

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

Purpose: To declare that the authority for the limited use of United States Armed Forces is intended to constitute specific statutory authorization under the War Powers Resolution.

**IN THE SENATE OF THE UNITED STATES—112th Cong., 1st Sess.**

**S. J. Res. 20**

Authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya.

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 Mr. LUGAR

Viz:

- 1        On page 6, between lines 2 and 3, insert the fol-  
 2        lowing:  
 3        (c) WAR POWERS RESOLUTION REQUIREMENTS.—  
 4            (1) SPECIFIC STATUTORY AUTHORIZATION.—  
 5        Consistent with section 8(a)(1) of the War Powers  
 6        Resolution (50 U.S.C. 1547(a)(1)), Congress de-  
 7        clares that this section is intended to constitute spe-  
 8        cific statutory authorization within the meaning of  
 9        section 5(b) of the War Powers Resolution (50  
 10       U.S.C. 1544(b)).

1           (2) APPLICABILITY OF OTHER REQUIRE-  
2           MENTS.—

3                   (A) RULE OF CONSTRUCTION.—Nothing in  
4           this joint resolution supersedes any requirement  
5           of the War Powers Resolution (50 U.S.C. 1541  
6           et seq.).

7                   (B) ENGAGEMENT IN HOSTILITIES.—  
8           United States military operations in Libya since  
9           April 4, 2011, which have included non-kinetic  
10          support to the NATO-led operations, including  
11          intelligence, logistical support, and search and  
12          rescue assistance, United States aircraft assist-  
13          ing in the suppression and destruction of air  
14          defenses in support of the no-fly zone, and pre-  
15          cision strikes by unmanned aerial vehicles, con-  
16          stitute hostilities within the meaning of the War  
17          Powers Resolution, and may be carried out only  
18          under the conditions specified in section 5(b) of  
19          the War Powers Resolution (50 U.S.C.  
20          1544(b)).