

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To limit the provision of support by the Armed Forces to civilian law enforcement activities.

**IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.**

**S. 2296**

To authorize appropriations for fiscal year 2026 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, 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 Ms. DUCKWORTH

Viz:

1 At the end of subtitle F of title X, add the following:

2 **SEC. 1067. LIMITATION ON PROVISION OF SUPPORT BY**

3 **ARMED FORCES TO CIVILIAN LAW ENFORCE-**

4 **MENT ACTIVITIES.**

5 (a) IN GENERAL.—Chapter 15 of title 10, United

6 States Code, is amended by inserting after section 274 the

7 following new section:

8 **“§ 274a. Limitation on provision of support**

9 **“(a) IN GENERAL.—The Secretary of Defense may**

10 **provide support under section 272, 273, or 274 of this**

1 title only if the President first submits to Congress a noti-  
2 fication and written justification for the support that in-  
3 cludes—

4 “(1) the agency to which the support is pro-  
5 vided;

6 “(2) the budget, implementation timeline with  
7 milestones, anticipated delivery schedule, and com-  
8 pletion date for the purpose or project for which the  
9 support is provided;

10 “(3) the source and planned expenditure of  
11 funds provided for such purpose or project;

12 “(4) a description of the arrangements, if any,  
13 for the sustainment of such purpose or project and  
14 the source of funds to support sustainment of the  
15 capabilities and performance outcomes achieved  
16 using the support, if applicable;

17 “(5) a description of the objectives for such  
18 purpose or project and an evaluation framework to  
19 be used to develop capability and performance  
20 metrics associated with operational outcomes for the  
21 recipient of the support; and

22 “(6) information, including the amount, type,  
23 and purpose, about the support provided to the  
24 agency during the three fiscal years preceding the

1       fiscal year for which the support covered by the noti-  
2       fication and justification is provided.

3       “(b) LIMITATION ON TIMING.—

4               “(1) IN GENERAL.—The Secretary of Defense  
5       may not provide support under section 272, 273, or  
6       274 of this title for a period that exceeds 30 days  
7       unless a joint resolution of approval is enacted that  
8       approves the provision of such support for a longer  
9       period.

10              “(2) JOINT RESOLUTION OF APPROVAL.—In  
11       this subsection, the term ‘joint resolution of ap-  
12       proval’ means only a joint resolution of either House  
13       of Congress—

14                      “(A) the title of which is as follows: ‘A  
15       joint resolution approving the provision by the  
16       Department of Defense of support to civilian  
17       law enforcement for a period of more than 30  
18       days.’; and

19                      “(B) the sole matter after the resolving  
20       clause of which is the following: ‘Congress ap-  
21       proves of the provision of support under section  
22       272, 273, or 274 of title 10, United States  
23       Code, with respect to \_\_\_\_\_ for a pe-  
24       riod not to exceed \_\_\_\_\_.’, with the first  
25       blank space being filled with a short description

1 of the proposed action and the second blank  
2 space being filled with the appropriate period  
3 following the date of adoption of the resolution.

4 “(3) INTRODUCTION.—A joint resolution of ap-  
5 proval may be introduced—

6 “(A) in the Senate, by the majority leader  
7 (or the majority leader’s designee) or the mi-  
8 nority leader (or the minority leader’s des-  
9 ignee); and

10 “(B) in the House of Representatives, by  
11 the majority leader or the minority leader.

12 “(4) CONSIDERATION IN THE SENATE.—

13 “(A) COMMITTEE REFERRAL.—A joint res-  
14 olution of approval introduced in the Senate  
15 shall be referred to the Committee on Armed  
16 Services.

17 “(B) REPORTING AND DISCHARGE.—If the  
18 Committee on Armed Services has not reported  
19 a joint resolution of approval within 10 cal-  
20 endar days after the date of referral of the joint  
21 resolution, that committee shall be discharged  
22 from further consideration of the joint resolu-  
23 tion and the joint resolution shall be placed on  
24 the appropriate calendar.

1                   “(C) PROCEEDING TO CONSIDERATION.—

2                   Notwithstanding Rule XXII of the Standing  
3                   Rules of the Senate, it is in order at any time  
4                   after the Committee on Armed Services reports  
5                   a joint resolution of approval to the Senate or  
6                   has been discharged from consideration of such  
7                   a joint resolution (even though a previous mo-  
8                   tion to the same effect has been disagreed to)  
9                   to move to proceed to the consideration of the  
10                  joint resolution, and all points of order against  
11                  the joint resolution (and against consideration  
12                  of the joint resolution) are waived. The motion  
13                  to proceed is not debatable. The motion is not  
14                  subject to a motion to postpone. A motion to  
15                  reconsider the vote by which the motion is  
16                  agreed to or disagreed to shall not be in order.

17                  “(D) APPROVAL OF RESOLUTION.—Ap-  
18                  proval by the Senate of a joint resolution of ap-  
19                  proval shall require the affirmative vote of  
20                  three-fifths of Members of the Senate, duly cho-  
21                  sen and sworn.

22                  “(E) RULINGS OF THE CHAIR ON PROCE-  
23                  DURE.—Appeals from the decisions of the Chair  
24                  relating to the application of the rules of the  
25                  Senate, as the case may be, to the procedure re-

1           lating to a joint resolution of approval shall be  
2           decided without debate.

3                   “(F) CONSIDERATION OF VETO MES-  
4           SAGES.—Debate in the Senate of any veto mes-  
5           sage with respect to a joint resolution of ap-  
6           proval, including all debatable motions and ap-  
7           peals in connection with the joint resolution,  
8           shall be limited to 10 hours, to be equally di-  
9           vided between, and controlled by, the majority  
10          leader and the minority leader or their des-  
11          ignees.

12                   “(5) FLOOR CONSIDERATION IN HOUSE OF  
13          REPRESENTATIVES.—If a committee of the House of  
14          Representatives to which a joint resolution of ap-  
15          proval has been referred has not reported the joint  
16          resolution within 10 calendar days after the date of  
17          referral, that committee shall be discharged from  
18          further consideration of the joint resolution.

19                   “(6) RULES RELATING TO SENATE AND HOUSE  
20          OF REPRESENTATIVES.—

21                   “(A) TREATMENT OF HOUSE JOINT RESO-  
22          LUTION IN SENATE.—

23                   “(i) RECEIPT BEFORE PASSAGE OF  
24          SENATE RESOLUTION.—If, before the pas-  
25          sage by the Senate of a joint resolution of

1 approval, the Senate receives an identical  
2 joint resolution from the House of Rep-  
3 resentatives, the following procedures shall  
4 apply:

5 “(I) That joint resolution shall  
6 not be referred to a committee.

7 “(II) With respect to that joint  
8 resolution—

9 “(aa) the procedure in the  
10 Senate shall be the same as if no  
11 joint resolution had been received  
12 from the House of Representa-  
13 tives; but

14 “(bb) the vote on passage  
15 shall be on the joint resolution  
16 from the House of Representa-  
17 tives.

18 “(ii) RECEIPT FOLLOWING PASSAGE  
19 OF SENATE RESOLUTION.—If, following  
20 passage of a joint resolution of approval in  
21 the Senate, the Senate receives an identical  
22 joint resolution from the House of Rep-  
23 resentatives, that joint resolution shall be  
24 placed on the appropriate Senate calendar.

1 “(iii) NO COMPANION RESOLUTION.—

2 If a joint resolution of approval is received  
3 from the House, and no companion joint  
4 resolution has been introduced in the Sen-  
5 ate, the Senate procedures under this sub-  
6 section shall apply to the House joint reso-  
7 lution.

8 “(B) TREATMENT OF SENATE JOINT RESO-  
9 LUTION IN HOUSE.—In the House of Rep-  
10 resentatives, the following procedures shall  
11 apply to a joint resolution of approval received  
12 from the Senate (unless the House has already  
13 passed a joint resolution relating to the same  
14 proposed action):

15 “(i) The joint resolution shall be re-  
16 ferred to the Committee on Armed Serv-  
17 ices.

18 “(ii) If the Committee on Armed  
19 Services has not reported the joint resolu-  
20 tion within 2 calendar days after the date  
21 of referral, that committee shall be dis-  
22 charged from further consideration of the  
23 joint resolution.

24 “(iii) Beginning on the third legisla-  
25 tive day after the Committee on Armed



1 Services reports the joint resolution to the  
2 House or has been discharged from further  
3 consideration thereof, it shall be in order  
4 to move to proceed to consider the joint  
5 resolution in the House. All points of order  
6 against the motion are waived. Such a mo-  
7 tion shall not be in order after the House  
8 has disposed of a motion to proceed on the  
9 joint resolution. The previous question  
10 shall be considered as ordered on the mo-  
11 tion to its adoption without intervening  
12 motion. The motion shall not be debatable.  
13 A motion to reconsider the vote by which  
14 the motion is disposed of shall not be in  
15 order.

16 “(iv) The joint resolution shall be con-  
17 sidered as read. All points of order against  
18 the joint resolution and against its consid-  
19 eration are waived. The previous question  
20 shall be considered as ordered on the joint  
21 resolution to final passage without inter-  
22 vening motion except 2 hours of debate  
23 equally divided and controlled by the spon-  
24 sor of the joint resolution (or a designee)  
25 and an opponent. A motion to reconsider

1 the vote on passage of the joint resolution  
2 shall not be in order.

3 “(C) APPLICATION TO REVENUE MEAS-  
4 URES.—The provisions of this paragraph shall  
5 not apply in the House of Representatives to a  
6 joint resolution of approval that is a revenue  
7 measure.

8 “(7) RULES OF SENATE AND HOUSE OF REP-  
9 REPRESENTATIVES.—This subsection is enacted by Con-  
10 gress—

11 “(A) as an exercise of the rulemaking  
12 power of the Senate and the House of Rep-  
13 resentatives, respectively, and as such is deemed  
14 a part of the rules of each House, respectively,  
15 and supersedes other rules only to the extent  
16 that it is inconsistent with such rules; and

17 “(B) with full recognition of the constitu-  
18 tional right of either House to change the rules  
19 (so far as relating to the procedure of that  
20 House) at any time, in the same manner, and  
21 to the same extent as in the case of any other  
22 rule of that House.”.

23 (b) CLERICAL AMENDMENT.—The table of sections  
24 at the beginning of chapter 15 of such title is amended

1 by inserting after the item relating to section 274 the fol-  
2 lowing new item:

“274a. Limitation on provision of support.”.

3 (c) CONFORMING AMENDMENTS.—

4 (1) USE OF MILITARY EQUIPMENT.—Section  
5 272 of title 10, United States Code, is amended by  
6 inserting “section 274a of this title and” after “in  
7 accordance with”.

8 (2) TRAINING AND ADVISING CIVILIAN LAW EN-  
9 FORCEMENT OFFICIALS.—Section 273 of title 10,  
10 United States Code, is amended by inserting “sec-  
11 tion 274a of this title and” after “in accordance  
12 with”.

13 (3) MAINTENANCE AND OPERATION OF EQUIP-  
14 MENT.—Section 274 of title 10, United States Code,  
15 is amended by inserting “section 274a of this title  
16 and” after “in accordance with” each place it ap-  
17 pears.