

106TH CONGRESS  
1ST SESSION

# S. 912

To modify the rate of basic pay and the classification of positions for certain United States Border Patrol agents, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

APRIL 29, 1999

Mr. KYL (for himself, Mrs. HUTCHISON, Mr. DOMENICI, Mr. MCCAIN, Mr. GRAMM, Mr. BINGAMAN, Mr. HOLLINGS, Mr. ABRAHAM, and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To modify the rate of basic pay and the classification of positions for certain United States Border Patrol agents, and for other purposes.

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 “Border Patrol Recruit-  
5 ment and Retention Act of 1999”.

6 **SEC. 2. BORDER PATROL AGENT PAY AND CLASSIFICATION.**

7 (a) IN GENERAL.—Any Border Patrol agent classi-  
8 fied in a GS–1896 position who completes a 1-year period  
9 of service at a GS–9 grade and whose current rating of

1 record is fully successful or higher shall be classified at  
2 a GS–11 grade and receive pay at the minimum rate of  
3 basic pay for a GS–11 position.

4 (b) NONREDUCTION.—Subsection (a) shall not be  
5 construed to—

6 (1) limit or reduce the rate of pay of any Bor-  
7 der Patrol agent; or

8 (2) reclassify a Border Patrol agent at a lower  
9 classification of position.

10 (c) EFFECTIVE DATE.—This section shall take effect  
11 on the first day of the first applicable pay period beginning  
12 on or after the later of—

13 (1) October 1, 1999; or

14 (2) 120 days after the date of the enactment of  
15 this Act.

16 **SEC. 3. OFFICE OF BORDER PATROL RECRUITMENT AND**  
17 **RETENTION.**

18 (a) ESTABLISHMENT.—Not later than 90 days after  
19 the date of enactment of this Act, the Commissioner of  
20 the Immigration and Naturalization Service shall establish  
21 an Office of Border Patrol Recruitment and Retention  
22 within the Immigration and Naturalization Service.

23 (b) FUNCTIONS.—The Office of Border Patrol Re-  
24 cruitment and Retention shall—

1           (1) develop outreach programs to identify and  
2           recruit prospective Border Patrol agents;

3           (2) develop programs to retain Border Patrol  
4           agents; and

5           (3) submit recommendations to the Commis-  
6           sioner of the Immigration and Naturalization Serv-  
7           ice relating to pay and benefits of Border Patrol  
8           agents.

9           (c) **REPORT TO CONGRESS.**—Not later than 150 days  
10          after the date of enactment of this Act, the Commissioner  
11          of the Immigration and Naturalization Service shall sub-  
12          mit a report to the Congress on the establishment and  
13          activities of the Office of Border Patrol Recruitment and  
14          Retention.

15          **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

16          There are authorized to be appropriated \$50,000,000  
17          for fiscal year 2000 and such sums as necessary for each  
18          fiscal year thereafter to carry out this Act.

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