

**AMENDMENT TO RULES COMM. PRINT 119-8**

**OFFERED BY MR. GUEST OF MISSISSIPPI**

Add at the end of subtitle A of title XVII of division  
A the following:

**1 SEC. 1703. ENHANCING THE OPERATIONS OF U.S. CUSTOMS**  
**2 AND BORDER PROTECTION IN FOREIGN**  
**3 COUNTRIES.**

**4** Section 411(f) of the Homeland Security Act of 2002  
**5** (6 U.S.C. 211(f)) is amended—

**6** (1) by redesignating paragraph (4) as para-  
**7** graph (5); and

**8** (2) by inserting after paragraph (3) the fol-  
**9** lowing new paragraph:

**10** “(4) PERMISSIBLE ACTIVITIES.—

**11** “(A) IN GENERAL.—Employees of U.S.  
**12** Customs and Border Protection designated with  
**13** the authorities granted to officers and agents of  
**14** Air and Marine Operations may provide the  
**15** support described in subparagraph (B) to the  
**16** government of a foreign country, including by  
**17** conducting joint operations with appropriate  
**18** government officials within the territory of such  
**19** country, if an arrangement has been entered

1           into between the Government of the United  
2           States and the government of such country that  
3           permits such support.

4           “(B) SUPPORT DESCRIBED.—

5           “(i) IN GENERAL.—The support de-  
6           scribed in this subparagraph is support for  
7           the following:

8                   “(I) The monitoring, locating,  
9                   tracking, and deterrence of the fol-  
10                  lowing:

11                          “(aa) Illegal drugs to the  
12                          United States.

13                          “(bb) The illicit smuggling  
14                          of persons and goods into the  
15                          United States.

16                          “(cc) Terrorist threats to  
17                          the United States.

18                          “(dd) Other threats to the  
19                          security or economy of the  
20                          United States.

21                          “(II) Emergency humanitarian  
22                          efforts.

23                          “(III) Law enforcement capacity-  
24                          building efforts.

1 “(ii) DEFINITION.—In this subpara-  
2 graph, the term ‘emergency humanitarian  
3 efforts’ means activities carried out by  
4 U.S. Customs and Border Protection per-  
5 taining to search and rescue activities,  
6 medical assistance, air traffic control as-  
7 sistance, and transport necessary to ac-  
8 complish such purposes.

9 “(C) PAYMENT OF CLAIMS.—

10 “(i) IN GENERAL.—Subject to clauses  
11 (ii) and (iv), the Secretary may expend  
12 funds that have been appropriated or oth-  
13 erwise made available for the operating ex-  
14 penses of the Department to pay claims for  
15 money damages against the United States,  
16 in accordance with the first paragraph of  
17 section 2672 of title 28, United States  
18 Code, which arise in a foreign country in  
19 connection with U.S. Customs and Border  
20 Protection operations in such country.

21 “(ii) SUBMISSION DEADLINE.—A  
22 claim may be allowed under clause (i) only  
23 if such claim is presented not later than  
24 two years after the date of the incident  
25 that gives rise to such claim.

1           “(iii) REPORT.—Not later than 90  
2           days after the date on which the expendi-  
3           ture authority under clause (i) expires pur-  
4           suant to clause (iv), the Secretary shall  
5           submit to the Committee on Homeland Se-  
6           curity of the House of Representatives and  
7           the Committee on Homeland Security and  
8           Governmental Affairs of the Senate a re-  
9           port that describes, for each of the pay-  
10          ments made pursuant to such clause (i),  
11          the following:

12                   “(I) The person or entity that re-  
13                   ceived such payment.

14                   “(II) The amount paid to such  
15                   person or entity.

16                   “(III) The country in which such  
17                   person or entity resides or has its  
18                   principal place of business.

19                   “(IV) A detailed account of the  
20                   circumstances to justify such pay-  
21                   ment.

22           “(iv) SUNSET.—The expenditure au-  
23           thority under clause (i) shall expire on the

- 1 date that is five years after the date of the
- 2 enactment of this subparagraph.”.

