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(Original Signature of Member)

110TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To require construction of fencing and security improvements in the border area from the Pacific Ocean to the Gulf of Mexico.

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**IN THE HOUSE OF REPRESENTATIVES**

Mr. JONES of North Carolina introduced the following bill; which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To require construction of fencing and security improvements in the border area from the Pacific Ocean to the Gulf of Mexico.

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 “Fence By Date Certain  
5 Act”.

1 **SEC. 2. CONSTRUCTION OF FENCING AND SECURITY IM-**  
2 **PROVEMENTS IN BORDER AREA FROM PA-**  
3 **CIFIC OCEAN TO GULF OF MEXICO.**

4 (a) IN GENERAL.—Section 102(b)(1) of the Illegal  
5 Immigration Reform and Immigrant Responsibility Act of  
6 1996 (Public Law 104–208; 8 U.S.C. 1103 note) is  
7 amended to read as follows:

8 “(1) SECURITY FEATURES.—

9 “(A) REINFORCED FENCING.—In carrying  
10 out subsection (a), the Secretary of Homeland  
11 Security shall ensure construction of at least 2  
12 layers of reinforced fencing, and the installation  
13 of additional physical barriers, roads, lighting,  
14 cameras, and sensors—

15 “(i) extending from 10 miles west of  
16 the Tecate, California, port of entry to 10  
17 miles east of the Tecate, California, port of  
18 entry;

19 “(ii) extending from 10 miles west of  
20 the Calexico, California, port of entry to 5  
21 miles east of the Douglas, Arizona, port of  
22 entry;

23 “(iii) extending from 5 miles west of  
24 the Columbus, New Mexico, port of entry  
25 to 10 miles east of El Paso, Texas;

1           “(iv) extending from 5 miles north-  
2 west of the Del Rio, Texas, port of entry  
3 to 5 miles southeast of the Eagle Pass,  
4 Texas, port of entry; and

5           “(v) extending 15 miles northwest of  
6 the Laredo, Texas, port of entry to the  
7 Brownsville, Texas, port of entry.

8           “(B) PRIORITY AREAS.—With respect to  
9 the border described—

10           “(i) in subparagraph (A)(ii), the Sec-  
11 retary shall ensure that fence construction  
12 is completed by May 30, 2008; and

13           “(ii) in subparagraph (A)(v), the Sec-  
14 retary shall ensure that fence construction  
15 from 15 miles northwest of the Laredo,  
16 Texas, port of entry to 15 southeast of the  
17 Laredo, Texas, port of entry is completed  
18 by December 31, 2008.

19           “(C) ADDITIONAL AREAS.—With respect to  
20 the duties described in subparagraph (A) that  
21 are not otherwise assigned a deadline under  
22 subparagraph (B), the Secretary shall ensure  
23 that such duties are completed by June 30,  
24 2009.

1           “(D) EXCEPTION.—If the topography of a  
2           specific area has an elevation grade that ex-  
3           ceeds 10 percent, the Secretary may use other  
4           means to secure such area, including the use of  
5           surveillance and barrier tools.”.

6           (b) AUTHORIZATION OF APPROPRIATIONS.—There  
7           are authorized to be appropriated such sums as may be  
8           necessary to carry out the amendment made by subsection  
9           (a).

10          (c) REPEALS.—Subsection (b) of section 564 of divi-  
11          sion E of the Consolidated Appropriations Act, 2008  
12          (Public Law 110-161) is repealed. The amendment made  
13          by subsection (a)(2)(A) of such section is repealed.