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

At the end of subtitle B of title XVIII, add the fol-owing new section:

SEC. 18. DEPARTMENT OF STATE REPORT ON RISK AS-

sociated with Transfers of Defense Articles to Certain Foreign Countries.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State, in coordination with the Secretary of Defense, shall submit to the appropriate congressional committees a report containing an analysis of the risk associated with the transfer of defense articles to certain foreign countries and, in particular, the risk that such transferred defense articles may be transferred to an unauthorized end user or for an end use that is in violation of—

(1) any provision of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.), including section 620M of such Act (22 U.S.C. 2378d), any provision of the Arms Export Control Act (22 U.S.C. 2751), section 362 of title 10, United States Code, or any other applicable provision of law; or
(2) internationally recognized human rights.

(b) MATTERS.—At a minimum, the risk analysis conducted pursuant to subsection (a) shall include, with respect to each foreign country to which defense articles have been transferred from the United States since 2000 or that is an official ally of the United States, an analysis of the following:

(1) The strength of the democracy of the country.

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

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

(4) The prevalence of state violence against civilians perpetrated by the law enforcement or armed forces of the country.

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

(c) PUBLICATION.—The Secretary of State shall publish the report under subsection (a), in whole or in part, on a publicly accessible website of the Department of State.

(d) DEFINITIONS.—In this section:

(1) The term “appropriate congressional committees” means—
(A) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives; and

(B) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.

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