

103RD CONGRESS
1ST SESSION

S. J. RES. 45

AMENDMENTS

In the House of Representatives, U. S.,

May 25, 1993.

Resolved, That the resolution from the Senate (S.J. Res. 45) entitled “Joint Resolution authorizing the use of United States Armed Forces in Somalia”, do pass with the following

AMENDMENTS:

Strike out all after the resolving clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This joint resolution may be cited as the “Resolution*
3 *Authorizing the Use of United States Armed Forces in*
4 *Somalia”.*

5 ***SEC. 2. CONGRESSIONAL FINDINGS.***

6 *The Congress finds the following:*

7 (1) *An estimated 300,000 Somalis have died as*
8 *a result of hunger and widespread violence since the*
9 *fall of Siad Barre in January 1991.*

10 (2) *On December 3, 1992, the United Nations*
11 *Security Council adopted Resolution 794 in which the*
12 *Security Council—*

13 (A) *determined that “the magnitude of the*
14 *human tragedy caused by the conflict in Soma-*
15 *lia, further exacerbated by the obstacles being*

1 *created to the distribution of humanitarian as-*
2 *sistance, constitutes a threat to international*
3 *peace and security”, and*

4 *(B) acting under Chapter VII of the Charter*
5 *of the United Nations, authorized the use of “all*
6 *necessary means to establish as soon as possible*
7 *a secure environment for humanitarian relief op-*
8 *erations in Somalia”.*

9 *(3) United States Armed Forces entered Somalia*
10 *on December 9, 1992, in response to Security Council*
11 *Resolution 794.*

12 *(4) The United Nations Secretary General con-*
13 *cluded in his report of March 3, 1993, that without*
14 *improved security throughout Somalia “the political*
15 *process cannot prosper and humanitarian relief oper-*
16 *ations will remain vulnerable to disruption”.*

17 *(5) The Secretary General recommended in his*
18 *report that the United Nations Security Council*
19 *adopt a resolution effecting the transition from the*
20 *United States-led force in Somalia to a United Na-*
21 *tions-led force, with the formal date of transfer of*
22 *command to be May 1, 1993.*

23 *(6) The Secretary General’s report envisioned a*
24 *United Nations-led force having a multinational mili-*

1 *tary component of 20,000 personnel, plus an addi-*
2 *tional 8,000 personnel to provide logistic support.*

3 *(7) On March 26, 1993, the United Nations Se-*
4 *curity Council, acting under Chapter VII of the Char-*
5 *ter of the United Nations, adopted Resolution 814 in*
6 *response to the Secretary General's report. This reso-*
7 *lution provides for the establishment of the United*
8 *Nations-led force in Somalia by expanding the size*
9 *and mandate of the original United Nations peace-*
10 *keeping force in Somalia (commonly referred to as*
11 *"UNOSOM") in accordance with the recommenda-*
12 *tions contained in the report of the Secretary General.*

13 *(8) United States Armed Forces will participate*
14 *in the United Nations-led force in Somalia as part of*
15 *the multinational logistic support contingent, provid-*
16 *ing logistical, communications, and intelligence sup-*
17 *port.*

18 *(9) In addition to logistic forces, the United*
19 *States will make available a battalion-sized tactical*
20 *quick reaction force to respond to requests for emer-*
21 *gency assistance from the United Nations Force Com-*
22 *mander in Somalia. This quick reaction force will be*
23 *under United States operational control.*

24 *(10) The transfer of operations in Somalia from*
25 *the United States-led force to the United Nations-led*

1 *force will result in a substantial reduction in the*
2 *number of members of the United States Armed*
3 *Forces that are deployed in Somalia and in the costs*
4 *incurred by the United States as a result of United*
5 *Nations-authorized operations in Somalia.*

6 *(11) The Congress should authorize any use of*
7 *United States Armed Forces to implement United Na-*
8 *tions Security Council Resolutions 794 and 814.*

9 *(12)(A) The Congress does not anticipate that*
10 *United States Armed Forces will need to remain in*
11 *Somalia for more than 12 months after the date of*
12 *enactment of this joint resolution to implement Unit-*
13 *ed Nations Security Council Resolution 814.*

14 *(B) Given the importance of the mission of the*
15 *United Nations-led force in Somalia, however, the*
16 *Congress will give strong consideration to extending*
17 *the authorization for the use of United States Armed*
18 *Forces to implement Resolution 814 should such con-*
19 *tinued use be necessary to ensure the success of the*
20 *United Nations-led force in Somalia.*

21 **SEC. 3. SUPPORT FOR UNITED NATIONS EFFORTS IN SOMA-**

22 **LIA.**

23 *The Congress supports United Nations efforts in So-*
24 *malia—*

1 (1) to help provide a secure environment for
2 famine relief efforts;

3 (2) to prevent a resumption of violence;

4 (3) to help restore peace, stability, and order
5 through reconciliation, rehabilitation, and reconstruc-
6 tion of Somali society; and

7 (4) to help the people of Somalia create and
8 maintain democratic institutions for their own gov-
9 ernance.

10 **SEC. 4. SUPPORT FOR UNITED STATES ARMED FORCES IN**
11 **SOMALIA.**

12 (a) *FINDINGS.*—The Congress finds that—

13 (1) prior to United Nations-authorized oper-
14 ations in Somalia, over 300,000 Somalis (including
15 one-fourth of the children under the age of five) died
16 due to civil strife, disease, and famine, and at least
17 one-half of Somalia’s population of 8,000,000 people,
18 were considered at risk of starvation;

19 (2) the number of deaths from starvation in So-
20 malia has declined significantly since the arrival of
21 the United States-led force in Somalia; and

22 (3) the United States contributed immeasurably
23 to the United States-led force in Somalia, including
24 the deployment of over 20,000 members of the Armed
25 Forces and the loss of American lives.

1 (b) *COMMENDATION OF UNITED STATES ARMED*
2 *FORCES.*—*The Congress commends the United States*
3 *Armed Forces for successfully establishing a secure environ-*
4 *ment for the humanitarian relief operations in Somalia.*

5 **SEC. 5. AUTHORIZATION FOR USE OF ARMED FORCES.**

6 (a) *IMPLEMENTATION OF SECURITY COUNCIL RESOLU-*
7 *TIONS.*—*The President is authorized to use United States*
8 *Armed Forces to implement United Nations Security Coun-*
9 *cil Resolutions 794 (1992) and 814 (1993), including the*
10 *use of such Armed Forces—*

11 (1) *to provide logistic and related support for the*
12 *United Nations-led force in Somalia under the au-*
13 *thorization provided by United Nations Security*
14 *Council Resolution 814 (1993); and*

15 (2) *to serve as a tactical quick reaction force,*
16 *under United States operational control, to respond to*
17 *requests for emergency assistance from the United Na-*
18 *tions Force Commander in Somalia.*

19 (b) *STATEMENTS OF INTENT REQUIRED BY WAR POW-*
20 *ERS RESOLUTION.*—*Consistent with section 8(a)(1) of the*
21 *War Powers Resolution, the Congress declares that sub-*
22 *section (a) is intended to constitute specific statutory au-*
23 *thorization within the meaning of section 5(b) of the War*
24 *Powers Resolution to the extent that any United States*
25 *Armed Forces being used for the purposes described in sub-*

1 *section (a) are or become involved in hostilities or situations*
2 *where imminent involvement in hostilities is clearly indi-*
3 *cated by the circumstances.*

4 (c) *EXPIRATION OF AUTHORIZATIONS.—The author-*
5 *izations provided by subsection (a) shall expire at the ear-*
6 *lier of—*

7 (1) *the end of the 12-month period beginning on*
8 *the date of enactment of this joint resolution, unless*
9 *the Congress finds that continued participation by the*
10 *United States Armed Forces is necessary to ensure the*
11 *success of the United Nations-led force in Somalia*
12 *and extends the period of such authorizations; or*

13 (2) *the expiration of the mandate of the United*
14 *Nations-led force in Somalia.*

15 **SEC. 6. REPORTS REGARDING USE OF UNITED STATES**

16 **ARMED FORCES.**

17 (a) *PERIODIC REPORTS.—*

18 (1) *INFORMATION TO BE PROVIDED.—The Presi-*
19 *dent shall submit periodic reports to the Congress*
20 *with respect to United States Armed Forces partici-*
21 *pation in and support for the United Nations-led*
22 *force in Somalia. Each such report shall—*

23 (A) *specify the number of members of the*
24 *United States Armed Forces participating in the*

1 *United Nations-led force in Somalia or operat-*
2 *ing in support of that force;*

3 *(B) specify where United States Armed*
4 *Forces are deployed as part of the United Na-*
5 *tions-led force in Somalia and where United*
6 *States Armed Forces are deployed that are oper-*
7 *ating in support of that force;*

8 *(C) specify the functions being performed by*
9 *United States Armed Forces participating in the*
10 *United Nations-led force in Somalia;*

11 *(D) specify the functions of United States*
12 *Armed Forces operating as a tactical quick reac-*
13 *tion force in support of the United Nations-led*
14 *force in Somalia, and describe any use of United*
15 *States Armed Forces as a quick reaction force;*

16 *(E) specify the command arrangements ap-*
17 *plicable with respect to United States Armed*
18 *Forces participating in the United Nations-led*
19 *force in Somalia or operating in support of that*
20 *force; and*

21 *(F) specify the anticipated duration of the*
22 *deployment of United States Armed Forces as*
23 *part of the United Nations-led force in Somalia*
24 *or in support of that force.*

1 (2) *REPORTING DATES AND PERIOD COVERED BY*
2 *EACH REPORT.*—A report pursuant to this subsection
3 shall be submitted—

4 (A) not later than July 1, 1993, covering
5 the period since March 3, 1993; and

6 (B) not later than July 1, 1994, covering
7 the period since the preceding report pursuant to
8 this subsection.

9 (3) *WAR POWERS RESOLUTION REPORTING RE-*
10 *QUIREMENTS.*—The requirements of this subsection do
11 not supersede the requirements of section 4 of the War
12 Powers Resolution.

13 (b) *REPORT ON TRANSITION TO UN-LED FORCE.*—The
14 first report submitted pursuant to subsection (a) shall speci-
15 fy the number of members of the United States Armed
16 Forces, if any, remaining in Somalia as part of the United
17 States-led force in Somalia.

18 (c) *AGREEMENTS WITH UNITED NATIONS.*—The Presi-
19 dent shall transmit promptly to the Congress a copy of any
20 memorandum of understanding or other written agreement
21 entered into by the United States with the United Nations
22 Security Council, the Secretary General of the United Na-
23 tions (or his Special Representative), or the United Nations
24 Force Commander in Somalia—

1 (1) *regarding the participation of United States*
2 *Armed Forces in the United Nations-led force in So-*
3 *malia;*

4 (2) *regarding United States Armed Forces oper-*
5 *ating as a tactical quick reaction force in support of*
6 *that force or otherwise in support of that force; or*

7 (3) *otherwise regarding the availability to the*
8 *United Nations Security Council of United States*
9 *Armed Forces, assistance, or facilities to implement*
10 *Security Council Resolution 794 or 814.*

11 **SEC. 7. REPORTS ON COSTS OF UNITED NATIONS-AUTHOR-**
12 **IZED OPERATIONS IN SOMALIA.**

13 (a) *REQUIREMENT FOR PERIODIC REPORTS.*—*The*
14 *President shall submit to the Congress periodic reports re-*
15 *garding the costs of the United States-led force in Somalia*
16 *and the United Nations-led force in Somalia.*

17 (b) *INFORMATION ON COSTS AND OTHER CONTRIBU-*
18 *TIONS.*—*Each report pursuant to this section shall specify*
19 *(to the extent such information is available to the United*
20 *States)—*

21 (1) *the amount of the incremental costs incurred*
22 *by the United States as the result of its participation*
23 *in the United States-led force in Somalia or as the*
24 *result of its participation in or military operations*

1 *in support of the United Nations-led force in Somalia;*
2

3 *(2) the amount of other in-kind or financial contributions pledged, and the amount of such contributions made, by each participating country toward the costs associated with the United States-led force in Somalia and the United Nations-led force in Somalia, including contributions to the United Nations Trust Fund for Somalia and excluding amounts reported pursuant to paragraph (3);*

11 *(3) the amount assessed by the United Nations to the United States and each other country for its contributions to the costs associated with the United Nations-led force in Somalia;*

15 *(4) the amount received by the United States and each other country as reimbursement from the United Nations, including reimbursements from the United Nations Trust Fund for Somalia, as the result of its participation in the United States-led force in Somalia; and*

21 *(5) the amount received by the United States and each other country as credit against an assessment described in paragraph (3) from the United Nations for costs that it incurred as the result of its par-*

1 *icipation in or military operations in support of the*
2 *United Nations-led force in Somalia.*

3 *(c) REIMBURSEMENT OF COSTS INCURRED BY THE*
4 *UNITED STATES IN SOMALIA.—It is the sense of the Con-*
5 *gress that the President should seek to ensure that incremen-*
6 *tal costs incurred by the United States in connection with*
7 *the United States-led force in Somalia and in connection*
8 *with the United Nations-led force in Somalia are reim-*
9 *bursed to the maximum extent possible by the United Na-*
10 *tions and other members of the international community.*
11 *Each report pursuant to this section shall review all actions*
12 *taken by the United States to achieve this objective.*

13 *(d) REPORTING DATES AND PERIOD COVERED BY*
14 *EACH REPORT.—A report pursuant to this section shall be*
15 *submitted—*

16 *(1) not later than 1 month after the date of en-*
17 *actment of this joint resolution, covering the period*
18 *ending on the last day of the penultimate month pre-*
19 *ceding the enactment of this joint resolution; and*

20 *(2) not later than 12 months and 24 months*
21 *after that date, covering the 12-month period follow-*
22 *ing the period covered by the preceding report pursu-*
23 *ant to this section and also providing cumulative in-*
24 *formation.*

1 **SEC. 8. DEFINITIONS.**

2 *As used in this joint resolution—*

3 *(1) the term “United Nations Force Commander*
4 *in Somalia” means the commander appointed by the*
5 *Secretary General of the United Nations to command*
6 *the United Nations-led force in Somalia;*

7 *(2) the term “United Nations-led force in Soma-*
8 *lia” means the expanded force (commonly referred to*
9 *as “UNOSOM II”) authorized by paragraph 5 of*
10 *United Nations Security Council Resolution 814*
11 *(1993);*

12 *(3) the term “United Nations Trust Fund for So-*
13 *malia” means the trust fund established and main-*
14 *tained pursuant to United Nations Security Council*
15 *Resolutions 794 and 814; and*

16 *(4) the term “United States-led force in Soma-*
17 *lia” means the force (commonly referred to as the*
18 *“Unified Task Force” or “UNITAF”) authorized by*
19 *United Nations Security Council Resolution 794*
20 *(1992).*

Strike out the preamble.

Amend the title so as to read: “Joint Resolution to authorize the use of United States Armed Forces in So-

malia to implement United Nations Security Council Resolutions 794 (1992) and 814 (1993).”.

Attest:

Clerk.

SJ 45 EAH—2