

119TH CONGRESS
1ST SESSION

S. J. RES. _____

To direct the removal of United States Armed Forces from hostilities against the Islamic Republic of Iran that have not been authorized by Congress.

IN THE SENATE OF THE UNITED STATES

Mr. KAINE introduced the following joint resolution; which was read twice and referred to the Committee on _____

JOINT RESOLUTION

To direct the removal of United States Armed Forces from hostilities against the Islamic Republic of Iran that have not been authorized by Congress.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled,*

3 **SECTION 1. FINDINGS.**

4 Congress makes the following findings:

5 (1) Congress has the sole power to declare war
6 under article I, section 8, clause 11 of the United
7 States Constitution.

8 (2) The President has a constitutional responsi-
9 bility to take actions to defend the United States, its

1 territories, possessions, citizens, service members,
2 and diplomats from attack.

3 (3) Congress has not yet declared war upon,
4 nor enacted a specific statutory authorization for use
5 of military force against the Islamic Republic of
6 Iran.

7 (4) United States Armed Forces actions in sup-
8 port of military actions against the Islamic Republic
9 of Iran constitute, within the meaning of section
10 4(a) of the War Powers Resolution (50 U.S.C.
11 1543(a)), either hostilities or a situation where im-
12 minent involvement in hostilities is clearly indicated
13 by the circumstances into which United States
14 Armed Forces have been introduced.

15 (5) The question of whether United States
16 forces should be engaged in hostilities against Iran
17 should be answered following a full briefing to Con-
18 gress and the American public of the issues at stake,
19 a public debate in Congress, and a congressional
20 vote as contemplated by the Constitution.

21 (6) Section 1013 of the Department of State
22 Authorization Act, Fiscal Years 1984 and 1985 (50
23 U.S.C. 1546a) provides that any joint resolution or
24 bill to require the removal of United States Armed
25 Forces engaged in hostilities without a declaration of

1 war or specific statutory authorization shall be con-
2 sidered in accordance with the expedited procedures
3 of section 601(b) of the International Security and
4 Arms Export Control Act of 1976.

5 **SEC. 2. TERMINATION OF THE USE OF UNITED STATES**
6 **FORCES FOR HOSTILITIES AGAINST THE IS-**
7 **LAMIC REPUBLIC OF IRAN.**

8 (a) TERMINATION.—Pursuant to section 1013 of the
9 Department of State Authorization Act, Fiscal Years
10 1984 and 1985 (50 U.S.C. 1546a), and in accordance with
11 the provisions of section 601(b) of the International Secu-
12 rity Assistance and Arms Export Control Act of 1976,
13 Congress hereby directs the President to terminate the use
14 of United States Armed Forces for hostilities against the
15 Islamic Republic of Iran or any part of its government
16 or military, unless explicitly authorized by a declaration
17 of war or specific authorization for use of military force
18 against Iran.

19 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
20 tion shall be construed to prevent the United States from
21 defending itself from imminent attack.