AMENDMENT TO
RULES COMMITTEE PRINT 118–10
OFFERED BY MRS. BICE OF OKLAHOMA

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

SEC. 10. DISRUPTION OF FENTANYL TRAFFICKING.

(a) DEVELOPMENT OF STRATEGY.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, with the concurrence of the Secretary of State, and in coordination with the heads of such other Federal agencies as the Secretary considers appropriate, shall develop and submit to the appropriate congressional committees a strategy to use existing authorities, including the authorities under section 124 of title 10, United States Code, as appropriate, to target, disrupt, or degrade threats to the national security of the United States caused or exacerbated by fentanyl trafficking.

(2) CONTENTS.—The strategy required by paragraph (1) shall outline how the Secretary of Defense will—
(A) leverage existing authorities regarding counterdrug and counter-transnational organized crime activities with a counter-fentanyl nexus to detect and monitor activities related to fentanyl trafficking;

(B) leverage existing authorities to support operations to counter fentanyl trafficking carried out by other Federal agencies, State, Tribal, and local law enforcement agencies, or foreign security forces;

(C) coordinate efforts of the Department of Defense for the detection and monitoring of aerial and maritime traffic suspected of carrying fentanyl bound for the United States, including efforts to unify the use of technology, surveillance, and related resources across air, land, and maritime domains to counter fentanyl trafficking, including with respect to data collection, data processing, and integrating sensors across such domains;

(D) provide Department of Defense-specific capabilities to support activities by the United States Government and foreign security forces to detect and monitor the trafficking of
fentanyl and precursor chemicals used in fentanyl production, consistent with—

(i) section 284(b)(10) of title 10, United States Code;

(ii) all other requirements set forth in the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.); and

(iii) the requirements set forth in the Arms Export Control Act (22 U.S.C. 2751 et seq.);

(E) leverage existing counterdrug and counter-transnational organized crime programs of the Department to counter fentanyl trafficking;

(F) assess existing training programs of the Department to counter fentanyl trafficking, consistent with section 284(b) of title 10, United States Code;

(G) assess existing training programs of the Department for foreign security forces to ensure the counterdrug and counter-transnational organized crime programs of the Department—

(i) support operations to counter fentanyl trafficking; and
(ii) build capacity to conduct fentanyl interdiction operations, consistent with sections 284(c) and 333 of title 10, United States Code;

(H) use the North American Defense Ministerial and the bilateral defense working groups and bilateral military cooperation round tables with Canada and Mexico to increase domain awareness to detect and monitor fentanyl trafficking; and

(I) evaluate existing policies, procedures, processes, and resources that affect the ability of the Department to counter fentanyl trafficking consistent with existing counterdrug and counter-transnational organized crime authorities.

(3) FORM.—The strategy required by paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(4) BRIEFING.—Not later than 60 days after the submission of the strategy required by paragraph (1), the Secretary shall provide to the appropriate congressional committees a briefing on the strategy and plans for its implementation.

(b) COOPERATION WITH MEXICO.—
1. In general.—The Secretary of Defense shall seek to enhance cooperation with defense officials of the Government of Mexico to target, disrupt, and degrade transnational criminal organizations within Mexico that traffic fentanyl.

2. Report on enhanced security cooperation.—

(A) In general.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, with the concurrence of the Secretary of State, shall submit to the appropriate congressional committees a report on efforts to enhance cooperation with defense officials of the Government of Mexico specified in paragraph (1).

(B) Contents.—The report required by subparagraph (A) shall include—

(i) an assessment of the impact of the efforts to enhance cooperation described in paragraph (1) on targeting, disrupting, and degrading fentanyl trafficking;

(ii) a description of limitations on such efforts, including limitations imposed by the Government of Mexico;
(iii) recommendations by the Secretary on actions to further improve cooperation with defense officials of the Government of Mexico;

(iv) recommendations by the Secretary on actions of the Department of Defense to further improve the capabilities of the Government of Mexico to target, disrupt, and degrade fentanyl trafficking; and

(v) any other matter the Secretary considers relevant.

(C) FORM.—The report required by subparagraph (A) may be submitted in unclassified form, but shall include a classified annex.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services of the Senate;

(2) the Committee on Armed Services of the House of Representatives;

(3) the Committee on Foreign Affairs of the House of Representatives;

(4) the Committee on Foreign Relations of the Senate;
(5) the Committee on the Judiciary of the House of Representatives; and

(6) the Committee on the Judiciary of the Senate.