

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.

S. _____

To establish a narcotic drug screening technology pilot program to combat illicit opioid importation, 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 IN THE NATURE OF A SUBSTITUTE intended
to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Opportunities to Pro-
5 vide for Illicit Opioid Interdiction and Detection Act of
6 2018” or the “OPIOID Act of 2018”

7 **SEC. 2. DEFINITIONS.**

8 In this Act:

9 (1) COMMISSIONER.—The term “Commis-
10 sioner” means the Commissioner of U.S. Customs
11 and Border Protection.

1 (2) COVERED SUBSTANCES.—The term “cov-
2 ered substances” means illicit fentanyl and any pre-
3 cursors, other synthetic opioids and any precursors,
4 heroin, methamphetamine, and other narcotic drugs
5 and psychoactive substances.

6 (3) UNDER SECRETARY.—The term “Under
7 Secretary” means the Under Secretary of Homeland
8 Security for Science and Technology.

9 **SEC. 3. INTERAGENCY COLLABORATION ON RESEARCH**
10 **AND TECHNOLOGY DEVELOPMENT.**

11 (a) ENTRY BY MAIL.—The Commissioner, the Under
12 Secretary, and the Postmaster General, in coordination
13 with the heads of other Federal agencies as appropriate,
14 shall collaborate to identify and develop technology for the
15 detection of covered substances entering the United States
16 by mail.

17 (b) ENTRY BY LAND AND SEA.—The Commissioner
18 and the Under Secretary, in coordination with the heads
19 of other Federal agencies as appropriate, shall collaborate
20 to develop new technology for the detection of covered sub-
21 stances at border ports of entry in motor vehicles, cargo,
22 and cargo containers, including enhancements to border
23 infrastructure that can help canine detection to be more
24 efficient and effective.

1 (c) OUTREACH TO PRIVATE SECTOR.—The Commis-
2 sioner and the Under Secretary shall conduct appropriate
3 outreach to private sector entities and federally funded re-
4 search and development centers to gather information re-
5 garding the state of technology and identify areas for in-
6 novation relating to the detection of covered substances
7 entering the United States.

8 (d) REPORT ON RESEARCH COORDINATION AND
9 TECHNOLOGY DEVELOPMENT.—Not later than 1 year
10 after the date of enactment of this Act, and each year
11 thereafter for 3 additional years, the Commissioner and
12 the Under Secretary, in consultation with the Postmaster
13 General and the heads of other Federal agencies as appro-
14 priate, shall submit a joint report to the Committee on
15 Homeland Security and Governmental Affairs of the Sen-
16 ate and the Committee on Homeland Security of the
17 House of Representatives that—

18 (1) describes any technology and related proc-
19 esses and procedures developed under this section
20 and how the technology, processes, and procedures
21 will be operationalized and incorporated into the de-
22 tection regime in use during the year preceding the
23 report;

24 (2) describes the effectiveness of the technology
25 and related processes and procedures developed

1 under this section, including a comparison against
2 technology, processes, and procedures in use as of
3 the date of enactment of this Act;

4 (3) estimates the cost of operationalizing and
5 implementing the technology, processes, and proce-
6 dures developed under this section into the detection
7 regime in use during the year preceding the report;

8 (4) includes a timeframe for full implementa-
9 tion of the technology, processes, and procedures de-
10 veloped under this section that will improve the de-
11 tection regime in use during the year preceding the
12 report;

13 (5) describes any Federal policy changes needed
14 to implement the technology, processes, and proce-
15 dures developed under this section that will improve
16 the detection regime in use during the year pre-
17 ceding the report; and

18 (6) describes any challenges that impact the de-
19 ployment of technology, processes, and procedures
20 developed under this section that will improve the
21 detection regime in use during the year preceding
22 the report, and plans to overcome those challenges.