

115TH CONGRESS
2D SESSION

H. R. 5207

To amend the Homeland Security Act of 2002 to establish the immigration advisory program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2018

Ms. MCSALLY (for herself, Mr. GALLAGHER, Mr. HIGGINS of Louisiana, and Mr. MCCAUL) introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To amend the Homeland Security Act of 2002 to establish the immigration advisory program, 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 “Immigration Advisory
5 Program Authorization Act of 2018” or the “IAP Author-
6 ization Act of 2018”.

1 **SEC. 2. AUTHORIZATION OF THE IMMIGRATION ADVISORY**
2 **PROGRAM.**

3 (a) IN GENERAL.—Subtitle B of title IV of the
4 Homeland Security Act of 2002 (6 U.S.C. 211 et seq.)
5 is amended by adding at the end the following new section:

6 **“SEC. 419. IMMIGRATION ADVISORY PROGRAM.**

7 “(a) IN GENERAL.—There is authorized within U.S.
8 Customs and Border Protection an immigration advisory
9 program (in this section referred to as the ‘program’) for
10 U.S. Customs and Border Protection officers, pursuant to
11 an agreement with a host country, to assist air carriers
12 and security employees at foreign airports with review of
13 traveler information during the processing of flights bound
14 for the United States.

15 “(b) ACTIVITIES.—In carrying out the program, U.S.
16 Customs and Border Protection officers may—

17 “(1) be present during processing of flights
18 bound for the United States;

19 “(2) assist air carriers and security employees
20 with document examination and traveler security as-
21 sessments;

22 “(3) provide relevant training to air carriers,
23 security employees, and host-country authorities;

24 “(4) analyze electronic passenger information
25 and passenger reservation data to identify potential
26 threats;

1 “(5) engage air carriers and travelers to con-
2 firm potential terrorist watchlist matches;

3 “(6) make recommendations to air carriers to
4 deny potentially inadmissible passengers boarding
5 flights bound for the United States; and

6 “(7) conduct other activities to secure flights
7 bound for the United States, as directed by the
8 Commissioner of U.S. Customs and Border Protec-
9 tion.

10 “(c) DEFINITIONS.—In this section, the terms ‘air
11 carrier’ and ‘foreign air carrier’ have the meanings given
12 such terms in section 40102 of title 49, United States
13 Code.”.

14 (b) CONFORMING AMENDMENT.—Subsection (c) of
15 section 411 of the Homeland Security Act of 2002 (6
16 U.S.C. 211) is amended—

17 (1) in paragraph (18), by striking “and” after
18 the semicolon at the end;

19 (2) by redesignating paragraph (19) as para-
20 graph (20); and

21 (3) by inserting after paragraph (18) the fol-
22 lowing new paragraph:

23 “(19) carry out section 419, relating to the im-
24 migration advisory program; and”.

1 (c) CLERICAL AMENDMENT.—The table of contents
2 in section 1(b) of the Homeland Security Act of 2002 is
3 amended by inserting after the item relating to section
4 418 the following new item:

“Sec. 419. Immigration advisory program.”.

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