AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 5688
OFFERED BY MR. SHREVE OF INDIANA

Page 1, insert after line 2 the following:

TITLE I—REQUIREMENTS AS TO COMMERCIAL DRIVERS' LICENSES

Add, at the end of the bill, the following:

TITLE II—VERIFICATION ENHANCEMENT AND RELIABILITY FOR IMMIGRATION FIDELITY

SEC. 101. SAVE PROGRAM MODERNIZATION.

(a) GENERAL REQUIREMENT.—The Secretary of Homeland Security, acting through United States Citizenship and Immigration Services, shall modernize the SAVE program to ensure accurate, timely, and reliable verification response, including by—

(1) upgrading query processing infrastructure to reduce response latency;

(2) implementing automated data reconciliation with source systems;

2

1   (3) expanding API access for authorized

2 querying agencies; and

3   (4) establishing a user feedback mechanism for

4 agencies to report suspected data errors.

5 (b) TIMELINESS OF UPDATES.—To the maximum ex-

6 tent practicable and consistent with applicable law, the

7 Secretary shall ensure that changes to an individual's im-

8 migration status, including grants, extensions, expirations,

9 revocations, or terminations of lawful status or parole, are

10 reflected in the SAVE program not later than 24 hours

11 after such changes are recorded in the originating system.

12 (c) INTEROPERABILITY AND DATA SHARING.—The

13 Secretary, consistent with the Privacy Act of 1974, the

14 E-Government Act of 2002, the Computer Matching and

15 Privacy Protection Act of 1988, and other applicable Fed-

16 eral law, shall—

17   (1) integrate the SAVE program into relevant

18   Department of Homeland Security systems, includ-

19   ing arrival and departure information systems;

20   (2) establish or update memoranda of under-

21   standing with the Social Security Administration

22   and other Federal agencies, as appropriate, to im-

23   prove verification accuracy using data-sharing ar-

24   rangements authorized under applicable Federal law,

25   including section 6103 of the Internal Revenue

1 Code, the Computer Matching and Privacy Protec-
2 tion Act of 1988, and memoranda of understanding
3 in effect as of the date of enactment of this Act; and

4   (3) encourage voluntary data-sharing agree-
5   ments with State vital records agencies for
6   verification of birth and death information, where le-
7   gally permissible.

8 (d) POST-VERIFICATION STATUS CHANGE ALERTS.—
9 The SAVE program shall notify querying agencies when
10 an individual's immigration status materially changes
11 after a prior verification, when such notification is relevant
12 to continued eligibility. Notifications shall comply with pri-
13 vacy applicable Federal privacy laws, including the Privacy
14 Act of 1974, and with additional administrative safe-
15 guards established by the Secretary and include only infor-
16 mation necessary for eligibility determinations.

17 (e) DATA SCOPE LIMITATIONS.—Information used or
18 displayed through the SAVE program shall be limited to
19 data necessary for eligibility verification purposes. Noth-
20 ing in this Act may be construed to authorize—

21   (1) the expansion of the SAVE program to in-
22   clude non-immigration criminal history databases;
23   and

24   (2) the use of the SAVE program for general
25   law enforcement or surveillance purposes.

1 (f) USE OF AUTOMATED TOOLS.—The Secretary may
2 use automated or algorithmic tools within the SAVE pro-
3 gram solely for data reconciliation, error reduction, and
4 identity matching, provided that—

5 (1) no adverse eligibility determination is made
6 solely on the basis of automated processing;

7 (2) human review is required for contested or
8 negative determinations; and

9 (3) the Secretary implements regular testing for
10 accuracy and bias and submits summary results an-
11 nually to Congress.

12 **SEC. 102. PROHIBITION ON USER ACCESS AND FEES.**

13 No fee may be charged to a Federal, State, local, or
14 Tribal government agency for submitting a verification
15 query through the SAVE program.

16 **SEC. 103. IMPLEMENTATION AND OVERSIGHT.**

17 (a) MODERNIZATION PLAN.—Not later than 180
18 days after enactment of this Act, the Secretary shall sub-
19 mit to Congress a SAVE modernization plan that in-
20 cludes—

21 (1) a description of technological upgrades to
22 the SAVE program;

23 (2) user training improvements; and

1   (3) performance metrics related to accuracy and

2   response time, including error rates and average

3   query completion time benchmarks.

4   (b) INSPECTOR GENERAL AUDITS.—The Inspector

5 General of the Department of Homeland Security shall

6 conduct annual audits of the SAVE program's accuracy,

7 timeliness, and compliance with this Act, and submit re-

8 ports to Congress.

9   (c) CORRECTIVE ACTION.—If the Inspector General

10 identifies material non-compliance, the Secretary shall

11 submit a corrective action plan to Congress within 90

12 days. Continued non-compliance may be addressed

13 through limitations on the use of funds for non-SAVE dis-

14 cretionary activities, as determined by Congress, and may

15 trigger suspension of SAVE queries until compliance is re-

16 stored.

17 **SEC. 104. DEFINITION.**

18   For purposes of this title, the term "SAVE program"

19 means the Systematic Alien Verification for Entitlements

20 program, established pursuant to section 121 of the Immi-

21 gration Reform and Control Act of 1986.

22 **SEC. 105. EFFECTIVE DATE.**

23   This title shall take effect one year after the date of

24 enactment, except that planning and reporting require-

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1 ments under section 103 shall take effect immediately

2 upon enactment.

3 **SEC. 106. SEVERABILITY.**

4   If any provision of this title, or the application there-

5 of, is held invalid, the remainder of this title shall not be

6 affected.

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