

105TH CONGRESS  
2D SESSION

# H. R. 3679

To authorize additional appropriations for personnel and technology for the United States Customs Service and the Immigration and Naturalization Service, which have joint responsibility at ports of entry, in order to increase inspection and enforcement at ports of entry and to expedite and facilitate the flow of legal commercial and passenger traffic at United States borders and interior checkpoints.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 1998

Mr. REYES (for himself and Mr. GEPHARDT) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To authorize additional appropriations for personnel and technology for the United States Customs Service and the Immigration and Naturalization Service, which have joint responsibility at ports of entry, in order to increase inspection and enforcement at ports of entry and to expedite and facilitate the flow of legal commercial and passenger traffic at United States borders and interior checkpoints.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AUTHORIZATIONS OF APPROPRIATIONS FOR**  
2 **UNITED STATES CUSTOMS SERVICE AND IM-**  
3 **MIGRATION AND NATURALIZATION SERVICE.**

4 (a) IN GENERAL.—

5 (1) CUSTOMS SERVICE.—In order to enhance  
6 border investigative resources on the Southwest bor-  
7 der, enhance investigative resources for  
8 anticorruption efforts, intensify efforts against drug  
9 smuggling and money-laundering organizations,  
10 process cargo, reduce commercial and passenger  
11 traffic waiting times, and open all primary lanes  
12 during peak hours at certain ports on the Southwest  
13 and Northern borders, in addition to any other  
14 amount appropriated, there are authorized to be ap-  
15 propriated for salaries, expenses, and equipment for  
16 the United States Customs Service for purposes of  
17 carrying out this section—

18 (A) \$161,248,584 for fiscal year 1999;

19 (B) \$185,751,328 for fiscal year 2000; and

20 (C) such sums as may be necessary in each  
21 fiscal year thereafter.

22 (2) INS.—In order to enhance enforcement and  
23 inspection resources on the Southwest land border of  
24 the United States, enhance investigative resources  
25 for anticorruption efforts and efforts against drug  
26 smuggling and money-laundering organizations,

1 process cargo, reduce commercial and passenger  
2 traffic waiting times, and open all primary lanes  
3 during peak hours at major land border ports of  
4 entry on the Southwest and Northern land borders  
5 of the United States, in addition to any other  
6 amounts appropriated, there are authorized to be  
7 appropriated for salaries, expenses, and equipment  
8 for the Immigration and Naturalization Service for  
9 purposes of carrying out this section—

10 (A) \$113,604,000 for fiscal year 1999;

11 (B) \$121,064,000 for fiscal year 2000; and

12 (C) such sums as may be necessary in each

13 fiscal year thereafter.

14 (b) FISCAL YEAR 1999.—

15 (1) CUSTOMS SERVICE.—Of the amounts au-  
16 thorized to be appropriated under subsection  
17 (a)(1)(A) for fiscal year 1999 for the United States  
18 Customs Service, \$48,404,000 shall be available  
19 until expended for acquisition and other expenses as-  
20 sociated with implementation and full deployment of  
21 narcotics enforcement and cargo processing tech-  
22 nology along the Southwest border, including—

23 (A) \$6,000,000 for 8 Vehicle and Con-  
24 tainer Inspection Systems (VACIS);

1 (B) \$11,000,000 for 5 mobile truck x-rays  
2 with transmission and backscatter imaging;

3 (C) \$12,000,000 for the upgrade of 8  
4 fixed-site truck x-rays from the present energy  
5 level of 450,000 electron volts to 1,000,000  
6 electron volts (1-MeV);

7 (D) \$7,200,000 for 8 1-MeV pallet x-rays;

8 (E) \$1,000,000 for 200 portable contra-  
9 band detectors (busters) to be distributed  
10 among ports where the current allocations are  
11 inadequate;

12 (F) \$600,000 for 50 contraband detection  
13 kits to be distributed among all Southwest bor-  
14 der ports based on traffic volume;

15 (G) \$500,000 for 25 ultrasonic container  
16 inspection units to be distributed among all  
17 ports receiving liquid-filled cargo and to ports  
18 with a hazardous material inspection facility;

19 (H) \$2,450,000 for 7 automated targeting  
20 systems;

21 (I) \$360,000 for 30 rapid tire deflator sys-  
22 tems to be distributed to those ports where port  
23 runners are a threat;

1           (J) \$480,000 for 20 Portable Treasury  
2 Enforcement Communications System (TECS)  
3 terminals to be moved among ports as needed;

4           (K) \$1,000,000 for 20 remote watch sur-  
5 veillance camera systems at ports where there  
6 are suspicious activities at loading docks, vehi-  
7 cle queues, secondary inspection lanes, or areas  
8 where visual surveillance or observation is ob-  
9 scured;

10           (L) \$1,254,000 for 57 weigh-in-motion  
11 sensors to be distributed among the ports with  
12 the greatest volume of outbound traffic;

13           (M) \$180,000 for 36 AM radio “Welcome  
14 to the United States” stations, with 1 station to  
15 be located at each border crossing;

16           (N) \$1,040,000 for 260 inbound vehicle  
17 counters to be installed at every inbound vehicle  
18 lane;

19           (O) \$950,000 for 38 spotter camera sys-  
20 tems to counter the surveillance of Customs in-  
21 spection activities by persons outside the bound-  
22 aries of ports where such surveillance activities  
23 are occurring;

1           (P) \$390,000 for 60 inbound commercial  
2 truck transponders to be distributed to all ports  
3 of entry;

4           (Q) \$1,600,000 for 40 narcotics vapor and  
5 particle detectors to be distributed to each bor-  
6 der crossing; and

7           (R) \$400,000 for license plate reader auto-  
8 matic targeting software to be installed at each  
9 port to target inbound vehicles.

10           (2) INS.—Of the amounts authorized to be ap-  
11 propriated under subsection (a)(2)(A) for fiscal year  
12 1999 for the Immigration and Naturalization Serv-  
13 ice, \$15,090,000 shall be available until expended  
14 for acquisition and other expenses associated with  
15 implementation and full deployment of narcotics en-  
16 forcement and cargo processing technology along the  
17 Southwest land border of the United States, includ-  
18 ing—

19           (A) \$11,000,000 for 5 mobile truck x-rays  
20 with transmission and backscatter imaging to  
21 be distributed to border patrol checkpoints;

22           (B) \$200,000 for 10 ultrasonic container  
23 inspection units to be distributed to border pa-  
24 trol checkpoints;

1 (C) \$240,000 for 10 Portable Treasury  
2 Enforcement Communications System (TECS)  
3 terminals to be distributed to border patrol  
4 checkpoints;

5 (D) \$1,000,000 for 20 remote watch sur-  
6 veillance camera systems to be distributed to  
7 border patrol checkpoints;

8 (E) \$175,000 for 35 AM radio “Welcome  
9 to the United States” stations, with 1 station to  
10 be located at each permanent border patrol  
11 checkpoint;

12 (F) \$875,000 for 35 spotter camera sys-  
13 tems, with 1 system to be located at each per-  
14 manent border patrol checkpoint; and

15 (G) \$1,600,000 for 40 narcotics vapor and  
16 particle detectors to be distributed to border pa-  
17 trol checkpoints.

18 (c) FISCAL YEAR 2000 AND THEREAFTER.—

19 (1) CUSTOMS SERVICE.—Of the amounts au-  
20 thorized to be appropriated under subparagraphs  
21 (B) and (C) of subsection (a)(1) for the United  
22 States Customs Service for fiscal year 2000 and  
23 each fiscal year thereafter, \$4,840,400 shall be for  
24 the maintenance and support of the equipment and  
25 training of personnel to maintain and support the

1 equipment described in subsection (b)(1), based on  
2 an estimate of 10 percent of the cost of such equip-  
3 ment.

4 (2) INS.—Of the amounts authorized to be ap-  
5 propriated under subparagraphs (B) and (C) of sub-  
6 section (a)(2) for the Immigration and Naturaliza-  
7 tion Service for fiscal year 2000 and each fiscal year  
8 thereafter, \$1,509,000 shall be for the maintenance  
9 and support of the equipment and training of per-  
10 sonnel to maintain and support the equipment de-  
11 scribed in subsection (b)(2), based on an estimate of  
12 10 percent of the cost of such equipment.

13 (d) NEW TECHNOLOGIES; USE OF FUNDS.—

14 (1) IN GENERAL.—The Commissioner of Cus-  
15 toms may use the amounts authorized to be appro-  
16 priated for equipment under this section for equip-  
17 ment other than the equipment specified in sub-  
18 section (b)(1) if such other equipment—

19 (A)(i) is technologically superior to the  
20 equipment specified in subsection (b)(1); and

21 (ii) will achieve at least the same results at  
22 a cost that is the same or less than the equip-  
23 ment specified in subsection (b)(1); or

1 (B) can be obtained at a lower cost than  
2 the equipment authorized in subparagraphs (A)  
3 through (R) of such subsection.

4 (2) TRANSFER OF FUNDS.—Notwithstanding  
5 any other provision of this section, the Commissioner  
6 of Customs may reallocate an amount not to exceed  
7 10 percent of the amount specified in any of sub-  
8 paragraphs (A) through (R) of subsection (b)(1) for  
9 equipment specified in any other of such subpara-  
10 graphs (A) through (R).

11 (3) INS.—With respect to the amounts and  
12 equipment specified in subsection (b)(2), the Attor-  
13 ney General shall have the same authority as is  
14 granted the Commissioner of Customs by para-  
15 graphs (1) and (2) with respect to the amounts and  
16 equipment specified in subsection (b)(1).

17 (e) PEAK HOURS AND INVESTIGATIVE RESOURCE  
18 ENHANCEMENT.—

19 (1) CUSTOMS SERVICE.—Of the amounts au-  
20 thorized to be appropriated under subsection (a)(1)  
21 for fiscal years 1999 and 2000, \$112,844,584 in fis-  
22 cal year 1999 and \$180,910,928 for fiscal year 2000  
23 shall be for—

24 (A) a net increase of 535 inspectors and  
25 60 special agents for the Southwest border and

1           375 inspectors for the Northern border, in  
2           order to open all primary lanes on the South-  
3           west and Northern borders during peak hours  
4           and enhance investigative resources;

5           (B) a net increase of 285 inspectors and  
6           canine enforcement officers to be distributed at  
7           large cargo facilities as needed to process and  
8           screen cargo (including rail cargo) and reduce  
9           commercial waiting times on the Southwest bor-  
10          der;

11          (C) a net increase of 360 special agents,  
12          40 intelligence analysts, and additional re-  
13          sources to be distributed among offices that  
14          have jurisdiction over major metropolitan drug  
15          or narcotics distribution and transportation  
16          centers for intensification of efforts against  
17          drug smuggling and money-laundering organi-  
18          zations;

19          (D) a net increase of 50 positions and ad-  
20          ditional resources to the Office of Internal Af-  
21          fairs to enhance investigative resources for  
22          anticorruption efforts; and

23          (E) the costs incurred as a result of the in-  
24          crease in personnel hired pursuant to this sec-  
25          tion.

1           (2) INS.—Of the amounts authorized to be ap-  
2           propriated under subsection (a)(2) for fiscal years  
3           1999 and 2000, \$98,514,000 in fiscal year 1999 and  
4           \$119,555,000 for fiscal year 2000 shall be for—

5                   (A) a net increase of 535 inspectors for the  
6                   Southwest land border and 375 inspectors for  
7                   the Northern land border, in order to open all  
8                   primary lanes on the Southwest and Northern  
9                   borders during peak hours and enhance inves-  
10                  tigative resources;

11                  (B) a net increase of 100 inspectors and  
12                  canine enforcement officers for border patrol  
13                  checkpoints;

14                  (C) 100 canine enforcement vehicles to be  
15                  used by the Border Patrol for inspection and  
16                  enforcement, and to reduce waiting times, at  
17                  the Southwest land border of the United States;

18                  (D) a net increase of 40 intelligence ana-  
19                  lysts and additional resources to be distributed  
20                  among border patrol sectors that have jurisdic-  
21                  tion over major metropolitan drug or narcotics  
22                  distribution and transportation centers for in-  
23                  tensification of efforts against drug smuggling  
24                  and money-laundering organizations;

1           (E) a net increase of 50 positions and ad-  
2           ditional resources to the Office of the Inspector  
3           General of the Department of Justice to en-  
4           hance investigative resources for anticorruption  
5           efforts; and

6           (F) the costs incurred as a result of the in-  
7           crease in personnel hired pursuant to this sec-  
8           tion.

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