

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3846  
OFFERED BY MS. LORETTA SANCHEZ OF  
CALIFORNIA**

In the proposed section 411, add at the end the following:

1       “(q) CHECKPOINTS AND ROVING PATROL STOPS  
2 DATA COLLECTION REQUIREMENT.—

3               “(1) CHECKPOINTS.—The Commissioner shall  
4 collect data pertaining to checkpoints, with  
5 redactions of all personal and identifying informa-  
6 tion about specific individuals, to include, at a min-  
7 imum, the following information:

8                       “(A) A list of all tactical and permanent  
9 checkpoints, with the total number of arrests  
10 made at each checkpoint.

11                      “(B) The citizenship status of individuals  
12 arrested at each checkpoint.

13                      “(C) The basis for each arrest and vehicle  
14 search occurring at each checkpoint.

15                      “(D) The total number of alerts by service  
16 canines, including how many of such alerts re-  
17 sulted in the discovery of contraband or con-

1            cealed persons, and certification records for any  
2            canines falsely alerting to nonexistent contra-  
3            band.

4            “(E) A description of all property seized at  
5            checkpoints, including the dates, locations, and  
6            reasons for such seizures.

7            “(F) The names and badge numbers of  
8            each United States Customs and Border Pro-  
9            tection officer or agent responsible for reviewing  
10           arrests to ensure that prolonged stops and  
11           searches were justified by the existence of rea-  
12           sonable suspicion or probable cause.

13           “(2) ROVING PATROL STOPS.—The Commis-  
14           sioner shall collect data pertaining to roving patrol  
15           stops, with redactions of all personal and identifying  
16           information about specific individuals, to include, at  
17           a minimum, the following information:

18           “(A) The total number of roving patrol  
19           stops made by United States Customs and Bor-  
20           der Protection personnel, including the number  
21           resulting in arrest.

22           “(B) The date, location, and type of each  
23           roving patrol stop and each resulting arrest.

1           “(C) The basis for all roving patrol stops,  
2 including stops that resulted in arrest and stops  
3 that did not.

4           “(D) The citizenship status and perceived  
5 race or ethnicity of all individuals stopped and  
6 all individuals arrested in roving patrol stops.

7           “(E) A description of all property seized  
8 during roving patrol stops, including the dates,  
9 locations, and reasons for such seizures.

10           “(F) The names and badge numbers of  
11 each United States Customs and Border Pro-  
12 tection officer or agent responsible for reviewing  
13 arrests to ensure that roving patrol stops were  
14 justified by the existence of reasonable sus-  
15 picion or probable cause.

16           “(3) REPORT.—Every six months, the Commis-  
17 sioner shall provide to the appropriate congressional  
18 committees the data collected under this subsection  
19 and make such data publicly available.”.

