

105TH CONGRESS  
2D SESSION

# H. R. 4056

To prohibit the use of funds appropriated or otherwise made available for the Department of Defense for fiscal year 1999 or any subsequent fiscal year for the deployment of any United States ground combat forces in the Republic of Bosnia and Herzegovina after June 30, 1999, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 11, 1998

Mr. SESSIONS (for himself, Mr. DELAY, Mr. TAUZIN, Mr. ARMEY, Ms. PRYCE of Ohio, Mr. HYDE, Mr. ARCHER, Mr. KASICH, Mr. HASTERT, Mr. SOLOMON, Mr. HALL of Texas, Mr. BURTON of Indiana, Mr. CUNNINGHAM, Mr. BACHUS, Mr. BONILLA, Mr. DICKEY, Mr. CANADY of Florida, Mr. FOLEY, Mr. FOX of Pennsylvania, Mr. MCCRERY, Mr. BILBRAY, Mr. HAYWORTH, Mr. POMBO, Mr. SMITH of Michigan, Mr. ROHRBACHER, Mr. SALMON, Mr. SCARBOROUGH, Mr. EWING, Mr. SMITH of Oregon, Mr. MCINTOSH, Mr. BARTLETT of Maryland, Mr. ENSIGN, Mr. SOUDER, Mr. COMBEST, Mr. SNOWBARGER, Mr. TRAFICANT, Mr. MANZULLO, Mr. COOK, Mr. HORN, Mr. WALSH, Mr. DOOLITTLE, Mr. BAKER, Mr. LINDER, Mr. BLUNT, Mrs. CUBIN, Mr. BARRETT of Nebraska, Mr. PICKERING, Mr. HOBSON, Mr. LAZIO of New York, Mr. WAMP, Mr. KINGSTON, Mr. BURR of North Carolina, Mr. EHRLICH, Mr. GILLMOR, Mr. MCINNIS, Mr. TALENT, Mr. PAUL, Mr. SMITH of Texas, Mr. PAXON, Mr. GOODLING, Mr. SHAYS, Mr. MCCOLLUM, Mr. GREENWOOD, Mr. ISTOOK, Mr. RYUN, Mr. NUSSLE, Mr. BARR of Georgia, Mr. ROYCE, Mr. SENSENBRENNER, Mr. HERGER, Mr. REDMOND, Mrs. EMERSON, Mr. YOUNG of Alaska, Mr. WATTS of Oklahoma, Mr. GRAHAM, Mr. CHABOT, Mr. HILL, Mr. BUNNING of Kentucky, Mr. JONES, and Mr. METCALF) introduced the following bill; which was referred to the Committee on National Security, and in addition to the Committee on International Relations, 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

# A BILL

To prohibit the use of funds appropriated or otherwise made available for the Department of Defense for fiscal year 1999 or any subsequent fiscal year for the deployment of any United States ground combat forces in the Republic of Bosnia and Herzegovina after June 30, 1999, and for other purposes.

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. SHORT TITLE.**

4       This Act may be cited as the “Bosnia Force Realign-  
5 ment Act”.

6 **SEC. 2. FINDINGS.**

7       The Congress finds the following:

8           (1) United States ground combat forces in the  
9       Republic of Bosnia and Herzegovina have accom-  
10      plished the military mission assigned to them as a  
11      component of the Implementation Force and the  
12      Stabilization Force.

13          (2) The continuing and open-ended commitment  
14      of United States ground combat forces in the Re-  
15      public of Bosnia and Herzegovina is subject to the  
16      oversight authority of the Congress.

17          (3) The Congress may limit the use of appro-  
18      priated funds to create the conditions for an orderly  
19      and honorable withdrawal of United States ground

1 combat forces from the Republic of Bosnia and  
2 Herzegovina.

3 (4) On November 27, 1995, the President af-  
4 firmed that United States participation in the multi-  
5 national military Implementation Force in the Re-  
6 public of Bosnia and Herzegovina would terminate  
7 in approximately 1 year from that date.

8 (5) The President declared the expiration date  
9 of the mandate for the Implementation Force to be  
10 December 20, 1996.

11 (6) The Secretary of Defense and the Chairman  
12 of the Joint Chiefs of Staff expressed confidence  
13 that the Implementation Force would complete its  
14 mission in approximately one year.

15 (7) The Secretary of Defense and the Chairman  
16 of the Joint Chiefs of Staff expressed the critical im-  
17 portance of establishing a firm deadline, in the ab-  
18 sence of which there is a potential for expansion of  
19 the mission of United States ground combat forces.

20 (8) On October 3, 1996, the Chairman of the  
21 Joint Chiefs of Staff announced the intention of the  
22 United States Administration to delay the removal  
23 of United States ground combat forces from the Re-  
24 public of Bosnia and Herzegovina until March 1997.

1           (9) In November 1996 the President announced  
2 his intention to further extend the deployment of  
3 United States ground combat forces in the Republic  
4 of Bosnia and Herzegovina until June 1998.

5           (10) The President did not request authoriza-  
6 tion by the Congress of a policy that would result in  
7 the further deployment of United States ground  
8 combat forces in the Republic of Bosnia and  
9 Herzegovina until June 1998.

10          (11) Notwithstanding the passage of two pre-  
11 viously established deadlines, the reaffirmation of  
12 those deadlines by senior national security officials,  
13 and the endorsement by those same national security  
14 officials of the importance of having a deadline as a  
15 hedge against an expanded mission, the President  
16 announced on December 17, 1997, that establishing  
17 a deadline had been a mistake and that United  
18 States ground combat forces were committed to the  
19 North Atlantic Treaty Organization (NATO)-led  
20 mission in the Republic of Bosnia and Herzegovina  
21 for the indefinite future.

22          (12) NATO military forces have increased their  
23 participation in law enforcement, particularly police  
24 activities, in the Republic of Bosnia and  
25 Herzegovina.

1           (13) United States military commanders of the  
2           NATO-led mission in the Republic of Bosnia and  
3           Herzegovina have stated on several occasions that,  
4           in accordance with the Dayton Peace Agreement, the  
5           principal responsibility for such law enforcement and  
6           police activities lies with the Bosnian parties them-  
7           selves.

8 **SEC. 3. WITHDRAWAL OF UNITED STATES GROUND COM-**  
9                           **BAT FORCES FROM THE REPUBLIC OF BOS-**  
10                           **NIA AND HERZEGOVINA.**

11           (a) **LIMITATION.**—No funds appropriated or other-  
12           wise made available for the Department of Defense for  
13           fiscal year 1999 or any subsequent fiscal year may be used  
14           for the deployment of any United States ground combat  
15           forces in the Republic of Bosnia and Herzegovina after  
16           June 30, 1999.

17           (b) **EXCEPTIONS.**—The limitation in subsection (a)  
18           shall not apply—

19                   (1) to the extent necessary to support a limited  
20                   number of United States military personnel suffi-  
21                   cient only to protect United States diplomatic facili-  
22                   ties in existence on the date of the enactment of this  
23                   Act; or

24                   (2) to the extent necessary to support non-com-  
25                   bat military personnel sufficient only to advise the

1 commanders of the NATO peacekeeping operations  
2 in the Republic of Bosnia and Herzegovina.

3 (c) LIMITATION ON SUPPORT FOR LAW ENFORCE-  
4 MENT ACTIVITIES.—No funds appropriated or otherwise  
5 made available for the Department of Defense for fiscal  
6 year 1999 or any subsequent fiscal year may be used for  
7 any of the following activities after June 30, 1999:

8 (1) Conduct of, or direct support for, law en-  
9 forcement and police activities in the Republic of  
10 Bosnia and Herzegovina, except for the training of  
11 law enforcement personnel or to prevent imminent  
12 loss of life.

13 (2) Conduct of, or support for, any activity in  
14 the Republic of Bosnia and Herzegovina that may  
15 have the effect of jeopardizing the primary mission  
16 of the NATO-led force in preventing armed conflict  
17 between the Federation of Bosnia and Herzegovina  
18 and the Republika Srpska (“Bosnian Entities”).

19 (3) The transfer of refugees within the Republic  
20 of Bosnia and Herzegovina that, in the opinion of  
21 the commander of NATO Forces involved in such  
22 transfer—

23 (A) has as one of its purposes the acquisi-  
24 tion of control by a Bosnian Entity of territory

1 allocated to the other Bosnian Entity under the  
2 Dayton Peace Agreement; or

3 (B) may expose United States Armed  
4 Forces to substantial risk to their personal  
5 safety.

6 (4) The implementation of any decision to  
7 change the legal status of any territory within the  
8 Republic of Bosnia and Herzegovina unless expressly  
9 agreed to by all signatories to the Dayton Peace  
10 Agreement.

11 (d) RULE OF CONSTRUCTION.—Nothing in this sec-  
12 tion shall be construed to restrict the authority of the  
13 President under the Constitution to protect the lives of  
14 United States citizens.

15 **SEC. 4. PRESIDENTIAL REPORT.**

16 (a) IN GENERAL.—Not later than December 1, 1998,  
17 the President shall prepare and transmit to the Congress  
18 a report on the progress of the withdrawal of United  
19 States ground combat forces from the Republic of Bosnia  
20 and Herzegovina.

21 (b) CONTENTS OF REPORT.—The report under sub-  
22 section (a) shall include an identification of the specific  
23 steps taken by the United States Government to transfer  
24 the United States portion of the peacekeeping mission in

1 the Republic of Bosnia and Herzegovina to European al-  
2 lied nations or organizations.

3 **SEC. 5. DEFINITIONS.**

4 In this Act:

5 (1) DAYTON PEACE AGREEMENT.—The term  
6 “Dayton Peace Agreement” means the General  
7 Framework Agreement for Peace in Bosnia and  
8 Herzegovina, initialed by the parties in Dayton,  
9 Ohio, on November 21, 1995, and signed in Paris on  
10 December 14, 1995.

11 (2) IMPLEMENTATION FORCE.—The term “Im-  
12 plementation Force” means the NATO-led multi-  
13 national military force in the Republic of Bosnia and  
14 Herzegovina (commonly referred to as “IFOR”), au-  
15 thorized under the Dayton Peace Agreement.

16 (3) NATO.—The term “NATO” means the  
17 North Atlantic Treaty Organization.

18 (4) STABILIZATION FORCE.—The term “Sta-  
19 bilization Force” means the United Nations-led fol-  
20 low-on force to the Implementation Force in the Re-  
21 public of Bosnia and Herzegovina and other coun-  
22 tries in the region (commonly referred to as  
23 “SFOR”), authorized under United Nations Secu-  
24 rity Council Resolution 1088 (December 12, 1996).

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