## The original documents are located in Box 53, folder "8/14/76 HR2941 Relief of Susan Rosemary Harwood" of the White House Records Office: Legislation Case Files at the Gerald R. Ford Presidential Library.

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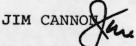
#### THE WHITE HOUSE

ACTION

WASHINGTON August 13, 1976 Last Day: August 21

MEMORANDUM FOR

THE PRESIDENT



H.R. 2941 - Relief of Susan Rosemary Harwood

8/16/76 FROM: SUBJECT: 8/16/76 Attached by Repres

Attached for your consideration is H.R. 2941, sponsored by Representative Johnson.

The enrolled bill would consider the beneficiary a returning resident alien. Although divorced from a U.S. citizen in 1969, she remained in the United States as a permanent resident alien until December, 1972, when she returned to England and renounced her resident alien status. She returned to the United States in August, 1974 as a nonimmigrant visitor and resides in Colorado with her two U.S. citizen children.

Additional information is provided in OMB's enrolled bill report at Tab A.

OMB, NSC, Max Friedersdorf, Counsel's Office (Lazarus) and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign H.R. 2941 at Tab B.



EXECUTIVE OFFICE OF THE PRESIDENT OFFICE OF MANAGEMENT AND BUDGET WASHINGTON, D.C. 20503

AUG 1 2 1976

#### MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 2941 - Relief of Susan Rosemary Harwood Sponsor - Rep. Johnson (R) Colorado

Last Day for Action

August 21, 1976 - Saturday

Purpose

To consider Susan Rosemary Harwood a returning resident alien at the time of her admission to the United States in 1974.

Agency Recommendations

Office of Management and Budget

Approval

Immigration and Naturalization Service Department of State Approval No objection

#### Discussion

Susan Rosemary Harwood is a 38-year-old native and citizen of England. She is divorced from a U.S. citizen and resides with her two U.S. citizen children in Aspen, Colorado. Although divorced in 1969, she remained in the U.S. as a permanent resident alien until December 1972, when she returned to England. At that time, she renounced her resident alien status in the U.S.

The beneficiary was last admitted to the U.S. on August 21, 1974 as a nonimmigrant visitor. She has remained for a longer period than permitted and deportation proceedings will be instituted





against her. H.R. 2941 would deem the beneficiary to have been a returning resident alien at the time of her admission to the United States on August 21, 1974.

James M. Frey Assistant Director for Legislative Reference

Enclosures

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# UNITED STATES DEPARTMENT OF JUSTICE

PLEASE ADDRESS REPLY TO

Washington 25, D.C.

1 1 AUG 1976

AND REFER TO THIS FILE NO.

A12 739 973

OFFICE OF THE COMMISSIONER

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No.H.R. 2941 ; Office of Management and Budget request dated <u>August 9, 1976</u>.

Beneficiary or Beneficiaries <u>Susan Rosemary Harwood</u>.

Pursuant to your request for the views of the Department of Justice on the subject bill, a review has been made of the facsimile of the bill, the relating Congressional Committee report or reports, and all pertinent information in the files of the Immigration and Naturalization Service

On the basis of this review the Immigration and Naturalization Service, on behalf of the Department of Justice:

**[x]** Recommends approval of the bill

Interposes no objection to approval of the bill

Sincerely,

Commissioner

CO Form 18 (REV. 1-17-72)



Washington, D.C. 20520

# AUG 1 1 1976

Dear Mr. Lynn:

Reference is made to Mr. Frey's communication of August 9, 1976, transmitting for comment enrolled bills, H.R. 2565, "For the relief of Luisa Marillac Hughes, Marco Antonio Hughes, Maria del Cisne Hughes, Maria Augusta Hughes, Miguel Vicente Hughes, Veronica del Rocio Hughes, and Ivan Hughes", H.R. 2940, "For the relief of Maria Sylvia Macias Elliott", and H.R. 2941, "For the relief of Susan Rosemary Harwood".

This Department has no objection to the enactment of these bills.

Sincerely yours,

any lands forker

 Kempton B. Jenkins Acting Assistant Secretary for Congressional Relations

The Honorable James T. Lynn, Director, Office of Management and Budget.



EXECUTIVE OFFICE OF THE PRESIDENT OFFICE OF MANAGEMENT AND BUDGET WASHINGTON, D.C. 20503

AUG 1 2 1976

#### MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 2941 - Relief of Susan Rosemary Harwood Sponsor - Rep. Johnson (R) Colorado

#### Last Day for Action

August 21, 1976 - Saturday

Purpose

To consider Susan Rosemary Harwood a returning resident alien at the time of her admission to the United States in 1974.

Agency Recommendations

Office of Management and Budget

Approval

Immigration and Naturalization Service Department of State Approval No objection

#### Discussion

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The beneficiary was last admitted to the U.S. on August 21, 1974 as a nonimmigrant visitor. She has remained for a longer period than permitted and deportation proceedings will be instituted

against her. H.R. 2941 would deem the beneficiary to have been a returning resident alien at the time of her admission to the United States on August 21, 1974.

James M. Frey Assistant Director for Legislative Reference

Enclosures

#### THE WHITE HOUSE

#### ACTION MEMORANDUM

WASHINGTON

LOG NO .:

200m

Date: August 12

Time: 700pm

cc (for information):

FOR ACTION: Dick Parsons of NSC/S M Max Friedersdorf Ken Lazarus

Anoust 13

Jack Marsh Jim Cavaaugh Ed Schmults

#### FROM THE STAFF SECRETARY

DUE: Date:

Time:

SUBJECT:

H.R. 2941-relief of Susan Rosemary Harwood

ACTION REQUESTED:

\_\_\_\_ For Necessary Action

\_\_ For Your Recommendations

\_\_\_\_\_ Prepare Agenda and Brief

\_\_\_ Draft Reply

\_\_\_\_ For Your Comments

\_\_\_\_ Draft Remarks

**REMARKS:** 

please return to judy johnston, ground floor west wing

#### PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the State Secretary immediately.

K. R. COLE, JR. For the President

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Date: August	12	۶.	Time:	700pm		• • •
FOR ACTION:	Dick Parsons NSC/S Max Friedersdor Ken Lazarus			nformation)	Jack Mars Jim Cavan Ed Schmul	augh
FROM THE ST	AFF SECRETARY					
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## PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please

James N. Cannon

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For Your Rec	ommendations
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If you have any questions or if you anticipate a delay in submitting the required material, please

James N. Cannon

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## PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please

James M. Cannon

## NATIONAL SECURITY COUNCIL 4618

August 13, 1976

MEMORANDUM FOR: JAMES M. CANNON FROM: Jeanne W. Dav

The NSC staff concurs with the proposed enrolled bill-H.R. 2941relief of Susan Rosemary Harwood. 94TH CONGRESS HOUSE OF REPRESENTATIVES REPORT 1st Session No. 94-579

#### SUSAN ROSEMARY HARWOOD

OCTOBER 28, 1975.—Committed to the Committee of the Whole House and ordered to be printed

> Mr. FISH, from the Committee on the Judiciary, submitted the following

#### REPORT

#### [To accompany H.R. 2941]

The Committee on the Judiciary, to whom was referred the bill (H.R. 2941), for the relief of Susan Rosemary Harwood, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

#### PURPOSE OF THE BILL

The purpose of this bill is to provide that Susan Rosemary Harwood be held and considered to be a returning resident alien under the provisions of section 101(a)(27(B) of the Immigration and Nationality Act.

#### GENERAL INFORMATION

The beneficiary of this bill is a 37-year-old native and citizen of Great Britain who was admitted to the United States for permanent residence in December 1962 as the wife of a United States citizen. Her two children are citizens of the United States by birth and reside with the beneficiary. In 1969 the beneficiary was divorced from her husband and in December 1971 returned to England to be with her family and abandoned her resident alien status.

The pertinent facts in this case are contained in letters from the Commissioner of Immigration and Naturalization, dated June 25 and July 15, 1975, to the Chairman of the Committee on the Judiciary, which read as follows:

> U.S. DEPARTMENT OF JUSTICE, IMMIGRATION AND NATURALIZATION SERVICE, Washington, D.C., June 25, 1975.

Re A12739973.

Hon. PETER W. RODINO, Jr., Chairman, Committee on the Judiciary, House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: In response to your request for a report relative to the bill (H.R. 2941) for the relief of Susan Rosemary Harwood,

57-007

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there is attached a memorandum of information concerning the beneficiary.

The bill would grant the beneficiary returning resident alien status at the time of her return to the United States on August 21, 1974. It would have the effect of esablishing her continuous lawful permanent residence since December 28, 1964.

The beneficiary, a native of England, is chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, Jr., Commissioner.

#### Enclosure.

#### MEMORANDUM OF INFORMATION FROM IMMIGRATION AND NATURALIZATION SERVICE FILES RE H.R. 2941

The beneficiary, Susan Rosemary Harwood, a native and citizen of England, was born June 8, 1938. She completed 16 years of schooling in Europe, and was employed as a secretary in England prior to her entry into the United States. She has two minor children who are natives and citizens of the United States. She is divorced from Charles Judson Harwood, a United States citizen, and resides with her children in Aspen, Colorado. The beneficiary is now unemployed but has a total income of \$870 per month. This consists of \$500 from her ex-father-in law, \$180 child support plus \$90 alimony from her ex-husband and \$100 from the sale of property. Her assets consist of a 1972 automobile and personal effects. Her parents are natives and citizens of England and reside there. Her only sibling is a permanent resident of the United States.

The beneficiary was first admitted to the United States on August 22, 1962 for permanent residence. She returned to England and on September 29, 1964 advised the American Embassy at London that she had abandoned her resident alien status in the United States. The beneficiary reentered the United States as a permanent resident on December 28, 1964. In an undated letter received at the Embassy of the United States, London, England on December 29, 1972, the beneficiary advised that as of December 1971 she was no longer a resident of the United States and was a resident of Great Britain.

The beneficiary was last admitted to the United States on August 21, 1974 as a nonimmigrant visitor and was authorized to remain until February 20, 1975. She remained thereafter without authorization, and deportation proceedings will be instituted on the ground that she has remained in the United States for a longer period than permitted.

#### U.S. DEPARTMENT OF JUSTICE, IMMIGRATION AND NATURALIZATION SERVICE, Washington, D.C., July 15, 1975.

Re A12 739 973.

Hon. PETER W. RODINO, Jr.,

Chairman, Committee on the Judiciary, House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: This is with further reference to H.R. 2941, a private immigration bill for the relief of Susan R. Harwood. The author's staff has requested that the information concerning the beneficiary's current stay in the United States be expanded.

As previously reported, Mrs. Harwood was last admitted on August 21, 1974 as a visitor until February 20, 1975. During November 1974 she applied for a replacement alien registration receipt card, which evidences permanent resident status. This application was denied on January 13, 1975 because she had abandoned her residence. She was advised that as an intended immigrant she was no longer considered a bona fide visitor, and was granted until February 20, 1975 to voluntarily depart the United States in lieu of the institution of deportation proceedings. On February 18, 1975 this voluntary departure date was extended to June 15, 1975 to permit Mrs. Harwood's children to complete the school year. Since she has not departed, deportation proceedings will be instituted on the ground that she has remained in the United States for a longer time than permitted.

Sincerely,

#### L. F. CHAPMAN, Jr., Commissioner.

Mr. Johnson of Colorado submitted the following letter in support of his bill:

Congress of the United States, Washington, D.C., September 18, 1975.

Hon. JOSHUA EILBERG,

Chairman, Subcommittee on Immigration, Citizenship and International Law, Committee on the Judiciary, U.S. House of Representatives, Washington, D.C.

DEAR CHAIRMAN EILBERG: I wish to submit the following statement in support of the bill, H.R. 2941, for the relief of Susan Rosemary Harwood.

As you know from the July 25, 1975 report of the Immigration and Naturalization Service, Mrs. Harwood is a citizen of England and is now residing in Aspen, Colorado with her two children who are citizens of the United States.

Mrs. Harwood came to the United States on December 29, 1964 as the wife of an American citizen. Although divorced from her husband in 1969, Mrs. Harwood remained in the United States with her two children as a permanent alien resident until December 1972, when she returned to England to be with her family. At that time, Mrs. Harwood informed the American Embassy in London that she wished to renounce her alien residency status. In June of 1974, Mrs. Harwood sent her children to visit their father in Nashville, Tennessee and followed them in August 1974 on a visitor's visa. At that time, Mrs. Harwood was under the impression that she could regain her permanent residency status with little or no trouble.

When she returned to the United States in August 1974, Mrs. Harwood had already been offered a job by one of the many hotels in the Aspen area. Of course, she was not able to take the job because of her immigration status. Since that time, although Mrs. Harwood has not been able to work and has carefully adhered to our laws in this matter, she has been offered several jobs in the Aspen area. I feel, as any prospective employer must, that Mrs. Harwood is capable of becoming a worthwhile member of the community of Aspen, as well as a contributing member of the business community. Mrs. Harwood wishes to do what is best for her children. She feels they can be better raised in the country of their birth, rather than England. She wishes them to grow up to be good citizens of the United States and feels this could be best done here.

When Mrs. Harwood renounced her permanent residency in 1972, she was not fully aware of the implications of her action. She was extremely upset at the time and thinking only of returning to her family for a while. Since her return to the United States in 1974, my office has worked very closely with the Immigration and Naturalization Service in Denver, in an effort to find some way Mrs. Harwood could remain in the country legally. However, Mrs. Harwood is not eligible for labor certification, although her children are American citizens they are minors, and her sister who resides in Boston is not an American citizen. The only alternative for Mrs. Harwood is a private bill.

I feel that Mrs. Harwood should be allowed to remain in the United States and raise her young children as Americans. As I stated before, she does not have a skill which may be certified by the Labor Department. However, she is an experienced secretary, which is in great demand in the Aspen area, and I doubt she would ever be anything but a hard working member of the community.

Thank you for your attention in this matter. If I can supply any further information concerning Mrs. Harwood, I trust you will contact me at your convenience.

Best regards.

Sincerely yours,

#### JAMES P. JOHNSON.

#### BUDGETARY INFORMATION

This legislation does not provide new budget authority and no estimate or comparison has been received from the Director of the Congressional Budget Office.

#### OVERSIGHT STATEMENT

The Committee exercises general 'oversight jurisdiction with respect to all immigration and nationality matters but no specific oversight is contemplated in this instance.

#### COMMITTEE RECOMMENDATION

Upon consideration of all the facts in this case, the Committee is of the opinion that H.R. 2941 should be enacted and accordingly recommend that the bill do pass. SENATE

Calendar No. 1032

No. 94-1098

# SUSAN ROSEMARY HARWOOD

August 4, 1976.—Ordered to be printed

Mr. EASTLAND, from the Committee on the Judiciary, submitted the following

## REPORT

#### [To accompany H.R. 2941]

The Committee on the Judiciary, to which was referred the bill (H.R. 2941), for the relief of Susan Rosemary Harwood, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

#### PURPOSE OF THE BILL

The purpose of the bill is to deem the beneficiary to have been a returning resident alien at the time of her last entry into the United States on August 21, 1974.

#### STATEMENT OF FACTS

The beneficiary of the bill is a 37-year-old native and citizen of England who last entered the United States on August 21, 1974 as a visitor. She is divorced from Charles Judson Harwood, a United States citizen, and resides in Aspen, Colorado with her two United States citizen children. The beneficiary was first admitted on August 22, 1962 for permanent residence. However, she returned to England and on December 29, 1964 advised the American Embassy at London that she had abandoned her resident alien status in the United States.

A letter, with attached memorandum, dated June 25, 1975 to the Chairman of the Committee on the Judiciary of the House of Representatives from the Commissioner of Immigration and Naturalization with reference to the bill reads as follows:

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94TH CONGRESS

2d Session

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U.S. DEPARTMENT OF JUSTICE. IMMIGRATION AND NATURALIZATION SERVICE, Washington, D.C., June 25, 1975.

#### Re A12739973.

#### Hon. PETER W. RODINO, Jr., Chairman, Committee on the Judiciary. House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: In response to your request for a report relative to the bill (H.R. 2941) for the relief of Susan Rosemary Harwood, there is attached a memorandum of information concerning the beneficiary.

The bill would grant the beneficiary returning resident alien status at the time of her return to the United States on August 21, 1974. It would have the effect of establishing her continuous lawful permanent residence since December 28, 1964.

The beneficiary, a native of England, is chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

#### L. F. CHAPMAN, Jr., Commissioner.

#### Enclosure.

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A letter dated July 15, 1975 to the chairman of the Committee on the Judiciary, House of Representatives, from the Commissioner of Immigration and Naturalization with reference to the bill reads as follows:

#### U.S. DEPARTMENT OF JUSTICE, IMMIGRATION AND NATURALIZATION SERVICE, Washington, D.C., July 15, 1975.

## Re A12 739 973.

Hon. PETER W. RODINO, Jr.,

Chairman, Committee on the Judiciary, House of Representatives. Washington, D.C.

DEAR MR. CHAIRMAN: This is with further reference to H.R. 2941, a private immigration bill for the relief of Susan R. Harwood.

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L. F. CHAPMAN, Jr., Commissioner.

Congressman James P. Johnson, the author of the bill, has submitted the following letter in support of the legislation :

> CONGRESS OF THE UNITED STATES, Washington, D.C., September 18, 1975.

Hon. JOSHUA ELLBERG, Chairman, Subcommittee on Immigration, Citizenship and Inter-national Law, Committee on the Judiciary, U.S. House of Representatives, Washington, D.C.

DEAR CHAIRMAN EILBERG: I wish to submit the following statement in support of the bill, H.R. 2941, for the relief of Susan Rosemary Harwood.

As you know from the July 25, 1975 report of the Immigration and Naturalization Service, Mrs. Harwood is a citizen of England and is now residing in Aspen. Colorado with her two children who are citizens of the United States.

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when she returned to England to be with her family. At that time, Mrs. Harwood informed the American Embassy in London that she wished to renounce her alien residency status. In June of 1974, Mrs. Harwood sent her children to visit their father in Nashville, Tennessee and followed them in August 1974 on a visitor's visa. At that time, Mrs. Harwood was under the impression that she could regain her permanent residency status with little or no trouble.

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Mrs. Harwood wishes to do what is best for her children. She feels they can be better raised in the country of their birth, rather than England. She wishes them to grow up to be good citizens of the United States and feels this could be best done here.

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I feel that Mrs. Harwood should be allowed to remain in the United States and raise her young children as Americans. As I stated before, she does not have a skill which may be certified by the Labor Department. However, she is an experienced secretary, which is in great demand in the Aspen area, and I doubt she would ever be anything but a hard working member of the community.

Thank you for your attention in this matter. If I can supply any further information concerning Mrs. Harwood, I trust you will contact me at your convenience.

Best regards,

Sincerely yours,

#### JAMES P. JOHNSON.

citizens of the United States.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H.R. 2941) should be enacted.

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# Rinety-fourth Congress of the United States of America

AT THE SECOND SESSION

Begun and held at the City of Washington on Monday, the nineteenth day of January, one thousand nine hundred and seventy-six

# An Act

For the relief of Susan Rosemary Harwood.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purposes of section 101(a) (27) (B) of the Immigration and Nationality Act, Susan Rosemary Harwood shall be held and considered to be a returning resident alien at the time of her admission to the United States on August 21, 1974.

Speaker of the House of Representatives.

Vice President of the United States and President of the Senate.