

AMENDMENT TO RULES COMM. PRINT 116-19
OFFERED BY MS. FRANKEL OF FLORIDA

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

1 **SEC. __. PROHIBITION ON USE OF FUNDS FOR SHORTER-**
2 **OR INTERMEDIATE-RANGE GROUND**
3 **LAUNCHED BALLISTIC OR CRUISE MISSILE**
4 **SYSTEMS.**

5 (a) SENSE OF CONGRESS.—It is the sense of Con-
6 gress that—

7 (1) Secretary of State Mike Pompeo’s February
8 1, 2019, announcement of the decision of the United
9 States to withdraw from the INF Treaty, without
10 proper consultation with Congress, is a serious
11 breach of Congress’s proper constitutional role as a
12 co-equal branch of government;

13 (2) United States withdrawal from the INF
14 Treaty will free Russia to deploy greater quantities
15 of the SSC-8 missile to the detriment of United
16 States national security and that of our allies in Eu-
17 rope and the Indo-Pacific region;

18 (3) the North Atlantic Treaty Organization
19 (NATO) alliance makes critical contributions to

1 United States national security, and the failure to
2 weigh the concerns of NATO allies risks weakening
3 the joint resolve necessary to counter Russia's ag-
4 gressive behavior;

5 (4) as opposed to withdrawing from the INF
6 Treaty, the United States should continue to ad-
7 vance other diplomatic, economic, and military meas-
8 ures outlined in the "Trump Administration INF
9 Treaty Integrated Strategy" to resolve the concerns
10 related to Russia's violation of the INF Treaty and
11 to reach agreement on measures to ensure the INF
12 Treaty's future viability; and

13 (5) further, in lieu of withdrawing from the
14 INF Treaty, the United States should look at op-
15 tions to expand arms control treaties to include
16 China in an effort to limit its short- and inter-
17 mediate-range missiles.

18 (b) PROHIBITION.—None of the funds authorized to
19 be appropriated by this Act or otherwise made available
20 for the Department of Defense for fiscal year 2020 may
21 be made available for the research, development, testing,
22 evaluation, procurement, or deployment of a United States
23 shorter- or intermediate-range ground launched ballistic
24 or cruise missile system with a range between 500 and

1 5,500 kilometers until the following has been submitted
2 to the appropriate committees of Congress:

3 (1) A report from the Secretary of Defense,
4 jointly with the Secretary of State and the Director
5 of National Intelligence, that includes—

6 (A) a detailed diplomatic proposal for ne-
7 gotiating an agreement to obtain the strategic
8 stability benefits of the INF Treaty;

9 (B) an assessment of the implications, in
10 terms of the military threat to the United
11 States and its allies in Europe and the Indo-Pa-
12 cific region, of Russian deployment of inter-
13 mediate-range cruise and ballistic missiles with-
14 out restriction;

15 (C) identification of what types of tech-
16 nologies and programs the United States would
17 need to pursue to offset the additional Russian
18 capabilities, and at what cost;

19 (D) identification of what mission require-
20 ments will be met by INF Treaty-type systems;
21 and

22 (E) details regarding ramifications of a
23 collapse of the INF Treaty on the ability to
24 generate consensus among States Parties to the
25 NPT Treaty ahead of the 2020 NPT Review

1 Conference, and assesses the degree to which
2 Russia will use the United States unilateral
3 withdrawal to sow discord within the NATO al-
4 liance.

5 (2) A copy or copies of at least one Memo-
6 randum of Understanding from a NATO or Indo-
7 Pacific ally that commits it to host deployment of
8 any such ballistic or cruise missile system on its own
9 territory, and in the case of deployment on the Eu-
10 ropean continent, has the concurrence of the North
11 Atlantic Council.

12 (3) An unedited copy of an analysis of alter-
13 natives conducted by the Chairman of the Joint
14 Chiefs of Staff and the Director of Cost Assessment
15 and Program Evaluation that considers other bal-
16 listic or cruise missile systems, to include sea- and
17 air-launched missiles, that could be deployed to meet
18 current capability gaps due to INF Treaty restric-
19 tions, and further to include cost, schedule, and
20 operational considerations.

21 (c) FORM.—The documents required by paragraphs
22 (1), (2), and (3) of subsection (b) shall be submitted in
23 unclassified form, but may contain a classified annex.

24 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
25 tion may be construed to authorize the use of funds de-

1 scribed in subsection (b) for the research, development,
2 testing, evaluation, procurement, or deployment of INF
3 Treaty-type systems in the United States or its territories.

4 (e) DEFINITIONS.—In this section:

5 (1) APPROPRIATE CONGRESSIONAL COMMIT-
6 TEES.—The term “appropriate committees of Con-
7 gress” means—

8 (A) the congressional defense committees;
9 and

10 (B) the Committee on Foreign Relations of
11 the Senate and the Committee on Foreign Af-
12 fairs of the House of Representatives.

13 (2) INF TREATY.—The term “INF Treaty”
14 means the Treaty between the United States of
15 America and the Union of Soviet Socialist Republics
16 on the Elimination of Their Intermediate-Range and
17 Shorter-Range Missiles, together with the Memo-
18 randum of Understanding and Two Protocols, signed
19 at Washington December 8, 1987, and entered into
20 force June 1, 1988.

21 (3) NPT TREATY.—The term “NPT Treaty”
22 means the Treaty on the Non-Proliferation of Nu-
23 clear Weapons, signed at Washington July 1, 1968.

