

117TH CONGRESS
1ST SESSION

S. _____

To waive the requirement to undergo a medical exam for aliens who are otherwise eligible for special immigrant status under the Afghan Allies Protection Act of 2009, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. CORNYN (for himself and Mr. PADILLA) introduced the following bill;
which was read twice and referred to the Committee on

A BILL

To waive the requirement to undergo a medical exam for aliens who are otherwise eligible for special immigrant status under the Afghan Allies Protection Act of 2009, 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 “Honoring Our Prom-
5 ises through Expedition for Afghan SIVs Act of 2021”
6 or the “HOPE for Afghan SIVs Act of 2021”.

1 **SEC. 2. WAIVER OF MEDICAL EXAM FOR AFGHAN ALLIES.**

2 (a) AUTHORIZATION.—The Secretary of State or the
3 Secretary of Homeland Security may waive any require-
4 ment to undergo a medical exam under section 221(d) of
5 the Immigration and Nationality Act (8 U.S.C. 1201(d)),
6 or any other applicable requirement to undergo a medical
7 exam prior to admission to the United States, for aliens
8 described in section 602(b)(2) of the Afghan Allies Protec-
9 tion Act of 2009 (8 U.S.C. 1101 note).

10 (b) DURATION.—The waiver authorized under sub-
11 section (a) shall be for a period of 1 year, and may be
12 extended for additional 1-year periods.

13 (c) REQUIREMENT FOR MEDICAL EXAM AFTER AD-
14 MISSION.—

15 (1) IN GENERAL.—The Secretary of Homeland
16 Security, in consultation with the Secretary of
17 Health and Human Services, shall ensure that any
18 alien who does not undergo a medical exam prior to
19 admission to the United States pursuant to this sec-
20 tion, receives such an exam as soon as possible after
21 the alien is admitted to the United States in order
22 to address any public health concern, but in no event
23 later than 90 days after the alien is admitted to the
24 United States.

25 (2) REPORT.—On the date that is one year
26 after the date on which the waiver authority under

1 subsection (a) is exercised, and on the date that is
2 one year after any extension under subsection (b),
3 the Secretary of Homeland Security, in consultation
4 with the Secretary of Health and Human Services,
5 shall submit to the appropriate congressional com-
6 mittees a report on the medical exams given under
7 paragraph (1).

8 (d) NOTIFICATION.—If the Secretary of State or the
9 Secretary of Homeland Security exercises the waiver au-
10 thority under subsection (a), or extends such a waiver
11 under subsection (b), the Secretary shall notify the appro-
12 priate congressional committees.

13 (e) APPROPRIATE CONGRESSIONAL COMMITTEES.—
14 The term “appropriate congressional committees”
15 means—

16 (1) the Committees on Armed Services of the
17 House of Representatives and of the Senate;

18 (2) the Committees on the Judiciary of the
19 House of Representatives and of the Senate;

20 (3) the Committee on Foreign Affairs of the
21 House of Representatives and the Committee on
22 Foreign Relations of the Senate; and

23 (4) the Committee on Homeland Security of the
24 House of Representatives and the Committee on

1 Homeland Security and Governmental Affairs of the
2 Senate.

3 (f) RULE OF CONSTRUCTION.—Nothing in this Act
4 may be construed to prevent the Secretary of State, the
5 Secretary of Homeland Security, the Secretary of Defense,
6 or the Secretary of Health and Human Services from
7 adopting appropriate measures to prevent the spread of
8 communicable diseases, including COVID–19, to the
9 United States.

10 (g) SUNSET.—The authority under subsections (a)
11 and (b) expires on the date that is 3 years after the date
12 of enactment of this Act.