

AMENDMENT TO RULES COMMITTEE PRINT 117–

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OFFERED BY MS. JACOBS OF CALIFORNIA

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

1 **SEC. 10___. CONSIDERATION OF HUMAN RIGHTS RECORDS**
2 **OF RECIPIENTS OF SUPPORT OF SPECIAL OP-**
3 **ERATIONS TO COMBAT TERRORISM.**

4 Section 127e of title 10, United States Code, is
5 amended—

6 (1) in subsection (c)(2) by adding at the end of
7 the following new subparagraph—

8 “(D) The processes through which the Sec-
9 retary shall ensure that, prior to a decision to
10 provide any support to foreign forces, irregular
11 forces, groups, or individuals, full consideration
12 is given to any credible information relating to
13 violations of human rights by such entities.”.

14 (2) in subsection (d)(2)—

15 (A) in subparagraph (H), by inserting “,
16 including the promotion of good governance and
17 rule of law and the protection of civilians and
18 human rights” before the period at the end;

1 (B) in subparagraph (I)—

2 (i) by striking the period at the end
3 and inserting “or violations of the Geneva
4 Conventions of 1949, including—”; and

5 (ii) by adding at the end the following
6 new clauses:

7 “(i) vetting units receiving such sup-
8 port for violations of human rights;

9 “(ii) providing human rights training
10 to units receiving such support; and

11 “(iii) providing for the investigation of
12 allegations of violations of human rights
13 and termination of such support in cases
14 of credible information of such violations.”;

15 and

16 (C) by adding at the end the following new
17 subparagraph:

18 “(J) A description of the human rights
19 record of the recipient, including for purposes
20 of section 362 of this title, and any relevant at-
21 tempts by such recipient to remedy such
22 record.”;

23 (3) in subsection (i)(3) by adding at the end the
24 following new subparagraph:

1 “(I) An assessment of how support pro-
2 vided under this section advances United States
3 national security priorities and aligns with
4 other United States Government efforts to ad-
5 dress underlying risk factors of terrorism and
6 violent extremism.”; and

7 (4) by adding at the end the following new sub-
8 section:

9 “(j) PROHIBITION ON USE OF FUNDS.—(1) Except
10 as provided in paragraphs (2) and (3), no funds may be
11 used to provide support to any foreign forces, irregular
12 forces, groups, or individuals if the Secretary of Defense
13 has credible information that the unit has committed a
14 gross violation of human rights.

15 “(2) The Secretary of Defense may waive the prohibi-
16 tion under paragraph (1) if the Secretary determines that
17 the waiver is required by extraordinary circumstances.

18 “(3) The prohibition under paragraph (1) shall not
19 apply with respect to the foreign forces, irregular forces,
20 groups, or individuals of a country if the Secretary of De-
21 fense determines that—

22 “(A) the government of such country has taken
23 all necessary corrective steps; or

1 “(B) the support is necessary to assist in dis-
2 aster relief operations or other humanitarian or na-
3 tional security emergencies.”.

