

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To permit the CBP Commissioner to waive the polygraph requirement for CBP officer applicants who are veterans with a top secret security clearance.

**IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.**

**S. 461**

To provide for alternative financing arrangements for the provision of certain services and the construction and maintenance of infrastructure at land border ports of entry, and for other purposes.

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. CARPER to  
the Committee amendment

Viz:

1 At the appropriate place, insert the following:

2 **SEC. \_\_\_\_ . WAIVER OF POLYGRAPH EXAMINATION REQUIRE-**  
3 **MENT FOR CERTAIN CBP OFFICER APPLI-**  
4 **CANTS.**

5 Section 3 of the Anti-Border Corruption Act of 2010  
6 (Public Law 111–376) is amended—

7 (1) in the matter preceding paragraph (1), by  
8 striking “The Secretary” and inserting the fol-  
9 lowing:

10 “(a) IN GENERAL.—The Secretary”;

1           (2) in subsection (a)(1), as redesignated, by in-  
2           serting “(except as provided in subsection (b))” after  
3           “Border Protection”; and

4           (3) by adding at the end the following:

5           “(b) WAIVER.—The Commissioner of U.S. Customs  
6 and Border Protection may waive the polygraph examina-  
7 tion requirement under subsection (a)(1) for any applicant  
8 who—

9           “(1) is deemed suitable for employment;

10           “(2) holds a current, active Top Secret/Sen-  
11 sitive Compartmented Information Clearance;

12           “(3) has a current Single Scope Background  
13 Investigation;

14           “(4) was not granted any waivers to obtain his  
15 or her clearance; and

16           “(5) is a veteran of the Armed Forces, or is  
17 currently on active duty and will be separating from  
18 military service within 180 days.”.