

AMENDMENT TO RULES COMM. PRINT 114-51
OFFERED BY MR. DESANTIS OF FLORIDA

At the end of subtitle E of title XII, add the following:

1 **SEC. 12xx. LIMITATION ON MILITARY CONTACT AND CO-**
2 **OPERATION BETWEEN THE UNITED STATES**
3 **AND CUBA.**

4 (a) LIMITATION.—Except as provided in subsection
5 (b), none of the funds authorized to be appropriated or
6 otherwise made available for fiscal year 2017 for the De-
7 partment of Defense may be used for any bilateral mili-
8 tary-to-military contact or cooperation between the Gov-
9 ernments of the United States and Cuba until the Sec-
10 retary of Defense and the Secretary of State, in consulta-
11 tion with the Director of National Intelligence, certify to
12 the appropriate congressional committees that—

13 (1) the Government of Cuba has—

14 (A) met the requirements and satisfied the
15 factors specified in sections 205 and 206 of the
16 Cuban Liberty and Democratic Solidarity
17 (LIBERTAD) Act of 1996 (22 U.S.C. 6065
18 and 6066); and

1 (B) resolved, to the full satisfaction of
2 United States law, all outstanding claims and
3 judgments belonging to United States nationals
4 against the Government of Cuba, including but
5 not limited to claims regarding property con-
6 fiscated by the Government of Cuba;

7 (2) the Cuban military and other security forces
8 in Cuba have ceased committing human right
9 abuses, including arbitrary arrests, beatings, and
10 other acts of repudiation, against those who express
11 opposition to the Castro regime, civil rights activists
12 and other citizens of Cuba, as well as all persecu-
13 tion, intimidation, arrest, imprisonment, and assas-
14 sination of dissidents and members of faith-based
15 organizations;

16 (3) the Cuban military has ceased providing
17 military intelligence, weapons training, strategic
18 planning, and security logistics to the military and
19 security forces of Venezuela;

20 (4) the Government of Cuba no longer demands
21 that the United States relinquish control of Guanta-
22 namo Bay, in violation of an international treaty;

23 (5) the Government of Cuba returns to the
24 United States fugitives wanted by the Department

1 of Justice for crimes committed in the United
2 States; and

3 (6) the officials of the Cuban military that were
4 indicted in the murder of United States citizens dur-
5 ing the shoot down of planes operated by the Broth-
6 ers to the Rescue humanitarian organization in 1996
7 are brought to justice.

8 (b) EXCEPTIONS.—The limitation on the use of funds
9 under subsection (a) shall not apply with respect to—

10 (1) payments in furtherance of the lease agree-
11 ment, or other financial transactions necessary for
12 maintenance and improvements of the military base
13 at Guantanamo Bay, Cuba, including any adjacent
14 areas under the control or possession of the United
15 States;

16 (2) assistance or support in furtherance of de-
17 mocracy-building efforts for Cuba described in sec-
18 tion 109 of the Cuban Liberty and Democratic Soli-
19 darity (LIBERTAD) Act of 1996 (22 U.S.C. 6039);
20 or

21 (3) customary and routine financial trans-
22 actions necessary for the maintenance, improve-
23 ments, or regular duties of the United States mis-
24 sion in Havana, including outreach to the pro-de-
25 mocracy opposition.

1 (c) DEFINITIONS.—In this section:

2 (1) APPROPRIATE CONGRESSIONAL COMMIT-
3 TEES.—The term “appropriate congressional com-
4 mittees” means—

5 (A) the Committee on Armed Services and
6 the Committee on Foreign Relations of the Sen-
7 ate; and

8 (B) the Committee on Armed Services and
9 the Committee on Foreign Affairs of the House
10 of Representatives.

11 (2) BILATERAL MILITARY-TO-MILITARY CON-
12 TACT OR COOPERATION.—The term “bilateral mili-
13 tary-to-military contact or cooperation”—

14 (A) means—

15 (i) reciprocal visits and meetings by
16 high-ranking delegations;

17 (ii) information sharing, policy con-
18 sultations, security dialogues or other
19 forms of consultative discussions;

20 (iii) exchange of military instructors,
21 training personnel, and students;

22 (iv) defense planning; and

23 (v) military training or exercises; but

1 (B) does not include any contact or co-
2 operation that is in support of the United
3 States stability operations.

4 (3) CUBAN MILITARY.—The term “Cuban mili-
5 tary” means—

6 (A) the Ministry of the Revolutionary
7 Armed Forces of Cuba, the Ministry of the In-
8 terior of Cuba, or any subdivision of either such
9 Ministry;

10 (B) any agency, instrumentality, or other
11 entity that is owned, operated, or controlled by
12 an entity specified in subparagraph (A); or

13 (C) an individual who is a senior member
14 of the Ministry of the Revolutionary Armed
15 Forces of Cuba or the Ministry of the Interior
16 of Cuba.

17 (d) EFFECTIVE DATE.—This section takes effect on
18 the date of the enactment of this Act and applies with
19 respect to funds described in subsection (a) that are unob-
20 ligated as of such date of enactment.

