

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4882

To achieve operational control of the international border between the United States and Mexico through the deployment of members of the National Guard in support of the United States Customs and Border Protection, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 17, 2014

Mr. SCHWEIKERT introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To achieve operational control of the international border between the United States and Mexico through the deployment of members of the National Guard in support of the United States Customs and Border Protection, 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 “Southwest Border Pro-  
5 tection Act of 2014”.

1 **SEC. 2. ACTIVATION AND DEPLOYMENT OF MEMBERS OF**  
2 **THE NATIONAL GUARD TO SUPPORT DEPART-**  
3 **MENT OF HOMELAND SECURITY BORDER**  
4 **CONTROL ACTIVITIES ALONG INTER-**  
5 **NATIONAL BORDER BETWEEN THE UNITED**  
6 **STATES AND MEXICO.**

7 (a) EXPANDED DEPLOYMENT OF NATIONAL  
8 GUARD.—At the request of a Governor of a State that  
9 shares a portion of the international border between the  
10 United States and Mexico, the Secretary of Defense shall  
11 order to active duty, and provide for the deployment of,  
12 members of the National Guard along such border to as-  
13 sist United States Customs and Border Protection in  
14 achieving operational control of such border.

15 (b) NUMBER OF GUARDSMEN DEPLOYED.—At least  
16 10,000 members of the National Guard shall be ordered  
17 to active duty and deployed under the authority of this  
18 section along the international border between the United  
19 States and Mexico. Members ordered to active duty and  
20 deployed under the authority of this section shall be in  
21 addition to the number of members of the National Guard  
22 so deployed along such border as of the date of the enact-  
23 ment of this Act.

24 (c) DURATION.—The deployment of members of the  
25 National Guard under the authority of this section in a  
26 State that shares a portion of the international border be-

1 tween the United States and Mexico shall continue until  
2 the earlier of the following:

3 (1) The date on which the Secretary of Home-  
4 land Security certifies that the Federal Government  
5 has achieved operational control of such border.

6 (2) The date on which the Governor of the  
7 State withdraws the request made under subsection  
8 (a).

9 (d) EXEMPTION FROM END STRENGTHS AND OTHER  
10 LIMITATIONS.—Members of the National Guard deployed  
11 under the authority of this section shall not be counted  
12 toward—

13 (1) any limits on end strength; or

14 (2) limits on the number of National Guard  
15 personnel that may be placed on active duty for  
16 operational support.

17 (e) OPERATIONAL CONTROL DEFINED.—In this sec-  
18 tion, the term “operational control” has the meaning given  
19 that term in section 2(b) of the Secure Fence Act of 2006  
20 (Public Law 109–367; 8 U.S.C. 1701 note).

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