



**One Hundred Eleventh Congress
U.S. House of Representatives
Committee on Homeland Security
Washington, DC 20515**

July 23, 2009

SUBCOMMITTEE ACTION

The Subcommittee on Border, Maritime and Global Counterterrorism of the Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on Thursday, July 23, 2009, in 311 Cannon House Office Building to consider H.R. 1517, H.R. 1726 and H.R. 3239. The Committee took the following actions:

H.R. 1517, to allow certain U.S. Customs and Border Protection employees who serve under an overseas limited appointment for at least 2 years, and whose service is rated fully successful or higher throughout that time, to be converted to a permanent appointment in the competitive service. The Subcommittee on Border, Maritime, and Global Counterterrorism forwarded H.R. 1517 to the Full Committee for consideration with the recommendation that it pass, without amendment, by voice vote.

The Subcommittee adopted the bill by unanimous consent.

A unanimous consent request by Ms. Sanchez to adopt H.R. 1517, without amendment; was not objected to.

H.R. 1726, to require the Secretary of Homeland Security to issue a rule with respect to border security searches of electronic devices, and for other purposes. The Subcommittee on Border, Maritime, and Global Counterterrorism forwarded H.R. 1726 to the Full Committee for consideration with the recommendation that it pass, as amended, by voice vote.

The Subcommittee adopted the bill by voice vote.

The following amendments were offered:

An amendment offered by Mr. Souder to H.R. 1726 (#1); Page 2, line 12, strike "security". Page 2, line 13, insert before the period the following: "for border security and other purposes." Page 2, line 17, strike "security". Page 5, line 5, strike "security". Page 3, line 10, strike "security". Page 3, line 19, beginning strike "security". Page 4, line 4, strike "security". Page 4, line 8, strike "security". Page 4, line 13, strike "security". Page 4, line 17, strike "security".

Page 4, line 25, strike “security”. Page 5, line 9, strike “security”. Page 5, line 17, strike “security”. Page 6, line 4, strike “security”. Page 6, beginning line 9, strike “security”. Page 6, line 14, strike “security”. Page 6, beginning line 17, strike “security”. Page 6, line 21, strike “security”. Page 7, line 1, strike “security”. Page 7, line 13, strike “security”. Page 7, strike lines 14 through 18.; was AGREED TO by voice vote.

An en bloc amendment offered by Mr. Souder to H.R. 1726 (#2); Page 3, line 17, add after the period the following: “Such determination with respect to a period of time may be extended for a designated period as determined by the Secretary, as appropriate, where a search is hampered because an individual subject to a border search of an electronic device refuses to cooperate with an authorized agent who is translating, decrypting, or searching such electronic device.”.; Page 5, beginning line 5, insert a new subparagraph (c) entitled “(c) Rule of Construction Regarding Terrorist Watch Lists.”; Page 5, beginning line 5, insert a new subparagraph (c) entitled “(c) Rule of Construction Regarding Sex Offenders.”; and Page 5, beginning line 5, insert a new subparagraph (c) entitled “(c) Rule of Construction Regarding Wants and Warrants.”; was AGREED TO by voice vote.

A unanimous consent request by Mr. Souder to consider his amendments en bloc was not objected to.

H.R. 3239, to require the Secretary of Homeland Security, in consultation with the Secretary of State, to submit a report on the effects of the Merida Initiative on the border security of the United States, and for other purposes. The Subcommittee on Border, Maritime, and Global Counterterrorism forwarded H.R. 3239 to the Full Committee for consideration with the recommendation that it pass, amended, by voice vote.

The Subcommittee adopted the bill by unanimous consent.

A unanimous consent request by Ms. Sanchez to adopt H.R. 3239, and the amendments prefiled thereto; was not objected to.

The following amendments were offered:

An amendment offered by Mr. Souder to H.R. 3239 (#1); Page 2, beginning line 5, strike “arms and bulk cash” and insert “arms, bulk cash, human trafficking and smuggling, and illegal narcotics”.; was AGREED TO by unanimous consent.

An amendment offered by Mr. Souder to H.R. 3239 (#2); Page 2, beginning line 8, insert the following: (4) Improving cooperation between officials and agencies of the Department of Homeland Security and the foreign counterparts of such officials and agencies participating in the Merida Initiative, including a detailed

description of how cooperation has or has not improved under the Merida Initiative.; was AGREED TO by unanimous consent.

