

Calendar No. 599

117TH CONGRESS
2^D SESSION

S. 2541

[Report No. 117–235]

To authorize the reclassification of the tactical enforcement officers (commonly known as the “Shadow Wolves”) in the Homeland Security Investigations tactical patrol unit operating on the lands of the Tohono O’odham Nation as special agents.

IN THE SENATE OF THE UNITED STATES

JULY 29, 2021

Ms. SINEMA (for herself, Mr. HOEVEN, Mr. KELLY, and Ms. HASSAN) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

DECEMBER 7, 2022

Reported by Mr. PETERS, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

A BILL

To authorize the reclassification of the tactical enforcement officers (commonly known as the “Shadow Wolves”) in the Homeland Security Investigations tactical patrol unit operating on the lands of the Tohono O’odham Nation as special agents.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Shadow Wolves En-
3 hancement Act”.

4 **SEC. 2. RECLASSIFICATION OF SHADOW WOLVES AS GS-**
5 **1811 SPECIAL AGENTS.**

6 Notwithstanding any other provision of law, the Di-
7 rector of U.S. Immigration and Customs Enforcement is
8 authorized—

9 (1) to reclassify the ~~GS-1801~~ tactical enforce-
10 ment officers (commonly known as “Shadow
11 Wolves”) assigned to the Homeland Security Inves-
12 tigation tactical patrol unit operating on the lands
13 of the Tohono O’odham Nation, as of the date of the
14 enactment of this Act, as ~~GS-1811~~ special agents,
15 upon the successful completion of—

16 (A) the Federal Law Enforcement Train-
17 ing Center’s Criminal Investigator Training
18 Program; and

19 (B)(i) Customs Basic Enforcement School,
20 if the officer was hired before March 2003; or

21 (ii) U.S. Immigration and Customs En-
22 forcement Homeland Security Investigations
23 Special Agent Training, if the officer was hired
24 during or after March 2003;

25 (2) to classify any Shadow Wolves who are as-
26 signed to the unit referred to in paragraph (1) after

1 such date of enactment as special agents upon the
2 successful completion of the training described in
3 paragraph (1); and

4 ~~(3)~~ to classify any Shadow Wolves who are
5 hired as part of a comparable unit (regardless of lo-
6 cation) after such date of enactment as special
7 agents upon the successful completion of the train-
8 ing described in paragraph (1).

9 **SEC. 3. EXPANSION OF SHADOW WOLVES PROGRAM.**

10 Not later than 90 days after the date of the enact-
11 ment of this Act, the Secretary of Homeland Security shall
12 submit to the Comptroller General of the United States,
13 the Committee on Homeland Security and Governmental
14 Affairs of the Senate, and the Committee on Homeland
15 Security of the House of Representatives a strategy for—

16 (1) retaining existing Shadow Wolves;

17 (2) recruiting new Shadow Wolves;

18 ~~(3)~~ expanding comparable units referred to in
19 section 2(3) to appropriate areas near the inter-
20 national border between the United States and Can-
21 ada or the international border between the United
22 States and Mexico, with the approval and consent of
23 the appropriate Indian tribe; and

24 (4) determining the best process for expanding
25 the reach of the Shadow Wolves Program to include

1 historically and culturally significant areas for Trib-
 2 al communities that are not located on Tribal lands.

3 **SEC. 4. GAO STUDY.**

4 (a) **STUDY.**—The Comptroller General of the United
 5 States shall conduct a study to determine the best process
 6 for expanding the reach of the Shadow Wolves Program
 7 to include historically and culturally significant areas for
 8 tribal communities that are not located on tribal lands.

9 (b) **REPORT.**—Not later than 1 year after receiving
 10 the strategy under section 3, and annually for the fol-
 11 lowing 2 years, the Comptroller General of the United
 12 States shall submit to the Committee on Homeland Secu-
 13 rity and Governmental Affairs of the Senate and the Com-
 14 mittee on Homeland Security of the House of Representa-
 15 tives—

16 (1) an assessment of the effectiveness of such
 17 strategy; and

18 (2) any recommendations for improvements to
 19 the strategy that the Comptroller General deter-
 20 mines to be appropriate.

21 **SECTION 1. SHORT TITLE.**

22 *This Act may be cited as the “Shadow Wolves En-*
 23 *hancement Act”.*

1 **SEC. 2. RECLASSIFICATION OF SHADOW WOLVES AS GS-1811**

2 **SPECIAL AGENTS.**

3 *The Director of U.S. Immigration and Customs En-*
4 *forcement is authorized—*

5 *(1) to reclassify the GS-1801 tactical enforce-*
6 *ment officers (commonly known as “Shadow Wolves”)*
7 *assigned to the Homeland Security Investigations tac-*
8 *tical patrol unit operating on the lands of the Tohono*
9 *O’odham Nation, as of the date of the enactment of*
10 *this Act, as GS-1811 special agents, upon the success-*
11 *ful completion of—*

12 *(A) the Federal Law Enforcement Training*
13 *Center’s Criminal Investigator Training Pro-*
14 *gram; and*

15 *(B)(i) Customs Basic Enforcement School,*
16 *if the officer was hired before March 2003; or*

17 *(ii) U.S. Immigration and Customs En-*
18 *forcement Homeland Security Investigations*
19 *Special Agent Training, if the officer was hired*
20 *during or after March 2003;*

21 *(2) to classify any Shadow Wolves who are as-*
22 *signed to the unit referred to in paragraph (1) after*
23 *such date of enactment as GS-1811 special agents*
24 *upon the successful completion of the training de-*
25 *scribed in paragraph (1); and*

1 (3) to classify as GS-1811 special agents upon
 2 the successful completion of the training described in
 3 paragraph (1) any Shadow Wolves who are hired as
 4 part of a comparable unit (regardless of location), es-
 5 tablished after such date of enactment with the ap-
 6 proval and consent of the appropriate Indian tribe.

7 **SEC. 3. EXPANSION OF SHADOW WOLVES PROGRAM.**

8 Not later than 90 days after the date of the enactment
 9 of this Act, the Secretary of Homeland Security shall sub-
 10 mit to the Comptroller General of the United States, the
 11 Committee on Homeland Security and Governmental Af-
 12 fairs of the Senate, and the Committee on Homeland Secu-
 13 rity of the House of Representatives a strategy for—

14 (1) retaining existing Shadow Wolves;

15 (2) recruiting new Shadow Wolves; and

16 (3) expanding comparable units referred to in
 17 section 2(3) to appropriate areas near the inter-
 18 national border between the United States and Can-
 19 ada or the international border between the United
 20 States and Mexico, with the approval and consent of
 21 the appropriate Indian tribe.

22 **SEC. 4. GAO REPORT.**

23 Not later than 1 year after receiving the strategy re-
 24 quired under section 3 and annually for the following two
 25 years, the Comptroller General of the United States shall

1 *submit to the Committee on Homeland Security and Gov-*
2 *ernmental Affairs of the Senate and the Committee on*
3 *Homeland Security of the House of Representatives—*

4 (1) *an assessment of the effectiveness of such*
5 *strategy; and*

6 (2) *any recommendations for improvements to*
7 *the strategy that the Comptroller General determines*
8 *to be appropriate.*

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