

117TH CONGRESS  
2D SESSION

# H. R. 9189

To require the designation of certain airports as ports of entry, provide U.S. Customs and Border Protection with certain hiring enhancements, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 14, 2022

Ms. STEFANIK (for herself and Mrs. FLORES) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To require the designation of certain airports as ports of entry, provide U.S. Customs and Border Protection with certain hiring enhancements, 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 Airport En-  
5 hancement Act of 2022”.

1 **SEC. 2. DESIGNATION OF CERTAIN AIRPORTS AS PORTS OF**  
2 **ENTRY; CERTAIN HIRING ENHANCEMENTS**  
3 **FOR U.S. CUSTOMS AND BORDER PROTEC-**  
4 **TION.**

5 (a) DESIGNATION.—The President shall—

6 (1) pursuant to the Act of August 1, 1914 (38  
7 Stat. 623, chapter 223; 19 U.S.C. 2), designate the  
8 Valley International Airport in Harlingen, Texas,  
9 and the Plattsburgh International Airport in Platts-  
10 burgh, New York, as ports of entry; and

11 (2) terminate, if applicable, the application of  
12 the user fee requirement under section 236 of the  
13 Trade and Tariff Act of 1984 (19 U.S.C. 58b) with  
14 respect to each such airport.

15 (b) CBP HIRING ENHANCEMENT.—Subsection (b) of  
16 section 3 of the Anti-Border Corruption Act of 2010 (6  
17 U.S.C. 221) is amended to read as follows:

18 “(b) WAIVER AUTHORITY.—The Commissioner of  
19 U.S. Customs and Border Protection shall waive the appli-  
20 cation of subsection (a)(1)—

21 “(1) with respect to any current, full-time, law  
22 enforcement officer employed by a State or local law  
23 enforcement agency who—

24 “(A) has served as a law enforcement offi-  
25 cer for at least three years with no break in  
26 service;

1 “(B) is not currently under investigation,  
2 has not been found to have engaged in criminal  
3 activity or serious misconduct, has not resigned  
4 from a law enforcement officer position under  
5 investigation or in lieu of termination, and has  
6 not been dismissed from a law enforcement offi-  
7 cer position; and

8 “(C) has, during the most recent 10-year  
9 period, successfully completed a polygraph ex-  
10 amination that satisfies requirements estab-  
11 lished by the Secretary of Homeland Security,  
12 in consultation with the Director of National  
13 Intelligence, as a condition of employment with  
14 such officer’s current law enforcement agency;

15 “(2) with respect to any current, full-time, law  
16 enforcement officer employed by a Federal law en-  
17 forcement agency who—

18 “(A) has served as a law enforcement offi-  
19 cer for at least three years with no break in  
20 service;

21 “(B) has authority to make arrests, con-  
22 duct investigations, conduct searches, make sei-  
23 zures, carry firearms, and serve orders, war-  
24 rants, and other processes;

1           “(C) is not currently under investigation,  
2           has not been found to have engaged in criminal  
3           activity or serious misconduct, has not resigned  
4           from a law enforcement officer position under  
5           investigation or in lieu of termination, and has  
6           not been dismissed from a law enforcement offi-  
7           cer position; and

8           “(D) holds a current background investiga-  
9           tion to the level required for service as a law  
10          enforcement officer with U.S. Customs and  
11          Border Protection; and

12          “(3) with respect to any individual who is a  
13          member of the Armed Forces (or a reserve compo-  
14          nent thereof) or a veteran who—

15               “(A) has served in the Armed Forces for  
16               at least three years;

17               “(B) holds, or has held during the most re-  
18               cent 5-year period, a Secret, Top Secret, or Top  
19               Secret/Sensitive Compartmented Information  
20               clearance;

21               “(C) received, or is eligible to receive, an  
22               honorable discharge from service in the Armed  
23               Forces and has not engaged in criminal activity  
24               or committed a serious military or civil offense

1           under the Uniform Code of Military Justice;  
2           and  
3           “(D) was not granted any waivers to ob-  
4           tain the clearance referred to subparagraph  
5           (B).”.

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