

116TH CONGRESS
1ST SESSION

S. 188

To make revenue from certain duties imposed on goods imported from the People’s Republic of China available for border security, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 17, 2019

Mrs. HYDE-SMITH introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To make revenue from certain duties imposed on goods imported from the People’s Republic of China available for border security, 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, Law Enforce-
5 ment, Operational Control, and Sovereignty Act of 2019”.

6 **SEC. 2. ADDITIONAL FUNDING FOR BORDER SECURITY.**

7 (a) TRANSFER OF CERTAIN REVENUE FROM DUTIES
8 TO SECRETARY OF HOMELAND SECURITY.—

1 (1) IN GENERAL.—The Secretary of the Treas-
2 ury shall transfer to the Secretary of Homeland Se-
3 curity from the general fund of the Treasury
4 amounts determined by the Secretary of the Treas-
5 ury to be equivalent to 50 percent of the amounts
6 received into the general fund that are attributable
7 to duties imposed under section 301 of the Trade
8 Act of 1974 (19 U.S.C. 2411) with respect to goods
9 imported from the People’s Republic of China on or
10 after July 6, 2018.

11 (2) ADMINISTRATION OF TRANSFERS.—

12 (A) IN GENERAL.—The amounts required
13 to be transferred under paragraph (1) shall be
14 transferred not less frequently than quarterly
15 from the general fund of the Treasury to the
16 Secretary of Homeland Security on the basis of
17 estimates made by the Secretary of the Treas-
18 ury of the amounts described in paragraph (1)
19 that are received into the Treasury.

20 (B) ADJUSTMENTS.—Proper adjustments
21 shall be made in the amounts described in para-
22 graph (1) subsequently transferred under that
23 paragraph to the extent prior estimates were in
24 excess of, or less than, the amounts required to
25 be transferred.

1 (b) USE OF FUNDS FOR BORDER SECURITY.—
2 Amounts transferred under subsection (a) shall be avail-
3 able, without further appropriation, to the Secretary of
4 Homeland Security to install physical barriers and roads
5 described in section 102 of the Illegal Immigration Reform
6 and Immigrant Responsibility Act of 1996 (division C of
7 Public Law 104–208; 8 U.S.C. 1103 note), including for
8 the construction of fencing and road improvements de-
9 scribed in subsection (b) of that section.

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