

118TH CONGRESS
2D SESSION

S. 4040

To establish a new nonimmigrant visa for mobile entertainment workers.

IN THE SENATE OF THE UNITED STATES

MARCH 21, 2024

Mr. TILLIS (for himself and Ms. KLOBUCHAR) introduced the following bill;
which was read twice and referred to the Committee on the Judiciary

A BILL

To establish a new nonimmigrant visa for mobile
entertainment workers.

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 TITLES.**

4 This Act may be cited as the “Restoring Industry De-
5 velopment in Entertainment Act” or the “RIDE Act”.

6 **SEC. 2. AUTHORIZATION OF NEW P-4 NONIMMIGRANT VISA.**

7 Section 101(a)(15)(P) of the Immigration and Na-
8 tionality Act (8 U.S.C. 1101(a)(15)(P)) is amended—

9 (1) in clause (iii)(II) by striking “or” at the
10 end; and

1 (2) by striking clause (iv) and inserting the fol-
2 lowing:

3 “(iv) is a mobile entertainment worker
4 described in section 214(c)(4)(I) and for
5 which mobile entertainment position the
6 Department of Labor has certified that
7 if—

8 “(I) there are not sufficient
9 workers who are able, willing, and
10 qualified, and who will be available at
11 the time and place needed, to perform
12 the labor or services required; and

13 “(II) the employment of the alien
14 in such labor or services will not ad-
15 versely affect the wages and working
16 conditions of workers in the United
17 States similarly employed; or

18 “(v) is the spouse or child of an alien
19 described in clause (i), (ii), (iii), or (iv) and
20 is accompanying, or following to join, such
21 alien.”.

22 **SEC. 3. MOBILE ENTERTAINMENT WORKERS.**

23 Section 214(c)(4) of the Immigration and Nationality
24 Act (8 U.S.C. 1184(c)(4)) is amended by adding at the
25 end the following:

1 “(I)(i) For purposes of section 101(a)(15)(P)(iv), an
2 alien is a mobile entertainment worker described in this
3 section if the alien seeks to enter the United States tempo-
4 rarily and solely for the purpose of performing functions
5 that are integral and essential to the operation of a mobile
6 entertainment provider, including—

7 “(I) transporting, assembly, operation, dis-
8 assembly, and maintenance of mobile entertainment
9 attractions, structures, and equipment, including
10 rides, games, novelties, and food or beverage conces-
11 sions; and

12 “(II) other functions that are common in the
13 mobile entertainment industry and are necessary for
14 the safe and efficient operation of the mobile enter-
15 tainment provider.

16 “(ii) In this subparagraph, the term ‘mobile enter-
17 tainment provider’ means—

18 “(I) a carnival or circus that travels around the
19 United States on a temporary or seasonal basis; or

20 “(II) a provider of services normally affiliated
21 with a carnival or circus, such as food and game
22 concessions, that travels aroundthe United States on
23 a seasonal or temporary basis to provide services
24 to—

1 “(aa) State, county, and local fairs and
2 festivals; or

3 “(bb) support events sponsored by not-for-
4 profit organizations for fundraising.”.

5 **SEC. 4. RULEMAKING.**

6 The Secretary of Homeland Security and the Sec-
7 retary of Labor shall each publish in the Federal Reg-
8 ister—

9 (1) not later than 180 days after the date of
10 the enactment of this Act, proposed rules imple-
11 menting the amendments made by sections 2 and 3;
12 and

13 (2) not later than 1 year after such date of en-
14 actment, final rules implementing the amendments
15 made by sections 2 and 3.

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