

119TH CONGRESS
1ST SESSION

S. 1790

To establish the State Border Security Reinforcement Fund and the State Criminal Alien Prosecution and Detention Fund, to make appropriations to each of these funds, and to authorize the use of such amounts for grants to eligible States, State agencies, and units of local government for specified purposes.

IN THE SENATE OF THE UNITED STATES

MAY 15, 2025

Mr. CORNYN (for himself and Mr. CRUZ) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To establish the State Border Security Reinforcement Fund and the State Criminal Alien Prosecution and Detention Fund, to make appropriations to each of these funds, and to authorize the use of such amounts for grants to eligible States, State agencies, and units of local government for specified 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 “State Border Security
5 Assistance Act”.

1 **SEC. 2. STATE BORDER SECURITY REINFORCEMENT FUND.**

2 (a) ESTABLISHMENT OF FUND.—There is estab-
3 lished, in the Department of Homeland Security, a fund,
4 which shall be known as the “State Border Security Rein-
5 forcement Fund” (referred to in this section as the
6 “Fund”). The Secretary of Homeland Security shall use
7 amounts appropriated or otherwise made available for the
8 Fund for grants to eligible States, State agencies, includ-
9 ing National Guard units, and units of local government
10 for any of the following purposes:

11 (1) Construction or installation of a border
12 wall, border fencing, or other barriers or buoys along
13 the southern border of the United States, which may
14 include planning, procurement of materials, and per-
15 sonnel costs related to such construction.

16 (2) Any work necessary to prepare the ground
17 at or near the United States border to allow con-
18 struction or maintenance of a border wall or other
19 barrier fencing or effective surveillance.

20 (3) Information-gathering and surveillance to
21 detect and interdict the unlawful entry of persons or
22 contraband across the United States border.

23 (4) Relocation of aliens who are unlawfully
24 present in the United States from small population
25 centers.

1 (b) APPROPRIATION.—In addition to amounts other-
 2 wise available for the purposes described in paragraphs
 3 (1) through (4) of subsection (a), there is appropriated
 4 in fiscal year 2025, out of any money in the Treasury not
 5 otherwise appropriated, to the Department of Homeland
 6 Security for the Fund, \$11,000,000,000, to remain avail-
 7 able until September 30, 2034, for qualified expenses that
 8 meet the purposes described in subsection (a).

9 (c) GRANT ELIGIBILITY OF COMPLETED, ONGOING,
 10 OR NEW ACTIVITIES.—The Secretary of Homeland Secu-
 11 rity may provide grants under subsection (a) to State
 12 agencies and units of local government for expenditures
 13 they made for completed, ongoing, or new activities deter-
 14 mined to be eligible for such grant funding that occurred
 15 on or after January 20, 2021.

16 (d) SUNSET.—The Fund shall terminate on January
 17 20, 2029. Any unobligated amounts remaining in the
 18 Fund on that date shall be returned to the Treasury of
 19 the United States for deficit reduction purposes.

20 **SEC. 3. STATE CRIMINAL ALIEN PROSECUTION AND DETEN-**
 21 **TION FUND.**

22 (a) ESTABLISHMENT OF FUND.—There is estab-
 23 lished, in the Department of Justice, a fund, which shall
 24 be known as the “State Criminal Alien Prosecution and
 25 Detention Fund” (referred to in this section as the

1 “Fund”). The Attorney General shall use amounts appro-
2 priated or otherwise made available for the Fund for
3 grants to eligible States, State agencies, including Na-
4 tional Guard units, and units of local government for any
5 of the following purposes:

6 (1) Locating and apprehending aliens who are
7 unlawfully present in the United States or have com-
8 mitted a crime under Federal, State, or local law.

9 (2) Intelligence and information-gathering to
10 counter gang activity.

11 (3) Investigating and prosecuting crimes com-
12 mitted by aliens and drug and human trafficking
13 crimes.

14 (4) Court operations related to the prosecution
15 of crimes committed by aliens and drug and human
16 trafficking crimes.

17 (5) Temporarily detaining aliens, including
18 costs related to facility operations, personnel, and
19 health and safety related services.

20 (6) Transporting aliens described in paragraph
21 (1) to locations related to their apprehension, deten-
22 tion, and prosecution.

23 (7) Vehicle maintenance, logistics, transpor-
24 tation, and other support provided to law enforce-
25 ment agencies by a State agency to enhance their

1 ability to locate and apprehend aliens who have un-
2 lawfully entered the United States or have com-
3 mitted crimes under Federal, State, or local law.

4 (b) APPROPRIATION.—In addition to amounts other-
5 wise available for the purposes described in paragraphs
6 (1) through (6) of subsection (a), there is appropriated
7 in fiscal year 2025, out of any money in the Treasury not
8 otherwise appropriated, to the Department of Justice for
9 the Fund, \$3,500,000,000, to remain available until Sep-
10 tember 30, 2034, for qualified expenses that achieve any
11 such purposes.

12 (c) GRANT ELIGIBILITY OF COMPLETED, ONGOING,
13 OR NEW ACTIVITIES.—The Attorney General may provide
14 grants under subsection (a) to State agencies and units
15 of local government for expenditures they made for com-
16 pleted, ongoing, or new activities determined to be eligible
17 for such grant funding that occurred on or after January
18 20, 2021.

19 (d) SUNSET.—The Fund shall terminate on January
20 20, 2029. Any unobligated amounts remaining in the
21 Fund on that date shall be returned to the Treasury of
22 the United States for deficit reduction purposes.

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