

118TH CONGRESS
2D SESSION

S. _____

Making appropriations to improve border security, imposing new reporting requirements relating to border security, and enhancing criminal penalties for destroying or evading border controls.

IN THE SENATE OF THE UNITED STATES

Mr. CASEY introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

Making appropriations to improve border security, imposing new reporting requirements relating to border security, and enhancing criminal penalties for destroying or evading border controls.

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 “Stop Fentanyl at the
5 Border Act”.

6 **SEC. 2. FUNDING.**

7 (a) ENHANCING LAW ENFORCEMENT CAPABILITIES
8 AT THE BORDER.—There is appropriated, out of any

1 money in the Treasury not otherwise appropriated, for the
2 Department of Homeland Security for the fiscal year end-
3 ing September 30, 2025, \$3,409,000,000, to remain avail-
4 able until September 30, 2027, to support and enhance
5 law enforcement capabilities at land borders of the United
6 States, of which—

7 (1) \$300,000,000 shall be for additional civilian
8 U.S. Border Patrol processing coordinators;

9 (2) \$1,750,000,000 shall be for additional U.S.
10 Customs and Border Protection officers, U.S. Bor-
11 der Patrol agents, and mission support staff within
12 the Office of Field Operations and U.S. Border Pa-
13 trol;

14 (3) \$950,000,000 shall be for hiring and reten-
15 tion bonuses for U.S. Customs and Border Protec-
16 tion officers, U.S. Border Patrol agents, U.S. Bor-
17 der Patrol processing coordinators, and any other
18 staff whose work supports operations at the land
19 borders of the United States; and

20 (4) \$409,000,000 shall be for Operations and
21 Support of U.S. Citizenship and Immigration Serv-
22 ices, to contribute to improved operations along the
23 land borders of the United States.

24 (b) INCREASING FENTANYL INTERDICTION AND EN-
25 HANCING PROCESSING CAPABILITIES AT THE BORDER.—

1 There is appropriated, out of any money in the Treasury
2 not otherwise appropriated, for U.S. Customs and Border
3 Protection for the fiscal year ending September 30, 2025,
4 \$1,090,000,000, to remain available until September 30,
5 2027, to increase drug interdiction and processing capa-
6 bilities at land borders of the United States, of which—

7 (1) \$960,000,000 shall be for technology im-
8 provements and upgrades, which may include—

9 (A) the procurement and deployment of
10 large-scale, small-scale, and handheld non-intru-
11 sive inspection scanning systems at ports of
12 entry along the land borders of the United
13 States; and

14 (B) upgrades to the information technology
15 infrastructure upon which these systems and
16 associated software are operated;

17 (2) \$30,000,000 shall be for technological and
18 procedural improvements to the process of analyzing
19 and adjudicating images from non-intrusive inspec-
20 tion scanning technology at land ports of entry,
21 which may include support for the continued devel-
22 opment of anomaly detection algorithms to enhance
23 detection of illegal drugs at land ports of entry; and

24 (3) \$100,000,000 shall be for other technology
25 and infrastructure upgrades that the Commissioner

1 for U.S. Customs and Border Protection deems nec-
2 essary for the agency's drug interdiction work.

3 (c) DISRUPTING THE OUTBOUND FLOW OF FIRE-
4 ARMS AND CURRENCY FROM THE UNITED STATES.—
5 There is appropriated, out of any money in the Treasury
6 not otherwise appropriated, for U.S. Customs and Border
7 Protection for the fiscal year ending September 30, 2025,
8 \$285,000,000, to remain available until September 30,
9 2027, for increasing outbound inspection capabilities, in-
10 cluding disrupting the flow of firearms and currency out
11 of the United States, of which—

12 (1) \$10,000,000 shall be for supporting the cre-
13 ation of a structured outbound inspection program
14 within Office of Field Operations that includes a
15 comprehensive outbound inspection policy and per-
16 formance metrics to measure the impact of outbound
17 inspections; and

18 (2) \$275,000,000 shall be for outbound inspec-
19 tions infrastructure projects at the land borders of
20 the United States, including—

21 (A) technology and connectivity improve-
22 ments at rural ports of entry; and

23 (B) safety and technology upgrades to out-
24 bound inspection lanes at ports of entry.

1 (d) DISRUPTING TRANSNATIONAL FENTANYL NET-
2 WORKS.—There is appropriated, out of any money in the
3 Treasury not otherwise appropriated, for the fiscal year
4 ending September 30, 2025—

5 (1) \$223,000,000, to remain available until
6 September 30, 2027, to U.S. Immigration and Cus-
7 toms Enforcement to expand efforts to interdict
8 fentanyl and other illegal drugs, and disrupt net-
9 works operated by transnational criminal organiza-
10 tions within the United States, of which—

11 (A) \$113,000,000 shall be for additional
12 Homeland Security Investigations special
13 agents;

14 (B) \$80,000,000 shall be for the imple-
15 mentation of Homeland Security Investigations’
16 Strategy for Combating Illicit Opioids; and

17 (C) \$30,000,000 shall be for joint surge
18 operations along the land borders of the United
19 States by Homeland Security Investigations and
20 U.S. Customs and Border Protection;

21 (2) \$128,000,000, to remain available until
22 September 30, 2027, to the Drug Enforcement Ad-
23 ministration, of which—

24 (A) \$68,000,000 shall be for salaries and
25 expenses; and

1 (B) \$60,000,000 shall be for the High In-
2 tensity Drug Trafficking Areas Program;

3 (3) \$110,000,000, to remain available until
4 September 30, 2027, to the Department of Justice
5 for the Organized Crime Drug Enforcement Task
6 Forces; and

7 (4) \$50,000,000, to remain available until Sep-
8 tember 30, 2027, to the U.S. Marshals Service for
9 salaries and expenses relating to increased law en-
10 forcement activities along the land borders of the
11 United States.

12 **SEC. 3. REPORTING REQUIREMENTS.**

13 (a) REPORT ON U.S. BORDER PATROL PROCESSING
14 COORDINATORS.—Not later than March 31, 2028, the
15 Commissioner for U.S. Customs and Border Protection
16 shall submit a report to Congress that—

17 (1) details the impacts of Border Patrol Proc-
18 essing Coordinator positions; and

19 (2) describes how such positions are supporting
20 the mission of U.S. Customs and Border Protection.

21 (b) REPORT ON NEW OUTBOUND INSPECTIONS PRO-
22 GRAM.—Not later than March 31, 2028, the Executive As-
23 sistant Commissioner of the Office of Field Operations of
24 U.S. Customs and Border Protection shall submit a report
25 to Congress that details the equipment that would be

1 needed to establish a permanent outbound inspections pro-
2 gram to increase the rate of scanning of motor vehicles
3 departing the United States.

4 (c) REPORT ON EXISTING AND PLANNED SCANNING
5 TECHNOLOGY.—Not later than March 31, 2028, the Exec-
6 utive Assistant Commissioner of the Office of Field Oper-
7 ations of U.S. Customs and Border Protection shall sub-
8 mit a report to Congress that details, for each United
9 States land port of entry—

10 (1) a summary of the non-intrusive inspection
11 technology that is in use or is being built out; and

12 (2) the major factors to consider regarding the
13 future procurement and deployment of large-scale,
14 non-intrusive inspection machines at the port of
15 entry, including—

16 (A) existing limitations, including—

17 (i) the footprint of the port of entry;

18 (ii) land that is available for use by
19 U.S. Customs and Border Protection at
20 the port of entry; and

21 (iii) any geological or environmental
22 factors that would affect construction
23 timelines or costs;

24 (B) the volume and modes of traffic at the
25 port of entry, and an estimate of the potential

1 impacts of additional large-scale, non-intrusive
2 inspection systems being deployed, in terms of
3 additional seizures and impacts on transit
4 times; and

5 (C) an analysis of the cost-effectiveness of
6 deploying additional large-scale non-intrusive
7 inspection systems at the port of entry.

8 **SEC. 4. PENALTIES FOR HINDERING IMMIGRATION, BOR-**
9 **DER, AND CUSTOMS CONTROLS.**

10 (a) PERSONNEL AND STRUCTURES.—Chapter 8 of
11 title II of the Immigration and Nationality Act (8 U.S.C.
12 1321 et seq.) is amended by inserting after section 274D
13 the following:

14 **“SEC. 274E. DESTROYING OR EVADING BORDER CONTROLS.**

15 “(a) IN GENERAL.—It shall be unlawful to knowingly
16 and without lawful authorization—

17 “(1)(A) destroy or significantly damage any
18 fence, barrier, sensor, camera, or other physical or
19 electronic device deployed by the Federal Govern-
20 ment to control an international border of, or a port
21 of entry to, the United States; or

22 “(B) otherwise construct, excavate, or make
23 any structure intended to defeat, circumvent or
24 evade such a fence, barrier, sensor camera, or other
25 physical or electronic device deployed by the Federal

1 Government to control an international border of, or
2 a port of entry to, the United States; and

3 “(2) in carrying out an act described in para-
4 graph (1), have the intent to knowingly and will-
5 fully—

6 “(A) secure a financial gain;

7 “(B) further the objectives of a criminal
8 organization; and

9 “(C) violate—

10 “(i) section 274(a)(1)(A)(i);

11 “(ii) the customs and trade laws of
12 the United States (as defined in section
13 2(4) of the Trade Facilitation and Trade
14 Enforcement Act of 2015 (19 U.S.C.
15 4301(4)));

16 “(iii) any other Federal law relating
17 to transporting controlled substances, agri-
18 culture, or monetary instruments into the
19 United States; or

20 “(iv) any Federal law relating to bor-
21 der control measures of the United States.

22 “(b) PENALTY.—Any person who violates subsection
23 (a) shall be fined under title 18, United States Code, im-
24 prisoned for not more than 5 years, or both.”.

1 (b) CLERICAL AMENDMENT.—The table of contents
2 for the Immigration and Nationality Act (8 U.S.C. 1101
3 et seq.) is amended by inserting after the item relating
4 to section 274D the following:

“Sec. 274E. Destroying or evading border controls.”.