

116TH CONGRESS  
1ST SESSION

# H. R. 200

To allow the Secretary of the Treasury to accept public donations to fund the construction of a barrier on the border between the United States and Mexico, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2019

Mr. POSEY introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To allow the Secretary of the Treasury to accept public donations to fund the construction of a barrier on the border between the United States and Mexico, 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 Wall Trust  
5 Fund Act”.

1 **SEC. 2. BORDER WALL TRUST FUND.**

2 (a) BORDER WALL TRUST FUND.—At the end of  
3 subchapter III of chapter 33 of title 31, United States  
4 Code, insert the following:

5 **“§ 3344. Border wall trust fund.**

6 “(a) IN GENERAL.—

7 “(1) RECEIVE GIFTS.—Notwithstanding section  
8 3113 of title 31, the Secretary of the Treasury may  
9 accept for the Government a gift of money on the  
10 condition that it be used to plan, design, construct,  
11 or maintain a barrier along the international border  
12 between the United States and Mexico.

13 “(2) TRUST FUND.—Not later than 60 days  
14 after the date of enactment of this section, the Sec-  
15 retary of the Treasury shall—

16 “(A) establish an account, to be known as  
17 the ‘Border Wall Trust Fund’, into which  
18 money received as gifts under this section shall  
19 be deposited; and

20 “(B) create a publicly accessible website to  
21 receive such gifts.

22 “(3) APPROPRIATION.—Money deposited in the  
23 Border Wall Trust Fund is appropriated to the Sec-  
24 retary of Homeland Security and may be expended  
25 to plan, design, construct, or maintain a barrier  
26 along the international border between the United

1 States and Mexico. Such funds may not be used for  
2 any other purpose.”.

3 (b) CLERICAL AMENDMENT.—The table of contents  
4 for such chapter is amended by inserting at the end the  
5 following:

“3344. Border Wall Trust Fund.”.

6 **SEC. 3. COMMEMORATIVE DISPLAY.**

7 (a) CONSTRUCTION.—The Secretary of Homeland  
8 Security shall, at a time determined by the Secretary and  
9 in a manner consistent with the security mission of the  
10 border barrier, provide for a commemorative display as an  
11 integrated part of the barrier under section 3344 of such  
12 title, as enacted by section 2, recognizing individuals who  
13 contributed to the Border Wall Trust Fund.

14 (b) LENGTH.—The display described in subsection  
15 (a) shall be one mile in length, unless the Secretary deter-  
16 mines that length to be impracticable, in which case it  
17 shall be as close to that length as the Secretary determines  
18 practicable consistent with the security mission of such  
19 barrier.

20 (c) DESIGNATION OF FUNDS.—The Secretary of the  
21 Treasury shall provide a process by which a donor may  
22 designate the donation of that donor to fund construction  
23 of the commemorative display under this section.

24 (d) NOTIFICATION TO THE PUBLIC.—The Secretary  
25 of the Treasury shall display on the website described in

1 section 3344(a)(2) of such title, as enacted by section 2,  
2 the following:

3 (1) A total estimated cost for the commemora-  
4 tive display.

5 (2) A notification that donations to the Border  
6 Wall Trust Fund not designated under subsection  
7 (c) will be used exclusively to plan, design, construct,  
8 or maintain a barrier along the international border  
9 between the United States and Mexico.

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