

AMENDMENT TO RULES COMMITTEE PRINT 117-

13

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, in consultation with the Secretary
10 of State, ensure that prior to a decision to pro-
11 vide any support to foreign forces, irregular
12 forces, groups, or individuals full consideration
13 is given to any credible information available to
14 the Department of State relating to violations
15 of human rights by such entities.”.

16 (2) in subsection (d)(2)—

17 (A) in subparagraph (H), by inserting “,
18 including the promotion of good governance and

1 rule of law and the protection of civilians and
2 human rights” before the period at the end;

3 (B) in subparagraph (I)—

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

7 (ii) by adding at the end the following
8 new clauses:

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

11 “(ii) providing human rights training
12 to units receiving such support; and

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

17 and

18 (C) by adding at the end the following new
19 subparagraph:

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

1 (3) in subsection (i)(3) by adding at the end the
2 following new subparagraph:

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

9 (4) by adding at the end the following new sub-
10 section:

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

17 “(2) The Secretary of Defense, after consultation
18 with the Secretary of State, may waive the prohibition
19 under paragraph (1) if the Secretary determines that the
20 waiver is required by extraordinary circumstances.

21 “(3) The prohibition under paragraph (1) shall not
22 apply with respect to the foreign forces, irregular forces,
23 groups, or individuals of a country if the Secretary of De-
24 fense, after consultation with the Secretary of State, de-
25 termines that—

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

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

