

AMENDMENTS TO THE HOMELAND SECURITY APPROPRIATIONS
BILL FY2024

Full Committee Markup
House Appropriations Committee
June 21, 2023

#1

MANAGER'S AMENDMENT

Offered by Mr. Joyce of Ohio

Adopted UU

In the BILL:

On page 11, line 19, strike "\$16,239,428,000" and insert "\$16,241,678,000".

On page 39, line 20, strike "\$3,740,910,342" and insert "\$3,742,460,342".

On page 42, line 23, strike "\$179,673,342" and insert "\$181,223,342".

On page 43, line 3, strike "\$65,427,263" and insert "\$65,627,263".

On page 43, line 9, strike "\$114,246,079" and insert "\$115,596,079".

On page 44, line 3, strike "legislation" and all that follows through the period and insert "section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985."

Strike section 406 and insert the following:

"SEC. 406. (a) Section 214(g)(9)(A) of the Immigration and Nationality Act (8 U.S.C. 1184(g)(9)(A)) is amended to read as follows: "(A) Subject to subparagraphs (B) and (C), an alien shall be considered a returning worker and shall not again be counted toward the numerical limitation of paragraph (1)(B) during fiscal year 2024 if such alien has already been counted toward such numerical limitation during any of the 3 preceding fiscal years."

(b) The amendment made by this section shall apply on and after October 1, 2023."

At the appropriate place in the bill, insert the following new sections:

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“SEC. _____. (a) Section 538 of the Department of Homeland Security Appropriations Act, 2022 (division F of Public Law 117–103) is amended—

- (1) in subsection (b), by striking “may” and inserting “shall”; and
- (2) by striking subsection (d) and inserting the following:

“(d) Amounts in the Fund may not be obligated until after the date on which the Act making full-year appropriations for the Department of Homeland Security for the applicable fiscal year is enacted into law, subject to subsection (e).

“(e) The Committees on Appropriations of the House of Representatives and the Senate shall be notified at least 15 days in advance of the planned use of funds.”.

- (b) The amendments made by this section shall apply to amounts transferred under such section 538 on or after the date of enactment of this Act.”

“SEC. _____. Of the unobligated balances of amounts made available in the Department of Homeland Security Nonrecurring Expenses Fund (70 X 1914), \$3,800,000 are hereby rescinded.”.

In the REPORT:

On page 7, strike the paragraph titled “*B-1 Visa Holders*”.

On page 9, after the paragraph “*Migration Analysis Center*”, insert the following new paragraph:

“*Migrant Medical Care*.—Not later than 90 days after the date of enactment of this Act, OHS, in collaboration with other relevant agencies, shall provide a briefing to the Committee on the feasibility of consolidating medical care for those in DHS care and custody into OHS. The briefing shall also provide any alternate reporting and oversight changes that may strengthen the provision of medical care for individuals in DHS care and custody. Further, the briefing shall include an

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estimate of any funding, personnel, and procurement impacts, related oversight considerations, and a discussion of any necessary changes in legal authorities, and it shall provide a plan for how such a transition would occur.”

On page 9, strike the paragraph titled “*National Security to Counter Antisemitism*” and insert the following new paragraph:

“*National Strategy to Counter Antisemitism.*—Not later than 90 days after the date of enactment of this Act, the Secretary shall provide a briefing to the Committee on the Department’s role in implementing the U.S. National Strategy to Counter Antisemitism. The briefing shall detail actions taken and planned to support this effort, and further, the Department shall release a public report detailing its role in implementing this strategy.”

On page 22, strike the paragraph titled “*Video Monitoring*” and insert the following new paragraph:

“*Video Monitoring.*—CBP shall provide for continuous video monitoring and recording in its facilities that house and process migrants. Any non-working video or recording systems and associated recording or storage equipment in a facility that houses or processes migrants must be identified and prioritized for repair or replacement within 24 hours. Equipment that remains non-working after 24 hours shall be reported as a Serious Incident to the CBP Watch and a weekly outage and repair status report shall be provided to agency leadership and the Office of Professional Responsibility. CBP is directed to pilot rapidly deployable interim solutions to provide comparable coverage and recording capability until such time as the permanent system can be repaired or replaced. Further, prior to the next employee performance cycle, CBP shall provide a briefing to the Committee with a plan to leverage employee performance goals and evaluations to establish proper oversight of video monitoring systems as a performance metric.”

On page 23, strike the paragraph titled “*Border and National Security Threat of Small Unmanned Aerial Systems*” and insert the following new paragraph before the paragraph titled “*Minotaur Mission System*” on page 28:

“*Center for Air and Marine Drone Exploitation (CAMDEx)*.—The Committee recommends \$2,250,000 above the request to establish a drone exploitation program within CBP Air and Marine Operations to counter threats posed by hostile Small Unmanned Aerial Systems (sUAS). The funds shall be used for data analysis, cybersecurity vulnerability assessments, and appropriate countermeasures. Within 180 days after the date of enactment of this Act, CBP, in coordination with S&T, shall brief the Committee on the program’s progress.”

On page 27, strike the paragraph titled “*Port Runners*” and insert the following new paragraph:

“*Port Runners*.—The Committee is concerned with increased incidents of port and checkpoint “running,” causing safety issues for CBP officers, agents, and innocent bystanders. The Committee directs CBP to deploy less-than-lethal energy-absorbing active vehicle barrier systems designed to deter, safely stop, and contain “port-runner” vehicles at CBP POEs that have a history of port running to determine the scalability of the technology. Within 90 days after the date of enactment of this Act, CBP shall brief the Committee on deployment efforts.”

On page 42, strike the paragraph titled “*Federal Flight Deck Officer and Crew Training*” and insert the following new paragraphs:

“*Federal Flight Deck Officer and Crew Training*.—The recommendation supports the Federal Flight Deck Officer (FFDO) and Crew Training program and includes the requested increases to conduct background investigations on potential FFDO candidates; fund the FFDO Initial Training Program; and expand the recurrent training capacity of the FFDO program through the establishment of a standalone FFDO Recurrent Training Program facility in Atlanta. The Committee directs TSA to assess the

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feasibility of establishing additional recurrent training capacity on the West Coast at a location that is conducive to pilot participation in the region.

Not later than 90 days after the date of enactment of this Act, TSA is directed to brief the Committee on FFDO program enrollment, the backlog of FFDO candidates awaiting initial training, utilization numbers for FFDO recurrent training, and FFDO firearms recertification training. The briefing should include a draft proposal for a West Coast recurrent training center, including a timeline for such a facility to become operational; projected costs to sustain operations at a new facility; any projected increases in FFDO enrollment, training, and recertification this facility would accommodate; and any other impacts such a facility would have on TSA's operations.

TSA is expected to keep the Committee apprised of the impact of fiscal year 2024 investments on FFDO recruitment and retention efforts and any shortfalls in FFDO resource requirements.”

On page 67, strike the paragraph titled “*Innovative Technologies in Coordinated Disaster Response*” and insert the following new paragraph:

“*Innovative Technologies in Coordinated Disaster Response.*—The Committee is aware that FEMA employs innovative technologies, including geographic information system (GIS) tools, to improve disaster response capabilities, such as urban search and rescue software platforms and the United States Fire Administration's data and analytics platform. The Committee encourages the Office of Response and Recovery and the United States Fire Administration to support geospatial urban search and rescue training, planning, and response, including ongoing collaboration with appropriate nonprofit entities, and to continue to explore innovative technology solutions to support disaster preparedness and emergency response activities.”

On page 70, in the paragraph titled “*Operation Stonegarden*”, strike the period at the end of the second sentence and insert “, as well as other uses of such grants to further support eligible law enforcement agencies.”.

On page 80, before the paragraph titled “*Cyber Vulnerabilities in the Agriculture and Food Value Chain*”, insert the following new paragraph:

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*“Cybersecurity Partnerships.—*The Committee encourages S&T to seek a bilateral partnership with Taiwan through the International Cooperative Program Office to support cybersecurity research and enhance preparedness against cyber threats. Not later than 180 days after the date of enactment of this Act, S&T shall provide a briefing to the Committee on the feasibility of forming, executing, or implementing an agreement with Taiwan for these purposes.”

On page 92, strike the Community Project Funding table and insert updated version incorporating technical and conforming changes.

#2

Republican En Bloc

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Amendment #2

Adopted
3-1-22

In the BILL:

On page 2, beginning on line 17, strike the proviso relating to official reception and representation expenses.

On page 2, line 25, before the period, insert the following: “: *Provided further*, That \$25,000,000 shall be withheld from obligation until the Secretary submits the reports required by subsection (g) of section 1092 of the National Defense Authorization Act for Fiscal Year 2017 (6 U.S.C. 223) and subsection (b) of section 386 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1368)”.

On page 12 line 20, strike “\$2,933,653,000” and insert “\$2,965,653,000”.

On page 12, line 20, strike “\$709,885,000” and insert “\$741,885,000”.

On page 13, line 9, strike “\$9,748,297,000;” and insert “\$9,758,297,000;”.

On page 13, line 20, strike “\$5,300,547,000” and insert “\$5,310,547,000”.

On page 14, line 10, strike the period and insert “: *Provided further*, That not less than \$2,000,000 shall be for entering into new agreements for the delegation of law enforcement authority authorized under section 287(g) of the Immigration and Nationality Act: *Provided further*, That funding made available under this heading shall maintain a level of not less than 41,500 detention beds through September 30, 2024.”.

On page 14, line 22, strike “\$10,150,131,000” and insert “\$10,118,131,000”.

On page 15, line 9, strike “\$7,530,131,000” and insert “\$7,498,131,000”.

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On page 29, line 9, before the period, insert “, or any successor or similar memorandum or policy”.

On page 29, line 12, after “unlawfully present in”, insert “, paroled into, or inadmissible to”.

Strike section 224 and insert the following:

“SEC. 224. The Secretary of Homeland Security shall allocate amounts appropriated or otherwise made available under the heading “U.S. Customs and Immigration Enforcement—Operations and Support” by this Act in order to—

(1) prioritize detention by using such amounts to ensure that the average daily population of detainees is maintained at the full capacity funded by this Act throughout the fiscal year; and

(2) ensure that every alien on the non-detained docket is enrolled into the Alternatives to Detention Program with mandatory GPS monitoring throughout the duration of all applicable immigration proceedings (including any appeals) and until removal, if ordered removed.”

At the appropriate place in the bill, insert the following new sections:

“SEC. ____ . None of the funds appropriated or otherwise made available by this Act may be made available to implement, administer, or otherwise carry out the policies described in the directive issued by the Acting Commissioner of U.S. Customs and Border Protection on January 10, 2023, entitled “Emergency Driving and Vehicular Pursuits”, or any successor or similar directive or policy.”

“SEC. ____ . None of the funds appropriated or otherwise made available by this Act may be made available to admit an alien into the United States based on a Department of Homeland Security Form I-20 (Certificate of Eligibility for Nonimmigrant Student Status) issued by a college, university, or other institution of higher education that is not accredited by a nationally recognized accrediting

agency or association recognized by the Secretary pursuant to part H of title IV of the Higher Education Act of 1965 (20 U.S.C. 1099a et seq.).”

“SEC. _____. None of the funds appropriated or otherwise made available by this Act may be made available to parole into the Commonwealth of the Northern Mariana Islands, for the purpose of temporary visit for business or pleasure without a visa, an alien who is a national of the People’s Republic of China.”

“SEC. _____. None of the funds appropriated or otherwise made available by this Act or previous appropriations Acts under the heading “Coast Guard— Procurement, Construction, and Improvements” that remain available for obligation in fiscal year 2024 within the Waterways Commerce Cutter Program may be used to enter into or carry out a procurement contract with any entity deemed not eligible for an award from a size standpoint by the Small Business Administration.”

On page 51, strike lines 14-17.

Strike section 540 and insert the following:

“Sec. 540. None of the funds appropriated or otherwise made available by this Act may be made available to establish or support the activities of —

- (1) a Disinformation Governance Board at the Department of Homeland Security, or any other entity carrying out similar activities relating to mis-, dis-, or mal-information in a similar manner or to a similar extent to such a Board; or
- (2) any entity responsible, directly or indirectly, under color of countering mis-, dis-, or mal-information or otherwise, for instructing, influencing, directing, or recommending that private companies censor, prohibit, or obstruct unlawful and constitutionally protected speech of United States persons on social media platforms, including by—
 - (A) terminating speakers' accounts;
 - (B) temporarily suspending accounts;

- (C) imposing warnings or strikes against accounts to stop future speech;
- (D) "shadowbanning" speakers;
- (E) demonetizing content or speakers;
- (F) adjusting algorithms to suppress or deemphasize speakers or messages;
- (G) deboosting speakers or content;
- (H) promoting or demoting content;
- (I) placing warning labels or explanatory notes on content;
- (J) suppressing content in other users' feeds;
- (K) promoting negative comments on disfavored content;
- (L) requiring additional click-through(s) to access content; or
- (M) any other such methods.

Strike section 543 and insert the following:

“SEC. 543. None of the funds appropriated or otherwise made available by this Act may be made available to:

- (1) classify or facilitate the classification of any communications by a United States person as mis-, dis-, or mal-information; or
- (2) partner with or fund nonprofit or other organizations that in any way instruct, influence, direct, or recommend that private companies in any way censor, prohibit, or obstruct lawful and constitutionally protected speech of United States persons on social media platforms, including by—

- (A) terminating speakers' accounts;
- (B) temporarily suspending accounts;
- (C) imposing warnings or strikes against accounts to stop future speech;
- (D) “shadowbanning” speakers;
- (E) demonetizing content or speakers;
- (F) adjusting algorithms to suppress or deemphasize speakers or messages;
- (G) deboosting speakers or content;
- (H) promoting or demoting content;
- (I) placing warning labels or explanatory notes on content;
- (J) suppressing content in other users' feeds;

- (K) promoting negative comments on disfavored content;
- (L) requiring additional click-through(s) to access content; or
- (M) any other such methods.

Any officer or employee of the Federal Government whose salary is funded by this Act and who conducts any activity described in subsections (1) or (2) shall be removed from the Federal service.”

Strike section 546 and insert the following:

SEC. 546. None of the funds appropriated or otherwise made available by this Act under the heading “Office of the Secretary and Executive Management—Operations and Support” may be made available for the purpose of paying counsel outside the Federal Government –

- (1) before the date on which all funds provided in section 211(a)(1) of this Act are obligated; and
- (2) to prepare for or defend against impeachment.

At the end of the bill before the Spending Reduction Account, insert the following new sections:

“SEC. ____. (a) None of the funds appropriated or otherwise made available by this Act or any other Act shall be used to execute an inspection of any detention facility that is in a contractual agreement with U.S. Immigration and Customs Enforcement for the provision of detention services within six months of a previous inspection of such facility.

(b) Subsection (a) shall not apply with respect to inspections executed by the Office of Inspector General.”

“SEC. ____. (a) None of the funds appropriated or otherwise made available by this Act or any other Act shall be used to execute an inspection of any detention facility that is in a contractual agreement with U.S. Immigration and Customs Enforcement for the provision of detention services, except solely for compliance

with the terms, conditions, and standards found within the National Detention Standards 2019 for U.S. Immigration and Customs Enforcement.

(b) Subsection (a) shall take effect for detention facilities operating under existing contracts, as of the date of enactment of this Act, not later than 180 days after the date of enactment of this Act.”

“SEC. ____ . None of the funds appropriated or otherwise made available by this Act shall be used to admit an alien, who is a national of the Republic of Chile, under section 217 of the Immigration and Nationality Act (8 U.S.C. 1187), until the Secretary of Homeland Security verifies that the Republic of Chile provides access to appropriate criminal databases and the Department of Homeland Security screens Chilean nationals against such criminal databases.”

“SEC. ____ . (a) In general.—Notwithstanding section 7 of title 1, United States Code, section 1738C of title 28, United States Code, or any other provision of law, none of the funds provided by this Act, or previous appropriations Acts, shall be used in whole or in part to take any discriminatory action against a person, wholly or partially, on the basis that such person speaks, or acts, in accordance with a sincerely held religious belief, or moral conviction, that marriage is, or should be recognized as, a union of one man and one woman.

(b) Discriminatory action defined.—As used in subsection (a), a discriminatory action means any action taken by the Federal Government to—

(1) alter in any way the Federal tax treatment of, or cause any tax, penalty, or payment to be assessed against, or deny, delay, or revoke an exemption from taxation under section 501(a) of the Internal Revenue Code of 1986 of, any person referred to in subsection (a);

(2) disallow a deduction for Federal tax purposes of any charitable contribution made to or by such person;

(3) withhold, reduce the amount or funding for, exclude, terminate, or otherwise make unavailable or deny, any Federal grant, contract, subcontract, cooperative agreement, guarantee, loan, scholarship, license, certification, accreditation, employment, or other similar position or status from or to such person;

(4) withhold, reduce, exclude, terminate, or otherwise make unavailable or deny, any entitlement or benefit under a Federal benefit program, including admission to, equal treatment in, or eligibility for a degree from an educational program, from or to such person; or

(5) withhold, reduce, exclude, terminate, or otherwise make unavailable or deny access or an entitlement to Federal property, facilities, educational institutions, speech fora (including traditional, limited, and nonpublic fora), or charitable fundraising campaigns from or to such person.

(c) Accreditation; Licensure; Certification.—The Federal Government shall consider accredited, licensed, or certified for purposes of Federal law any person that would be accredited, licensed, or certified, respectively, for such purposes but for a determination against such person wholly or partially on the basis that the person speaks, or acts, in accordance with a sincerely held religious belief or moral conviction described in subsection (a).”

In the REPORT:

On page 31, before the paragraph titled “*Mobile Surveillance*”, insert the following new paragraph:

“*Light Enforcement Platform.*—The Committee recommends \$40,000,000, \$32,000,000 above the request, for the Light Enforcement Platform to replace aging light rotary-wing helicopters.”.

On page 35, before the paragraph titled “*Repository for Analytics in a Virtualized Environment (RAVEN)*”, insert the following new paragraph:

“*Rail Theft.*—The Committee is concerned with the alarming rise in supply chain fraud throughout the railroad and intermodal systems, including theft of merchandise from a railcar, possession of merchandise stolen from a railcar, and attempted burglary of a railcar. In light of its broad, cross-border authorities, the

Committee recognizes the unique ways HSI can mitigate and investigate these crimes. As such, the Committee directs HSI to provide a briefing within 120 days of the date of enactment of this Act on ongoing efforts to address supply chain fraud in the railroad and intermodal systems, resources currently allocated for such efforts, and plans and associated costs for the establishment of a permanent federal task force to investigate and ultimately refer cases for prosecution. Such task force should be led by HSI, in consultation with state, local, and federal law enforcement agencies, as well as relevant private sector stakeholders.”.

On page 36, in the first paragraph under the heading “Enforcement and Removal Operations”, strike “\$1,205,176,000” and insert “\$1,235,176,000”.

On page 36, in the first paragraph under the heading “Enforcement and Removal Operations”, strike “41,000” and insert “41,500”.

On page 37, in the paragraph titled “*Alternatives to Detention (ATD)*”, strike “\$460,401,000” and insert “\$440,401,000”.

On page 37, at the end of the paragraph titled “*Alternatives to Detention (ATD)*”, insert “The recommendation does not include funding for the Young Adult Case Management Program or any iteration of Operation Horizon.”.

On page 38, in the paragraph titled “*Custody Operations*”, strike “\$1,205,176,000” and insert “\$1,235,176,000”.

On page 38, in the paragraph titled “*Custody Operations*”, strike “41,000” and insert “41,500”.

On page 39, after the paragraph titled “*Notice to Appear Wait Times*”, insert the following new paragraph:

“*Partnerships for Additional Detention Capacity.*—ICE is directed to increase reasonable partnerships with State and local law enforcement agencies to increase available detention capacity for ICE detainees. Within 90 days of the date

of enactment of this Act, ICE shall provide a briefing to the Committee on implementation of such directive, as well as:

(1) efforts to remove any overly burdensome inspections and requirements that might deter State and local entities from contracting with ICE for detention capacity;

(2) detention facilities that opted to end their contracts with ICE, citing onerous detention inspections and/or standards or other challenges posed by oversight requirements, as reported directly by each ICE Field Office Director; and

(3) recommendations and actions taken by the Department to decrease inspectional and oversight burdens, allocate additional resources for detention capacity, and restart detention agreements with previously-terminated facilities.”.

On page 76, under the heading “Federal Assistance” strike the first three paragraphs and insert the following new paragraph:

“The recommendation includes no funds for the Citizenship and Integration Grant Program.”.

On page 80, strike the paragraph titled “*DHS Demonstration Site for Unmanned Aerial Systems (UAS)*” and insert the following new paragraph:

“*DHS Demonstration Site for Unmanned Aerial Systems (UAS)*.— The DHS UAS Demonstration Site provides an effective and efficient operational testing and evaluation capacity for S&T and the operational partners that it supports, including CBP, Coast Guard, Secret Service, ICE, I&A, and the first responder community. The Committee is encouraged by the ongoing work to integrate UAS platforms and intelligence, surveillance, and reconnaissance capabilities to enhance border security as well as to counter, address, and disrupt ongoing drug smuggling and human trafficking. With recent personnel moves at DHS, the DHS Demonstration Site will be able to more effectively serve the needs of DHS. The Committee encourages funding at levels no less than fiscal year 2023 for this program.”

#3

**AMENDMENT TO THE HOMELAND SECURITY APPROPRIATIONS BILL
OFFERED BY MR. CUELLAR**

In the bill:

On page 11, line 19, increase the amount by \$310,274,000.

On page 12, line 20, decrease the first amount by \$658,400,000.

On page 12, line 20, increase the second amount by \$317,000,000.

On page 12, line 22, decrease the first amount by \$975,400,000.

On page 13, line 9, increase the amount by \$258,750,000.

On page 14, line 14, increase both amounts by \$15,000,000.

On page 16, line 8, increase the first amount by \$9,676,000.

On page 17, line 2, increase the amount by \$50,000,000.

On page 24, line 24, decrease the amount by \$658,400,000.

On page 25, line 1, decrease the amount by \$1,052,000,000.

On page 25, line 5, increase the amount by \$317,000,000.

On page 25, line 7, increase the amount by \$76,600,000.

On page 53, line 4, increase the amount by \$14,700,000.

Not
Adopted
23-33

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In the report:

Make any necessary technical and conforming changes.

On page 20, insert the following immediately preceding the paragraph entitled, “Drug Trafficking Outside the Continental United States”:

*“Combating Fentanyl.—*The Committee is concerned about the rise in illicit narcotics trafficked into the country, therefore the recommendation provides an increase of \$691,374,000 to increase CBP’s ability to mitigate these threats, of which \$297,774,000 is in O&S and \$393,600,000 is in PC&I.

The O&S increase includes \$241,999,000 for Trade and Travel Operations to: hire 744 additional CBP Officers to increase targeted inspections at ports of entry, increase outbound inspection capabilities, and expand staffing for the Joint Security Program, the Police Liaison Officer model, and the Container Security Initiative; hire 70 additional canine units to increase contraband and drug detection capabilities; hire additional forensics experts; increase operational flexibility with additional support for temporary duty assignments and overtimes; implement machine learning analytics to aid in targeting and identifying traffickers; provide threat-based intelligence to support field office-initiated enforcement operations at six preclearance locations; and hire 300 additional intelligence research specialists to better focus targeting and enforcement operations in support of the frontline workforce.

The O&S increase also includes: \$23,310,000 for Border Patrol checkpoints and other operations for necessary equipment and infrastructure, such as secure devices to identify substances and requirements that mitigate threats to agents and migrants and better enable agent effectiveness; \$2,000,000 for Integrated Operations for necessary technology refreshes that support of drug enforcement operations; and 30,000,000 to modernize CBP’s primary and secondary applications that handle the workflow of enhanced inspections for fentanyl detection; and \$465,000 for three Freedom of Information Act analysts to address increased fentanyl-related inquiries.

Of the funding increase for PC&I, \$317,000,000 is for Non-Intrusive Inspection (NII)-related investments, including: \$208,000,000 for 29 additional NII systems to increase the percentage of passenger vehicles scanned from 40% to 65%; \$24,000,000 for civil works and construction costs; \$15,000,000 for the NII-Integration program to better enable integration between NII systems, select CBP trade and travel operations technology and tools, and secure data transmission to

the CBP network; and \$70,000,000 is to triple outbound inspection capabilities to six ports of entry to seize currency and weapons heading to Mexico.

Finally, the funding increase for PC&I includes \$76,600,000 for Construction and Facility Improvements, of which: \$30,000,000 is for the construction of a new Chicago Laboratory that will process seized fentanyl samples and develops data regarding sources and precursor chemicals linking them to drug trafficking organizations to counter fentanyl trade; \$25,000,000 is for the Advanced Training Center to replace five dilapidated trailers; \$8,100,000 is to build-out the joint fentanyl signature lab in El Paso; \$7,000,000 is for the Houston labs and for forward operating labs (FOLs) for repairs and modifications to support the expansion of controlled substance capabilities; and \$6,500,000 is for additional FOLs.”

On page 26, insert the following immediately preceding the paragraph entitled, “Invasive Species in the Non-Contiguous United States”:

*“Regional Carrier Liaison Program (RCLP).—*The recommendation provides an increase of \$12,500,000 to restrict certain passengers, such as known terrorists, from entering the western hemisphere who pose a threat and are likely destined to U.S. via the southwest border. Funding includes training at locations, targeting and analytical support, and the cost of assigning additional personnel in key locations overseas.”

On page 34, insert the following after the paragraph entitled “Blue Campaign”:

*“Combating Fentanyl.—*The Committee recognizes the important role that HSI plays in combating illegal narcotics trafficking and its collaboration with other federal, state, local, tribal, and international law enforcement partners to stem the flow of these illicit drugs before they cross our borders and disrupt and dismantle the networks responsible for their distribution into our communities. Accordingly, the recommendation includes an increase of \$258,750,000 in O&S to support these efforts.

Of the increase, \$164,800,000 is for Domestic Investigations, including support for an additional 1,000 state and local task force personnel nationwide to enhance the ICE Border Enforcement Security Task Forces (BEST) Teams. Funding is also included to support the expansion of the Fentanyl Abatement and Response Teams (FAST), a key task force currently operational only in San Diego, California; and expand operations such as Blue Lotus Operation to other metropolitan areas such as Miami, Phoenix, and Dallas where transnational

criminal organizations distribute large quantities of illicit opioids, as well as several national level outbound initiatives, to include the joint HSI/CBP initiative Operation Without a Trace. Assigning agents to the southwest border, larger domestic offices, and internationally will ensure HSI is countering opioids and taking a comprehensive approach to target transnational criminal organizations.

The increase to O&S also includes an additional \$55,750,000 for International Investigations to support the fight against fentanyl abroad through an additional ten Transnational Criminal Investigative Units (TCIUs) and an additional nine international locations that will enhance HSI's ability to target its investigative efforts in areas where precursors originate and aiding to the overall goal of dismantling these international networks.

Finally, the increase includes \$38,200,000 for Intelligence to provide additional intelligence tools and criminal analyst support to increase the efficiency and effectiveness of HSI actions against the transnational criminal organizations and networks. The Committee notes that cases with criminal analyst support are twice as likely to have a positive law enforcement outcome than those that lack this support.

Additionally, the recommendation includes an additional \$15,000,000 in PC&I for HSI's primary case management system to improve investigative efficiencies and enable better information collection to better identify the criminal networks responsible for the illicit trafficking of narcotics into our country."

On page 46, insert the following new paragraph after the paragraph entitled "Maritime Transportation Security Activities":

"National Security Cutter (NSC).—To bolster the Coast Guard's counter drug capabilities, the recommendation provides an increase of \$9,676,000 for the NSC program for operational support initiatives identified in the Unfunded Priorities List."

On page 48, strike the current paragraph entitled, "National Security Cutter (NSC)) and replace it with the following:

"National Security Cutter (NSC).—In support of the Coast Guard's counter drug mission, the recommendation provides \$67,100,000 for the NSC program, \$50,000,000 above the request for follow-on acquisition requirements, as identified in the Unfunded Priorities List."

On page **80**, insert the following at the end of paragraph entitled “*Fentanyl Detection*”:

“Additionally, S&T, in collaboration CBP, ICE HSI, and other federal partners, shall support initial studies to identify potential chemical markers that could be exploited for attribution, to correlate and link fentanyl samples seized at different locations, including overdose sites, throughout the country.

Further, the Committee directs S&T to increase efforts to support the development and implementation of Quality of Evidence/Value of Target (QE/VOT) efforts. S&T, in collaboration with ICE Homeland Security Investigations (HSI), shall create automated pipelines to prepare and fuse data, expand development of robust analytics to discover and target criminal networks and their activities, and quickly transition these capabilities to DHS components.”

#4

Rep. Andrew Clyde
FY24 – DHS
Amendment #1

Strike Section 407 re H-2A Visas

Strike Section 407.

Not Adopted
VU

#5

Rep. Andrew Clyde
FY24 – DHS
Amendment #2

Reducing CISA Funding by 25%

On Page 38, line 9, strike the first dollar amount and insert "\$1,778,222,250"

Withdrawn

Rep. Espailat
fy24 - Homeland
Espailat # 1

#6

Homeland Security

Withdrawn

~~AMENDMENT TO AGRICULTURE, RURAL DEVELOP-~~
~~MENT, FOOD AND DRUG ADMINISTRATION,~~
~~AND RELATED AGENCIES APPROPRIATIONS~~
BILL

OFFERED BY MR. ESPAILLAT OF NEW YORK

At the end of the bill (before the short title), insert
the following:

1 SEC. _____. (a) The numerical limitations in sec-
2 tions 201, 202, and 203 of the Immigration and Nation-
3 ality Act (8 U.S.C. 1151, 1152, 1153) shall not apply dur-
4 ing fiscal year 2024 or during any subsequent fiscal year
5 to an alien described in section 101(a)(27)(J) of that Act
6 (8 U.S.C. 1101(a)(27)(J)) for whom a petition for classi-
7 fication under section 203(b)(4) of that Act (8 U.S.C.
8 1153(b)(4)) was filed before October 1, 2024.

9 (b) This section shall take effect on June 1, 2024.

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AMENDMENT TO HOMELAND SECURITY
APPROPRIATIONS BILL
OFFERED BY MS. PINGREE OF MAINE

Not Adopted
25-32

In the BILL:

On page 11, line 19, increase the amount by \$200,000,000.

On page 12, line 14, following the period, insert the following:

“: *Provided further*, That \$200,000,000 shall be transferred to “Federal Emergency Management Agency—Federal Assistance” for the Shelter and Services Program to support sheltering and related activities provided by non-Federal entities in support of relieving overcrowding in short-term holding facilities of U.S. Customs and Border Protection, of which not to exceed \$2,800,000 shall be for the administrative costs of the Federal Emergency Management Agency”.

On page 12, line 20, decrease the first amount by \$200,000,000.

On page 12, line 22, decrease the amount by \$200,000,000.

On page 24, line 24, decrease the amount by \$200,000,000.

On page 25, line 1, decrease the amount by \$200,000,000.

In the REPORT:

Make technical and conforming edits.

On page 18, at the end of the second paragraph under “Operations and Support” insert the following:

“The recommendation also provides an increase of \$200,000,000 for the Shelter and Services Program (SSP).”

09

On page 25, after the paragraph entitled, "Processing Coordinators" insert the following new paragraph:

"Shelter and Services Program (SSP).— The Committee recognizes that non-governmental organizations (NGOs) and local communities are critical to providing shelter and other services to families and individuals released directly from CBP custody, helping to facilitate the humane and respectful treatment of noncitizens processed at CBP facilities while minimizing impacts on local border communities. Overcrowding at CBP short-term holding facilities has negative impacts on noncitizens, creates unsafe conditions for both the CBP workforce and for noncitizens, and adds unnecessary difficulties to CBP personnel carrying out their duties. This partnership also serves American taxpayers by minimizing the need to expand the capacity of existing CBP facilities.

Accordingly, the agreement provides \$200,000,000 for the SSP to support CBP in effectively managing noncitizen processing and preventing the overcrowding of short-term CBP holding facilities. The funds are transferred to the Federal Emergency Management Agency (FEMA) for administration as grants or cooperative agreements with state and local governments and NGOs.

Not less than quarterly, CBP shall provide data to FEMA to help inform decisions on where funding should be provided to shelters along the southwest border and in the interior of the United States to support CBP's border security mission. At a minimum, this data shall include historical data and future projections of encounters of families and single adults, by POE and Border Patrol sector. Further, FEMA shall ensure the Committee receives data, on a monthly basis, from SSP grantees regarding the use of such funds."

On page 71, strike the first sentence under the third paragraph of the section titled "Emergency Food and Shelter Program" that refers to EFSP-H and SSP.

On page 71, after the third paragraph of the section titled "Emergency Food and Shelter Program" include the following new paragraph:

"The bill includes a transfer of \$200,000,000 from CBP to FEMA for the SSP to support sheltering and related activities provided by non-federal entities in support of relieving overcrowding in CBP short-term holding facilities.

2

Rep. Ciscomani
FY24 – Homeland
Amendment #1

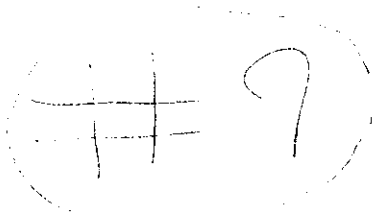
Amendment to the Homeland Appropriations Bill, 2024
Offered by Mr. Ciscomani

Withdrawn

Page 43, line 17, insert the following paragraph and redesignate the subsequent paragraph accordingly:

“ (13) \$83,500,000 for the Shelter and Services Program to support sheltering and related activities provided by non-Federal entities to families and individuals encountered by the Department of Homeland Security in support of relieving overcrowding in short-term holding facilities of U.S. Customs and Border Protection: *Provided*, that not to exceed \$6,500,000 of the total amount of funding made available under this paragraph may be made available to the Federal Emergency Management Agency for the necessary expenses of administering the program: *Provided further*, That amounts made available under this paragraph may be available for the reimbursement of grantee or subgrantee costs incurred after March 30, 2023: *Provided further*, That eligible recipients shall only be jurisdictions or local recipient organizations serving communities in States bordering Mexico that have experienced a significant influx of migrants. ”

Page 53, line 4, strike “\$444,545,000” and insert “\$361,045,000”.



Rep. Henry Cuellar
FY24- Homeland Security
~~CUELLAR #2~~
Amendment # 2

AMENDMENT TO HOMELAND SECURITY

APPROPRIATIONS BILL

OFFERED BY MR. CUELLAR OF TEXAS

Withdrawn

In the BILL:

At the end of the bill (before the short title), insert the following:

“SEC. __. Subtitle H of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 451 et seq.) is amended by adding at the end the following:

“SEC. 890E. SECURITY SECTOR ASSISTANCE.

“(a) IN GENERAL.—The Secretary, in consultation with the Secretary of State, may provide, with or without reimbursement, security sector assistance including equipment, training, maintenance, supplies, technical assistance, and sustainment support, to a foreign government.

“(b) DETERMINATION.—The Secretary may only provide assistance pursuant to subsection (a) if the Secretary determines that such assistance would—

“(1) further the homeland security interests of the United States; or

“(2) enhance the recipient government’s capacity to—

“(A) mitigate the risk or threat of transnational organized crime, proliferation, drug trafficking and/or terrorism

“(B) protect critical infrastructure;

“(C) address irregular migration flows that may affect the United States; or

“(D) protect and expedite lawful trade, travel, and/or finance.

“(c) LIMITATION ON TRANSFERS.—The Secretary may not, under the authority provided by this section—

“(1) directly transfer any equipment or supplies that are designated as a munitions item or controlled on the United States Munitions List, pursuant to section 38 of the Arms Export Control Act (22 U.S.C. 2778); or

“(2) transfer any United States government-owned vessel or aircraft.

“(d) RELATED TRAINING AND MAINTENANCE.—In conjunction with a transfer of equipment pursuant to subsection (a), the Secretary may—

“(1) provide such equipment-related training and assistance as the Secretary determines to be necessary; and

“(2) provide for the maintenance of transferred equipment through service contracts or other means, with or without reimbursement, as the Secretary considers appropriate.

“(e) REIMBURSEMENT OF EXPENSES.—The Secretary may collect payment from the receiving entity for the provision of any assistance provided under this section.

“(f) RECEIPTS CREDITED AS OFFSETTING COLLECTIONS.—Notwithstanding section 3302 of title 31, United States Code, any amount collected from reimbursements under this section shall—

“(1) be credited as discretionary offsetting collections to the account that finances the activities and services for which the payment is received; and

“(2) be made available for the purposes for which such account is authorized only to the extent and in the amounts provided in advance in appropriations Acts.””

#10

**AMENDMENT TO THE HOMELAND SECURITY APPROPRIATIONS BILL
OFFERED BY MR. DAVID TRONE OF MARYLAND**

Bill Language

On page 12 line 20, strike \$2,933,653,000 and insert \$2,406,571,000.

On page 12 line 22, strike \$2,223,768,000 and insert \$1,696,686,000.

On page 14 line 22, strike, \$10,150,131,000 and insert \$10,522,698,000.

On page 15 line 9, strike \$7,530,131,000 and insert \$7,902,698,000.

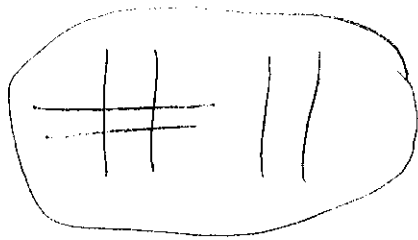
On page 24 line 24, strike \$2,933,653,000 and insert \$2,406,571,000.

On page 25 line 1, strike \$2,104,000,000 and insert \$ 1,576,918,000.

On page 87, strike lines 11- 14.

Strike Section 228.

Not Adopted
25-33



Rep. Betty McCollum
FY24 – Homeland Security
Amendment #1

Amendment to Homeland Security Appropriations Bill

Offered by Ms. McCollum of Minnesota

This amendment would move \$20 million dollars from the \$2.1 billion dollars of wall funding to fund the acquisition of long-lead time materials for heavy Great Lakes Ice Breaker construction.

Not Adopted
25-34

12

**AMENDMENT TO STRIKE POLICY RIDERS THAT ELIMINATE OVERSIGHT,
RIP APART FAMILIES, AND UNDERMINE OUR NATIONAL SECURITY**

Strike Sections 212–214.

Strike Sections 220–224.

Strike Section 228.

Strike Sections 404 and 405.

Strike Sections 540–546.

Not Adopted
25-34