AMENDMENT NO._________ Calendar No._________

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

S. 750

To achieve border security on certain Federal lands along the Southern border.

Referred to the Committee on __________________ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. McCain

Viz:

1. Strike all after the enacting clause and insert the following:

   SECTION 1. SHORT TITLE.

   This Act may be cited as the “Arizona Borderlands Protection and Preservation Act”.

   SEC. 2. DEFINITIONS.

   In this Act:

   (1) BORDER SECURITY.—The term “border security” means—

   (A) the functioning and operational capability to conduct continuous and integrated manned or unmanned, monitoring, sensing, or
surveillance of 100 percent of Southern border mileage or the immediate vicinity of the Southern border; and

(B) the apprehension or turn back of all illegal entries across the Southern border during a fiscal year.

(2) **Federal lands.**—The term “Federal lands” includes all land under the control of the Secretary concerned that is located—

(A) within 100 miles of the international border between the United States and Mexico; and

(B) within the Tucson and Yuma sectors of United States Border Patrol.

(3) **Secretary concerned.**—The term “Secretary concerned” means—

(A) with respect to land under the jurisdiction of the Secretary of Agriculture, the Secretary of Agriculture; and

(B) with respect to land under the jurisdiction of the Secretary of the Interior, the Secretary of the Interior.

**SEC. 3. SUPPORT FOR BORDER SECURITY NEEDS.**

(a) **In general.**—To achieve border security on Federal lands, the Secretary concerned—
(1) notwithstanding any other provision of law, shall provide U.S. Customs and Border Protection personnel with immediate access to Federal lands for border security activities, including—

(A) routine motorized patrols; and
(B) the deployment of communications, surveillance, and detection equipment;

(2) may provide education and training to U.S. Customs and Border Protection personnel on the natural and cultural resources present on individual Federal land units; and

(3) shall conduct the security activities described in subparagraph (1), to the maximum extent practicable, in a manner that the Secretary of Homeland Security determines will best protect the natural and cultural resources on Federal lands

(b) INTERMINGLED STATE AND PRIVATE LAND.— Subsection (a) shall not apply to any private or State-owned land within the boundaries of Federal lands.