

AMENDMENT NO. _____ Calendar No. _____

Purpose: To require certain training for U.S. Border Patrol agents.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. 2162

To require the Commissioner of U.S. Customs and Border Protection to annually hire at least 600 new Border Patrol agents, to report quarterly to Congress on the status of the Border Patrol workforce, and to conduct a comprehensive staffing analysis.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. PETERS

Viz:

1 On page 4, strike line 1 and insert the following:

2 **SEC. 4. TRAINING AND CONTINUING EDUCATION.**

3 (a) MANDATORY TRAINING AND CONTINUING EDU-
4 CATION TO PROMOTE U.S. BORDER PATROL AGENT
5 SAFETY AND PROFESSIONALISM.—The Secretary of
6 Homeland Security shall establish policies and guidelines
7 to ensure that every U.S. Border Patrol agent, including
8 supervisors and managers, receives—

1 (1) a minimum of 20 weeks of training that is
2 directly related to the mission of the U.S. Border
3 Patrol shortly after being hired;

4 (2) 40 hours of relevant training and con-
5 tinuing education annually after completing the
6 training required under paragraph (1); and

7 (3) training provided by attorneys outside of
8 the Department of Homeland Security.

9 (b) CURRICULUM.—The Secretary of Homeland Se-
10 curity shall establish policies and guidelines governing
11 training and continuing education of U.S. Border Patrol
12 agents regarding accountability, standards for professional
13 and ethical conduct, and oversight, including—

14 (1) community relations, including—

15 (A) best practices in community policing
16 and cultural awareness; and

17 (B) best practices in responding to griev-
18 ances;

19 (2) interaction with vulnerable populations, in-
20 cluding instruction on screening, identifying, and re-
21 sponding to vulnerable populations, such as children,
22 victims of human trafficking, and the acutely ill; and

23 (3) standards of professional and ethical con-
24 duct, including—

1 (A) lawful use of force, de-escalation tac-
2 tics, and alternatives to the use of force;

3 (B) complying with chain of command and
4 lawful orders;

5 (C) conduct and ethical behavior toward
6 the public in a civil and professional manner;

7 (D) civil rights and legal protections;

8 (E) non-racially biased questioning; and

9 (F) permissible and impermissible social
10 media activity.

11 (c) CONTINUING EDUCATION.—

12 (1) IN GENERAL.—The Secretary of Homeland
13 Security shall annually require all U.S. Border Pa-
14 trol agents who are required to undergo training
15 under subsections (a) and (b) to participate in con-
16 tinuing education to maintain and update under-
17 standing of Federal legal rulings, court decisions,
18 and Department of Homeland Security policies, pro-
19 cedures, and guidelines related to the subject mat-
20 ters described in such subsections.

21 (2) CONSTITUTIONAL AUTHORITY SUBJECT
22 MATTER.—Continuing education under this sub-
23 section shall include—

24 (A) a course on protecting the civil, con-
25 stitutional, human, and privacy rights of indi-

1 viduals, with special emphasis on the scope of
2 enforcement authority, including chain of evi-
3 dence practices and document seizure, and use
4 of force policies available to agents; and

5 (B) a course on—

6 (i) scope of authority to conduct im-
7 migration enforcement activities, including
8 interviews, interrogations, stops, searches,
9 arrests, and detentions, in addition to iden-
10 tifying and detecting fraudulent docu-
11 ments;

12 (ii) identifying, screening, and respon-
13 sibility for vulnerable populations, such as
14 children and victims of trafficking; and

15 (iii) permissible and impermissible so-
16 cial media activity.

17 (3) ADMINISTRATION.—Courses offered as part
18 of continuing education under this subsection shall
19 be administered by the Federal Law Enforcement
20 Training Centers.

21 (d) TRAINING ASSESSMENT.—Not later than 3 years
22 after the date of the enactment of this Act, the Comp-
23 troller General of the United States shall submit a report
24 to the Committee on Homeland Security and Govern-
25 mental Affairs of the Senate and the Committee on Home-

1 land Security of the House of Representatives that as-
2 sesses the training and education provided under this sec-
3 tion, including continuing education.

4 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**