

114TH CONGRESS
2D SESSION

S. 3513

To amend the Homeland Security Act of 2002 to facilitate communication between U.S. Customs and Border Protection and border ranchers in Arizona and other border States and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 7, 2016

Mr. FLAKE introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To amend the Homeland Security Act of 2002 to facilitate communication between U.S. Customs and Border Protection and border ranchers in Arizona and other border States and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Border Landowner and
5 Lessee Consultation Act”.

1 **SEC. 2. CONSULTATION WITH BORDER RANCHERS.**

2 (a) REQUIREMENT TO CONSULT.—Section 411(c) of
3 the Homeland Security Act of 2002 (6 U.S.C. 211(c)) is
4 amended—

5 (1) in paragraph (17), by striking “and” at the
6 end;

7 (2) in paragraph (18), by striking the period at
8 the end and inserting “; and”; and

9 (3) by adding at the end the following:

10 “(19) consult with any person who owns or
11 leases real property where the United States Border
12 Patrol operates and receive input from such persons
13 related to U.S. Customs and Border Protection op-
14 erations that affect such real property.”.

15 (b) REGULATIONS.—Not later than 90 days after the
16 date of the enactment of this Act, the Commissioner of
17 U.S. Customs and Border Protection shall propose regula-
18 tions to carry out paragraph (19) of section 411(c) the
19 Homeland Security Act of 2002 (6 U.S.C. 211(c)), as
20 added by subsection (a).

21 **SEC. 3. PRIVATE LANDOWNER OMBUDSMAN.**

22 Subsection (d) of section 411 of the Homeland Secu-
23 rity Act of 2002 (6 U.S.C. 211(d)) is amended to read
24 as follows:

25 “(d) DEPUTY COMMISSIONER; PRIVATE LANDOWNER
26 OMBUDSMAN.—

1 “(1) DEPUTY COMMISSIONER.—There shall be
2 in U.S. Customs and Border Protection a Deputy
3 Commissioner who shall assist the Commissioner in
4 the management of U.S. Customs and Border Pro-
5 tection.

6 “(2) PRIVATE LANDOWNER OMBUDSMAN.—
7 There shall be in U.S. Customs and Border Protec-
8 tion a Private Landowner Ombudsman who shall as-
9 sist persons who own real property along the inter-
10 national border between the United States and Mex-
11 ico in communicating to the Commissioner the needs
12 and interests of such persons related to U.S. Cus-
13 toms and Border Protection operations that affect
14 such real property.”.

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