504 and inserting the following:

“504. Persons not qualified; citizenship or residency requirements; exceptions.”.

17 SEC. 3. MILITARY NATURALIZATION MODERNIZATION.

(a) IN GENERAL.—Chapter 2 of title III of the Immi-
gration and Nationality Act (8 U.S.C. 1421 et seq.) is
amended—

21 (1) by striking section 328 (8 U.S.C. 1439);

22 (2) in section 329 (8 U.S.C. 1440)—

23 (A) by amending the section heading to
24 read as follows: “**NATURALIZATION**

**THROUGH SERVICE IN THE SELECTED RE-
SERVE OR IN ACTIVE-DUTY STATUS.”; and**

(B) in subsection (a)—

(i) in the matter preceding paragraph
(1), by striking “during either” and all
that follows through “foreign force”;

(ii) in paragraph (1)—

(I) by striking “America Samoa,
or Swains Island” and inserting
“American Samoa, Swains Island, or
any of the freely associated States (as
defined in section 611(b)(1)(C) of the
Individuals with Disabilities Edu-
cation Act (20 U.S.C.
1411(b)(1)(C)),”; and

(II) by striking “he” and insert-
ing “such person”; and

(iii) in paragraph (2), by striking “in
an active-duty status, and whether separa-
tion from such service was under honorable
conditions” and inserting “in accordance
with subsection (b)(3)”; and

(C) in subsection (b)—

(i) in paragraph (1), by striking “he”
and inserting “such person”; and

1 (ii) in paragraph (3), by striking “in
2 an active-duty status” and all that follows
3 through “foreign force, and” and inserting
4 “in an active status (as defined in section
5 101(d) of title 10, United States Code), in
6 the Selected Reserve of the Ready Reserve,
7 or on active duty (as defined in such sec-
8 tion) and, if separated”.

9 (b) CLERICAL AMENDMENT.—The table of contents
10 for the Immigration and Nationality Act (8 U.S.C. 1101
11 et seq.) is amended by striking the items relating to sec-
12 tions 328 and 329 and inserting the following:

“Sec. 329. Naturalization through service in the Selected Reserve or in active-duty status.”.