

AMENDMENT TO H.R. 3838
OFFERED BY MR. VASQUEZ OF NEW MEXICO

At the appropriate place in title XXVIII, insert the following:

1 SEC. 28____. LIMITATION ON AVAILABILITY OF FUNDS FOR
2 CONSTRUCTION OF A BORDER WALL.

3 (a) IN GENERAL.—None of the funds authorized to
4 be appropriated by this Act or otherwise made available
5 for fiscal year 2026 for the Department of Defense may
6 be obligated or expended for construction of a physical
7 barrier along the land border between the United States
8 and Mexico where no such barrier currently exists until
9 the Secretary has submitted to the congressional defense
10 committees a cost analysis and feasibility study that in-
11 cludes—

12 (1) a detailed description of the terrain where
13 no such barrier exists; and

14 (2) a comprehensive list of any previous expla-
15 nations for the lack of such barrier, including—

16 (A) expected logistical challenges to con-
17 structing such a barrier;

18 (B) the estimated personnel it would take
19 to complete full construction of a physical bar-

1 rier along the land border between the United
2 States and Mexico;

3 (C) an analysis of terrain along such land
4 border which may be deemed impassable, deso-
5 late, or hostile, such as deserts or mountains;

6 (D) an analysis of effects of such construc-
7 tion on existing wildlife crossing areas, public
8 land access, and areas with Tribal, cultural, or
9 historical significance along such land border;
10 and

11 (E) the availability of more cost-effective
12 and operationally-effective technology as an al-
13 ternative to such physical barrier.

14 (b) RULE OF CONSTRUCTION.—Nothing this section
15 shall be construed to grant new authority to the Secretary
16 of Defense to construct a new physical barrier along the
17 land border between the United States and Mexico.

