

105TH CONGRESS
2D SESSION

H. R. 3679

To authorize additional appropriations for personnel and technology for the United States Customs Service and the Immigration and Naturalization Service, which have joint responsibility at ports of entry, in order to increase inspection and enforcement at ports of entry and to expedite and facilitate the flow of legal commercial and passenger traffic at United States borders and interior checkpoints.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 1998

Mr. REYES (for himself and Mr. GEPHARDT) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To authorize additional appropriations for personnel and technology for the United States Customs Service and the Immigration and Naturalization Service, which have joint responsibility at ports of entry, in order to increase inspection and enforcement at ports of entry and to expedite and facilitate the flow of legal commercial and passenger traffic at United States borders and interior checkpoints.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AUTHORIZATIONS OF APPROPRIATIONS FOR**
2 **UNITED STATES CUSTOMS SERVICE AND IM-**
3 **MIGRATION AND NATURALIZATION SERVICE.**

4 (a) IN GENERAL.—

5 (1) CUSTOMS SERVICE.—In order to enhance
6 border investigative resources on the Southwest bor-
7 der, enhance investigative resources for
8 anticorruption efforts, intensify efforts against drug
9 smuggling and money-laundering organizations,
10 process cargo, reduce commercial and passenger
11 traffic waiting times, and open all primary lanes
12 during peak hours at certain ports on the Southwest
13 and Northern borders, in addition to any other
14 amount appropriated, there are authorized to be ap-
15 propriated for salaries, expenses, and equipment for
16 the United States Customs Service for purposes of
17 carrying out this section—

18 (A) \$161,248,584 for fiscal year 1999;

19 (B) \$185,751,328 for fiscal year 2000; and

20 (C) such sums as may be necessary in each
21 fiscal year thereafter.

22 (2) INS.—In order to enhance enforcement and
23 inspection resources on the Southwest land border of
24 the United States, enhance investigative resources
25 for anticorruption efforts and efforts against drug
26 smuggling and money-laundering organizations,

1 process cargo, reduce commercial and passenger
2 traffic waiting times, and open all primary lanes
3 during peak hours at major land border ports of
4 entry on the Southwest and Northern land borders
5 of the United States, in addition to any other
6 amounts appropriated, there are authorized to be
7 appropriated for salaries, expenses, and equipment
8 for the Immigration and Naturalization Service for
9 purposes of carrying out this section—

10 (A) \$113,604,000 for fiscal year 1999;

11 (B) \$121,064,000 for fiscal year 2000; and

12 (C) such sums as may be necessary in each

13 fiscal year thereafter.

14 (b) FISCAL YEAR 1999.—

15 (1) CUSTOMS SERVICE.—Of the amounts au-
16 thorized to be appropriated under subsection
17 (a)(1)(A) for fiscal year 1999 for the United States
18 Customs Service, \$48,404,000 shall be available
19 until expended for acquisition and other expenses as-
20 sociated with implementation and full deployment of
21 narcotics enforcement and cargo processing tech-
22 nology along the Southwest border, including—

23 (A) \$6,000,000 for 8 Vehicle and Con-
24 tainer Inspection Systems (VACIS);

1 (B) \$11,000,000 for 5 mobile truck x-rays
2 with transmission and backscatter imaging;

3 (C) \$12,000,000 for the upgrade of 8
4 fixed-site truck x-rays from the present energy
5 level of 450,000 electron volts to 1,000,000
6 electron volts (1-MeV);

7 (D) \$7,200,000 for 8 1-MeV pallet x-rays;

8 (E) \$1,000,000 for 200 portable contra-
9 band detectors (busters) to be distributed
10 among ports where the current allocations are
11 inadequate;

12 (F) \$600,000 for 50 contraband detection
13 kits to be distributed among all Southwest bor-
14 der ports based on traffic volume;

15 (G) \$500,000 for 25 ultrasonic container
16 inspection units to be distributed among all
17 ports receiving liquid-filled cargo and to ports
18 with a hazardous material inspection facility;

19 (H) \$2,450,000 for 7 automated targeting
20 systems;

21 (I) \$360,000 for 30 rapid tire deflator sys-
22 tems to be distributed to those ports where port
23 runners are a threat;

1 (J) \$480,000 for 20 Portable Treasury
2 Enforcement Communications System (TECS)
3 terminals to be moved among ports as needed;

4 (K) \$1,000,000 for 20 remote watch sur-
5 veillance camera systems at ports where there
6 are suspicious activities at loading docks, vehi-
7 cle queues, secondary inspection lanes, or areas
8 where visual surveillance or observation is ob-
9 scured;

10 (L) \$1,254,000 for 57 weigh-in-motion
11 sensors to be distributed among the ports with
12 the greatest volume of outbound traffic;

13 (M) \$180,000 for 36 AM radio “Welcome
14 to the United States” stations, with 1 station to
15 be located at each border crossing;

16 (N) \$1,040,000 for 260 inbound vehicle
17 counters to be installed at every inbound vehicle
18 lane;

19 (O) \$950,000 for 38 spotter camera sys-
20 tems to counter the surveillance of Customs in-
21 spection activities by persons outside the bound-
22 aries of ports where such surveillance activities
23 are occurring;

1 (P) \$390,000 for 60 inbound commercial
2 truck transponders to be distributed to all ports
3 of entry;

4 (Q) \$1,600,000 for 40 narcotics vapor and
5 particle detectors to be distributed to each bor-
6 der crossing; and

7 (R) \$400,000 for license plate reader auto-
8 matic targeting software to be installed at each
9 port to target inbound vehicles.

10 (2) INS.—Of the amounts authorized to be ap-
11 propriated under subsection (a)(2)(A) for fiscal year
12 1999 for the Immigration and Naturalization Serv-
13 ice, \$15,090,000 shall be available until expended
14 for acquisition and other expenses associated with
15 implementation and full deployment of narcotics en-
16 forcement and cargo processing technology along the
17 Southwest land border of the United States, includ-
18 ing—

19 (A) \$11,000,000 for 5 mobile truck x-rays
20 with transmission and backscatter imaging to
21 be distributed to border patrol checkpoints;

22 (B) \$200,000 for 10 ultrasonic container
23 inspection units to be distributed to border pa-
24 trol checkpoints;

1 (C) \$240,000 for 10 Portable Treasury
2 Enforcement Communications System (TECS)
3 terminals to be distributed to border patrol
4 checkpoints;

5 (D) \$1,000,000 for 20 remote watch sur-
6 veillance camera systems to be distributed to
7 border patrol checkpoints;

8 (E) \$175,000 for 35 AM radio “Welcome
9 to the United States” stations, with 1 station to
10 be located at each permanent border patrol
11 checkpoint;

12 (F) \$875,000 for 35 spotter camera sys-
13 tems, with 1 system to be located at each per-
14 manent border patrol checkpoint; and

15 (G) \$1,600,000 for 40 narcotics vapor and
16 particle detectors to be distributed to border pa-
17 trol checkpoints.

18 (c) FISCAL YEAR 2000 AND THEREAFTER.—

19 (1) CUSTOMS SERVICE.—Of the amounts au-
20 thorized to be appropriated under subparagraphs
21 (B) and (C) of subsection (a)(1) for the United
22 States Customs Service for fiscal year 2000 and
23 each fiscal year thereafter, \$4,840,400 shall be for
24 the maintenance and support of the equipment and
25 training of personnel to maintain and support the

1 equipment described in subsection (b)(1), based on
2 an estimate of 10 percent of the cost of such equip-
3 ment.

4 (2) INS.—Of the amounts authorized to be ap-
5 propriated under subparagraphs (B) and (C) of sub-
6 section (a)(2) for the Immigration and Naturaliza-
7 tion Service for fiscal year 2000 and each fiscal year
8 thereafter, \$1,509,000 shall be for the maintenance
9 and support of the equipment and training of per-
10 sonnel to maintain and support the equipment de-
11 scribed in subsection (b)(2), based on an estimate of
12 10 percent of the cost of such equipment.

13 (d) NEW TECHNOLOGIES; USE OF FUNDS.—

14 (1) IN GENERAL.—The Commissioner of Cus-
15 toms may use the amounts authorized to be appro-
16 priated for equipment under this section for equip-
17 ment other than the equipment specified in sub-
18 section (b)(1) if such other equipment—

19 (A)(i) is technologically superior to the
20 equipment specified in subsection (b)(1); and

21 (ii) will achieve at least the same results at
22 a cost that is the same or less than the equip-
23 ment specified in subsection (b)(1); or

1 (B) can be obtained at a lower cost than
2 the equipment authorized in subparagraphs (A)
3 through (R) of such subsection.

4 (2) TRANSFER OF FUNDS.—Notwithstanding
5 any other provision of this section, the Commissioner
6 of Customs may reallocate an amount not to exceed
7 10 percent of the amount specified in any of sub-
8 paragraphs (A) through (R) of subsection (b)(1) for
9 equipment specified in any other of such subpara-
10 graphs (A) through (R).

11 (3) INS.—With respect to the amounts and
12 equipment specified in subsection (b)(2), the Attor-
13 ney General shall have the same authority as is
14 granted the Commissioner of Customs by para-
15 graphs (1) and (2) with respect to the amounts and
16 equipment specified in subsection (b)(1).

17 (e) PEAK HOURS AND INVESTIGATIVE RESOURCE
18 ENHANCEMENT.—

19 (1) CUSTOMS SERVICE.—Of the amounts au-
20 thorized to be appropriated under subsection (a)(1)
21 for fiscal years 1999 and 2000, \$112,844,584 in fis-
22 cal year 1999 and \$180,910,928 for fiscal year 2000
23 shall be for—

24 (A) a net increase of 535 inspectors and
25 60 special agents for the Southwest border and

1 375 inspectors for the Northern border, in
2 order to open all primary lanes on the South-
3 west and Northern borders during peak hours
4 and enhance investigative resources;

5 (B) a net increase of 285 inspectors and
6 canine enforcement officers to be distributed at
7 large cargo facilities as needed to process and
8 screen cargo (including rail cargo) and reduce
9 commercial waiting times on the Southwest bor-
10 der;

11 (C) a net increase of 360 special agents,
12 40 intelligence analysts, and additional re-
13 sources to be distributed among offices that
14 have jurisdiction over major metropolitan drug
15 or narcotics distribution and transportation
16 centers for intensification of efforts against
17 drug smuggling and money-laundering organi-
18 zations;

19 (D) a net increase of 50 positions and ad-
20 ditional resources to the Office of Internal Af-
21 fairs to enhance investigative resources for
22 anticorruption efforts; and

23 (E) the costs incurred as a result of the in-
24 crease in personnel hired pursuant to this sec-
25 tion.

1 (2) INS.—Of the amounts authorized to be ap-
2 propriated under subsection (a)(2) for fiscal years
3 1999 and 2000, \$98,514,000 in fiscal year 1999 and
4 \$119,555,000 for fiscal year 2000 shall be for—

5 (A) a net increase of 535 inspectors for the
6 Southwest land border and 375 inspectors for
7 the Northern land border, in order to open all
8 primary lanes on the Southwest and Northern
9 borders during peak hours and enhance inves-
10 tigative resources;

11 (B) a net increase of 100 inspectors and
12 canine enforcement officers for border patrol
13 checkpoints;

14 (C) 100 canine enforcement vehicles to be
15 used by the Border Patrol for inspection and
16 enforcement, and to reduce waiting times, at
17 the Southwest land border of the United States;

18 (D) a net increase of 40 intelligence ana-
19 lysts and additional resources to be distributed
20 among border patrol sectors that have jurisdic-
21 tion over major metropolitan drug or narcotics
22 distribution and transportation centers for in-
23 tensification of efforts against drug smuggling
24 and money-laundering organizations;

1 (E) a net increase of 50 positions and ad-
2 ditional resources to the Office of the Inspector
3 General of the Department of Justice to en-
4 hance investigative resources for anticorruption
5 efforts; and

6 (F) the costs incurred as a result of the in-
7 crease in personnel hired pursuant to this sec-
8 tion.

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