

118TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend the Immigration and Nationality Act with respect to the right of members of a federally recognized Indian Tribe in the United States and First Nations individuals in Canada to cross the borders of the United States.

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IN THE SENATE OF THE UNITED STATES

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Mrs. GILLIBRAND (for herself and Mr. DAINES) introduced the following bill; which was read twice and referred to the Committee on

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**A BILL**

To amend the Immigration and Nationality Act with respect to the right of members of a federally recognized Indian Tribe in the United States and First Nations individuals in Canada to cross the borders of the United States.

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 “Tribal Border Crossing  
5 Parity Act”.

1 **SEC. 2. MEMBERS OF A FEDERALLY RECOGNIZED INDIAN**  
2 **TRIBE IN THE UNITED STATES OR A FIRST**  
3 **NATION IN CANADA.**

4 Section 289 of the Immigration and Nationality Act  
5 (8 U.S.C. 1359) is amended by striking “who possess at  
6 least 50 per centum of blood of the American Indian  
7 race.” and inserting the following: “who—

8 “(1) are members, or are eligible to become  
9 members, of a federally recognized Indian Tribe in  
10 the United States; or

11 “(2)(A) has Indian status in Canada through  
12 registration under the Indian Act (R.S.C., 1985, c.  
13 I-5); or

14 “(B) holds membership in a self-governing  
15 First Nation in Canada.”.