

113TH CONGRESS  
1ST SESSION

# H. R. 3575

To establish conditions under which the Secretary of Homeland Security may commence U.S. Customs and Border Protection security screening operations at a preclearance facility outside the United States, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 21, 2013

Ms. JACKSON LEE (for herself, Mr. THOMPSON of Mississippi, Mr. RICHMOND, Ms. LORETTA SANCHEZ of California, Ms. CLARKE, Mr. PAYNE, Mr. HIGGINS, and Mr. BARBER) introduced the following bill; which was referred to the Committee on Homeland Security

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## A BILL

To establish conditions under which the Secretary of Homeland Security may commence U.S. Customs and Border Protection security screening operations at a preclearance facility outside the United 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 “Putting Security First  
5 in Preclearance Act”.

1 **SEC. 2. AUTHORITY.**

2 Notwithstanding any other provision of law, the Sec-  
3 retary of Homeland Security (in this Act referred to as  
4 the “Secretary”) may establish conditions under which the  
5 Secretary may commence U.S. Customs and Border Pro-  
6 tection security screening operations at a preclearance fa-  
7 cility outside the United States only in accordance with  
8 the requirements of this Act.

9 **SEC. 3. NOTICE TO CONGRESS.**

10 Not later than 90 days before entering into any  
11 agreement to commence security screening operations at  
12 a preclearance facility under section 2, the Secretary shall  
13 provide to the Committee on Homeland Security of the  
14 House of Representatives and the Committee on Home-  
15 land Security and Governmental Affairs of the Senate with  
16 the following:

17 (1) A notice of intent to commence such secu-  
18 rity screening operations.

19 (2) A copy of the proposed agreement that is  
20 the subject of such notice of intent.

21 (3) A comprehensive assessment that includes  
22 the following:

23 (A) A homeland security threat assessment  
24 for the country in which such screening oper-  
25 ations are proposed.

1           (B) Information on the anticipated home-  
2 land security benefits associated with estab-  
3 lishing such facility or commencing such secu-  
4 rity screening operations.

5           (C) Information on potential security  
6 vulnerabilities associated with commencing such  
7 security screening operations, and mitigation  
8 plans to address such potential security  
9 vulnerabilities.

10          (D) A U.S. Customs and Border Protec-  
11 tion staffing model for such security screening  
12 operations and plans for how such positions  
13 would be filled.

14          (E) Information about the anticipated im-  
15 pact on border security staffing at United  
16 States airports of the deployment of U.S. Cus-  
17 toms and Border Protection officers to carry  
18 out such security screening operations.

19          (F) Information on the anticipated costs  
20 over the next five fiscal years associated with  
21 commencing such security screening operations.

22          (G) Information on anticipated funding  
23 sources for costs identified in subparagraph  
24 (F), including user fee collections.

1           (H) Information on potential impacts on  
2 passengers traveling to the United States.

3           (I) Other factors that the Secretary deter-  
4 mines to be necessary for Congress to com-  
5 prehensively assess the appropriateness of com-  
6 mencing such security screening operations.

7 **SEC. 4. PROHIBITION.**

8       No U.S. Customs and Border Protection security  
9 screening positions at a preclearance facility outside the  
10 United States may be funded directly or through reim-  
11 bursement by a foreign government or a foreign person.

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