

# Laws Waived

## to Build the U.S-Mexico Border Fence

On April 1, 2008, the Department of Homeland Security Secretary waived the following laws across 470 miles of the border in order to speed construction of fencing and walls.

**The National Environmental Policy Act** (Pub. L. 91-190,83 Stat. 852 (Jan. 1, 1970) (42 D.S.C. 4321 et seq.)), the **Endangered Species Act** (Pub. L. 93-205, 87 Stat. 884 (Dec. 28,1973) (16 U.S.C. 1531 et seq.)), the **Federal Water Pollution Control Act** (commonly referred to as the Clean Water Act) (33 D.S.C. 1251 et seq.)), the **National Historic Preservation Act** (Pub. L. 89-665, 80 Stat. 915 (Oct. 15, 1966) (16 D.S.C. 470 et seq.)), the **Migratory Bird Treaty Act** (16 D.S.C. 703 et seq.), the **Clean Air Act** (42 D.S.C. 7401 et seq.), the **Archeological Resources Protection Act** (Pub. L. 96-95, 16 D.S.C. 470aa et seq.), the **Safe Drinking Water Act** (42 D.S.C. 300f et seq.), the **Noise Control Act** (42 D.S.C. 4901 et seq.), the **Solid Waste Disposal Act**, as amended by the **Resource Conservation and Recovery Act** (42 D.S.C. 6901 et seq.), the **Comprehensive Environmental Response, Compensation, and Liability Act** (42 D.S.C. 9601 et seq.), the **Archaeological and Historic Preservation Act** (Pub. L. 86-523, 16 D.S.C. 469 et seq.), the **Antiquities Act** (16 D.S.C. 431 et seq.), the **Historic Sites, Buildings, and Antiquities Act** (16 D.S.C. 461 et seq.), the **Wild and Scenic Rivers Act** (Pub. L. 90-542, 16 D.S.C. 1281 et seq.), the **Farmland Protection Policy Act** (7 D.S.C. 4201 et seq.), the **Coastal Zone Management Act** (Pub. L. 92-583, 16D.S.C. § 1451 et seq.), the **Wilderness Act** (Pub. L. 88-577, 16 U.S.C. 1131et seq.), the **Federal Land Policy and Management Act** (Pub L. 94-579,43 D.S.C. 1701 et seq.), the **National Wildlife Refuge System Administration Act** (Pub. L. 89-669, 16 D.S.C. 668dd-668ee), the **Fish and Wildlife Act** of 1956 (Pub. L. 84-1024, 16 U.S.C. 742a, et seq.), the **Fish and Wildlife Coordination Act** (Pub. L. 73-121, 16D.S.C. 661 et seq.), the **Administrative Procedure Act** (5 D.S.C. 551 et seq.), the **Otay Mountain Wilderness Act** of 1999 (Pub. L. 106-145), Sections 102(29) and 103 of Title I of the **California Desert Protection Act** (Pub. L. 103-433),50 Stat. 1827, the **National Park Service Organic Act** (Pub. L. 64-235, 16 D.S.C. 1,2-4), the **National Park Service General Authorities Act** (Pub. L. 91-383, 16 D.S.C. la-l et seq.), Sections 401(7), 403, and 404 of the **National Parks and Recreation Act** of 1978 (Pub. L. 95-625), Sections 301(a)-(f) of the **Arizona Desert Wilderness Act** (Pub. L. 101-628), the **Rivers and Harbors Act** of 1899 (33 D.S.C. 403), the **Eagle Protection Act** (16 D.S.C. 668 et seq.), the **Native American Graves Protection and Repatriation Act** (25 D.S.C. 3001 et seq.), the **American Indian Religious Freedom Act** (42 D.S.C. 1996), the **Religious Freedom Restoration Act** (42 D.S.C. 2000bb), the **National Forest Management Act** of 1976 (16 D.S.C. 1600 et seq.), and the **Multiple Use and Sustained Yield Act** of 1960 (16 D.S.C. 528-531).