

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

Purpose: To prohibit the use of national defense funds to construct a physical barrier along the southern border.

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

**S. 1790**

To authorize appropriations for fiscal year 2020 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, 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. DURBIN

Viz:

1 At the appropriate place in division A , insert the fol-  
2 lowing:

3 **SEC. \_\_\_\_ . PROHIBITION ON USE OF NATIONAL DEFENSE**  
4 **FUNDS FOR PHYSICAL BARRIER ALONG THE**  
5 **SOUTHERN BORDER.**

6 (a) PROHIBITION.—National defense funds may not  
7 be obligated, expended, or otherwise used to design or  
8 carry out a project to construct, replace, or modify a wall,  
9 fence, or other physical barrier along the international  
10 border between the United States and Mexico.

1       (b) NATIONAL DEFENSE FUNDS DEFINED.—In this  
2 section, the term “national defense funds” means—

3           (1) amounts authorized to be appropriated for  
4 any purpose under this division or authorized to be  
5 appropriated in division A of any National Defense  
6 Authorization Act for any of fiscal years 2015  
7 through 2019, including any amounts of such an au-  
8 thorization made available to the Department of De-  
9 fense and transferred to another authorization by  
10 the Secretary of Defense pursuant to transfer au-  
11 thority available to the Secretary; and

12           (2) amounts appropriated in any Act pursuant  
13 to an authorization of appropriations described in  
14 paragraph (1).