



Legislative Bulletin..... June 6, 2012

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Amendments to H.R. 5855 – FY 2013 Department of Homeland Security Appropriations Act

Amendments to H.R. 5855 – FY 2013 Department of Homeland Security Appropriations Act (Aderholt, R-AL)

Order of Business: H.R. 5855 is expected to be considered, beginning June 6, 2012, under an open rule providing for consideration of germane amendments under the five minute rule.

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Other Amendments Offered:

1. **Blackburn (R-TN):** This amendment prohibits funds from being used to provide to a Security Officer, Behavior Detection Officer, or other employee of the Transportation Security Administration who has not received Federal law enforcement training and is not eligible for Federal law enforcement benefits—
 - a. a metal badge resembling a police badge;
 - b. a uniform resembling the uniform of a Federal law enforcement officer; or
 - c. any material that officially identifies the employee as an officer.

2. **King (R-IA):** This amendment prohibits funds be used to finalize, implement, administer, or enforce the internal Department of Homeland Security documents commonly referred to as the “Morton Memos”. “Morton Memos” refers to the following documents:
 - a. Policy Number 10072.1, published on March 2, 2011.
 - b. Policy Number 10075.1, published on June 17, 2011.
 - c. Policy Number 10076.1, published on June 17, 2011

3. **Moore (D-WI):** This amendment increases the appropriation amount to the Office of the Secretary by \$3 million and decreases the amount appropriated to the Automation Modernization by \$4.8 million for the purpose of increasing the amount to the Office of Rights and Civil Liberties.

4. **Holt (D-NJ):** This amendment reduces the Office of the Secretary, Analysis and Operation, and TSA Aviation Security by \$50 million and increases FEMA State and Local Programs by \$50 million
5. **Clarke (D-MI):** This amendment reduces the amount appropriated to the Office of the Undersecretary for Management by \$10 million and increases the amount appropriated to FEMA State and Local Grant Programs by \$10 million.
6. **Hahn (D-CA):** This amendment increases the appropriated amounts to US Customs and Border Protection by \$10 million and reduces the amount appropriated to Research Development Acquisition and Operations-National Bio-Agro-Defense Facility by \$24.5 million.
7. **King (R-IA):** This amendment prohibits funds from being used to enforce Executive Order 13166 [Executive Order 13166, (August 16, 2000; 65 Fed. Reg. 50121)]. According to the amendment sponsor, Executive Order 13166 was signed by Clinton in 2000 and states that any entity which receives federal funds must provide whatever services it offers in any foreign language spoken by anyone likely to receive those services. It says failure to do so is likely to constitute "discrimination on the basis of national origin" as prohibited by Title VI of the 1964 Civil Rights law, though courts have consistently failed to equate language with national origin. A 2002 OMB report entitled found that the total national cost of providing language assistance services to LEP individuals could be as high as \$1 to \$2 billion annually.
8. **Lorreta Sanchez (D-CA):** This amendment reduces the amount appropriated to Detention and Removal by \$40 million and increases the amount appropriated to Counter Child Exploitation Activities by \$40 million.
9. **Clarke (D-MI):** This amendment reduces the Immigration and Customs Enforcement Salaries and Expenses by \$10 million and increases the FEMA State and Local Programs by \$10 million.
10. **Jackson-Lee (D-TX):** This amendment reduces TSA Aviation Security by \$61 million, adds \$50 million to Federal Air Marshall Program.
11. **Hahn (D-CA):** The amendment reduces the amount appropriated to Science and Technology-Research and Development Acquisitions and Operations by \$75 million and increase the amount appropriated to Port Security Grant by \$75 million.
12. **Higgins (D-NY):** This amendment reduces Science and Technology-Research and Development Acquisitions and Operations by \$58 million and increases State and Local Programs by \$58 million.