

Rep. Chellie
Pingree

Rep. Andy Harris
Rep. Henry Cuellar

AMENDMENT TO HOMELAND SECURITY
APPROPRIATIONS BILL
OFFERED BY MS. PINGREE OF MAINE

Rep. C.A. Dutch
Ryparberse

FY23 Homeland
Approps

Page 82, line 18, increase the dollar amount by
\$7,000,000.

Page 55, after line 17, insert the following new section:

1 SEC. _____. (a) Notwithstanding the numerical limita-
2 tion set forth in section 214(g)(1)(B) of the Immigration
3 and Nationality Act (8 U.S.C. 1184(g)(1)(B)), the Sec-
4 retary of Homeland Security, after consultation with the
5 Secretary of Labor and upon the determination that the
6 needs of American businesses cannot be satisfied in fiscal
7 year 2023 with United States workers who are willing,
8 qualified, and able to perform temporary nonagricultural
9 labor, may increase the total number of aliens who may
10 receive a visa under section 101(a)(15)(H)(ii)(b) of such
11 Act (8 U.S.C. 1101(a)(15)(H)(ii)(b)) in such fiscal year
12 above such limitation by not more than the highest num-
13 ber of H-2B nonimmigrants who participated in the H-
14 2B returning worker program in any fiscal year in which

1 returning workers were exempt from such numerical limi-
2 tation.

3 (b) The Secretary of Homeland Security shall issue
4 guidance implementing this section not later than 60 days
5 after the date of enactment of this Act.

6 (c) Notwithstanding section 553 of title 5, United
7 States Code, such guidance may be published on the inter-
8 net website of the Department of Homeland Security, and
9 shall be effective immediately upon such publication.

