

AMENDMENT TO RULES COMM. PRINT 117-13
OFFERED BY MS. OCASIO-CORTEZ OF NEW YORK

At the end of title LX of division E, add the following:

1 **SEC. 6013. PROHIBITION ON ARMS SALES AND COMMERCIAL EXPORT OF ARMS SALES.**
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3 (a) PROHIBITION ON ARMS SALES.—The President
4 may not sell, transfer, deliver, license for export, authorize
5 the performance of any service relating to, or otherwise
6 make available any defense article, defense service, or design
7 and construction service, as such terms are defined
8 for purposes of the Arms Export Control Act (22 U.S.C.
9 2751 et seq.), to the government of any foreign country
10 or any agent or instrumentality of such government that
11 has engaged in gross violations of internationally recognized
12 human rights, genocide, or war crimes.

13 (b) PROHIBITION ON COMMERCIAL EXPORT OF ARMS
14 SALES.—The President shall prohibit the issuance of licenses
15 to export defense articles, defense services, and munitions
16 items, as such terms are defined for purposes of
17 the Arms Export Control Act (22 U.S.C. 2751 et seq.),
18 to the government of any foreign country or any agent
19 or instrumentality of such government that has engaged

1 in gross violations of internationally recognized human
2 rights, genocide, or war crimes.

3 (c) END USE MONITORING OF MISUSE OF ARMS IN
4 HUMAN RIGHTS ABUSES.—

5 (1) IN GENERAL.—Subsection (a)(2)(B) of the
6 second section 40A of the Arms Export Control Act
7 (22 U.S.C. 2785), as added by section 150(a) of
8 Public Law 104–164, is amended—

9 (A) in clause (i), by striking “; and” and
10 inserting a semicolon;

11 (B) in clause (ii), by striking the period at
12 the end and inserting “and;”; and

13 (C) by adding at the end the following new
14 clause:

15 “(iii) such articles and services are
16 not being used to engage in gross viola-
17 tions of internationally recognized human
18 rights, genocide, or war crimes (as such
19 terms are defined in section 6013(d) of the
20 National Defense Authorization Act for
21 Fiscal Year 2022).”.

22 (2) REPORT.—The Secretary shall submit to
23 Congress a report on the measures that will be
24 taken, including any additional resources needed, to
25 conduct an effective end-use monitoring program to

1 fulfill the requirement of clause (iii) of section
2 40A(a)(2)(B) of the Arms Export Control Act, as
3 added by paragraph (1).

4 (d) DEFINITIONS.—In this section—

5 (1) the term “gross violations of internationally
6 recognized human rights” has the meaning given the
7 term in section 502B(d)(1) of the Foreign Assist-
8 ance Act of 1961 (22 U.S.C. 2304(d)(1));

9 (2) the term “genocide” means the offense of
10 genocide as described in section 1091 of title 18,
11 United States Code; and

12 (3) the term “war crimes” means the offense of
13 war crimes as described in section 2441 of title 18,
14 United States Code

