

114TH CONGRESS
2D SESSION

S. 1808

AN ACT

To require the Secretary of Homeland Security to conduct a Northern Border threat analysis, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Northern Border Secu-
3 rity Review Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) **APPROPRIATE CONGRESSIONAL COMMIT-**
7 **TEES.**—The term “appropriate congressional com-
8 mittees” means—

9 (A) the Committee on Homeland Security
10 and Governmental Affairs of the Senate;

11 (B) the Committee on Appropriations of
12 the Senate;

13 (C) the Committee on the Judiciary of the
14 Senate;

15 (D) the Committee on Homeland Security
16 of the House of Representatives;

17 (E) the Committee on Appropriations of
18 the House of Representatives; and

19 (F) the Committee on the Judiciary of the
20 House of Representatives.

21 (2) **NORTHERN BORDER.**—The term “Northern
22 Border” means the land and maritime borders be-
23 tween the United States and Canada.

24 **SEC. 3. NORTHERN BORDER THREAT ANALYSIS.**

25 (a) **IN GENERAL.**—Not later than 180 days after the
26 date of enactment of this Act, the Secretary of Homeland

1 Security shall submit a Northern Border threat analysis
2 to the appropriate congressional committees that in-
3 cludes—

4 (1) current and potential terrorism and crimi-
5 nal threats posed by individuals and organized
6 groups seeking—

7 (A) to enter the United States through the
8 Northern Border; or

9 (B) to exploit border vulnerabilities on the
10 Northern Border;

11 (2) improvements needed at and between ports
12 of entry along the Northern Border—

13 (A) to prevent terrorists and instruments
14 of terrorism from entering the United States;
15 and

16 (B) to reduce criminal activity, as meas-
17 ured by the total flow of illegal goods, illicit
18 drugs, and smuggled and trafficked persons
19 moved in either direction across to the North-
20 ern Border;

21 (3) gaps in law, policy, cooperation between
22 State, tribal, and local law enforcement, inter-
23 national agreements, or tribal agreements that
24 hinder effective and efficient border security,
25 counter-terrorism, anti-human smuggling and traf-

1 ficking efforts, and the flow of legitimate trade along
2 the Northern Border; and

3 (4) whether additional U.S. Customs and Bor-
4 der Protection preclearance and preinspection oper-
5 ations at ports of entry along the Northern Border
6 could help prevent terrorists and instruments of ter-
7 ror from entering the United States.

8 (b) ANALYSIS REQUIREMENTS.—For the threat anal-
9 ysis required under subsection (a), the Secretary of Home-
10 land Security shall consider and examine—

11 (1) technology needs and challenges;

12 (2) personnel needs and challenges;

13 (3) the role of State, tribal, and local law en-
14 forcement in general border security activities;

15 (4) the need for cooperation among Federal,
16 State, tribal, local, and Canadian law enforcement
17 entities relating to border security;

18 (5) the terrain, population density, and climate
19 along the Northern Border; and

20 (6) the needs and challenges of Department fa-
21 cilities, including the physical approaches to such fa-
22 cilities.

23 (c) CLASSIFIED THREAT ANALYSIS.—To the extent
24 possible, the Secretary of Homeland Security shall submit
25 the threat analysis required under subsection (a) in un-

- 1 classified form. The Secretary may submit a portion of
- 2 the threat analysis in classified form if the Secretary de-
- 3 termines that such form is appropriate for that portion.

Passed the Senate November 16, 2016.

Attest:

Secretary.

114TH CONGRESS
2^D SESSION

S. 1808

AN ACT

To require the Secretary of Homeland Security to conduct a Northern Border threat analysis, and for other purposes.