

111TH CONGRESS  
1ST SESSION

# H. R. 3236

To require the Secretary of Homeland Security to complete at least 700 miles of reinforced fencing along the Southwest border by December 31, 2010, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 16, 2009

Mr. BARRETT of South Carolina introduced the following bill; which was referred to the Committee on Homeland Security

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## A BILL

To require the Secretary of Homeland Security to complete at least 700 miles of reinforced fencing along the Southwest border by December 31, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Complete the Fence  
5 Act”.

1 **SEC. 2. EXTENSION OF REINFORCED FENCING ALONG**  
2 **SOUTHWEST BORDER.**

3 Section 102(b)(1) of the Illegal Immigration Reform  
4 and Immigrant Responsibility Act of 1996 (8 U.S.C. 1103  
5 note) is amended—

6 (1) in subparagraph (A), by adding at the end  
7 the following new sentence: “Fencing that does not  
8 effectively restrain pedestrian traffic (such as vehicle  
9 barriers and virtual fencing) may not be used to  
10 meet the 700-mile fence requirement under this sub-  
11 paragraph.”;

12 (2) in subparagraph (B)—

13 (A) in clause (i), by striking “and” at the  
14 end;

15 (B) in clause (ii), by striking the period at  
16 the end and inserting “; and”; and

17 (C) by adding at the end the following new  
18 clause:

19 “(iii) not later than December 31,  
20 2010, complete the construction of all the  
21 reinforced fencing and the installation of  
22 the related equipment described in sub-  
23 paragraph (A).”; and

24 (3) in subparagraph (C), by adding at the end  
25 the following:

1                   “(iii) FUNDING NOT CONTINGENT ON  
2                   CONSULTATION.—Amounts appropriated to  
3                   carry out this paragraph may not be im-  
4                   pounded or otherwise withheld for failure  
5                   to fully comply with the consultation re-  
6                   quirement under clause (i).”.

7 **SEC. 3. PROGRESS REPORT.**

8           Not later than December 31, 2009, the Secretary of  
9 Homeland Security shall submit a report to Congress that  
10 describes—

11                   (1) the progress made in completing the rein-  
12                   forced fencing required under section 102(b)(1) of  
13                   the Illegal Immigration Reform and Immigrant Re-  
14                   sponsibility Act of 1996 (8 U.S.C. 1103 note), as  
15                   amended by this Act; and

16                   (2) the plans for completing such fencing before  
17                   December 31, 2010.

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