

115TH CONGRESS
1ST SESSION

S. 939

To reserve any amounts forfeited to the United States Government as a result of the criminal prosecution of Joaquin Archivaldo Guzman Loera (commonly known as “El Chapo”), or of other felony convictions involving the transportation of controlled substances into the United States, for security measures along the Southern border, including the completion of a border wall.

IN THE SENATE OF THE UNITED STATES

APRIL 25, 2017

Mr. CRUZ introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To reserve any amounts forfeited to the United States Government as a result of the criminal prosecution of Joaquin Archivaldo Guzman Loera (commonly known as “El Chapo”), or of other felony convictions involving the transportation of controlled substances into the United States, for security measures along the Southern border, including the completion of a border wall.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Ensuring Lawful Col-
3 lection of Hidden Assets to Provide Order Act” or the
4 “EL CHAPO Act”.

5 **SEC. 2. USE OF CERTAIN FORFEITED CRIMINAL PROCEEDS**
6 **FOR BORDER SECURITY MEASURES.**

7 Notwithstanding any other provision of law, any ille-
8 gally obtained profits resulting from any criminal drug
9 trafficking enterprise led by Joaquin Archivaldo Guzman
10 Loera (commonly known as “El Chapo”), which are crimi-
11 nally forfeited to the United States Government as a re-
12 sult of the conviction of Mr. Guzman Loera in Federal
13 District court, shall be reserved for security measures
14 along the border between the United States and Mexico,
15 including the completion of a wall along such border, for
16 the purpose of stemming the flow of illegal narcotics into
17 the United States and furthering the Nation’s security.

18 **SEC. 3. USE OF FORFEITED CRIMINAL PROCEEDS OF**
19 **OTHER CONVICTED CARTEL MEMBERS.**

20 Notwithstanding any other provision of law, any
21 funds that are criminally forfeited to the United States
22 Government as the result of a felony conviction in a Fed-
23 eral district court of a member of a drug cartel—an indi-
24 vidual engaging in a continuing criminal enterprise involv-
25 ing knowingly and intentionally distributing a controlled
26 substance, intending and knowing that such substance

1 would be unlawfully imported into the United States from
2 a place outside of the United States—shall be reserved
3 for security measures along the border between the United
4 States and Mexico, including the completion of a wall
5 along such border, for the purpose of stemming the flow
6 of illegal narcotics into the United States and furthering
7 the Nation’s security.

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