

subchapter III (§413 et seq.) of chapter 15 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 401 of this title and Tables.

CODIFICATION

Section was enacted as part of the Arms Control and Nonproliferation Act of 1999, and also as part of the Arms Control, Nonproliferation, and Security Assistance Act of 1999, and the Admiral James W. Nance and Meg Donovan Foreign Relations Authorization Act, Fiscal Years, 2000 and 2001, and not as part of Pub. L. 91-121, title IV, §409, Nov. 19, 1969, 83 Stat. 209, which comprises this chapter.

CHAPTER 33—WAR POWERS RESOLUTION

- Sec.
1541. Purpose and policy.
- (a) Congressional declaration.
 - (b) Congressional legislative power under necessary and proper clause.
 - (c) Presidential executive power as Commander-in-Chief; limitation.
1542. Consultation; initial and regular consultations.
1543. Reporting requirement.
- (a) Written report; time of submission; circumstances necessitating submission; information reported.
 - (b) Other information reported.
 - (c) Periodic reports; semiannual requirement.
1544. Congressional action.
- (a) Transmittal of report and referral to Congressional committees; joint request for convening Congress.
 - (b) Termination of use of United States Armed Forces; exceptions; extension period.
 - (c) Concurrent resolution for removal by President of United States Armed Forces.
1545. Congressional priority procedures for joint resolution or bill.
- (a) Time requirement; referral to Congressional committee; single report.
 - (b) Pending business; vote.
 - (c) Referral to other House committee.
 - (d) Disagreement between Houses.
1546. Congressional priority procedures for concurrent resolution.
- (a) Referral to Congressional committee; single report.
 - (b) Pending business; vote.
 - (c) Referral to other House committee.
 - (d) Disagreement between Houses.
- 1546a. Expedited procedures for certain joint resolutions and bills.
1547. Interpretation of joint resolution.
- (a) Inferences from any law or treaty.
 - (b) Joint headquarters operations of high-level military commands.
 - (c) Introduction of United States Armed Forces.
 - (d) Constitutional authorities or existing treaties unaffected; construction against grant of Presidential authority respecting use of United States Armed Forces.
1548. Separability.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 10 sections 127a, 12304; title 22 section 3426.

§ 1541. Purpose and policy

(a) Congressional declaration

It is the purpose of this chapter to fulfill the intent of the framers of the Constitution of the

United States and insure that the collective judgment of both the Congress and the President will apply to the introduction of United States Armed Forces into hostilities, or into situations where imminent involvement in hostilities is clearly indicated by the circumstances, and to the continued use of such forces in hostilities or in such situations.

(b) Congressional legislative power under necessary and proper clause

Under article I, section 8, of the Constitution, it is specifically provided that the Congress shall have the power to make all laws necessary and proper for carrying into execution, not only its own powers but also all other powers vested by the Constitution in the Government of the United States, or in any department or officer hereof.

(c) Presidential executive power as Commander-in-Chief; limitation

The constitutional powers of the President as Commander-in-Chief to introduce United States Armed Forces into hostilities, or into situations where imminent involvement in hostilities is clearly indicated by the circumstances, are exercised only pursuant to (1) a declaration of war, (2) specific statutory authorization, or (3) a national emergency created by attack upon the United States, its territories or possessions, or its armed forces.

(Pub. L. 93-148, §2, Nov. 7, 1973, 87 Stat. 555.)

EFFECTIVE DATE

Section 10 of Pub. L. 93-148 provided that: "This joint resolution [enacting this chapter] shall take effect on the date of its enactment [Nov. 7, 1973]."

SHORT TITLE

Section 1 of Pub. L. 93-148 provided that: "This joint resolution [enacting this chapter] may be cited as the 'War Powers Resolution'."

LIMITATION ON DEPLOYMENT OF ARMED FORCES IN HAITI DURING FISCAL YEAR 2000 AND CONGRESSIONAL NOTICE OF DEPLOYMENTS TO HAITI

Pub. L. 106-65, div. A, title XII, §1232, Oct. 5, 1999, 113 Stat. 788, provided that:

"(a) LIMITATION ON DEPLOYMENT.—No funds available to the Department of Defense during fiscal year 2000 may be expended after May 31, 2000, for the continuous deployment of United States Armed Forces in Haiti pursuant to the Department of Defense operation designated as Operation Uphold Democracy.

"(b) REPORT.—Whenever there is a deployment of United States Armed Forces to Haiti after May 31, 2000, the President shall, not later than 96 hours after such deployment begins, transmit to Congress a written report regarding the deployment. In any such report, the President shall specify (1) the purpose of the deployment, and (2) the date on which the deployment is expected to end."

INVOLVEMENT OF ARMED FORCES IN HAITI

Pub. L. 103-423, Oct. 25, 1994, 108 Stat. 4358, provided that:

"SECTION 1. SENSE OF CONGRESS REGARDING UNITED STATES ARMED FORCES OPERATIONS IN HAITI.

"It is the sense of Congress that—

"(a) the men and women of the United States Armed Forces in Haiti who are performing with professional excellence and dedicated patriotism are to be commended;