

AMENDMENT TO H.R. 2397, AS REPORTED
OFFERED BY MR. NUGENT OF FLORIDA

At the end of the bill (before the short title), insert the following:

1 SEC. 10002. (a) It is the sense of Congress that, ex-
2 cept as provided in subsection (b), no entity within the
3 Executive branch should intentionally use lethal force out-
4 side the United States, without a prior judicial determina-
5 tion that such conduct is lawful, against a person known
6 to that entity to be an American citizen in any case where
7 that conduct would violate the fifth article of amendment
8 to the Constitution if the conduct took place inside the
9 United States and there were no prior judicial determina-
10 tion authorizing that conduct.

11 (b) This section does not apply to—

12 (1) military action lawfully conducted in accord-
13 ance with a congressional authorization for the use
14 of military force or a declaration of war; or

15 (2) the use lethal force to protect the country
16 against an imminent threat to the United States or
17 constrain the nation’s inherent right to self defense,
18 if theImminent threat is established in the Execu-
19 tive’s congressional notification of sensitive informa-

1 tion required by section 1041 of the National De-
2 fense Authorization Act for Fiscal Year 2014.

