

AMENDMENT TO RULES COMM. PRINT 118–10
OFFERED BY MS. ESHOO OF CALIFORNIA

At the end of subtitle C of title XVIII, add the following:

1 **SEC. __. REPORT ON WAIVERS UNDER SECTION 907 OF THE**
2 **FREEDOM FOR RUSSIA AND EMERGING EUR-**
3 **ASIAN DEMOCRACIES AND OPEN MARKETS**
4 **SUPPORT ACT OF 1992.**

5 (a) FINDINGS.—Congress finds the following: —

6 (1) Section 907 of the FREEDOM Support Act
7 (22 U.S.C. 5812) prohibits the United States Gov-
8 ernment from providing security assistance to the
9 Government of Azerbaijan.

10 (2) Current law allows the Department of State
11 to waive section 907 only if it determines that the
12 waiver “will not undermine or hamper ongoing ef-
13 forts to negotiate a peaceful settlement between Ar-
14 menia and Azerbaijan or be used for offensive pur-
15 poses against Armenia.”.

16 (3) On June 21, 2022, the Department of State
17 extended the waiver of section 907 for the duration
18 of fiscal year 2023, the 20th consecutive year it has
19 done so.

1 (4) On September 12, 2022, Azerbaijan
2 launched an unprovoked military invasion of the sov-
3 ereign territory of the Republic of Armenia, killing
4 more than 200 Armenian soldiers over the course of
5 two days of fighting.

6 (5) Azerbaijan continues to occupy the sov-
7 ereign territory of the Republic of Armenia in three
8 provinces along the Armenia-Azerbaijan border.

9 (6) On December 12, 2022, Azerbaijan began
10 restricting the free movement of people and goods
11 through the Lachin corridor, the sole road con-
12 necting Nagorno Karabakh with Armenia, and thus
13 the outside world.

14 (7) The obstruction of the Lachin corridor has
15 continued for more than 200 days, depriving the
16 population of Nagorno Karabakh of freedom of
17 movement and restricting their access to food, med-
18 ical supplies, and other necessities.

19 (8) On January 23, 2023, Secretary of State
20 Antony Blinken told Azerbaijani President Ilham
21 Aliyev that “the risk of a humanitarian crisis in the
22 Lachin corridor undermined prospects for peace be-
23 tween Armenia and Azerbaijan,” according to a
24 statement released by the Department of State.

1 (b) SENSE OF CONGRESS.—It is the sense of Con-
2 gress that the waiver of section 907 has emboldened the
3 Government of Azerbaijan to violate human rights and
4 international law with impunity, undermining ongoing ef-
5 forts to negotiate a peaceful settlement between Armenia
6 and Azerbaijan.

7 (c) REPORT REQUIRED.—Not later than 180 days
8 after the date of the enactment of this Act, the Secretary
9 of State, in coordination with the Secretary of Defense,
10 shall submit a report to the appropriate congressional
11 committees on United States security assistance provided
12 to the Government of Azerbaijan pursuant to a waiver
13 under section 907 of the FREEDOM Support Act.

14 (d) ELEMENTS.—The report under subsection (b)
15 shall address the following: —

16 (1) Documentation of the Department of
17 State’s consideration of all section 907 waiver re-
18 quirements during the 5-year period ending on the
19 date of the enactment of this Act.

20 (2) Further program-level detail and end-use
21 monitoring reports of security assistance provided to
22 the Government of Azerbaijan under a section 907
23 waiver during such 5-year period.

24 (3) The impact of United States security assist-
25 ance provided to Azerbaijan on the negotiation of a

1 peaceful settlement between Armenia and Azerbaijan
2 over all disputed regions during such 5-year period.

3 (4) The impact of United States security assist-
4 ance provided to Azerbaijan on the military balance
5 between Azerbaijan and Armenia during such 5-year
6 period.

7 (5) An assessment of Azerbaijan’s use of offen-
8 sive force against Armenia or violations of Armenian
9 sovereign territory from November 11, 2020, to the
10 date of the enactment of this Act.

11 (e) APPROPRIATE CONGRESSIONAL COMMITTEES.—
12 In this section, the term “appropriate congressional com-
13 mittees” means—

14 (1) the Committee on Armed Services and the
15 Committee on Foreign Affairs of the House of Rep-
16 resentatives; and

17 (2) the Committee on Armed Services and the
18 Committee on Foreign Relations of the Senate.

