

**AMENDMENT TO RULES COMMITTEE PRINT 116-**

**57**

**OFFERED BY MS. WATERS OF CALIFORNIA**

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

1 **SEC. 10\_\_ . PROHIBITION ON THE USAGE OF TEAR GAS**  
2 **AND OTHER RIOT CONTROL AGENTS**  
3 **AGAINST PEACEFUL PROTESTORS.**

4 (a) PROHIBITION.—None of the amounts authorized  
5 to be appropriated by this Act or otherwise made available  
6 for the Department of Defense for fiscal year 2021 may  
7 be used for any program, project, or activity, or any use  
8 of personnel or equipment, to conduct actions that injure,  
9 oppress, or otherwise restrict any person of any State, ter-  
10 ritory, or District in the free exercise or enjoyment of the  
11 right of the people peaceably to assemble, as secured by  
12 the First Amendment of the Constitution, through the use  
13 of riot control agents when such assembly is lawful, peace-  
14 ful, and presents no clear or present danger of violence.

15 (b) RIOT CONTROL AGENT.—In this section, the  
16 term “riot control agent”—

17 (1) means any irritant agent that belongs to a  
18 class of agents collectively referred to as “tear gas”,

1       which are chemical compounds that temporarily  
2       make people unable to function by causing irritation  
3       to the eyes, mouth, throat, lungs, and skin, as well  
4       as burns, asphyxiation, and other injuries; and  
5               (2)   includes   chloroacetophenone   (CN),  
6       chlorobenzylidenemalononitrile   (CS),   chloropicrin  
7       (PS),   bromobenzylcyanide   (CA),   dibenzoxazepine  
8       (CR),   oleoresin   capsicum   (OC),   pelargonic   acid  
9       vanillylamide (PAVA), and any derivatives or com-  
10      binations thereof.

