

111TH CONGRESS  
2D SESSION

# H. R. 6080

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IN THE SENATE OF THE UNITED STATES

AUGUST 12, 2010

Received

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## AN ACT

Making emergency supplemental appropriations for border security for the fiscal year ending September 30, 2010, 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,*

1 That the following sums are appropriated, out of any  
2 money in the Treasury not otherwise appropriated, for the  
3 fiscal year ending September 30, 2010, and for other pur-  
4 poses, namely:

5 TITLE I

6 DEPARTMENT OF HOMELAND SECURITY

7 U.S. CUSTOMS AND BORDER PROTECTION

8 SALARIES AND EXPENSES

9 For an additional amount for “Salaries and Ex-  
10 penses”, \$253,900,000, to remain available until Sep-  
11 tember 30, 2011, of which \$39,000,000 shall be for costs  
12 to maintain U.S. Customs and Border Protection Officer  
13 staffing on the Southwest Border of the United States,  
14 \$29,000,000 shall be for hiring additional U.S. Customs  
15 and Border Protection Officers for deployment at ports  
16 of entry on the Southwest Border of the United States,  
17 \$175,900,000 shall be for hiring additional Border Patrol  
18 agents for deployment to the Southwest Border of the  
19 United States, and \$10,000,000 shall be to support integ-  
20 rity and background investigation programs.

21 BORDER SECURITY FENCING, INFRASTRUCTURE, AND

22 TECHNOLOGY

23 For an additional amount for “Border Security Fenc-  
24 ing, Infrastructure, and Technology”, \$14,000,000, to re-  
25 main available until September 30, 2011, for costs of de-

1 signing, building, and deploying tactical communications  
2 for support of enforcement activities on the Southwest  
3 Border of the United States.

4 AIR AND MARINE INTERDICTION, OPERATIONS,  
5 MAINTENANCE, AND PROCUREMENT

6 For an additional amount for “Air and Marine Inter-  
7 diction, Operations, Maintenance, and Procurement”,  
8 \$32,000,000, to remain available until September 30,  
9 2012, for costs of acquisition and deployment of un-  
10 manned aircraft systems.

11 CONSTRUCTION AND FACILITIES MANAGEMENT

12 For an additional amount for “Construction and Fa-  
13 cilities Management”, \$6,000,000, to remain available  
14 until September 30, 2011, for costs to construct up to 2  
15 forward operating bases for use by the Border Patrol to  
16 carry out enforcement activities on the Southwest Border  
17 of the United States.

18 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

19 SALARIES AND EXPENSES

20 For an additional amount for “Salaries and Ex-  
21 penses”, \$80,000,000, to remain available until September  
22 30, 2011, of which \$30,000,000 shall be for law enforce-  
23 ment activities targeted at reducing the threat of violence  
24 along the Southwest Border of the United States, and

1 \$50,000,000 shall be for hiring of additional agents, inves-  
2 tigators, intelligence analysts, and support personnel.

3 FEDERAL LAW ENFORCEMENT TRAINING CENTER

4 SALARIES AND EXPENSES

5 For an additional amount for “Salaries and Ex-  
6 penses”, \$8,100,000, to remain available until September  
7 30, 2011, for costs to provide basic training for new U.S.  
8 Customs and Border Protection Officers, Border Patrol  
9 agents, and U.S. Immigration and Customs Enforcement  
10 personnel.

11 GENERAL PROVISIONS

12 (RESCISSIONS)

13 SEC. 101. From unobligated balances made available  
14 to U.S. Customs and Border Protection “Border Security  
15 Fencing, Infrastructure, and Technology”, \$100,000,000  
16 are rescinded: *Provided*, That section 401 shall not apply  
17 to the amount in this section.

18 TITLE II

19 DEPARTMENT OF JUSTICE

20 SEC. 201. For an additional amount for the Depart-  
21 ment of Justice for necessary expenses for increased law  
22 enforcement activities related to Southwest border en-  
23 forcement, \$196,000,000, to remain available until Sep-  
24 tember 30, 2011: *Provided*, That funds shall be distrib-

1 uted to the following accounts and in the following speci-  
2 fied amounts:

3 (1) “Administrative Review and Appeals”,  
4 \$2,118,000.

5 (2) “Detention Trustee”, \$7,000,000.

6 (3) “Legal Activities, Salaries and Expenses,  
7 General Legal Activities”, \$3,862,000.

8 (4) “Legal Activities, Salaries and Expenses,  
9 United States Attorneys”, \$9,198,000.

10 (5) “United States Marshals Service, Salaries  
11 and Expenses”, \$29,651,000.

12 (6) “United States Marshals Service, Construc-  
13 tion”, \$8,000,000.

14 (7) “Interagency Law Enforcement, Inter-  
15 agency Crime and Drug Enforcement”,  
16 \$21,000,000.

17 (8) “Federal Bureau of Investigation, Salaries  
18 and Expenses”, \$24,000,000.

19 (9) “Drug Enforcement Administration, Sala-  
20 ries and Expenses”, \$33,671,000.

21 (10) “Bureau of Alcohol, Tobacco, Firearms  
22 and Explosives, Salaries and Expenses”,  
23 \$37,500,000.

24 (11) “Federal Prison System, Salaries and Ex-  
25 penses”, \$20,000,000.

1 TITLE III  
2 THE JUDICIARY  
3 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER  
4 JUDICIAL SERVICES  
5 SALARIES AND EXPENSES

6 For an additional amount for “Salaries and Ex-  
7 penses”, \$10,000,000, to remain available until September  
8 30, 2011: Provided, That notwithstanding section 302 of  
9 division C of Public Law 111–117, funding shall be avail-  
10 able for transfer between Judiciary accounts to meet in-  
11 creased workload requirements resulting from immigration  
12 and other law enforcement initiatives.

13 TITLE IV  
14 GENERAL PROVISIONS

15 SEC. 401. Each amount appropriated or otherwise  
16 made available under this Act is designated as an emer-  
17 gency requirement and necessary to meet emergency needs  
18 pursuant to sections 403(a) and 423(b) of S. Con. Res.  
19 13 (111th Congress), the concurrent resolution on the  
20 budget for fiscal year 2010.

21 SEC. 402. (a) Notwithstanding any other provision  
22 of this Act or any other provision of law, during the period  
23 beginning on the date of the enactment of this Act and  
24 ending on September 30, 2014, the filing fee and fraud  
25 prevention and detection fee required to be submitted with

1 an application for admission as a nonimmigrant under sec-  
2 tion 101(a)(15)(L) of the Immigration and Nationality  
3 Act (8 U.S.C. 1101(a)(15)(L)) shall be increased by  
4 \$2,250 for applicants that employ 50 or more employees  
5 in the United States if more than 50 percent of the appli-  
6 cant's employees are nonimmigrants admitted pursuant to  
7 section 101(a)(15)(H)(i)(b) of such Act or section  
8 101(a)(15)(L) of such Act.

9 (b) Notwithstanding any other provision of this Act  
10 or any other provision of law, during the period beginning  
11 on the date of the enactment of this Act and ending on  
12 September 30, 2014, the filing fee and fraud prevention  
13 and detection fee required to be submitted with an applica-  
14 tion for admission as a nonimmigrant under section  
15 101(a)(15)(H)(i)(b) of the Immigration and Nationality  
16 Act (8 U.S.C. 1101(a)(15)(H)(i)(b)) shall be increased by  
17 \$2,000 for applicants that employ 50 or more employees  
18 in the United States if more than 50 percent of the appli-  
19 cant's employees are such nonimmigrants or non-  
20 immigrants described in section 101(a)(15)(L) of such  
21 Act.

22 (c) During the period beginning on the date of the  
23 enactment of this Act and ending on September 30, 2014,  
24 all amounts collected pursuant to the fee increases author-

1 ized under this section shall be deposited in the General  
2 Fund of the Treasury.

Passed the House of Representatives August 10,  
2010.

Attest: LORRAINE C. MILLER,  
*Clerk.*