

109TH CONGRESS
2^D SESSION

H. R. 6016

To prohibit the sales of certain defense articles and defense services to Pakistan unless the President adheres to long-standing practice and procedures relating to congressional review of proposed sales of defense articles and defense services.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2006

Mr. SHERMAN introduced the following bill; which was referred to the
Committee on International Relations

A BILL

To prohibit the sales of certain defense articles and defense services to Pakistan unless the President adheres to long-standing practice and procedures relating to congressional review of proposed sales of defense articles and defense services.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON SALES OF CERTAIN DEFENSE**

4 **ARTICLES AND SERVICES TO PAKISTAN.**

5 (a) PROHIBITION.—Notwithstanding any other provi-
6 sion of law—

1 (1) the certifications transmitted by the Presi-
2 dent to the Speaker of the House of Representatives
3 and the Chairman of the Committee on Foreign Re-
4 lations of the Senate on June 28, 2006, relating to
5 the proposed sales of defense articles and defense
6 services to Pakistan (Transmittal Nos. 06–09, 06–
7 10, 06–11, and 06–34), shall not be effective for
8 purposes of complying with the congressional notifi-
9 cation requirements of section 36(b)(1) of the Arms
10 Export Control Act (22 U.S.C. 2776(b)(1));

11 (2) any letter of offer with respect to the pro-
12 posed sales of defense articles and defense services
13 to Pakistan described in paragraph (1) issued before
14 the date of the enactment of this Act shall be null
15 and void; and

16 (3) any subsequent letter of offer with respect
17 to the proposed sales of defense articles and defense
18 services to Pakistan described in paragraph (1)
19 issued on or after the date of the enactment of this
20 Act shall be issued only in accordance with the con-
21 gressional notification requirements of section
22 36(b)(1) of the Arms Export Control Act.

23 (b) SENSE OF CONGRESS.—It is the sense of Con-
24 gress that, if the President desires to proceed with the
25 proposed sales of defense articles and defense services to

1 Pakistan described in subsection (a), the President should
2 only proceed with such sales in accordance with long-
3 standing practice and procedures relating to congressional
4 review of proposed sales of defense articles and defense
5 services, including by providing advance notification to
6 and consultation with Congress as provided for in the ex-
7 change of letters on February 17–18, 1976, between Sen-
8 ator Hubert H. Humphrey and the Director of the De-
9 fense Security Assistance Agency, Lieutenant General
10 Howard Fish (commonly known as the “Humphrey-Fish
11 Agreement”).

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