

117TH CONGRESS
1ST SESSION

H. R. 5798

To modify the expedited procedures in the House of Representatives under section 36 of the Arms Export Control Act with respect to consideration of joint resolutions prohibiting proposed sales of defense articles or services, prohibiting proposed licenses for exports of defense articles or services, and prohibiting approval of United States commercial technical assistance or manufacturing licensing agreements.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2021

Mr. LIEU (for himself, Ms. OMAR, and Ms. JACOBS of California) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To modify the expedited procedures in the House of Representatives under section 36 of the Arms Export Control Act with respect to consideration of joint resolutions prohibiting proposed sales of defense articles or services, prohibiting proposed licenses for exports of defense articles or services, and prohibiting approval of United States commercial technical assistance or manufacturing licensing agreements.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Arms Sale Oversight
3 Act”.

4 **SEC. 2. MODIFICATION OF EXPEDITED PROCEDURES IN**
5 **THE HOUSE OF REPRESENTATIVES UNDER**
6 **SECTION 36 OF THE ARMS EXPORT CONTROL**
7 **ACT.**

8 (a) IN GENERAL.—Section 36 of the Arms Export
9 Control Act (22 U.S.C. 2776) is amended as follows:

10 (1) In subsection (b), by amending paragraph
11 (3) to read as follows:

12 “(3) Any such joint resolution shall be considered in
13 the House of Representatives in accordance with the fol-
14 lowing:

15 “(A)(i) If the committee to which a joint resolu-
16 tion with respect to a proposed sale has been re-
17 ferred has not reported it at the end of 10 calendar
18 days after its referral, it shall be in order to move
19 either to discharge the committee from further con-
20 sideration of such resolution or to discharge the
21 committee from further consideration of any other
22 resolution with respect to such proposed sale which
23 has been referred to the committee.

24 “(ii) A motion to discharge may be made only
25 by an individual favoring the resolution, shall be
26 highly privileged (except that it may not be made

1 after the committee has reported a resolution with
2 respect to the same proposed sale), and debate
3 thereon shall be limited to not more than one hour,
4 to be divided equally between those favoring and
5 those opposing the resolution. An amendment to the
6 motion shall not be in order, and it shall not be in
7 order to move to reconsider the vote by which the
8 motion was agreed to or disagreed to.

9 “(iii) If the motion to discharge is agreed to or
10 disagreed to, the motion may not be renewed, nor
11 may another motion to discharge the committee be
12 made with respect to any other resolution with re-
13 spect to the same proposed sale.

14 “(B)(i) When the committee has reported, or
15 has been discharged from further consideration of, a
16 resolution, it shall be at any time thereafter in order
17 (even though a previous motion to the same effect
18 has been disagreed to) to move to proceed to the
19 consideration of the resolution. The motion shall be
20 highly privileged and shall not be debatable. An
21 amendment to the motion shall not be in order, and
22 it shall not be in order to move to reconsider the
23 vote by which the motion was agreed to or disagreed
24 to.

1 “(ii) Debate on the resolution referred to in
2 clause (i) of this subparagraph shall be limited to
3 not more than 10 hours, which shall be divided
4 equally between those favoring and those opposing
5 such resolution. A motion further to limit debate
6 shall not be debatable. An amendment to, or motion
7 to recommit, the resolution shall not be in order,
8 and it shall not be in order to move to reconsider
9 the vote by which such resolution was agreed to or
10 disagreed to.

11 “(C)(i) Motions to postpone, made with respect
12 to the discharge from committee, or the consider-
13 ation of a resolution and motions to proceed to the
14 consideration of other business, shall be decided
15 without debate.

16 “(ii) Appeals from the decision of the Chair re-
17 lating to the application of the rules of the House
18 of Representatives to the procedure relating to a res-
19 olution shall be decided without debate.

20 “(D) Notwithstanding any other provision of
21 this paragraph, if the House of Representatives has
22 approved a resolution with respect to a proposed
23 sale, then it shall not be in order to consider in the
24 House of Representatives any other resolution with
25 respect to the same such sale.”.

1 (2) In each of subsections (c)(3)(B) and
2 (d)(5)(B) by striking “For the purpose” and all that
3 follows through “House of Representatives” and in-
4 serting “Any such joint resolution shall be consid-
5 ered in the House of Representatives in accordance
6 with the provisions of subsection (b)(3) of this sec-
7 tion.”.

8 (b) EFFECTIVE DATE.—The amendments made by
9 subsection (a) take effect on the date of the enactment
10 of this Act and apply with respect to any joint resolution
11 described in subsection (b)(3), (c)(3)(B), or (d)(5)(B) of
12 section 36 of the Arms Export Control Act that is intro-
13 duced in the House of Representatives or the Senate, as
14 the case may be, on or after such date of enactment.

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