

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3334

To impose limitations on the placing of United States Armed Forces under the operational control of a foreign national acting on behalf of the United Nations.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 21, 1993

Mr. DOOLITTLE (for himself, Mr. DORNAN, Mr. HANSEN, Mr. KYL, Mr. HUNTER, Mr. BALLENGER, Mr. BAKER of California, Mr. BARTON of Texas, Mr. EWING, Mr. SAM JOHNSON of Texas, Mr. STUMP, Mr. INHOFE, and Mr. FIELDS of Texas) introduced the following bill; which was referred jointly to the Committees on Foreign Affairs and Armed Services

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## A BILL

To impose limitations on the placing of United States Armed Forces under the operational control of a foreign national acting on behalf of the United Nations.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. LIMITATION ON PLACING UNITED STATES**  
4 **FORCES UNDER OPERATIONAL CONTROL OF**  
5 **A FOREIGN NATIONAL ACTING ON BEHALF**  
6 **OF THE UNITED NATIONS.**

7 (a) LIMITATION.—Except as provided in subsection  
8 (b), funds appropriated or otherwise made available for

1 the Department of Defense may not be obligated or ex-  
2 pended for activities of any element of the Armed Forces  
3 that after the date of the enactment of this Act is placed  
4 under the operational control of a foreign national acting  
5 on behalf of the United Nations.

6 (b) CERTIFICATION.—Subsection (a) shall not apply  
7 in the case of any proposed placement of United States  
8 Armed Forces under such operational control if, before  
9 such operational control is to become effective, the Presi-  
10 dent certifies to Congress that such operational control is  
11 necessary to protect vital national security interests of the  
12 United States.

13 (c) REPORT.—Within 10 days after a certification is  
14 made under subsection (b), the President shall submit to  
15 the Congress a report setting forth the following:

16 (1) A description of the vital national security  
17 interest that requires the placement of United States  
18 Armed Forces under the operational control of a for-  
19 eign national acting on behalf of the United Nations

20 (2) The mission and objectives of the United  
21 States Armed Forces involved, and an estimate of  
22 the duration of the period during which the United  
23 States Armed Forces involved will serve under such  
24 foreign operational control.

1           (3) The expected size and composition of the  
2 United States Armed Forces involved.

3           (4) The incremental cost to the United States  
4 associated with the proposed operation.

5           (5) The precise command and control relation-  
6 ship between the United States Armed Forces in-  
7 volved and the United Nations.

8           (6) The precise command and control relation-  
9 ship between the United States Armed Forces in-  
10 volved and the commander of the United States uni-  
11 fied command for the region in which the operation  
12 is proposed.

13           (7) The extent to which the United States  
14 Armed Forces involved will rely on non-United  
15 States military forces for security and self-defense  
16 and an assessment on the ability of those forces to  
17 provide adequate security to the United States  
18 Armed Forces involved.

19           (d) CLASSIFICATION OF REPORT.—A report under  
20 subsection (c) shall be submitted in unclassified form and,  
21 if necessary, in classified form.

22           (e) EXCEPTION FOR SMALL FORCES.—This section  
23 does not apply in the case of elements of the Armed Forces  
24 involving fewer than 100 members of the Armed Forces  
25 in any one country.

1 (f) EXCEPTION FOR ONGOING OPERATIONS.—(1)

2 This section does to apply in the case of activities of the  
3 Armed Forces in Somalia pursuant to United Nations Se-  
4 curity Council Resolution 814, adopted March 26, 1993  
5 (or any Security Council resolution that is adopted as a  
6 successor to that resolution), as part of the United Na-  
7 tions operation designed as the United Nations Peacekeep-  
8 ing Operation in Somalia II (UNOSOM II).

9 (2) This section does not apply in the case of activi-  
10 ties of the Armed Forces I Macedonia pursuant to United  
11 Nations Security Council Resolutions 795, adopted De-  
12 cember 11, 1992, and 842, adopted June 18, 1993, as  
13 part of the United Nations force designated as the United  
14 Nations Protection Force (UNPROFOR).

15 (g) INTERPRETATION.—Nothing in this section may  
16 be construed as authority for the President to use United  
17 States Armed Forces in any operation.

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