

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. 1822

To require U.S. Customs and Border Protection to expand the use of non-intrusive inspection systems at land ports of entry.

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 Mr. PETERS

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 “Non-Intrusive Inspec-
5 tion Expansion Act”.

6 **SEC. 2. USE OF NON-INTRUSIVE INSPECTION SYSTEMS AT**
7 **LAND PORTS OF ENTRY.**

8 (a) FISCAL YEAR 2026.—Using non-intrusive inspec-
9 tion systems acquired through previous appropriations
10 Acts, beginning not later than September 30, 2026, U.S.
11 Customs and Border Protection shall use non-intrusive in-

1 spection systems at land ports of entry to scan, cumula-
2 tively, at ports of entry where systems are in place by the
3 deadline, not fewer than—

4 (1) 40 percent of passenger vehicles entering
5 the United States; and

6 (2) 90 percent of commercial vehicles entering
7 the United States.

8 (b) **SUBSEQUENT FISCAL YEARS.**—Beginning in fis-
9 cal year 2027, U.S. Customs and Border Protection shall
10 use non-intrusive inspection systems at land ports of entry
11 to reach the next projected benchmark for incremental
12 scanning of passenger and commercial vehicles entering
13 the United States at such ports of entry.

14 (c) **BRIEFING.**—Not later than May 30, 2026, the
15 Commissioner of U.S. Customs and Border Protection
16 shall brief the Committee on Homeland Security and Gov-
17 ernmental Affairs of the Senate and the Committee on
18 Homeland Security of the House of Representatives re-
19 garding the progress made during the first half of fiscal
20 year 2026 in achieving the scanning benchmarks described
21 in subsection (a).

22 (d) **REPORT.**—If the scanning benchmarks described
23 in subsection (a) are not met by the end of fiscal year
24 2026, not later than 120 days after the end of that fiscal
25 year, the Commissioner of U.S. Customs and Border Pro-

1 tection shall submit a report to the Committee on Home-
2 land Security and Governmental Affairs of the Senate and
3 the Committee on Homeland Security of the House of
4 Representatives that—

5 (1) analyzes the causes for not meeting such re-
6 quirements;

7 (2) identifies any resource gaps and challenges;
8 and

9 (3) details the steps that will be taken to ensure
10 compliance with such requirements in the subse-
11 quent fiscal year.

12 **SEC. 3. NON-INTRUSIVE INSPECTION SYSTEMS FOR OUT-**
13 **BOUND INSPECTIONS.**

14 (a) STRATEGY.—Not later than 180 days after the
15 date of the enactment of this Act, the Commissioner of
16 U.S. Customs and Border Protection shall submit a strat-
17 egy to the Committee on Homeland Security and Govern-
18 mental Affairs of the Senate and the Committee on Home-
19 land Security of the House of Representatives for increas-
20 ing sustained outbound inspection operations at land ports
21 of entry that includes—

22 (1) the number of existing and planned out-
23 bound inspection lanes at each port of entry;

24 (2) infrastructure limitations that limit the abil-
25 ity of U.S. Customs and Border Protection to deploy

1 non-intrusive inspection systems for outbound in-
2 spections;

3 (3) the number of additional non-intrusive in-
4 spection systems that are necessary to increase scan-
5 ning capacity for outbound inspections; and

6 (4) plans for funding and acquiring the systems
7 described in paragraph (3).

8 (b) IMPLEMENTATION.—Beginning not later than
9 September 30, 2026, U.S. Customs and Border Protection
10 shall use non-intrusive inspection systems at land ports
11 of entry to scan not fewer than 10 percent of all vehicles
12 exiting the United States through land ports of entry.

13 **SEC. 4. GAO REVIEW AND REPORT.**

14 (a) REVIEW.—

15 (1) IN GENERAL.—The Comptroller General of
16 the United States shall conduct a review of the use
17 by U.S. Customs and Border Protection of non-in-
18 trusive inspection systems for border security.

19 (2) ELEMENTS.—The review required under
20 paragraph (1) shall—

21 (A) identify—

22 (i) the number and types of non-intru-
23 sive inspection systems deployed by U.S.
24 Customs and Border Protection; and

1 (ii) the locations to which such sys-
2 tems have been deployed; and

3 (B) examine the manner in which U.S.
4 Customs and Border Protection—

5 (i) assesses the effectiveness of such
6 systems; and

7 (ii) uses such systems in conjunction
8 with other border security resources and
9 assets, such as border barriers and tech-
10 nology, to detect and interdict drug smug-
11 gling and trafficking at the southwest bor-
12 der of the United States.

13 (b) REPORT.—Not later than 2 years after the date
14 of the enactment of this Act, the Comptroller General shall
15 submit a report to the Committee on Homeland Security
16 and Governmental Affairs of the Senate and the Com-
17 mittee on Homeland Security of the House of Representa-
18 tives containing the findings of the review conducted pur-
19 suant to subsection (a).