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APPROVED
AUG 14 1976

8/14/76

THE WHITE HOUSE
WASHINGTON

ACTION

Last Day: August 21

August 13, 1976

MEMORANDUM FOR THE PRESIDENT

FROM: JIM CANNON *Jm*

SUBJECT: H.R. 2565 - Relief of Luisa Marillac Hughes,
Marco Antonio Hughes, Maria del Cisne Hughes,
Maria Augusta Hughes, and Ivan Hughes

H.R. 5052 - Relief of Yolanda E. Vez

H.R. 6687 - Relief of Doo Hoon Park

→ H.R. 11076 - Relief of Ok Ja Choi

Attached for your consideration are four enrolled bills which would define the ten beneficiares as "children" for purposes of the Immigration and Nationality Act and permit them status as permanent residents of the U.S., thus facilitating their adoption by U.S. citizens.

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 bills.

RECOMMENDATION

That you sign H.R. 2565 at Tab B.

That you sign H.R. 5052 at Tab C.

That you sign H.R. 6687 at Tab D.

That you sign H.R. 11076 at Tab E.





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

AUG 13 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bills

- (1) H.R. 2565 - Relief of Luisa Marillac Hughes,
Marco Antonio Hughes, Maria del Cisne Hughes,
Maria Augusta Hughes, Miguel Vincente Hughes,
Veronica del Rocio Hughes, and Ivan Hughes
Sponsor - Rep. Charles Wilson (D) Texas
- (2) H. R. 5052 - Relief of Yolanda E. Vez
Sponsor - Rep. Matsunaga (D) Hawaii
- (3) H.R. 6687 - Relief of Doo Hoon Park
Sponsor - Rep. Frenzel (R) Minnesota
- (4) H.R. 11076 - Relief of Ok Ja Choi
Sponsor - Rep. Karth (D) Minnesota

Last Day for Action

August 21, 1976 - Saturday

Purpose

To facilitate the adoption of alien children by United States citizens.

Agency Recommendations

Office of Management and Budget

Approval

Immigration and Naturalization Service
Department of State

Approval
No objection

Discussion

The four enrolled bills would define the ten beneficiaries as "children" for purposes of the Immigration and Nationality Act (INA) and permit them status as permanent residents of the U.S., thus facilitating their adoption by U.S. citizens.

The INA provides an exception to the immigration waiting list for children who are adopted by U.S. citizens, if the children are 14 years of age or younger and if the natural parents are dead. If these requirements are not met, the children would have to go through the normal nonpreference immigrant procedures. It is impossible to predict when visas would actually be issued under the current numerical limitations on the nonpreference category. In addition, the INA provides that the adoptive parents may receive only two such exemptions from the non-preference immigrant procedures.

In all the cases involved here, the adopting parents either have already used their quota of two exemptions in adopting other alien children, or would exceed the limit of two by adopting the beneficiaries involved. The enrolled bills would waive this limit of two for the beneficiaries.

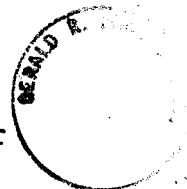
In the case of H.R. 5052 and H.R. 6678, the beneficiaries are over the age of 14 and thus would not be eligible for the preference category on that ground. The enrolled bills would waive the age limit in these cases.

In the case of H.R. 2565, H.R. 5052 and H.R. 6687, at least one parent of one of the beneficiaries is still alive and has consented to the adoption of their child. The enrolled bills would waive the restriction against such children being placed in the preference category.

The beneficiaries named in H.R. 2565 are all from Ecuador and are currently residing in the U.S. on visitors' visas with their adoptive parents. The enrolled bill would waive the requirement that they must leave the U.S. before they can be converted to a permanent resident status.

In all cases, the enrolled bills provide that the natural parents, brothers, or sisters of the beneficiaries shall not receive any right, privilege, or status under the INA by virtue of their relationship to the beneficiaries.

James M. Frey
Assistant Director for
Legislative Reference



Enclosures

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
Washington 25, D.C.

PLEASE ADDRESS REPLY TO

OFFICE OF THE COMMISSIONER

AND REFER TO THIS FILE NO.

11 AUG 1976

A21 219 282

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. H.R. 11076 ; Office of Management
and Budget request dated August 9, 1976.

Beneficiary or Beneficiaries Ok Ja Choi.

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:

- Recommends approval of the bill
- Interposes no objection to approval of the bill

Sincerely,


Commissioner



DEPARTMENT OF STATE

Washington, D.C. 20520

AUG 11 1976

Dear Mr. Lynn:

Reference is made to Mr. Frey's communication of August 9, 1976, transmitting for comment enrolled bill, H.R. 11076, "For the relief of Ok Ja Choi".

This Department has no objection to the enactment of this bill.

Sincerely yours,

A handwritten signature in cursive script that reads "Kempton B. Jenkins".

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 13 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bills

- (1) H.R. 2565 - Relief of Luisa Marillac Hughes,
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- (3) H.R. 6687 - Relief of Doo Hoon Park
Sponsor - Rep. Frenzel (R) Minnesota
- (4) H.R. 11076 - Relief of Ok Ja Choi
Sponsor - Rep. Karth (D) Minnesota

Last Day for Action

August 21, 1976 - Saturday

Purpose

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Approval

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Department of State

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No objection

Discussion

The four enrolled bills would define the ten beneficiaries as "children" for purposes of the Immigration and Nationality Act (INA) and permit them status as permanent residents of the U.S., thus facilitating their adoption by U.S. citizens.

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In all the cases involved here, the adopting parents either have already used their quota of two exemptions in adopting other alien children, or would exceed the limit of two by adopting the beneficiaries involved. The enrolled bills would waive this limit of two for the beneficiaries.

In the case of H.R. 5052 and H.R. 6678, the beneficiaries are over the age of 14 and thus would not be eligible for the preference category on that ground. The enrolled bills would waive the age limit in these cases.

In the case of H.R. 2565, H.R. 5052 and H.R. 6687, at least one parent of one of the beneficiaries is still alive and has consented to the adoption of their child. The enrolled bills would waive the restriction against such children being placed in the preference category.

The beneficiaries named in H.R. 2565 are all from Ecuador and are currently residing in the U.S. on visitors' visas with their adoptive parents. The enrolled bill would waive the requirement that they must leave the U.S. before they can be converted to a permanent resident status.

In all cases, the enrolled bills provide that the natural parents, brothers, or sisters of the beneficiaries shall not receive any right, privilege, or status under the INA by virtue of their relationship to the beneficiaries.

(Signed) James M. Frey

Assistant Director for
Legislative Reference



Enclosures

OK JA CHOI

JUNE 18, 1976.—Committed to the Committee on the Whole House and ordered to be printed

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

REPORT

[To accompany H.R. 11076]

The Committee on the Judiciary, to whom was referred the bill (H.R. 11076), for the relief of Ok Ja Choi, 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 facilitate the admission into the United States of the prospective adoptive child of citizens of the United States.

GENERAL INFORMATION

The beneficiary of this bill is a 1-year-old native and citizen of Korea who is coming to the United States for adoption by citizens of the United States who have completed the preadoption requirements in the state of Minnesota. The beneficiary is an abandoned child who is living with a foster family in Korea. The adoptive parents have no natural children but have two other adopted children.

The pertinent facts in this case are contained in a letter dated March 23, 1976 from the Commissioner of Immigration and Naturalization to the Chairman of the Committee on the Judiciary. That letter and accompanying memorandum read as follows:

UNITED STATES DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., March 23, 1976.

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. 11076) for the relief of Ok Ja Choi, there is attached a memorandum of information concerning the beneficiary.

The bill would provide that the beneficiary, who is to be adopted by United States citizens, may be classified as a child and be granted immediate relative status. The bill further provides that the provision of the Immigration and Nationality Act which limits the number of petitions that may be approved for adopted children shall not be applicable in this case. The bill also provides that the natural parents or brothers or sisters of the beneficiary shall not, by virtue of such relationship, be accorded any right, privilege or status under the Immigration and Nationality Act.

Absent enactment of the bill, the beneficiary, a native of Korea, would be chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

LEONARD F. CHAPMAN, JR.,
Commissioner.

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE H.R. 11076

Information concerning the case was obtained from Mr. and Mrs. Robert Ochs, the prospective adoptive parents of the beneficiary.

The beneficiary, Ok Ja Choi, was born on or about May 1, 1975 in Korea. Her parents are unknown. She was found abandoned and is presently in the custody of the Social Welfare Society, Inc., Seoul, Korea. Her name and date of birth were assigned by that agency. Catholic Social Service, St. Paul, Minnesota, is the agency which has been involved in placing the beneficiary. Their information, obtained through the agency in Korea, indicates that the beneficiary is presently living with a foster family in Taegoo, Korea, until such time as adoption arrangements can be completed.

Robert and Barbara Ochs, who are natives and citizens of the United States, were born on December 14, 1930 and November 18, 1945, respectively. They were married on April 18, 1969 and presently reside in White Bear Lake, Minnesota. Mr. Ochs is the manager of the Harry R. Ochs insurance agency of St. Paul, Minnesota and earns more than \$30,000 per annum. Mrs. Ochs is a housewife. They own a home valued at \$45,000 with a mortgage of \$21,000 and have personal property valued at \$4,000 and two automobiles valued at \$3,000.

Mr. and Mrs. Ochs are physically able to have children but prefer to adopt. They have filed two previous petitions, approved in 1970 and 1972, to accord their adopted daughter, Tcho Yeong Hi (Lisa), and adopted son, Pak Il Nam (Tom), immediate relative status for the issuance of immigrant visas.

A report from the Department of State, dated February 27, 1976, on this legislation reads as follows:

DEPARTMENT OF STATE,
Washington, D.C., February 27, 1976.

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

DEAR MR. CHAIRMAN: In reference to your request for a report concerning the case of Ok Ja Choi, beneficiary of H.R. 11076, 94th Congress, there is enclosed a memorandum of information concerning the beneficiary. This memorandum has been submitted by the American Embassy at Seoul, Korea where the beneficiary resides.

The bill would provide for the beneficiary's classification as a child and for the granting of immediate relative status upon approval of a petition filed by Mr. and Mrs. Robert F. Ochs, United States citizens. The bill would also provide that the natural parents or brothers and sisters of the beneficiary shall not by virtue of such relationship be accorded any right, privilege or status under the Immigration and Nationality Act. The bill would also waive the provisions of the Immigration and Nationality Act relating to the number of petitions which may be approved on behalf of orphans.

Sincerely,

ROBERT J. McCLOSKEY,
Assistant Secretary
for Congressional Relations.

Enclosure.

MEMORANDUM OF INFORMATION SUBMITTED BY THE AMERICAN
EMBASSY AT SEOUL, KOREA, CONCERNING H.R. 11076 FOR THE
RELIEF OF OK JA CHOI

The beneficiary, Ok Ja Choi, was born in Korea on May 1, 1975. On May 8, 1975, the new born child (two days to one week old) was found by the police abandoned on a hill in Pyungwha-dong, Kimchun City and was reported to City Hall officials who referred the case to the Social Welfare Society, Inc. On May 10, 1975 the Social Welfare Society placed the child with foster parents in Taegoo City where the beneficiary is currently being cared for.

The beneficiary's adoptive parents, Mr. and Mrs. Robert F. Ochs, of White Bear Lake, Minnesota, are already the parents of two other foreign children. Section 204(c) of the Immigration and Nationality Act provides that no more than two petitions may be approved for one petitioner on behalf of a child unless necessary to prevent the separation of brothers and sisters. Since the beneficiary would be the third child adopted by Mr. and Mrs. Ochs, Ok Ja Choi can qualify only as a nonpreference applicant with an October 10, 1975 priority date registration. Visa numbers are presently available to applicants with priority dates earlier than January 1, 1974.

The beneficiary underwent a medical examination on June 28, 1975 under the auspices of Social Welfare Society and was found to be in good health.

Mr. Karth submitted the following letters in support of his bill:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, D.C., May 14, 1976.

HON. JOSHUA EILBERG,
Chairman, Subcommittee on Immigration, Citizenship and International Law, House Judiciary Committee, Rayburn House Office Building, Washington, D.C.

DEAR MR. CHAIRMAN: This is in reference to my private bill H.R. 11076, for the relief of Ok Ja Choi.

I am pleased to support this legislation for several reasons. First, the provision of the Immigration and Nationality Act limiting the number of immediate relative petitions which may be approved for orphans prevents the issuance of such a petition for Ok Ja Choi, since her adoptive parents, Mr. and Mrs. Robert Ochs, previously adopted two other Korean orphans.

Ok Ja Choi would instead be placed in the nonpreference category with a priority date of October 10, 1975. At the present time there are no nonpreference visa numbers available for Korean natives; when they do become available they will go to those with priority dates earlier than January 1, 1974. Thus there is no telling when this infant would be able to obtain such a visa number.

Second, neither the Justice Department nor the State Department have raised any objections to the bill or found any derogatory information in the course of making their reports. Additionally, all pre-adoptive requirements for the State of Minnesota have been met. Both the Minnesota Welfare Department and the Catholic Social Service have approved the adoption.

Finally I would like to comment on Robert and Barbara Ochs. In the words of the Catholic Social Service social worker, "Mr. and Mrs. Ochs have already demonstrated that they are excellent adoptive parents and have all the good qualities needed in parenting." I can only add that the sooner Ok Ja Choi is permitted to join her new family, the better her chances will be to grow into a healthy, happy little girl.

Thank you for your kind consideration in this matter.

Sincerely,

JOSEPH E. KARTH,
Member of Congress.

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, D.C., April 2, 1976.

Re H.R. 11076, for the relief of Ok Ja Choi.

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

DEAR MR. CHAIRMAN: Thank you for your letter of March 24 advising that the Immigration and Naturalization Service report on H.R. 11076 has been received by your Committee.

I am pleased to enclose a copy of the report of the Minnesota Department of Public Welfare indicating that all state preadoption requirements have been met.

Please do let me know as soon as the bill is placed on the agenda for consideration by the Subcommittee on Immigration, Citizenship and International Law.

Sincerely,

JOSEPH E. KARTH,
Member of Congress.

Enclosures.

CATHOLIC SOCIAL SERVICE OF ST. PAUL,
St. Paul, Minn., March 29, 1976.

Re Ochs, Robert and Barbara; Choi, Ok Ja b. May 1, 1975.

HON. JOSEPH KARTH,
Congressman, Federal Courts Building,
St. Paul, Minn.

DEAR REPRESENTATIVE KARTH: Mr. and Mrs. Ochs have asked me to write to you. We wish to advise you that Catholic Social Service has completed the home study and update for the Korean child, Choi, Ok Ja, they hope to adopt. Department of Public Welfare has also approved and we enclose a copy of the Consent of the Commissioner.

This matter has been pending for a long time and we are happy that you expect passage of their bill in April.

Please call me at 222-3001 if any further information is needed.

Catholic Social Service definitely recommends this family. Mr. and Mrs. Ochs have already demonstrated that they are excellent adoptive parents and have all the good qualities needed in parenting.

Sincerely yours,

(Mrs.) EVE L. FURSETH,
Social Worker.

STATE OF MINNESOTA, DEPARTMENT OF PUBLIC WELFARE, DIVISION OF
SOCIAL SERVICES, CONSENT AND APPROVAL

In accordance with the authority granted by the provisions of Section 257.05, Minnesota Statutes 1953 as amended by Section I, Chapter 857, Laws of 1955; and pursuant to a request dated September 16, 1975; I, Gary Haselhuhn under authorization delegated to me by the Commissioner of Public Welfare do hereby give consent and approval for Catholic Social Service of St. Paul, 355 Washington Street, St. Paul, Minnesota to receive DPW #155384 Ok Ja Choi, a female child, born May 1, 1975 at Korea, into the State of Minnesota, for the purpose of placing such child in the home of Robert and Barbara Ochs at 2637 Riviera Court, White Bear Lake, Minn., County of Ramsey.

I am satisfied that: The home in which the child is to be placed meets the Commissioner's standards as a suitable adoptive home for this child.

COMMISSIONER OF PUBLIC WORKS,
By GARY HASELHUHN,
Director, Division of Social Services.

Witness my hand and seal this 16 day of September A.D., One Thousand Nine Hundred and Seventy-Five.

MARGARET HOLT, Notary Public.

My commission expires September 22, 1977.

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. 11076 should be enacted and accordingly recommends that the bill do pass.



Calendar No. 1048

94TH CONGRESS }
2d Session }

SENATE

{ REPORT
{ No. 94-1114

OK JA CHOI

August 4, 1976.—Ordered to be printed

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

REPORT

[To accompany H.R. 11076]

The Committee on the Judiciary, to which was referred the bill (H.R. 11076), for the relief of Ok Ja Choi, 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 facilitate the entry into the United States as an immediate relative the alien child to be adopted by United States citizens, notwithstanding the fact that the prospective adoptive parents have previously had the maximum number of petitions approved.

STATEMENT OF FACTS

The beneficiary of this bill is a 1-year-old native and citizen of Korea who is coming to the United States for adoption by citizens of the United States who have completed the preadoptive requirements in the state of Minnesota. The beneficiary is an abandoned child who is living with a foster family in Korea. The adoptive parents have no natural children but have other adopted children.

A letter, with attached memorandum, dated March 23, 1976 from the Commissioner of Immigration and Naturalization to the Chairman of the House Judiciary Committee with reference to the bill reads as follows:

UNITED STATES DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., March 23, 1976.

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. 11076) for the relief of Ok Ja Choi, there is attached a memorandum of information concerning the beneficiary.

The bill would provide that the beneficiary, who is to be adopted by United States citizens, may be classified as a child and be granted immediate relative status. The bill further provides that the provision of the Immigration and Nationality Act which limits the number of petitions that may be approved for adopted children shall not be applicable in this case. The bill also provides that the natural parents or brothers or sisters of the beneficiary shall not, by virtue of such relationship, be accorded any right, privilege or status under the Immigration and Nationality Act.

Absent enactment of the bill, the beneficiary, a native of Korea, would be chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

LEONARD F. CHAPMAN, JR.,
Commissioner.

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
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Information concerning the case was obtained from Mr. and Mrs. Robert Ochs, the prospective adoptive parents of the beneficiary.

The beneficiary, OK Ja Choi, was born on or about May 1, 1975 in Korea. Her parents are unknown. She was found abandoned and is presently in the custody of the Social Welfare Society, Inc., Seoul, Korea. Her name and date of birth were assigned by that agency. Catholic Social Service, St. Paul, Minnesota, is the agency which has been involved in placing the beneficiary. Their information, obtained through the agency in Korea, indicates that the beneficiary is presently living with a foster family in Taegoo, Korea, until such time as adoption arrangements can be completed.

Robert and Barbara Ochs, who are natives and citizens of the United States, were born on December 14, 1930 and November 18, 1945, respectively. They were married on April 18, 1969 and presently reside in White Bear Lake, Minnesota. Mr. Ochs is the manager of the Harry R. Ochs insurance agency of St. Paul, Minnesota and earns more than \$30,000 per annum. Mrs. Ochs is a housewife. They own a home valued at \$45,000 with a mortgage of \$21,000 and have personal property valued at \$4,000 and two automobiles valued at \$3,000.

Mr. and Mrs. Ochs are physically able to have children but prefer to adopt. They have filed two previous petitions, approved in 1970 and 1972, to accord their adopted daughter, Tcho Yeong Hi (Lisa), and adopted son, Pak Il Nam (Tom), immediate relative status for the issuance of immigrant visas.

A report from the Department of State, dated February 27, 1976, on this legislation reads as follows:

DEPARTMENT OF STATE,
Washington, D.C., February 27, 1976.

HON. PETER W. RODINO, JR.
*Chairman, Committee on the Judiciary, House of Representatives,
Washington, D.C.*

DEAR MR. CHAIRMAN: In reference to your request for a report concerning the case of Ok Ja Choi, beneficiary of H.R. 11076, 94th Congress, there is enclosed a memorandum of information concerning the beneficiary. This memorandum has been submitted by the American Embassy at Seoul, Korea where the beneficiary resides.

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Sincerely,

ROBERT J. McCLOSKEY,
*Assistant Secretary
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RELIEF OF OK JA CHOI

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The beneficiary's adoptive parents, Mr. and Mrs. Robert F. Ochs, of White Bear Lake, Minnesota, are already the parents of two other foreign children. Section 204(c) of the Immigration and Nationality Act provides that no more than two petitions may be approved for one petitioner on behalf of a child unless necessary to prevent the separation of brothers and sisters. Since the beneficiary would be the third child adopted by Mr. and Mrs. Ochs, Ok Ja Choi can qualify only as a nonpreference applicant with an October 10, 1975 pri-

ority date registration. Visa numbers are presently available to applicants with priority dates earlier than January 1, 1974.

The beneficiary underwent a medical examination on June 28, 1975 under the auspices of Social Welfare Society and was found to be in good health.

Congressman Joseph E. Karth, the author of the bill, submitted the following supporting information:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, D.C., May 14, 1976.

HON. JOSHUA EILBERG,
Chairman, Subcommittee on Immigration, Citizenship and International Law, House Judiciary Committee, Rayburn House Office Building, Washington, D.C.

DEAR MR. CHAIRMAN: This is in reference to my private bill H.R. 11076, for the relief of Ok Ja Choi.

I am pleased to support this legislation for several reasons. First, the provision of the Immigration and Nationality Act limiting the number of immediate relative petitions which may be approved for orphans prevents the issuance of such a petition for Ok Ja Choi, since her adoptive parents, Mr. and Mrs. Robert Ochs, previously adopted two other Korean orphans.

Ok Ja Choi would instead be placed in the nonpreference category with a priority date of October 10, 1975. At the present time there are no nonpreference visa numbers available for Korean natives; when they do become available they will go to those with priority dates earlier than January 1, 1974. Thus there is no telling when this infant would be able to obtain such a visa number.

Second, neither the Justice Department nor the State Department have raised any objections to the bill or found any derogatory information in the course of making their reports. Additionally, all pre-adoptive requirements for the State of Minnesota have been met. Both the Minnesota Welfare Department and the Catholic Social Service have approved the adoption.

Finally I would like to comment on Robert and Barbara Ochs. In the words of the Catholic Social Service social worker, "Mr. and Mrs. Ochs have already demonstrated that they are excellent adoptive parents and have all the good qualities needed in parenting." I can only add that the sooner Ok Ja Choi is permitted to join her new family, the better her chances will be to grow into a healthy, happy little girl.

Thank you for your kind consideration in this matter.

Sincerely,

JOSEPH E. KARTH,
Member of Congress.

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, D.C., April 2, 1976.

Re H.R. 11076, for the relief of Ok Ja Choi.

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

DEAR MR. CHAIRMAN: Thank you for your letter of March 24 advising that the Immigration and Naturalization Service report on H.R. 11076 has been received by your Committee.

I am pleased to enclose a copy of the report of the Minnesota Department of Public Welfare indicating that all state preadoption requirements have been met.

Please do let me know as soon as the bill is placed on the agenda for consideration by the Subcommittee on Immigration, Citizenship and International Law.

Sincerely,

JOSEPH E. KARTH,
Member of Congress.

Enclosures.

CATHOLIC SOCIAL SERVICE OF ST. PAUL,
St. Paul, Minn., March 29, 1976.

Re Ochs, Robert and Barbara; Choi, Ok Ja b. May 1, 1975.

HON. JOSEPH KARTH,
Congressman, Federal Courts Building, St. Paul, Minn.

DEAR REPRESENTATIVE KARTH: Mr. and Mrs. Ochs have asked me to write to you. We wish to advise you that Catholic Social Service has completed the home study and update for the Korean child, Choi, Ok Ja, they hope to adopt. Department of Public Welfare has also approved and we enclose a copy of the Consent of the Commissioner.

This matter has been pending for a long time and we are happy that you expect passage of their bill in April.

Please call me at 222-3001 if any further information is needed.

Catholic Social Service definitely recommends this family. Mr. and Mrs. Ochs have already demonstrated that they are excellent adoptive parents and have all the good qualities needed in parenting.

Sincerely yours,

(Mrs.) EVE L. FURSETH,
Social Worker.

STATE OF MINNESOTA, DEPARTMENT OF PUBLIC WELFARE, DIVISION OF
SOCIAL SERVICES, CONSENT AND APPROVAL

In accordance with the authority granted by the provisions of Section 257.05, Minnesota Statutes 1953 as amended by Section I, Chapter

857, Laws of 1955; and pursuant to a request dated September 16, 1975; I, Gary Haselhuhn under authorization delegated to me by the Commissioner of Public Welfare do hereby give consent and approval for Catholic Social Service of St. Paul, 355 Washington Street, St. Paul, Minnesota to receive DPW #155384 Ok Ja Chol, a female child, born May 1, 1975 at Korea, into the State of Minnesota, for the purpose of placing such child in the home of Robert and Barbara Ochs at 2637 Riviera Court, White Bear Lake, Minn., County of Ramsey.

I am satisfied that: The home in which the child is to be placed meets the Commissioner's standards as a suitable adoptive home for this child.

COMMISSIONER OF PUBLIC WORKS,
By GARY HASELHUHN,
Director, Division of Social Services.

Witness my hand and seal this 16 day of September A.D., One Thousand Nine Hundred and Seventy-Five.

MARGARET HOLT, *Notary Public.*

My commission expires September 22, 1977.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H.R. 11076) should be enacted.



Ninety-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 Ok Ja Choi.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in the administration of the Immigration and Nationality Act, Ok Ja Choi may be classified as a child within the meaning of section 101(b)(1)(F) of the Act, upon approval of a petition filed in her behalf by Mr. and Mrs. Robert Ochs, citizens of the United States, pursuant to section 204 of the Act. Section 204(c) of the Immigration and Nationality Act, relating to the number of petitions which may be approved, shall be inapplicable in this case. The natural parents or brothers or sisters of Ok Ja Choi shall not, by virtue of such relationship, be accorded any right, privilege, or status under the Immigration and Nationality Act.

Speaker of the House of Representatives.

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