

114TH CONGRESS  
2D SESSION

# H. R. 4547

To amend the Illegal Immigration and Immigrant Responsibility Act of 1996 to direct the Secretary of Homeland Security to complete the required 700-mile southwest border fencing by December 31, 2017, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 11, 2016

Mr. SCHWEIKERT (for himself, Mr. FRANKS of Arizona, Mr. GOSAR, Mr. HUELSKAMP, Mr. ROUZER, and Mr. BURGESS) introduced the following bill; which was referred to the Committee on Homeland Security

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## A BILL

To amend the Illegal Immigration and Immigrant Responsibility Act of 1996 to direct the Secretary of Homeland Security to complete the required 700-mile southwest border fencing by December 31, 2017, 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 “Build the Fence Act of  
5 2016”.

1 **SEC. 2. FENCING ALONG AND OPERATIONAL CONTROL OF**  
2 **THE SOUTHWEST BORDER.**

3 (a) FENCING.—Section 102(b)(1) of the Illegal Immi-  
4 gration Reform and Immigrant Responsibility Act of 1996  
5 (8 U.S.C. 1103 note) is amended—

6 (1) in subparagraph (A), by inserting “, not  
7 later than December 31, 2017,” before “construct”;  
8 and

9 (2) by striking subparagraph (D).

10 (b) OPERATIONAL CONTROL.—Subsection (a) of sec-  
11 tion 2 the Secure Fence Act of 2006 (8 U.S.C. 1701 note;  
12 Public Law 109–367) is amended, in the matter preceding  
13 paragraph (1), by striking “18 months after the date of  
14 the enactment of this Act,” and inserting “December 31,  
15 2017,”.

16 (c) USE OF CERTAIN FUNDS.—

17 (1) BORDER FENCING.—Notwithstanding any  
18 other provision of law, amounts appropriated but  
19 unobligated as of the date of the enactment of this  
20 Act for the Department of Homeland Security shall  
21 be used for the construction of fencing along the  
22 southwest border in accordance with section 102 of  
23 the Illegal Immigration Reform and Immigrant Re-  
24 sponsibility Act of 1986 (8 U.S.C. 1103 note; as  
25 amended by subsection (a) of this section).

26 (2) PROHIBITIONS.—

1           (A) ON THE DEPARTMENT.—Notwith-  
2 standing any other provision of law, the Sec-  
3 retary of Homeland Security may not obligate  
4 or expend any amounts appropriated or other-  
5 wise made available as of the date of the enact-  
6 ment of this Act to the Department of Home-  
7 land Security on construction, maintenance, or  
8 improvements to new or existing Department  
9 facilities, for the purchase of new light, me-  
10 dium, or heavy duty vehicles for the Depart-  
11 ment, or for any other non-essential purchases  
12 or acquisitions until the fencing described in  
13 section 102 of the Illegal Immigration Reform  
14 and Immigrant Responsibility Act of 1986 (8  
15 U.S.C. 1103 note; as amended by subsection  
16 (a) of this section) is completed.

17           (B) ON CERTAIN PERSONNEL.—Notwith-  
18 standing any other provision of law, until the  
19 fencing described in section 102 of the Illegal  
20 Immigration Reform and Immigrant Responsi-  
21 bility Act of 1986 (8 U.S.C. 1103 note; as  
22 amended by subsection (a) of this section) is  
23 completed, no politically appointed official or  
24 senior executive service employee of the Depart-  
25 ment of Homeland Security may—

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- 1 (i) travel using Government aircraft;
- 2 (ii) receive any non-essential training;
- 3 (iii) receive any bonus pay; or
- 4 (iv) receive any salary increase.

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