

S.L.C.
Bill Hagerty
Hagerty 2nd Degree 3 to
Hagerty 1st Degree 3

AMENDMENT NO. _____

Calendar No. _____

Purpose: To provide a complete substitute.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.

S. J. Res. 10

To repeal the authorizations for use of military force against Iraq, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. HAGERTY to the amendment (No. DAV21H47) proposed by Mr. HAGERTY

Viz:

1 In lieu of the matter proposed to be inserted, insert
2 the following:

3 **SECTION 1. SHORT TITLE.**

4 This joint resolution may be cited as the “Repealing
5 Outdated Authorizations for Use of Military Force in Iraq
6 and Replacing Them with Modern and Tailored Authori-
7 ties Resolution of 2021”.

8 **SEC. 2. REPEAL OF AUTHORIZATION FOR USE OF MILITARY
9 FORCE AGAINST IRAQ RESOLUTION OF 1991.**

10 The Authorization for Use of Military Force Against
11 Iraq Resolution (Public Law 102–1; 105 Stat. 3; 50
12 U.S.C. 1541 note) is hereby repealed.

1 **SEC. 3. REPEAL OF AUTHORIZATION FOR USE OF MILITARY**
2 **FORCE AGAINST IRAQ RESOLUTION OF 2002.**

3 The Authorization for Use of Military Force Against
4 Iraq Resolution of 2002 (Public Law 107-243; 116 Stat.
5 1498; 50 U.S.C. 1541 note) is hereby repealed.

6 **SEC. 4. AUTHORIZATION FOR USE OF UNITED STATES**
7 **ARMED FORCES TO DEFEND UNITED STATES**
8 **GOVERNMENT PERSONNEL AND FACILITIES**
9 **AND TO COUNTER TERRORIST THREATS IN**
10 **IRAQ.**

11 (a) **AUTHORIZATION.**—The President is authorized to
12 use the Armed Forces of the United States as he deter-
13 mines to be necessary and appropriate in order to—

14 (1) defend the national security of the United
15 States against the continuing threat posed by inter-
16 national terrorist organizations and sponsors of
17 international terrorism operating in Iraq; and

18 (2) prevent and respond to future attacks
19 against United States Government personnel and fa-
20 cilities by international terrorist organizations and
21 sponsors of international terrorism operating in
22 Iraq.

23 (b) **PRESIDENTIAL DETERMINATION.**—In connection
24 with the exercise of the authority granted in subsection
25 (a) to use force the President shall, prior to such exercise
26 or as soon thereafter as may be feasible, but no later than

1 48 hours after exercising such authority, make available
2 to the Speaker of the House of Representatives and the
3 President pro tempore of the Senate his determination
4 that—

5 (1) reliance by the United States on further
6 diplomatic or other peaceful means alone will not
7 adequately protect the national security of the
8 United States against the continuing threat posed by
9 international terrorist organizations and sponsors of
10 international terrorism operating in Iraq; and

11 (2) acting pursuant to this joint resolution is
12 consistent with the United States and other coun-
13 tries continuing to take the necessary actions
14 against international terrorist and terrorist organi-
15 zations.

16 (c) WAR POWERS RESOLUTION REQUIREMENTS.—

17 (1) SPECIFIC STATUTORY AUTHORIZATION.—
18 Consistent with section 8(a)(1) of the War Powers
19 Resolution, Congress declares that this section is in-
20 tended to constitute specific statutory authorization
21 within the meaning of section 5(b) of the War Pow-
22 ers Resolution.

23 (2) APPLICABILITY OF OTHER REQUIRE-
24 MENTS.—Nothing in this joint resolution supersedes
25 any requirement of the War Powers Resolution.

1 **SEC. 5. REPORTS TO CONGRESS.**

2 (a) **REPORTS.**—The President shall, at least once
3 every 60 days, submit to the Congress a report on matters
4 relevant to this joint resolution, including actions taken
5 pursuant to the exercise of authority granted in section
6 4 and the status of planning for efforts that are expected
7 to be required after such actions are completed.

8 (b) **SINGLE CONSOLIDATED REPORT.**—To the extent
9 that the submission of any report described in subsection
10 (a) coincides with the submission of any other report on
11 matters relevant to this joint resolution otherwise required
12 to be submitted to Congress pursuant to the reporting re-
13 quirements of the War Powers Resolution (Public Law
14 93-148), all such reports may be submitted as a single
15 consolidated report to Congress.