

AMENDMENT TO DEFENSE APPROPRIATIONS BILL
OFFERED BY MS. DELAURO OF CONNECTICUT

Strike section 8116 and insert the following:

1 SEC. 8116. (a) None of the funds made available by
2 this Act may be used to enter into a contract (or sub-
3 contract at any tier under such a contract), memorandum
4 of understanding, or cooperative agreement with, to make
5 a grant to, or to provide a loan or loan guarantee to
6 Rosoboronexport.

7 (b) The Secretary of Defense may waive the limita-
8 tion in subsection (a) if the Secretary, in consultation with
9 the Secretary of State and the Director of National Intel-
10 ligence, certifies in writing to the congressional defense
11 committees, to the best of the Secretary's knowledge, the
12 following:

13 (1) Rosoboronexport has ceased the transfer of
14 lethal military equipment to, and the maintenance of
15 existing lethal military equipment for, the Govern-
16 ment of the Syrian Arab Republic.

17 (2) The armed forces of the Russian Federation
18 have withdrawn from Crimea, other than armed
19 forces present on military bases subject to agree-

1 ments in force between the Government of the Rus-
2 sian Federation and the Government of Ukraine.

3 (3) The Government of the Russian Federation
4 has withdrawn substantially all of the armed forces
5 of the Russian Federation from the immediate vicin-
6 ity of the eastern border of Ukraine.

7 (4) Agents of the Russian Federation have
8 ceased taking active measures to destabilize the con-
9 trol of the Government of Ukraine over eastern
10 Ukraine.

11 (c)(1) The Inspector General of the Department of
12 Defense shall conduct a review of any action involving
13 Rosoboronexport with respect to which a waiver is issued
14 by the Secretary of Defense pursuant to subsection (b).

15 (2) A review conducted under paragraph (1) shall as-
16 sess the accuracy of the factual and legal conclusions made
17 by the Secretary of Defense in the waiver covered by the
18 review, including—

19 (A) whether there is any viable alternative to
20 Rosoboronexport for carrying out the functions for
21 which funds will be obligated;

22 (B) whether the Secretary has previously used
23 an alternative vendor for carrying out the same
24 functions regarding the military equipment in ques-
25 tion, and what vendor was previously used;

1 (C) whether other explanations for the issuance
2 of the waiver are supportable; and

3 (D) any other matter with respect to the waiver
4 the Inspector General considers appropriate.

5 (3) Not later than 90 days after the date on which
6 a waiver is issued by the Secretary of Defense pursuant
7 to subsection (b), the Inspector General shall submit to
8 the congressional defense committees a report containing
9 the results of the review conducted under paragraph (1)
10 with respect to such waiver.

