

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. 1494

To amend the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 to protect alien minors and to amend the Immigration and Nationality Act to end abuse of the asylum system and establish refugee application and processing centers outside the United States, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. NONINTRUSIVE INSPECTIONS AT PORTS OF**
4 **ENTRY.**

5 (a) INCOMING VEHICLES AND CARGO.—Beginning
6 not later than 90 days after the date of the enactment
7 of this Act, the Secretary of Homeland Security shall en-
8 sure that all incoming vehicles and cargo crossing the
9 international border between the United States and Mex-

1 ico at any port of entry are screened by a nonintrusive
2 inspection system.

3 (b) OUTGOING TRAFFIC.—Beginning not later than
4 180 days after the date of the enactment of this Act, the
5 Secretary of Homeland Security shall ensure that 100 per-
6 cent of outgoing traffic crossing the international border
7 between the United States and Mexico at any port of entry
8 is screened by a nonintrusive inspection system.

9 **SEC. 2. BIOMETRIC SUBMISSION BEFORE VISA WAIVER**
10 **PROGRAM ENTRY INTO THE UNITED STATES.**

11 (a) IN GENERAL.—Section 217(a) of the Immigra-
12 tion and Nationality Act (8 U.S.C. 1187(a)) is amended
13 by adding at the end the following:

14 “(13) SUBMISSION OF BIOMETRIC INFORMA-
15 TION.—The Secretary of Homeland Security shall
16 ensure that each alien traveling to the United States
17 under an approved electronic system for travel au-
18 thorization has submitted biometric information, in-
19 cluding photographs and fingerprints, before board-
20 ing a conveyance bound for the United States.”.

21 (b) IMPLEMENTATION OF BIOMETRIC SUBMISSION.—
22 Section 217(a)(13) of the Immigration and Nationality
23 Act, as added by subsection (a), shall take effect for all
24 Visa Waiver Program countries not later than 180 days
25 after the date of the enactment of this Act.

1 **SEC. 3. EFFECT OF NONCOMPLIANCE.**

2 (a) IN GENERAL.—Political appointees may not re-
3 ceive any salary, benefits, or reimbursement for expenses
4 from the Federal Government for any period during which
5 the Secretary fails—

6 (1) to comply with the screening requirements
7 described in section 1; or

8 (2) to implement the biometric information re-
9 quirement described in section 217(a)(13) of the Im-
10 migration and Nationality Act, as added by section
11 2.

12 (b) DEFINED TERM.—In this section, the term “po-
13 litical appointee” means any employee of the Department
14 of Homeland Security who—

15 (1) was appointed by the President, the Vice
16 President, or the Secretary of Homeland Security;

17 (2) is a noncareer employee of the Senior Exec-
18 utive Service; and

19 (3) was appointed to a position of a confidential
20 or policy-determining character under schedule C of
21 subpart C of part 213 of title 5, Code of Federal
22 Regulations.