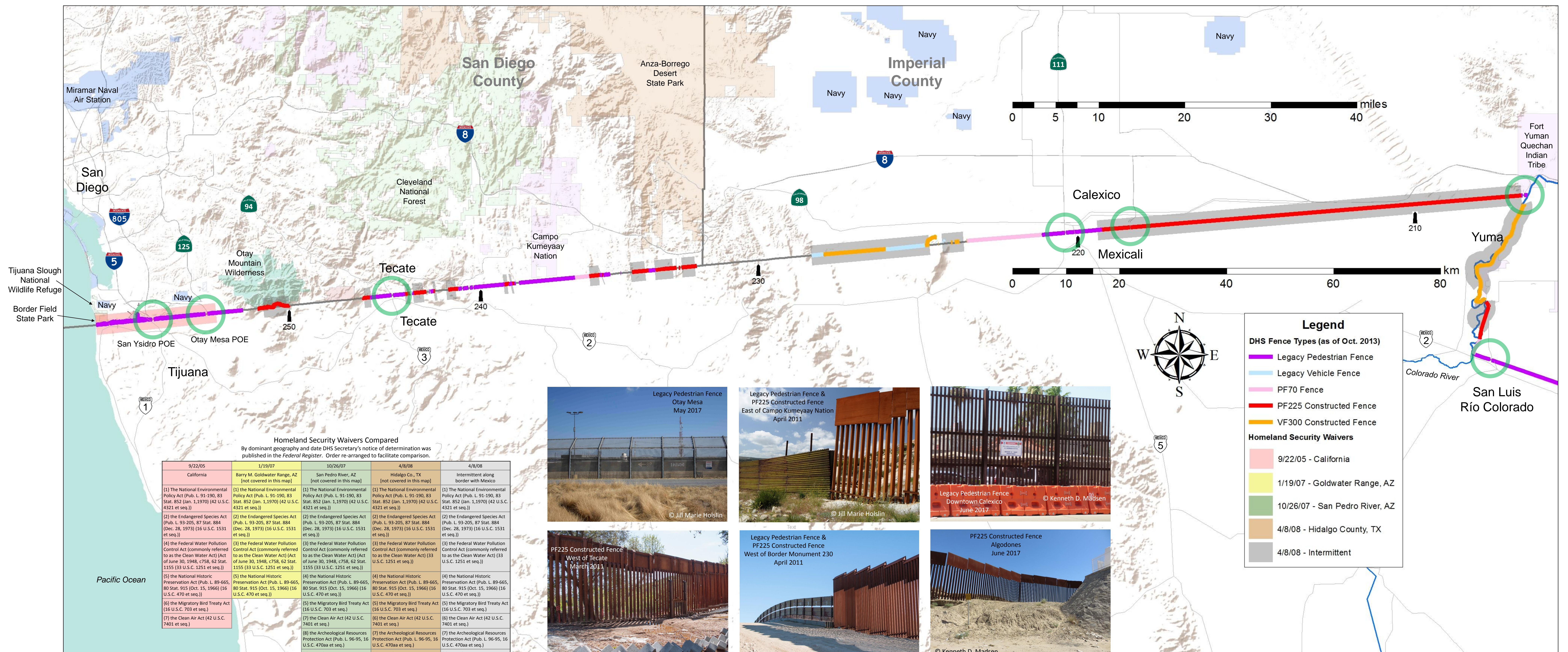
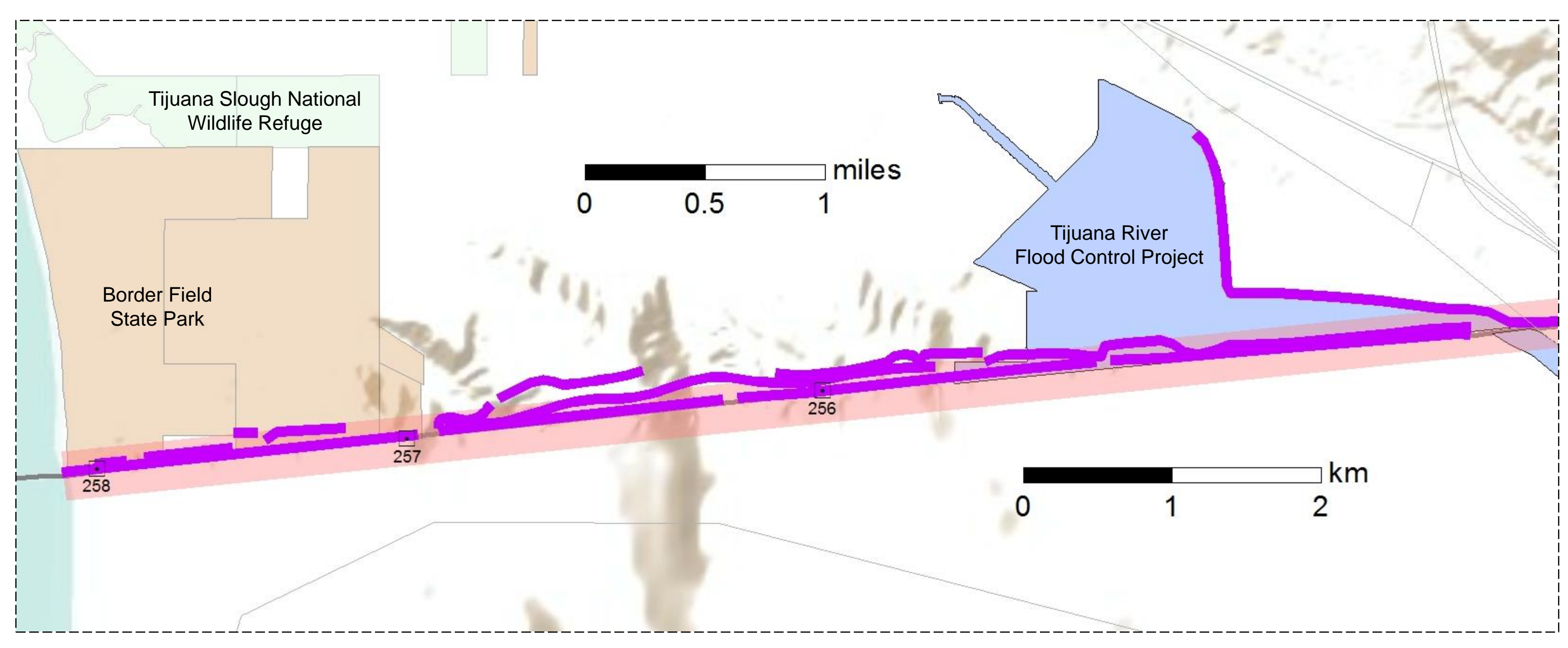


California Border Barriers



Homeland Security Waivers Compared
By dominant geography and date DHS Secretary's notice of determination was published in the Federal Register. Order re-arranged to facilitate comparison.

9/22/05	1/19/07	10/26/07	4/8/08	4/8/08
California	Barry M. Goldwater Range, AZ [not covered in this map]	San Pedro River, AZ [not covered in this map]	Hidalgo Co., TX [not covered in this map]	Intermittent along border with Mexico
(1) The National Environmental Policy Act (Pub. L. 91-190, 83 Stat. 852 (Jan. 1, 1970) (42 U.S.C. 4321 et seq.))	(1) The National Environmental Policy Act (Pub. L. 91-190, 83 Stat. 852 (Jan. 1, 1970) (42 U.S.C. 4321 et seq.))	(1) The National Environmental Policy Act (Pub. L. 91-190, 83 Stat. 852 (Jan. 1, 1970) (42 U.S.C. 4321 et seq.))	(1) The National Environmental Policy Act (Pub. L. 91-190, 83 Stat. 852 (Jan. 1, 1970) (42 U.S.C. 4321 et seq.))	(1) The National Environmental Policy Act (Pub. L. 91-190, 83 Stat. 852 (Jan. 1, 1970) (42 U.S.C. 4321 et seq.))
(2) The Endangered Species Act (Pub. L. 93-205, 87 Stat. 884 (Dec. 28, 1973) (16 U.S.C. 1531 et seq.))	(2) The Endangered Species Act (Pub. L. 93-205, 87 Stat. 884 (Dec. 28, 1973) (16 U.S.C. 1531 et seq.))	(2) The Endangered Species Act (Pub. L. 93-205, 87 Stat. 884 (Dec. 28, 1973) (16 U.S.C. 1531 et seq.))	(2) The Endangered Species Act (Pub. L. 93-205, 87 Stat. 884 (Dec. 28, 1973) (16 U.S.C. 1531 et seq.))	(2) The Endangered Species Act (Pub. L. 93-205, 87 Stat. 884 (Dec. 28, 1973) (16 U.S.C. 1531 et seq.))
(4) The Federal Water Pollution Control Act (commonly referred to as the Clean Water Act) (Act of June 30, 1946, 75 Stat. 62 Stat. 1155 (16 U.S.C. 1351 et seq.))	(3) The Federal Water Pollution Control Act (commonly referred to as the Clean Water Act) (Act of June 30, 1946, 75 Stat. 62 Stat. 1155 (16 U.S.C. 1351 et seq.))	(3) The Federal Water Pollution Control Act (commonly referred to as the Clean Water Act) (Act of June 30, 1946, 75 Stat. 62 Stat. 1155 (16 U.S.C. 1351 et seq.))	(3) The Federal Water Pollution Control Act (commonly referred to as the Clean Water Act) (Act of June 30, 1946, 75 Stat. 62 Stat. 1155 (16 U.S.C. 1351 et seq.))	(3) The Federal Water Pollution Control Act (commonly referred to as the Clean Water Act) (Act of June 30, 1946, 75 Stat. 62 Stat. 1155 (16 U.S.C. 1351 et seq.))
(5) The National Historic Preservation Act (Pub. L. 89-665, 89 Stat. 913 (Oct. 15, 1966) (16 U.S.C. 4701 et seq.))	(4) The National Historic Preservation Act (Pub. L. 89-665, 89 Stat. 913 (Oct. 15, 1966) (16 U.S.C. 4701 et seq.))	(4) The National Historic Preservation Act (Pub. L. 89-665, 89 Stat. 913 (Oct. 15, 1966) (16 U.S.C. 4701 et seq.))	(4) The National Historic Preservation Act (Pub. L. 89-665, 89 Stat. 913 (Oct. 15, 1966) (16 U.S.C. 4701 et seq.))	(4) The National Historic Preservation Act (Pub. L. 89-665, 89 Stat. 913 (Oct. 15, 1966) (16 U.S.C. 4701 et seq.))
(6) The Migratory Bird Treaty Act (16 U.S.C. 703 et seq.)	(5) The Migratory Bird Treaty Act (16 U.S.C. 703 et seq.)	(5) The Migratory Bird Treaty Act (16 U.S.C. 703 et seq.)	(5) The Migratory Bird Treaty Act (16 U.S.C. 703 et seq.)	(5) The Migratory Bird Treaty Act (16 U.S.C. 703 et seq.)
(7) The Clean Air Act (42 U.S.C. 7601 et seq.)	(6) The Clean Air Act (42 U.S.C. 7601 et seq.)	(6) The Clean Air Act (42 U.S.C. 7601 et seq.)	(6) The Clean Air Act (42 U.S.C. 7601 et seq.)	(6) The Clean Air Act (42 U.S.C. 7601 et seq.)
(8) The Archaeological Resources Protection Act (Pub. L. 96-95, 16 U.S.C. 4700a et seq.)	(7) The Archaeological Resources Protection Act (Pub. L. 96-95, 16 U.S.C. 4700a et seq.)	(7) The Archaeological Resources Protection Act (Pub. L. 96-95, 16 U.S.C. 4700a et seq.)	(7) The Archaeological Resources Protection Act (Pub. L. 96-95, 16 U.S.C. 4700a et seq.)	(7) The Archaeological Resources Protection Act (Pub. L. 96-95, 16 U.S.C. 4700a et seq.)
(9) The Safe Drinking Water Act (42 U.S.C. 300f et seq.)	(8) The Safe Drinking Water Act (42 U.S.C. 300f et seq.)	(8) The Safe Drinking Water Act (42 U.S.C. 300f et seq.)	(8) The Safe Drinking Water Act (42 U.S.C. 300f et seq.)	(8) The Safe Drinking Water Act (42 U.S.C. 300f et seq.)
(10) The Noise Control Act (42 U.S.C. 4901 et seq.)	(9) The Noise Control Act (42 U.S.C. 4901 et seq.)	(9) The Noise Control Act (42 U.S.C. 4901 et seq.)	(9) The Noise Control Act (42 U.S.C. 4901 et seq.)	(9) The Noise Control Act (42 U.S.C. 4901 et seq.)
(11) The Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.)	(10) The Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.)	(10) The Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.)	(10) The Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.)	(10) The Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.)
(12) The Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.)	(11) The Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.)	(11) The Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.)	(11) The Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.)	(11) The Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.)
(13) The Archaeological and Historic Preservation Act (Pub. L. 86-523, 16 U.S.C. 4601 et seq.)	(12) The Archaeological and Historic Preservation Act (Pub. L. 86-523, 16 U.S.C. 4601 et seq.)	(12) The Archaeological and Historic Preservation Act (Pub. L. 86-523, 16 U.S.C. 4601 et seq.)	(12) The Archaeological and Historic Preservation Act (Pub. L. 86-523, 16 U.S.C. 4601 et seq.)	(12) The Archaeological and Historic Preservation Act (Pub. L. 86-523, 16 U.S.C. 4601 et seq.)
(14) The Antiquities Act (16 U.S.C. 431 et seq.)	(13) The Antiquities Act (16 U.S.C. 431 et seq.)	(13) The Antiquities Act (16 U.S.C. 431 et seq.)	(13) The Antiquities Act (16 U.S.C. 431 et seq.)	(13) The Antiquities Act (16 U.S.C. 431 et seq.)
(17) The Historic Sites, Buildings, and Antiquities Act (16 U.S.C. 461 et seq.)	(14) The Historic Sites, Buildings, and Antiquities Act (16 U.S.C. 461 et seq.)	(14) The Historic Sites, Buildings, and Antiquities Act (16 U.S.C. 461 et seq.)	(14) The Historic Sites, Buildings, and Antiquities Act (16 U.S.C. 461 et seq.)	(14) The Historic Sites, Buildings, and Antiquities Act (16 U.S.C. 461 et seq.)
(18) The Arizona-Idaho Conservation Act of 1908 (Pub. L. 100-696, 16 U.S.C. 4604a et seq.)	(15) The Wild and Scenic Rivers Act (Pub. L. 95-642, 16 U.S.C. 1281 et seq.)	(15) The Wild and Scenic Rivers Act (Pub. L. 95-642, 16 U.S.C. 1281 et seq.)	(15) The Wild and Scenic Rivers Act (Pub. L. 95-642, 16 U.S.C. 1281 et seq.)	(15) The Wild and Scenic Rivers Act (Pub. L. 95-642, 16 U.S.C. 1281 et seq.)
(19) The Wetlands Act (Pub. L. 88-577, 16 U.S.C. 1313 et seq.)	(16) The Farmland Protection Policy Act (7 U.S.C. 4201 et seq.)	(16) The Farmland Protection Policy Act (7 U.S.C. 4201 et seq.)	(16) The Farmland Protection Policy Act (7 U.S.C. 4201 et seq.)	(16) The Farmland Protection Policy Act (7 U.S.C. 4201 et seq.)
(20) The Coastal Zone Management Act (Pub. L. 92-583, 16 U.S.C. 1451 et seq.)	(17) The Coastal Zone Management Act (Pub. L. 92-583, 16 U.S.C. 1451 et seq.)	(17) The Coastal Zone Management Act (Pub. L. 92-583, 16 U.S.C. 1451 et seq.)	(17) The Coastal Zone Management Act (Pub. L. 92-583, 16 U.S.C. 1451 et seq.)	(17) The Coastal Zone Management Act (Pub. L. 92-583, 16 U.S.C. 1451 et seq.)
(4) The Wilderness Act (Pub. L. 89-777, 16 U.S.C. 1333 et seq.)	(18) The Wilderness Act (Pub. L. 89-777, 16 U.S.C. 1333 et seq.)	(18) The Wilderness Act (Pub. L. 89-777, 16 U.S.C. 1333 et seq.)	(18) The Wilderness Act (Pub. L. 89-777, 16 U.S.C. 1333 et seq.)	(18) The Wilderness Act (Pub. L. 89-777, 16 U.S.C. 1333 et seq.)
(13) The Federal Land Policy and Management Act (Pub. L. 94-379, 43 U.S.C. 3701 et seq.)	(19) The Federal Land Policy and Management Act (Pub. L. 94-379, 43 U.S.C. 3701 et seq.)	(19) The Federal Land Policy and Management Act (Pub. L. 94-379, 43 U.S.C. 3701 et seq.)	(19) The Federal Land Policy and Management Act (Pub. L. 94-379, 43 U.S.C. 3701 et seq.)	(19) The Federal Land Policy and Management Act (Pub. L. 94-379, 43 U.S.C. 3701 et seq.)
(6) The National Wildlife Refuge System Administration Act (Pub. L. 89-669, 16 U.S.C. 668aa-668ee)	(20) The National Wildlife Refuge System Administration Act (Pub. L. 89-669, 16 U.S.C. 668aa-668ee)	(20) The National Wildlife Refuge System Administration Act (Pub. L. 89-669, 16 U.S.C. 668aa-668ee)	(20) The National Wildlife Refuge System Administration Act (Pub. L. 89-669, 16 U.S.C. 668aa-668ee)	(20) The National Wildlife Refuge System Administration Act (Pub. L. 89-669, 16 U.S.C. 668aa-668ee)
(19) The Fish and Wildlife Act of 1956 (Pub. L. 84-1024, 16 U.S.C. 762a, et seq.)	(21) The Fish and Wildlife Act of 1956 (Pub. L. 84-1024, 16 U.S.C. 762a, et seq.)	(21) The Fish and Wildlife Act of 1956 (Pub. L. 84-1024, 16 U.S.C. 762a, et seq.)	(21) The Fish and Wildlife Act of 1956 (Pub. L. 84-1024, 16 U.S.C. 762a, et seq.)	(21) The Fish and Wildlife Act of 1956 (Pub. L. 84-1024, 16 U.S.C. 762a, et seq.)
(54) The Fish and Wildlife Coordination Act (Pub. L. 73-121, 48 Stat. 401, 16 U.S.C. 661 et seq.)	(22) The Fish and Wildlife Coordination Act (Pub. L. 73-121, 48 Stat. 401, 16 U.S.C. 661 et seq.)	(22) The Fish and Wildlife Coordination Act (Pub. L. 73-121, 48 Stat. 401, 16 U.S.C. 661 et seq.)	(22) The Fish and Wildlife Coordination Act (Pub. L. 73-121, 48 Stat. 401, 16 U.S.C. 661 et seq.)	(22) The Fish and Wildlife Coordination Act (Pub. L. 73-121, 48 Stat. 401, 16 U.S.C. 661 et seq.)
(8) The Administrative Procedure Act (5 U.S.C. 551 et seq.)	(23) The Administrative Procedure Act (5 U.S.C. 551 et seq.)	(23) The Administrative Procedure Act (5 U.S.C. 551 et seq.)	(23) The Administrative Procedure Act (5 U.S.C. 551 et seq.)	(23) The Administrative Procedure Act (5 U.S.C. 551 et seq.)
(24) The Owy Mountain Wilderness Act of 1999 (Pub. L. 106-145)	(24) The Owy Mountain Wilderness Act of 1999 (Pub. L. 106-145)	(24) The Owy Mountain Wilderness Act of 1999 (Pub. L. 106-145)	(24) The Owy Mountain Wilderness Act of 1999 (Pub. L. 106-145)	(24) The Owy Mountain Wilderness Act of 1999 (Pub. L. 106-145)
(25) Sections 302(b) and 309 of Title 16 of the California Desert Protection Act (Pub. L. 103-433, 50 Stat. 1827)	(25) Sections 302(b) and 309 of Title 16 of the California Desert Protection Act (Pub. L. 103-433, 50 Stat. 1827)	(25) Sections 302(b) and 309 of Title 16 of the California Desert Protection Act (Pub. L. 103-433, 50 Stat. 1827)	(25) Sections 302(b) and 309 of Title 16 of the California Desert Protection Act (Pub. L. 103-433, 50 Stat. 1827)	(25) Sections 302(b) and 309 of Title 16 of the California Desert Protection Act (Pub. L. 103-433, 50 Stat. 1827)
(26) The National Park Service Organic Act (Pub. L. 64-233, 16 U.S.C. 1-2-4)	(26) The National Park Service Organic Act (Pub. L. 64-233, 16 U.S.C. 1-2-4)	(26) The National Park Service Organic Act (Pub. L. 64-233, 16 U.S.C. 1-2-4)	(26) The National Park Service Organic Act (Pub. L. 64-233, 16 U.S.C. 1-2-4)	(26) The National Park Service Organic Act (Pub. L. 64-233, 16 U.S.C. 1-2-4)
(27) The National Park Service General Authorities Act (Pub. L. 91-363, 16 U.S.C. 1a-1 et seq.)	(27) The National Park Service General Authorities Act (Pub. L. 91-363, 16 U.S.C. 1a-1 et seq.)	(27) The National Park Service General Authorities Act (Pub. L. 91-363, 16 U.S.C. 1a-1 et seq.)	(27) The National Park Service General Authorities Act (Pub. L. 91-363, 16 U.S.C. 1a-1 et seq.)	(27) The National Park Service General Authorities Act (Pub. L. 91-363, 16 U.S.C. 1a-1 et seq.)
(28) Sections 40171, 403, and 404 of the National Parks and Recreation Act of 1978 (Pub. L. 95-625)	(28) Sections 40171, 403, and 404 of the National Parks and Recreation Act of 1978 (Pub. L. 95-625)	(28) Sections 40171, 403, and 404 of the National Parks and Recreation Act of 1978 (Pub. L. 95-625)	(28) Sections 40171, 403, and 404 of the National Parks and Recreation Act of 1978 (Pub. L. 95-625)	(28) Sections 40171, 403, and 404 of the National Parks and Recreation Act of 1978 (Pub. L. 95-625)
(29) Sections 301(a)-(1) of the National Desert Wilderness Act (Pub. L. 101-628)	(29) Sections 301(a)-(1) of the National Desert Wilderness Act (Pub. L. 101-628)	(29) Sections 301(a)-(1) of the National Desert Wilderness Act (Pub. L. 101-628)	(29) Sections 301(a)-(1) of the National Desert Wilderness Act (Pub. L. 101-628)	(29) Sections 301(a)-(1) of the National Desert Wilderness Act (Pub. L. 101-628)
(30) The Rivers and Harbors Act of 1899 (16 U.S.C. 403)	(30) The Rivers and Harbors Act of 1899 (16 U.S.C. 403)	(30) The Rivers and Harbors Act of 1899 (16 U.S.C. 403)	(30) The Rivers and Harbors Act of 1899 (16 U.S.C. 403)	(30) The Rivers and Harbors Act of 1899 (16 U.S.C. 403)
(31) The Eagle Protection Act (16 U.S.C. 668 et seq.)	(31) The Eagle Protection Act (16 U.S.C. 668 et seq.)	(31) The Eagle Protection Act (16 U.S.C. 668 et seq.)	(31) The Eagle Protection Act (16 U.S.C. 668 et seq.)	(31) The Eagle Protection Act (16 U.S.C. 668 et seq.)
(24) The Native American Graves Protection and Repatriation Act (25 U.S.C. 3001 et seq.)	(32) The Native American Graves Protection and Repatriation Act (25 U.S.C. 3001 et seq.)	(32) The Native American Graves Protection and Repatriation Act (25 U.S.C. 3001 et seq.)	(32) The Native American Graves Protection and Repatriation Act (25 U.S.C. 3001 et seq.)	(32) The Native American Graves Protection and Repatriation Act (25 U.S.C. 3001 et seq.)
(25) The American Indian Religious Freedom Act (42 U.S.C. 1996)	(33) The American Indian Religious Freedom Act (42 U.S.C. 1996)	(33) The American Indian Religious Freedom Act (42 U.S.C. 1996)	(33) The American Indian Religious Freedom Act (42 U.S.C. 1996)	(33) The American Indian Religious Freedom Act (42 U.S.C. 1996)
(26) The Religious Freedom Restoration Act (42 U.S.C. 2006b)	(34) The Religious Freedom Restoration Act (42 U.S.C. 2006b)	(34) The Religious Freedom Restoration Act (42 U.S.C. 2006b)	(34) The Religious Freedom Restoration Act (42 U.S.C. 2006b)	(34) The Religious Freedom Restoration Act (42 U.S.C. 2006b)
(35) The National Forest Management Act of 1977 (16 U.S.C. 528-533)	(35) The National Forest Management Act of 1977 (16 U.S.C. 528-533)	(35) The National Forest Management Act of 1977 (16 U.S.C. 528-533)	(35) The National Forest Management Act of 1977 (16 U.S.C. 528-533)	(35) The National Forest Management Act of 1977 (16 U.S.C. 528-533)
(36) The Multiple Use and Sustained Yield Act of 1960 (16 U.S.C. 528-533)	(36) The Multiple Use and Sustained Yield Act of 1960 (16 U.S.C. 528-533)	(36) The Multiple Use and Sustained Yield Act of 1960 (16 U.S.C. 528-533)	(36) The Multiple Use and Sustained Yield Act of 1960 (16 U.S.C. 528-533)	(36) The Multiple Use and Sustained Yield Act of 1960 (16 U.S.C. 528-533)
(27) The Federal Grant and Cooperative Agreement Act of 1977 (5 U.S.C. 6305-6305)	(27) The Federal Grant and Cooperative Agreement Act of 1977 (5 U.S.C. 6305-6305)	(27) The Federal Grant and Cooperative Agreement Act of 1977 (5 U.S.C. 6305-6305)	(27) The Federal Grant and Cooperative Agreement Act of 1977 (5 U.S.C. 6305-6305)	(27) The Federal Grant and Cooperative Agreement Act of 1977 (5 U.S.C. 6305-6305)
(7) The Military Lands Withdrawal Act of 1959 (Pub. L. 106-65, 113 Stat. 885 (Oct. 5, 1999))	(7) The Military Lands Withdrawal Act of 1959 (Pub. L. 106-65, 113 Stat. 885 (Oct. 5, 1999))	(7) The Military Lands Withdrawal Act of 1959 (Pub. L. 106-65, 113 Stat. 885 (Oct. 5, 1999))	(7) The Military Lands Withdrawal Act of 1959 (Pub. L. 106-65, 113 Stat. 885 (Oct. 5, 1999))	(7) The Military Lands Withdrawal Act of 1959 (Pub. L. 106-65, 113 Stat. 885 (Oct. 5, 1999))
(8) The Sites Act (16 U.S.C. 670 et seq.)	(8) The Sites Act (16 U.S.C. 670 et seq.)	(8) The Sites Act (16 U.S.C. 670 et seq.)	(8) The Sites Act (16 U.S.C. 670 et seq.)	(8) The Sites Act (16 U.S.C. 670 et seq.)



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(7) The Military Lands Withdrawal Act of 1959 (Pub. L. 106-65, 113 Stat. 885 (Oct. 5, 1999))
(8) The Sites Act (16 U.S.C. 670 et seq.)

Observations:

- barriers cover 133 out of 167 miles of California's border with Mexico (80%)
- "legacy" fences were those constructed before the Secure Fence Act of 2006
- Legacy Pedestrian barriers cover 40 miles of border in California; Legacy Vehicle barriers cover 6 miles in California
- PF70 = primary (pedestrian) fence (70 miles planned nationally, 10 actually built in California); relatively easy and pre-planned fencing put up shortly after the Secure Fence Act passed
- PF225 = pedestrian fence (225 miles planned nationally, 65 in California); 2007 and later
- VF300 = vehicle fence (300 miles planned nationally, 10 in California); 2007 and later
- Ports of Entry combine both restriction and accessibility and total almost 1 mile of border coverage (since ports of entry represent security along the border, this is included in the total above)
- California has more double- and triple-fencing than other states, but while some of those segments are displayed graphically here they are not clearly identified in original DHS source data. Mileage provided above is of total border covered, not the length of border fencing per se. Based on best available data, an additional 18 miles of fencing runs parallel to the 133 mile total above (as double- or triple-fencing) and/or represents barriers that do not strictly parallel the border itself (for example, W of BM 250 a PF225 segment measures 4.2 miles as it goes around mountainous terrain north of the actual borderline, but represents coverage of only 3.7 miles of border).
- vehicle barriers generally require less disturbance and allow greater passage of wildlife
- pedestrian barriers are generally found close to urban areas and relatively accessible rural locations
- a substantial network of all-weather roads was built-up for these construction projects
- stretches of border not presently covered by barriers are generally in remote areas with rough terrain some of that border is covered by barbed wire fencing (not mapped here)
- there are a variety of fence types within each of these categories; photos are illustrative rather than exhaustive
- most fencing was in place by October 2013, the date on which data for this map is based
- waivers cover 94 out of 167 miles of California's border with Mexico (56%)
- this is less than in Arizona, in part because California already had a fair amount of fencing by the time waivers began to be implemented
- one section of border 3 miles east of Tecate (between BMs 243 & 242) is covered by two different segments of Intermittent waiver (a 0.6 mi. overlap) as described in the locations published in the *Federal Register*
- a segment of Intermittent waiver in California west of Calexico (covering BMs 228-225) is described as 11.3 miles in the *Federal Register* but actual distance between start and end points as described therein is 13.8 miles; waiver locations were generally described to the tenth of a mile in the *Federal Register* but still prefaced by "approximately"; nonetheless the discrepancy here is particularly striking
- there are several places where post-Secure Fence Act construction extends beyond waiver segments; the largest example is east of BM 251 (approx. 0.6 miles); the status of compliance with laws in these locations (i.e. laws which have not otherwise waived elsewhere) has not been determined
- CBP frequently "voluntarily" complied with waived laws under the Obama administration

