

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 2
OFFERED BY MR. BABIN OF TEXAS**

Strike section 9510 of title V of division D of the
bill and insert the following:

1 **SEC. 9510. SAFE CROSS BORDER OPERATIONS.**

2 (a) IN GENERAL.—Subchapter II of chapter 201 of
3 title 49, United States Code, is amended by adding at the
4 end the following:

5 **“§ 20169. Crew requirements for trains originating in
6 or destined to Mexico**

7 “(a) IN GENERAL.—Trains originating in or destined
8 to Mexico may be operated for distances of 20 air-miles
9 or fewer from the intersection of the international border
10 and the existing rail border crossing or rail gateway only
11 by crews comprised of persons that are either a citizen
12 or lawful permanent resident of the United States, or that
13 meet all of—

14 “(1) have current Mexican passports and B1/
15 B2 visas and have been granted clearance by United
16 States Customs and Border Protection under the
17 Free and Secure Trade Program, or other trusted

1 traveler or trusted shipper program administered by
2 the Department of Homeland Security;

3 “(2) are licensed by the Mexican government to
4 operate trains in Mexico;

5 “(3) are certified under locomotive engineer or
6 conductor certification programs filed with the Fed-
7 eral Railroad Administration under parts 240 and
8 242 of title 49, Code of Federal Regulations; and

9 “(4) comply with the United States hours of
10 service requirements in chapter 211.

11 “(b) PROHIBITION.—Notwithstanding subsection (a),
12 no train originating in or destined to Mexico may be oper-
13 ated in the United States for distances in excess of 20
14 air-miles from the intersection of the international border
15 and the existing rail border crossing or rail gateway, un-
16 less by crews comprised entirely of citizens or lawful per-
17 manent residents of the United States.”.

18 (b) CLERICAL AMENDMENT.—The analysis for chap-
19 ter 201 of title 49, United States Code, is amended by
20 inserting after the item relating to section 20168 the fol-
21 lowing:

“20169. Crew requirements for trains originating in or destined to Mexico.”.

22 (c) REGULATIONS REQUIREMENT.—Not later than
23 180 days after the date of enactment of this Act, the Sec-
24 retary of Transportation shall issue such regulations as

1 are necessary to carry out the amendments made by this
2 Act.

