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8 10/14/76

APPROVED

NOV 14 1976

THE WHITE HOUSE

ACTION

WASHINGTON

Last Day: October 18

October 12, 1976

Postcard 10/15
To ARCHIVES
10/15

MEMORANDUM FOR THE PRESIDENT
FROM: JIM CANNON *[Signature]*
SUBJECT: H.R. 11809 - Relief of Ljudevit Previc

Attached for your consideration is H.R. 11809, sponsored by Representative Rogers.

The enrolled bill would grant citizenship to an elderly Hungarian permanent resident who is unable to pass the English proficiency requirement for naturalization.

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

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

RECOMMENDATION

That you sign H.R. 11809 at Tab B.





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

OCT 7 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 11809 - Relief of
Ljudevit Previc
Sponsor - Rep. Rogers (D) Florida

Last Day for Action

October 18, 1976 - Monday

Purpose

To grant citizenship to an elderly permanent resident alien of the United States who is unable to pass the English proficiency requirement for naturalization.

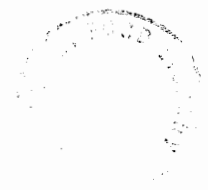
Agency Recommendations

Office of Management and Budget	Approval
Immigration and Naturalization Service	Approval
Department of State	No objection

Discussion

The beneficiary is a 94-year-old Hungarian who was admitted to the United States in 1958 as a permanent resident. He was accompanied to the United States by his wife and son who are now naturalized U.S. citizens. Mr. Previc is confined to a nursing home in Ft. Lauderdale, Florida and suffers from heart disease, complicated by a chronic urinary infection. He is supported by his son and daughter-in-law.

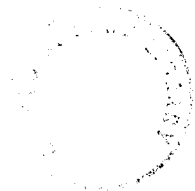
Mr. Previc applied for naturalization in 1963, but was refused citizenship because he could not meet the English language requirements of the Immigration and Nationality Act (INA).



H.R. 11809 would waive the English language proficiency requirements of the INA in behalf of Mr. Previc and, therefore, make him immediately eligible for U.S. citizenship.

James M. Frey
Assistant Director for
Legislative Reference

Enclosures





DEPARTMENT OF STATE

Washington, D.C. 20520

OCT 5 1976

Dear Mr. Lynn:

Reference is made to Mr. Frey's communication of October 4, 1976, transmitting for comment enrolled bill, H.R. 11809, "For the relief of Ljudevit Previc".

This Department's files contain no information identifiable with the above cited bill, and in the absence of any derogatory information, this Department has no objection to the enactment of this bill.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Kempton B. Jenkins".

Kempton B. Jenkins
Acting Assistant Secretary
for Congressional Relations

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

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.

5 OCT 1976

ALL 458 272

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. H. R. 11809 ; Office of Management
and Budget request dated October 4, 1976

Beneficiary or Beneficiaries Ljudevit Previc

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,

James F. Greene
Acting Commissioner

Date: October 7

Time: 600pm

FOR ACTION:

NSC/S *oh*
Max Friedersdorf *mf*
Bobbie Kilberg *ok*
Dick Parsons *dp*

cc (for information):

Jack Marsh
Jim Connor
Ed Schmults
Art Quern

FROM THE STAFF SECRETARY

DUE: Date: October 11

Time: 500pm

SUBJECT:

H.R. 11809-Relief of Ljudevit Previc

ACTION REQUESTED:

 For Necessary Action For Your Recommendations Prepare Agenda and Brief Draft Reply

X

 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 Staff Secretary immediately.

K. R. COLE, JR.
For the President

ACTION MEMORANDUM

Date: October 7

Time: 600pm

FOR ACTION: NSC/S
 Max Friedersdorf
 Bobbie Kilberg
 Dick Parsons

cc (for information): Jack Marsh
 Jim Connor
 Ed Schmults
 Art Quern

FROM THE STAFF SECRETARY

DUE: Date: October 11

Time: 500pm

SUBJECT:

H.R. 11809-Relief of Ljudevit Previc

ACTION REQUESTED:

 For Necessary Action For Your Recommendations Prepare Agenda and Brief Draft Reply

x

 For Your Comments Draft Remarks

REMARKS:

please return to judy johnston, ground floor west wing

approve Reply 10/8/76

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 Staff Secretary immediately.

James M. Cannon
 For the President

THE WHITE HOUSE

9

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: October 7

Time: 600pm

FOR ACTION: NSC/S
Max Friedersdorf
Bobbie Kilberg
Dick Parsons

cc (for information): Jack Marsh
Jim Connor
Ed Schmults
Art Quern

FROM THE STAFF SECRETARY

DUE: Date: October 11

Time: 500pm

SUBJECT:

H.R. 11809-Relief of Ljudevit Previc

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

x

For Your Comments

Draft Remarks

REMARKS:

Approved. RQ

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 Staff Secretary immediately.

James M. Cannon
For the President

THE WHITE HOUSE

WASHINGTON

October 11, 1976

MEMORANDUM FOR:

Cannon
JIM ~~CAVANAUGH~~

FROM:

MAX L. FRIEDERSDORF *M. L.*

SUBJECT:


H.R. 11809-Relief of Ljudevit Previc

The Office of Legislative Affairs concurs with the agencies that the Relief of Ljudevit Previc should be signed.

Attachments

NATIONAL SECURITY COUNCIL

October 12, 1976

MEMORANDUM FOR: JAMES M. CANNON
FROM: Jeanne W. Davis 
SUBJECT: H. R. 11809

The NSC Staff concurs in the proposed enrolled bill H. R. 11809 -
Relief of Ljudevit Previc.

LJUDEVIT PREVIC

SEPTEMBER 15, 1976.—Committed to the Committee of the Whole House and
ordered to be printed

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

REPORT

[To accompany H.R. 11809]

The Committee on the Judiciary, to whom was referred the bill (H.R. 11809) for the relief of Ljudevit Previc, having considered the same, report favorably thereon with amendment and recommend that the bill as amended do pass.

The amendment is as follows:

On page 1, lines 3 and 4, strike out the word "Naturalization" and insert in lieu thereof the word "Nationality".

PURPOSE OF THE BILL

The purpose of this bill, as amended, is to waive the English language requirements of the Immigration and Nationality Act in behalf of Ljudevit Previc. The amendment is technical in nature.

GENERAL INFORMATION

The beneficiary of this bill is a 94-year-old native and citizen of Hungary who was admitted to the United States for permanent residence, accompanied by this wife and son who are now citizens of the United States. The beneficiary has been unable to obtain United States citizenship because of his inability to meet the English language requirements of the law.

The pertinent facts in this case are contained in a letter dated July 2, 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:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., July 2, 1976.

A-11458272

HON. PETER W. RODINO, Jr.,
Chairman, Committee on the Judiciary,
Washington, D.C.

DEAR MR. CHAIRMAN: In response to your request for a report concerning the bill (H.R. 11809) for relief of Ljudevit Previc, there is attached a memorandum of information concerning the beneficiary.

The bill provides that Section 312(1) of the Immigration and Naturalization Act shall be inapplicable in the case of the beneficiary. The bill is apparently intended to waive the naturalization requirement of an ability to read, write, and speak the English language as provided in Section 312(1) of the Immigration and Nationality Act.

The Committee may wish to change "Naturalization" in line 3 to "Nationality".

Sincerely,

L. F. CHAPMAN, *Commissioner.*

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND NATURALIZATION
SERVICE FILES RE H.R. 11809

Information concerning this case was obtained from Fedor Previc, who is the son of the beneficiary, Ljudevit Previc.

The beneficiary is a native and citizen of Hungary and was born August 26, 1882. He entered the United States at New York City as an immigrant on January 24, 1958, accompanied by his wife, Stefa Previc. She is a native of Yugoslavia and now a naturalized United States citizen.

Mr. and Mrs. Previc were married in Zagreb, Yugoslavia, on January 15, 1911. They have one child, Fedor Previc, the interested party in this case.

The beneficiary has remained in the United States continuously since his arrival in 1958. He resided in Fleischmanns, New York until 1966 and spent the next six years in New York City. Since 1972 he has been confined to nursing homes, first in Atlantic City, New Jersey, and since December 1973, in Fort Lauderdale, Florida. He suffers from heart disease, complicated by a chronic urinary infection.

The beneficiary has never been employed in the United States and has no property of any value. He depends almost entirely on his son for financial support, although he does receive a small income from Social Security and certain benefits from Medicare and Medicaid programs.

The interested party, Fedor Previc, a naturalized United States citizen, was born in Yugoslavia on September 28, 1911. He accompanied the beneficiary to the United States in 1958 and now resides

with his wife, Elisabeth Goldberger Previc, in Boca Raton, Florida. She is employed as the manager of a small store, where he also works on a part-time basis. Together they earn approximately \$12,000 annually. They own outright a \$50,000 home and have about \$25,000 in stocks and bonds. They have no children.

The beneficiary applied for naturalization at Albany, New York, on December 5, 1963, and was refused because he could not read and write English.

STATEMENT OF HON. PAUL G. ROGERS, IN SUPPORT OF H.R. 11809, PRIVATE
LEGISLATION FOR THE RELIEF OF LJUDEVIT PREVIC

I appreciate this opportunity to address the committee in support of my bill, H.R. 11809, private legislation for the relief of Ljudevit Previc, which I introduced by request on February 9, 1976. I was pleased that the House Subcommittee on Immigration, Citizenship and International Law has favorably reported this legislation.

As you know, I introduced this legislation on behalf of my constituent, Mr. Ljudevit Previc of Boca Raton, Fla. because he strongly desires to become an American citizen. He is now 95 years old, Mr. Chairman, and his last wish is to become an American citizen.

His wife, son, and daughter-in-law all became U.S. citizens on April 13, 1964. Mr. Ljudevit Previc, however, was not allowed to take the oath because of his inability to pass the literacy requirements set forth in the Immigration and Naturalization Act.

On January 15, 1976, the Previc's celebrated their 65th wedding anniversary. Mrs. Fedor Previc, his daughter-in-law, believes that there would be no better way to celebrate this occasion, however belatedly, than to have Mr. Previc become an American citizen.

As the memorandum of information from the Immigration and Naturalization Service indicated, Mr. Previc's health is failing and he is currently in a nursing home in Ft. Lauderdale, Fla.

Mr. Previc is a native and citizen of Hungary and was born on August 26, 1882. He arrived with his family in the United States in 1958. At that time the entire family applied for citizenship and it was granted to all, save for Mr. Ljudevit Previc himself.

Mr. Chairman, as you know relief legislation for persons such as Mr. Previc has been pending in the U.S. Congress for some time. Legislation which would amend the Immigration and Naturalization Act to waive the literacy requirements for persons over 50 years of age, who have been living in the United States for a specified period of time has already passed the House on four occasions. I would urge that the committee act to waive this requirement in this instance, until such time as public legislation may be reconsidered.

Thank you once again for this opportunity to speak on behalf of this legislation.

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 RECOMMENDATIONS

Upon consideration of all the facts in this case, the committee is of the opinion that H.R. 11809, amended, should be enacted and accordingly recommends that the bill do pass.



Faint, illegible text, likely bleed-through from the reverse side of the page.

H. R. 11809

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 Ljudevit Previc.

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 the provisions of section 312(1) of that Act shall be inapplicable in the case of Ljudevit Previc.

Speaker of the House of Representatives.

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