

AMENDMENT TO
RULES COMMITTEE PRINT 118–10
OFFERED BY MS. JAYAPAL OF WASHINGTON

At the end of subtitle B of title XVIII, add the following new section:

1 **SEC. 18__ . DEPARTMENT OF STATE REPORT ON RISK AS-**
2 **SOCIATED WITH TRANSFERS OF DEFENSE**
3 **ARTICLES TO CERTAIN FOREIGN COUNTRIES.**

4 (a) REPORT.—Not later than 180 days after the date
5 of the enactment of this Act, the Secretary of State, in
6 coordination with the Secretary of Defense, shall submit
7 to the appropriate congressional committees a report con-
8 taining an analysis of the risk associated with the transfer
9 of defense articles to certain foreign countries and, in par-
10 ticular, the risk that such transferred defense articles may
11 be transferred to an unauthorized end user or for an end
12 use that is in violation of—

13 (1) any provision of the Foreign Assistance Act
14 of 1961 (22 U.S.C. 2151 et seq.), including section
15 620M of such Act (22 U.S.C. 2378d), any provision
16 of the Arms Export Control Act (22 U.S.C. 2751),
17 section 362 of title 10, United States Code, or any
18 other applicable provision of law; or

1 (2) internationally recognized human rights.

2 (b) MATTERS.—At a minimum, the risk analysis con-
3 ducted pursuant to subsection (a) shall include, with re-
4 spect to each foreign country to which defense articles
5 have been transferred from the United States since 2000
6 or that is an official ally of the United States, an analysis
7 of the following:

8 (1) The strength of the democracy of the coun-
9 try.

10 (2) The records of human rights abuses within
11 the country.

12 (3) The levels of corruption and prevalence of
13 organized crime within the country.

14 (4) The prevalence of state violence against ci-
15 vilians perpetrated by the law enforcement or armed
16 forces of the country.

17 (5) The levels of economic inequality within the
18 country.

19 (c) PUBLICATION.—The Secretary of State shall pub-
20 lish the report under subsection (a), in whole or in part,
21 on a publicly accessible website of the Department of
22 State.

23 (d) DEFINITIONS.—In this section:

24 (1) The term “appropriate congressional com-
25 mittees” means—

1 (A) the Committee on Armed Services and
2 the Committee on Foreign Affairs of the House
3 of Representatives; and

4 (B) the Committee on Armed Services and
5 the Committee on Foreign Relations of the Sen-
6 ate.

7 (2) The term “defense article” has the meaning
8 given that term in section 47 of the Arms Export
9 Control Act (22 U.S.C. 2794).

