

AMENDMENT TO RULES COMM. PRINT 119-33
OFFERED BY MR. BERA OF CALIFORNIA

At the end of subtitle B of title XVII, insert the following:

1 **SEC. 17___ . LIMITATIONS ON CHANGES TO THE MUTUAL**
2 **DEFENSE TREATY WITH KOREA.**

3 (a) CERTIFICATION REQUIRED.—The President may
4 not take any action to change United States policy with
5 respect to the Mutual Defense Treaty between the United
6 States and Republic of Korea signed on October 1, 1953,
7 unless, not later than 120 days before taking such an ac-
8 tion, the Secretary of State submits to the appropriate
9 congressional committees—

10 (1) a detailed justification for such a change;

11 and

12 (2) a certification that—

13 (A) such a change is in the national inter-
14 est of the United States; and

15 (B) an alternative diplomatic agreement or
16 measure has been devised to replace any lost
17 capacity or benefits resulting from such a
18 change, including—

1 (i) the benefits to United States na-
2 tional security and regional security de-
3 rived from the presence of the United
4 States Armed Forces in the Republic of
5 Korea;

6 (ii) the nuclear nonproliferation bene-
7 fits derived from extended deterrence en-
8 hanced by the stationing of members of the
9 United States Armed Forces in the Repub-
10 lic of Korea;

11 (iii) the contributions of the Republic
12 of Korea in—

13 (I) countering illegitimate coer-
14 cion and debt diplomacy;

15 (II) promoting human rights;

16 (III) promoting freedom of navi-
17 gation and maritime security;

18 (IV) shipbuilding and mainte-
19 nance and repair of United States
20 ships;

21 (V) developing physical and dig-
22 ital infrastructure in the Indo-Pacific
23 to promote a free and open region;

1 (VI) countering the illegal cyber
2 activities of the Democratic People's
3 Republic of Korea;

4 (VII) improving global health;
5 and

6 (VIII) assisting the victims of
7 conflict and disaster;

8 (iv) the cooperation of the Republic of
9 Korea with respect to United States efforts
10 to enforce existing United Nations Security
11 Council sanctions with respect to the
12 Democratic People's Republic of Korea;

13 (v) the value of trade and foreign di-
14 rect investment between the United States
15 and the Republic of Korea, and joint eco-
16 nomic cooperation in strategic and emerg-
17 ing industries including defense, ship-
18 building, semiconductors, and artificial in-
19 telligence.

20 (b) FORM.—The justification and certification re-
21 quired by subsection (b) shall be submitted in unclassified
22 form and may include a classified annex.

23 (c) APPROPRIATE CONGRESSIONAL COMMITTEES.—
24 In this section, the term “appropriate congressional com-
25 mittees” means the Committee on Armed Services and the

1 Committee on Foreign Affairs of the House of Representa-
2 tives and the Committee on Armed Services and the Com-
3 mittee on Foreign Relations of the Senate.

