AMENDMENT TO RULES COMMITTEE PRINT 117–13

OFFERED BY MR. GOSAR OF ARIZONA

At the end of subtitle E of title X, insert the following:

SEC. 10. REPORT ON COMMUNICATION BETWEEN
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
GENERAL MARK MILLEY AND GENERAL LI
ZUOCHENG OF THE PEOPLE’S LIBERATION
ARMY.

(a) IN GENERAL.—The Inspector General of the Department of Defense shall conduct a review to determine if there were any communications between Chairman of the Joint Chiefs of Staff General Mark Milley and General Li Zuocheng of the People’s Liberation Army in October of 2020 or January of 2021. The review shall include—

(1) a record of such communications or any other communications between General Milley and General Zuoencheng on any other date;

(2) a determination of whether any such communication violated any criminal law of the United States, including any offense in part I of title 18,
United States Code or chapter 47 of title 10, United States Code (the Uniform Code of Military Justice); (3) a determination of whether any such communication improperly disclosed information classified pursuant to Executive Order 13526 or its successor order, or any other law or policy of the United States; and

(4) a record of any similar communications between General Miley and any other foreign military official, including any official from the Russian Federation, Islamic Republic or Iran, or Democratic People’s Republic of Korea.

(b) VIOLATIONS OF LAW.—If the Inspector General determines, pursuant to subsection (a)(2), that General Milley or any other person may have violated a criminal law of the United States—

(1) in the case of an alleged violation of any provision of chapter 147 of title 10, United States Code (the Uniform Code of Military Justice), the Inspector General shall refer such alleged violation to the Secretary of Defense; and

(2) in the case of an alleged violation of any provision of part I of title 18, United States Code, the Inspector General shall refer such alleged violation to the Attorney General.
(c) BRIEFING AND REPORT.—Not later than three months after the date of the enactment of this Act, the Inspector General shall provide to the Committee on Armed Services and the Select Committee on Intelligence of the Senate and the Committee on Armed Services and the Permanent Select Committee on Intelligence of the House of Representatives a briefing and report on the findings of the review conducted under subsection (a).

(d) FORM OF REPORT.—The report required under subsection (c) shall be submitted in unclassified form, but may contain a classified annex.