

119TH CONGRESS
2D SESSION

S. 5490

To designate Ukraine under section 244 of the Immigration and Nationality Act to provide certain nationals of Ukraine with continued eligibility for temporary protected status, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 23, 2026

Mr. BLUMENTHAL (for himself, Ms. MURKOWSKI, Mr. COONS, and Mr. CASIDY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To designate Ukraine under section 244 of the Immigration and Nationality Act to provide certain nationals of Ukraine with continued eligibility for temporary protected status, 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. DESIGNATION FOR PURPOSES OF GRANTING**

4 **UKRAINE TEMPORARY PROTECTED STATUS.**

5 (a) DESIGNATION.—

6 (1) IN GENERAL.—Upon the expiration, on Oc-
7 tober 19, 2026, of the designation of Ukraine for
8 purposes of temporary protected status under sec-

1 tion 244 of the Immigration and Nationality Act (8
2 U.S.C. 1254a), Ukraine shall be treated as if it has
3 been designated under subsection (b)(1)(C) of that
4 section, subject to the provisions of this Act.

5 (2) PERIOD OF DESIGNATION.—The period of
6 designation referred to in paragraph (1) shall begin
7 on October 20, 2026, and end on July 1, 2029.

8 (b) ALIENS ELIGIBLE.—As a result of the designa-
9 tion made under subsection (a), an alien who is a national
10 of Ukraine, or an alien having no nationality who last ha-
11 bitually resided in Ukraine, is deemed to satisfy the re-
12 quirements under paragraph (1) of section 244(c) of the
13 Immigration and Nationality Act (8 U.S.C. 1254a(c)),
14 subject to paragraph (3) of such section, if the alien—

15 (1) has continuously resided in the United
16 States since the date of the enactment of this Act;

17 (2) has been continuously physically present in
18 the United States since such date of enactment;

19 (3) is admissible as an immigrant, except as
20 otherwise provided in paragraph (2)(A) of such sec-
21 tion, and is not ineligible for temporary protected
22 status under paragraph (2)(B) of such section; and

23 (4) registers for temporary protected status in
24 such manner as the Secretary of Homeland Security
25 establishes.

1 (c) RETROACTIVE DESIGNATION.—If this Act is en-
2 acted after October 20, 2026—

3 (1) it shall apply retroactively to October 20,
4 2026; and

5 (2) an alien who is otherwise eligible for tem-
6 porary protected status under subsection (b) shall
7 not be considered to have accrued unlawful presence
8 in the United States.

9 (d) RECEIPT, PROCESSING, AND ADJUDICATION.—
10 The Secretary of Homeland Security shall—

11 (1) receive and process applications for tem-
12 porary protected status, and applications for employ-
13 ment authorization in connection with such status,
14 submitted by nationals of Ukraine and aliens having
15 no nationality who last habitually resided in
16 Ukraine; and

17 (2) not later than 90 days after the date on
18 which such application is received, complete the ad-
19 judication of such application.

20 (e) CONSENT TO TRAVEL ABROAD.—

21 (1) IN GENERAL.—The Secretary of Homeland
22 Security shall give prior consent to travel abroad, in
23 accordance with section 244(f)(3) of the Immigra-
24 tion and Nationality Act (8 U.S.C. 1254a(f)(3)), to
25 an alien who is granted temporary protected status

1 pursuant to the designation made under subsection
2 (a) if the alien establishes to the satisfaction of the
3 Secretary that emergency and extenuating cir-
4 cumstances beyond the control of the alien require
5 the alien to depart for a brief, temporary trip
6 abroad.

7 (2) TREATMENT UPON RETURN.—An alien re-
8 turning to the United States in accordance with an
9 authorization described in paragraph (1) shall be
10 treated as any other returning alien provided tem-
11 porary protected status under section 244 of the Im-
12 migration and Nationality Act (8 U.S.C. 1254a).

13 (f) SEVERABILITY.—If any provision of this Act or
14 the application of such provision to any person or cir-
15 cumstance is held to be unconstitutional, the remainder
16 of the provisions of this Act and the application of such
17 provision to any other person or circumstance shall not
18 be affected.

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