

117TH CONGRESS
2D SESSION

S. _____

To require the Commissioner of U.S. Customs and Border Protection to establish procedures for conducting maintenance projects at ports of entry at which the Office of Field Operations conducts certain enforcement and facilitation activities.

IN THE SENATE OF THE UNITED STATES

Mr. LANKFORD introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To require the Commissioner of U.S. Customs and Border Protection to establish procedures for conducting maintenance projects at ports of entry at which the Office of Field Operations conducts certain enforcement and facilitation activities.

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. PORT MAINTENANCE.**

4 (a) IN GENERAL.—Section 411(o) of the Homeland
5 Security Act of 2002 (6 U.S.C. 211(o)) is amended—

6 (1) by redesignating paragraph (3) as para-
7 graph (4); and

1 (2) by inserting after paragraph (2) the fol-
2 lowing:

3 “(3) PORT MAINTENANCE.—

4 “(A) PROCEDURES.—Subject to subpara-
5 graphs (B) and (C), the Commissioner shall es-
6 tablish procedures by which U.S. Customs and
7 Border Protection may conduct maintenance
8 and repair projects costing not more than
9 \$300,000 at any port of entry where the Office
10 of Field Operations performs any of the activi-
11 ties described in subparagraphs (A) through
12 (G) of subsection (g)(3).

13 “(B) LIMITATION.—The authority under
14 subparagraph (A) shall only be available for
15 maintenance and repair projects involving exist-
16 ing infrastructure, property, and capital at any
17 port of entry described in subparagraph (A).

18 “(C) ANNUAL ADJUSTMENTS.—The Com-
19 missioner shall annually adjust the amount de-
20 scribed in subparagraph (A) by the percentage
21 (if any) by which the Consumer Price Index for
22 All Urban Consumers for the month of June
23 preceding the date on which such adjustment
24 takes effect exceeds the Consumer Price Index

1 for All Urban Consumers for the same month
2 of the preceding calendar year.

3 “(D) RULE OF CONSTRUCTION.—Nothing
4 in this paragraph may be construed to affect
5 the availability of funding from—

6 “(i) the Federal Buildings Fund es-
7 tablished under section 592 of title 40,
8 United States Code;

9 “(ii) the Donation Acceptance Pro-
10 gram established under section 482; or

11 “(iii) any other statutory authority or
12 appropriation for projects described in sub-
13 paragraph (A).”.

14 (b) REPORTING.—

15 (1) IN GENERAL.—Not later than 1 year after
16 the date of the enactment of this Act, and annually
17 thereafter, the Commissioner of U.S. Customs and
18 Border Protection shall submit a report to the Com-
19 mittee on Homeland Security and Governmental Af-
20 fairs of the Senate, the Committee on Appropria-
21 tions of the Senate, the Committee on Homeland Se-
22 curity of the House of Representatives, and the
23 Committee on Appropriations of the House of Rep-
24 resentatives that includes the elements described in
25 paragraph (2).

1 (2) ELEMENTS.—The report required under
2 paragraph (1) shall include—

3 (A) a summary of all maintenance projects
4 conducted pursuant to section 411(o)(3) of the
5 Homeland Security Act of 2002, as added by
6 subsection (a) during the prior fiscal year;

7 (B) the cost of each project referred to in
8 subparagraph (A);

9 (C) the account that funded each such
10 project, if applicable; and

11 (D) any budgetary transfers, if applicable,
12 that funded each such project.

13 (c) TECHNICAL AMENDMENT.—Section 422(a) of the
14 Homeland Security Act of 2002 (6 U.S.C. 232(a)) is
15 amended by inserting “section 411(o)(3) of this Act and”
16 after “Administrator under”.