

118TH CONGRESS
1ST SESSION

S. 1301

To provide highly-skilled nonimmigrant visas for nationals of the Republic of Korea, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 26, 2023

Ms. HIRONO (for herself, Mr. MULLIN, and Mr. OSSOFF) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To provide highly-skilled nonimmigrant visas for nationals of the Republic of Korea, 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 “Partner with Korea
5 Act”.

6 **SEC. 2. RECIPROCAL VISAS FOR NATIONALS OF SOUTH**
7 **KOREA.**

8 (a) IN GENERAL.—Section 101(a)(15)(E) of the Im-
9 migration and Nationality Act (8 U.S.C. 1101(a)(15)(E))
10 is amended—

1 (1) by striking “: (i) solely to carry” and insert-
2 ing the following: “—

3 “(i) solely to carry”;

4 (2) by striking “(ii) solely to develop” and in-
5 serting the following:

6 “(ii) solely to develop”;

7 (3) by striking “or (iii) solely to perform” and
8 inserting the following:

9 “(iii) solely to perform”; and

10 (4) by adding at the end the following: “or

11 “(iv) solely to perform services in a spe-
12 cialty occupation in the United States if the
13 alien is a national of the Republic of Korea and
14 with respect to whom the Secretary of Labor
15 certifies to the Secretary of Homeland Security
16 and the Secretary of State that the intending
17 employer has filed an attestation with the Sec-
18 retary of Labor in accordance with section
19 212(t)(1);”.

20 (b) ATTESTATION.—Section 212 of such Act (8
21 U.S.C. 1182), is amended—

22 (1) in subsection (t), as added by section
23 402(b)(2) of the United States-Chile Free Trade
24 Agreement Implementation Act (Public Law 108–
25 77; 117 Stat. 941)—

1 (A) by striking “section
2 101(a)(15)(H)(i)(b1) or section
3 101(a)(15)(E)(iii)” each place such phrase ap-
4 pears and inserting “subparagraph (E)(iii),
5 (E)(iv), or (H)(i)(b1) of section 101(a)(15)”;
6 and

7 (B) in clauses (i)(II), (ii)(II), and (iii)(II)
8 of paragraph (3)(C), by striking “section 204,
9 214(c), 101(a)(15)(H)(i)(b1), or
10 101(a)(15)(E)(iii)” each place it appears and
11 inserting “subparagraph (E)(iii), (E)(iv), or
12 (H)(1)(b1) of section 101(a)(15) or section 204
13 or 214(c)”; and

14 (2) by redesignating subsection (t), as added by
15 section 1(b)(2)(B) of Public Law 108–449 (118
16 Stat. 3470), as subsection (u).

17 (c) NUMERICAL LIMITATION.—Section 214(g) of
18 such Act (8 U.S.C. 1184(g)) is amended by adding at the
19 end the following:

20 “(12)(A) The Secretary of State may not approve
21 more than 15,000 initial applications submitted for aliens
22 described in section 101(a)(15)(E)(iv) in any fiscal year.

23 “(B) The numerical limitation under subparagraph
24 (A) shall only apply to principal aliens and shall not apply
25 to the spouses or children of such aliens.”.

1 (d) SPECIALTY OCCUPATION DEFINED.—Section
2 214(i)(1) of such Act (8 U.S.C. 1184(i)(1)) is amended
3 by striking “section 101(a)(15)(H)(i)(b), section
4 101(a)(15)(E)(iii), and paragraph (2),” and inserting
5 “paragraph (2) of this subsection and subparagraphs
6 (E)(iii), (E)(iv), and (H)(i)(b) of section 101(a)(15),”.

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