

115TH CONGRESS
1ST SESSION

S. 757

To amend the Homeland Security Act of 2002 to facilitate communication between U.S. Customs and Border Protection and border ranchers in Arizona and other border States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 29, 2017

Mr. FLAKE introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To amend the Homeland Security Act of 2002 to facilitate communication between U.S. Customs and Border Protection and border ranchers in Arizona and other border States, 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 “Border Landowner and
5 Lessee Consultation Act”.

1 **SEC. 2. CONSULTATION WITH BORDER RANCHERS.**

2 (a) REQUIREMENT TO CONSULT.—Section 411(c) of
3 the Homeland Security Act of 2002 (6 U.S.C. 211(c)) is
4 amended—

5 (1) in paragraph (17), by striking “and” at the
6 end;

7 (2) in paragraph (18), by striking the period at
8 the end and inserting “; and”; and

9 (3) by adding at the end the following:

10 “(19) consult with any person who owns or
11 leases real property where the United States Border
12 Patrol operates and receive input from such persons
13 related to U.S. Customs and Border Protection op-
14 erations that affect such real property.”.

15 (b) RULEMAKING.—Not later than six months after
16 the date of the enactment of this Act, the Secretary of
17 Homeland Security shall issue final regulations to carry
18 out section 411(c)(19) of the Homeland Security Act of
19 2002, as added by subsection (a).

20 **SEC. 3. PRIVATE LANDOWNER OMBUDSMAN.**

21 Section 411(d) of the Homeland Security Act of 2002
22 (6 U.S.C. 211(d)) is amended—

23 (1) in the subsection heading, by inserting “;
24 PRIVATE LANDOWNER OMBUDSMAN” after “DEP-
25 UTY COMMISSIONER”;

1 (2) by striking “There shall be” and inserting
2 the following:

3 “(1) DEPUTY COMMISSIONER.—There shall be”;
4 and

5 (3) by adding at the end the following:

6 “(2) PRIVATE LANDOWNER OMBUDSMAN.—
7 There shall be in U.S. Customs and Border Protec-
8 tion a Private Landowner Ombudsman, who shall
9 assist persons who own real property along the inter-
10 national border between the United States and Mex-
11 ico in communicating to the Commissioner the needs
12 and interests of such persons related to U.S. Cus-
13 toms and Border Protection operations that affect
14 such real property.”.

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