

112TH CONGRESS
1ST SESSION

H. RES. 292

Declaring that the President shall not deploy, establish, or maintain the presence of units and members of the United States Armed Forces on the ground in Libya, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 2, 2011

Mr. BOEHNER submitted the following resolution; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, 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

RESOLUTION

Declaring that the President shall not deploy, establish, or maintain the presence of units and members of the United States Armed Forces on the ground in Libya, and for other purposes.

1 *Resolved,*

2 **SECTION 1. STATEMENTS OF POLICY.**

3 The House of Representatives makes the following
4 statements of policy:

5 (1) The United States Armed Forces shall be
6 used exclusively to defend and advance the national
7 security interests of the United States.

1 (2) The President has failed to provide Con-
 2 gress with a compelling rationale based upon United
 3 States national security interests for current United
 4 States military activities regarding Libya.

5 (3) The President shall not deploy, establish, or
 6 maintain the presence of units and members of the
 7 United States Armed Forces on the ground in Libya
 8 unless the purpose of the presence is to rescue a
 9 member of the Armed Forces from imminent dan-
 10 ger.

11 **SEC. 2. TRANSMITTAL OF EXECUTIVE BRANCH INFORMA-**
 12 **TION RELATING TO OPERATION ODYSSEY**
 13 **DAWN AND OPERATION UNIFIED PRO-**
 14 **TECTOR.**

15 The House of Representatives directs the Secretary
 16 of State, the Secretary of Defense, and the Attorney Gen-
 17 eral, respectively, to transmit to the House of Representa-
 18 tives, not later than 14 days after the date of the adoption
 19 of this resolution, copies of any official document, record,
 20 memo, correspondence, or other communication in the
 21 possession of each officer that was created on or after
 22 February 15, 2011, and refers or relates to—

23 (1) consultation or communication with Con-
 24 gress regarding the employment or deployment of
 25 the United States Armed Forces for Operation Od-

1 yssey Dawn or NATO Operation Unified Protector;
2 or

3 (2) the War Powers Resolution and Operation
4 Odyssey Dawn or Operation Unified Protector.

5 **SEC. 3. REPORT TO HOUSE OF REPRESENTATIVES.**

6 (a) CONTENTS.—Not later than 14 days after the
7 date of the adoption of this resolution, the President shall
8 transmit to the House of Representatives a report describ-
9 ing in detail United States security interests and objec-
10 tives, and the activities of United States Armed Forces,
11 in Libya since March 19, 2011, including a description
12 of the following:

13 (1) The President’s justification for not seeking
14 authorization by Congress for the use of military
15 force in Libya.

16 (2) United States political and military objec-
17 tives regarding Libya, including the relationship be-
18 tween the intended objectives and the operational
19 means being employed to achieve them.

20 (3) Changes in United States political and mili-
21 tary objectives following the assumption of command
22 by the North Atlantic Treaty Organization (NATO).

23 (4) Differences between United States political
24 and military objectives regarding Libya and those of

1 other NATO member states engaged in military ac-
2 tivities.

3 (5) The specific commitments by the United
4 States to ongoing NATO activities regarding Libya.

5 (6) The anticipated scope and duration of con-
6 tinued United States military involvement in support
7 of NATO activities regarding Libya.

8 (7) The costs of United States military, polit-
9 ical, and humanitarian efforts concerning Libya as
10 of June 3, 2011.

11 (8) The total projected costs of United States
12 military, political, and humanitarian efforts con-
13 cerning Libya.

14 (9) The impact on United States activities in
15 Iraq and Afghanistan.

16 (10) The role of the United States in the estab-
17 lishment of a political structure to succeed the cur-
18 rent Libyan regime.

19 (11) An assessment of the current military ca-
20 pacity of opposition forces in Libya.

21 (12) An assessment of the ability of opposition
22 forces in Libya to establish effective military and po-
23 litical control of Libya and a practicable timetable
24 for accomplishing these objectives.

1 (13) An assessment of the consequences of a
2 cessation of United States military activities on the
3 viability of continued NATO operations regarding
4 Libya and on the continued viability of groups op-
5 posing the Libyan regime.

6 (14) The composition and political agenda of
7 the Interim Transitional National Council (ITNC)
8 and its representation of the views of the Libyan
9 people as a whole.

10 (15) The criteria to be used to determine
11 United States recognition of the ITNC as the rep-
12 resentative of the Libyan people, including the role
13 of current and former members of the existing re-
14 gime.

15 (16) Financial resources currently available to
16 opposition groups and United States plans to facili-
17 tate their access to seized assets of the Libyan re-
18 gime and proceeds from the sale of Libyan petro-
19 leum.

20 (17) The relationship between the ITNC and
21 the Muslim Brotherhood, the members of the Libyan
22 Islamic Fighting Group, al-Qaeda, Hezbollah, and
23 any other group that has promoted an agenda that
24 would negatively impact United States interests.

1 (18) Weapons acquired for use, and operations
2 initiated, in Libya by the Muslim Brotherhood, the
3 members of the Libyan Islamic Fighting Group, al-
4 Qaeda, Hezbollah, and any other group that has
5 promoted an agenda that would negatively impact
6 United States interests.

7 (19) The status of the 20,000 MANPADS cited
8 by the Commander of the U.S. Africa Command, as
9 well as Libya's SCUD-Bs and chemical munitions,
10 including mustard gas.

11 (20) Material, communication, coordination, fi-
12 nancing and other forms of support between and
13 among al-Qaeda operatives, its affiliates, and sup-
14 porters in Yemen, the Horn of Africa, and North Af-
15 rica.

16 (21) Contributions by Jordan, the United Arab
17 Emirates, Qatar, and other regional states in sup-
18 port of NATO activities in Libya.

19 (b) TRANSMITTAL.—The report required by this sec-
20 tion shall be submitted in unclassified form, with a classi-
21 fied annex, as deemed necessary.

22 **SEC. 4. FINDINGS.**

23 (a) The President has not sought, and Congress has
24 not provided, authorization for the introduction or contin-

1 ued involvement of the United States Armed Forces in
2 Libya.

3 (b) Congress has the constitutional prerogative to
4 withhold funding for any unauthorized use of the United
5 States Armed Forces, including for unauthorized activities
6 regarding Libya.

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