

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 2794
OFFERED BY Mr. Thompson**

Add at the end the following:

1 SEC. 30. PRESERVING RIGHTS OF CBP EMPLOYEES.

2 (a) IN GENERAL.—The Commissioner and all other
3 managerial and supervisory employees of CBP may not
4 restrict the participation of any employee, including a
5 CBP officer or U.S. Border Patrol agent, in a union elec-
6 tion, collective bargaining, or any other activity otherwise
7 allowed under title 5, United States Code.

8 (b) COMMISSIONER’S DUTIES.—Subsection (c) of sec-
9 tion 411 of the Homeland Security Act of 2002 (6 U.S.C.
10 211) is amended—

11 (1) in paragraph (18), by striking “and” after
12 the semicolon;

13 (2) by redesignating paragraph (19) as para-
14 graph (20); and

15 (3) by inserting after paragraph (18) the fol-
16 lowing new paragraph:

17 “(19) develop and implement policies that
18 would permit any employee, including a U.S. Cus-
19 toms and Border Protection officer or U.S. Border

1 Patrol agent, to have the right to participation in a
2 union election, collective bargaining, or any other ac-
3 tivity otherwise allowed under title 5, United States
4 Code; and”.

