AMENDMENT TO THE AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 3548 OFFERED BY MS. MCSALLY OF ARIZONA

Page 5, line 16, strike “forward operating bases,”.

Page 7, line 15, insert a period after “mination”.

At the end of subtitle A of title I, add the following:

SEC. 125. AGENT AND OFFICER TECHNOLOGY USE.

In carrying out section 102 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (as amended by section 111 of this Act) and section 113 of this Act, the Secretary shall, to the greatest extent practicable, ensure that technology deployed to gain situational awareness and operational control of the border be provided to front-line officers and agents of the Department of Homeland Security.

In section 131, redesignate subsection (i) as section (j).

In section 131, insert after subsection (h) the following:

(i) OFFICE OF PROFESSIONAL RESPONSIBILITY.—

Not later than September 30, 2021, the Commissioner
shall hire, train, and assign sufficient Office of Professional Responsibility special agents to maintain an active duty presence of not fewer than 550 full-time equivalent special agents.

At the end of subtitle B of title I, add the following:

SEC. 134. TRAINING FOR OFFICERS AND AGENTS OF U.S. CUSTOMS AND BORDER PROTECTION.

(a) In General.—Subsection (l) of section 411 of the Homeland Security Act of 2002 (6 U.S.C. 211) is amended to read as follows:

“(l) Training and Continuing Education.—

“(1) Mandatory training and continuing education.—The Commissioner shall ensure that every agent and officer of U.S. Customs and Border Protection receives a minimum of 21 weeks of training that are directly related to the mission of the U.S. Border Patrol, Air and Marine, and the Office of Field Operations before the initial assignment of such agents and officers.

“(2) FLETC.—The Commissioner shall work in consultation with the Director of the Federal Law Enforcement Training Centers to establish guidelines and curriculum for the training of agents and officers of U.S. Customs and Border Protection under subsection (a).
“(3) CONTINUING EDUCATION.—The Commissioner shall annually require all agents and officers of U.S. Customs and Border Protection who are required to undergo training under subsection (a) to participate in not fewer than eight hours of continuing education annually to maintain and update understanding of Federal legal rulings, court decisions, and Department policies, procedures, and guidelines related to relevant subject matters.

“(4) LEADERSHIP TRAINING.—Not later than one year after the date of the enactment of this subsection, the Commissioner shall develop and require training courses geared towards the development of leadership skills for mid- and senior-level career employees not later than one year after such employees assume duties in supervisory roles.”.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Commissioner shall submit to the Committee on Homeland Security and the Committee on Ways and Means of the House of Representatives and the Committee on Homeland Security and Governmental Affairs and the Committee on Finance of the Senate a report identifying the guidelines and curriculum established to carry out subsection (l) of section 411 of
the Homeland Security Act of 2002, as amended by sub-
section (a) of this section.

(c) ASSESSMENT.—Not later than four years after
the date of the enactment of this Act, the Comptroller
General of the United States shall submit to the Com-
mittee on Homeland Security of the House of Representa-
tives and the Committee on Homeland Security and Gov-
ernmental Affairs of the Senate a report that assesses the
training and education, including continuing education,
required under subsection (l) of section 411 of the Home-
land Security Act of 2002, as amended by subsection (a)
of this section.

Redesignate sections 205, 206, and 207 as sections
206, 207, and 208, respectively.

Insert after section 204 the following:

SEC. 205. NON-INTRUSIVE INSPECTION OPERATIONAL DEM-
ONSTRATION.

(a) IN GENERAL.—Not later than six months after
the date of the enactment of this Act, the Commissioner
shall establish a six-month operational demonstration to
deploy a high-throughput non-intrusive passenger vehicle
inspection system at not fewer than three land ports of
entry along the United States-Mexico border with signifi-
cant cross-border traffic. Such demonstration shall be lo-
cated within the pre-primary traffic flow and should be scalable to span up to 26 contiguous in-bound traffic lanes without re-configuration of existing lanes.

(b) REPORT.—Not later than 90 days after the conclusion of the operational demonstration under subsection (a), the Commissioner shall submit to the Committee on Homeland Security and the Committee on Ways and Means of the House of Representatives and the Committee on Homeland Security and Governmental Affairs and the Committee on Finance of the Senate a report that describes the following:

(1) The effects of such demonstration on legitimate travel and trade.

(2) The effects of such demonstration on wait times, including processing times, for non-pedestrian traffic.

(3) The effectiveness of such demonstration in combating terrorism and smuggling.