

**AMENDMENT TO RULES COMMITTEE PRINT 117-**

**54**

**OFFERED BY MR. KHANNA OF CALIFORNIA**

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

1 **SEC. 10\_\_\_. REPORT ON DEPARTMENT OF DEFENSE PRACTICES REGARDING DISTINCTION BETWEEN**  
2 **COMBATANTS AND CIVILIANS IN UNITED**  
3 **STATES MILITARY OPERATIONS.**  
4

5 (a) REPORT.—The Secretary of Defense shall seek to  
6 enter into an agreement with a federally funded research  
7 and development center to conduct an independent report  
8 on Department of Defense practices regarding distin-  
9 guishing between combatants and civilians in United  
10 States military operations.

11 (b) ELEMENTS.—The report required under sub-  
12 section (a) shall include the following matters:

13 (1) A description of how the Department of De-  
14 fense and individual members of the Armed Forces  
15 have differentiated between combatants and civilians  
16 in both ground and air operations since 2001, in-  
17 cluding in Afghanistan, Iraq, Syria, Somalia, Libya,  
18 and Yemen, including—

1 (A) relevant policy and legal standards and  
2 how these standards were implemented in prac-  
3 tice;

4 (B) target engagement criteria; and

5 (C) whether military-aged males were pre-  
6 sumptively targetable.

7 (2) A description of how the Department of De-  
8 fense has differentiated between combatants and ci-  
9 vilians when assessing allegations of civilian casual-  
10 ties since 2001, including in Afghanistan, Iraq,  
11 Syria, Somalia, Libya, and Yemen, including—

12 (A) relevant policy and legal standards and  
13 the factual indicators these standards were ap-  
14 plied to in assessing claims of civilian casual-  
15 ties; and

16 (B) any other matters the Secretary of De-  
17 fense determines appropriate.

18 (c) SUBMISSION OF REPORT.—Not later than one  
19 year after the date of the enactment of this Act, the Sec-  
20 retary of Defense shall submit to the congressional defense  
21 committees a report setting forth an unaltered copy of the  
22 assessment under this section, together with the views of  
23 the Secretary on the assessment.

24 (d) DEFINITION OF UNITED STATES MILITARY OP-  
25 ERATION.—In this section, the term “United States mili-

1 tary operations” includes any mission, strike, engagement,  
2 raid, or incident involving United States Armed Forces.

