

Calendar No. 597

110TH CONGRESS
2D SESSION

S. 2712

To require the Secretary of Homeland Security to complete at least 700 miles of reinforced fencing along the Southwest border by December 31, 2010, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 5, 2008

Mr. DEMINT (for himself, Mr. GRAHAM, Mr. DOMENICI, Mrs. DOLE, Mr. VITTER, Mr. INHOFE, Mr. SPECTER, and Mr. SESSIONS) introduced the following bill; which was read the first time

MARCH 6, 2008

Read the second time and placed on the calendar

A BILL

To require the Secretary of Homeland Security to complete at least 700 miles of reinforced fencing along the Southwest border by December 31, 2010, 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 “Complete the Fence
5 Act”.

1 **SEC. 2. EXTENSION OF REINFORCED FENCING ALONG**
2 **SOUTHWEST BORDER.**

3 Section 102(b)(1) of the Illegal Immigration Reform
4 and Immigrant Responsibility Act of 1996 (8 U.S.C. 1103
5 note) is amended—

6 (1) in subparagraph (A), by adding at the end
7 the following: “Fencing that does not effectively re-
8 strain pedestrian traffic (such as vehicle barriers
9 and virtual fencing) may not be used to meet the
10 700-mile fence requirement under this subpara-
11 graph.”;

12 (2) in subparagraph (B)—

13 (A) in clause (i), by striking “and” at the
14 end;

15 (B) in clause (ii), by striking the period at
16 the end and inserting “; and”; and

17 (C) by adding at the end the following:

18 “(iii) not later than December 31,
19 2010, complete the construction of all the
20 reinforced fencing and the installation of
21 the related equipment described in sub-
22 paragraph (A).”; and

23 (3) in subparagraph (C), by adding at the end
24 the following:

25 “(iii) **FUNDING NOT CONTINGENT ON**
26 **CONSULTATION.**—Amounts appropriated to

1 carry out this paragraph may not be im-
2 pounded or otherwise withheld for failure
3 to fully comply with the consultation re-
4 quirement under clause (i).”.

5 **SEC. 3. PROGRESS REPORT.**

6 Not later than June 30, 2009, the Secretary of
7 Homeland Security shall submit a report to Congress that
8 describes—

9 (1) the progress made in completing the rein-
10 forced fencing required under section 102(b)(1) of
11 the Illegal Immigration Reform and Immigrant Re-
12 sponsibility Act of 1996 (8 U.S.C. 1103 note), as
13 amended by this Act; and

14 (2) the plans for completing such fencing before
15 December 31, 2010.

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