

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

S. 750

To achieve border security on certain Federal lands along
the Southern border.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. MCCAIN

Viz:

1 Strike all after the enacting clause and insert the fol-

2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Arizona Borderlands

5 Protection and Preservation Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) BORDER SECURITY.—The term “border se-

9 curity” means—

10 (A) the functioning and operational capa-

11 bility to conduct continuous and integrated

12 manned or unmanned, monitoring, sensing, or

1 surveillance of 100 percent of Southern border
2 mileage or the immediate vicinity of the South-
3 ern border; and

4 (B) the apprehension or turn back of all il-
5 legal entries across the Southern border during
6 a fiscal year.

7 (2) FEDERAL LANDS.—The term “Federal
8 lands” includes all land under the control of the Sec-
9 retary concerned that is located—

10 (A) within 100 miles of the international
11 border between the United States and Mexico;
12 and

13 (B) within the Tucson and Yuma sectors
14 of United States Border Patrol.

15 (3) SECRETARY CONCERNED.—The term “Sec-
16 retary concerned” means—

17 (A) with respect to land under the jurisdic-
18 tion of the Secretary of Agriculture, the Sec-
19 retary of Agriculture; and

20 (B) with respect to land under the jurisdic-
21 tion of the Secretary of the Interior, the Sec-
22 retary of the Interior.

23 **SEC. 3. SUPPORT FOR BORDER SECURITY NEEDS.**

24 (a) IN GENERAL.—To achieve border security on
25 Federal lands, the Secretary concerned—

1 (1) notwithstanding any other provision of law,
2 shall provide U.S. Customs and Border Protection
3 personnel with immediate access to Federal lands for
4 border security activities, including—

5 (A) routine motorized patrols; and

6 (B) the deployment of communications,
7 surveillance, and detection equipment;

8 (2) may provide education and training to U.S.
9 Customs and Border Protection personnel on the
10 natural and cultural resources present on individual
11 Federal land units; and

12 (3) shall conduct the security activities de-
13 scribed in subparagraph (1), to the maximum extent
14 practicable, in a manner that the Secretary of
15 Homeland Security determines will best protect the
16 natural and cultural resources on Federal lands

17 (b) INTERMINGLED STATE AND PRIVATE LAND.—

18 Subsection (a) shall not apply to any private or State-
19 owned land within the boundaries of Federal lands.