

116TH CONGRESS  
1ST SESSION

# S. J. RES. 4

Requiring the advice and consent of the Senate or an Act of Congress to suspend, terminate, or withdraw the United States from the North Atlantic Treaty and authorizing related litigation, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 17, 2019

Mr. KAINE (for himself, Mr. GARDNER, Mr. REED, Mr. GRAHAM, Mr. BLUMENTHAL, Mr. RUBIO, Mr. COONS, Ms. COLLINS, and Mr. DURBIN) introduced the following joint resolution; which was read twice and referred to the Committee on Foreign Relations

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## JOINT RESOLUTION

Requiring the advice and consent of the Senate or an Act of Congress to suspend, terminate, or withdraw the United States from the North Atlantic Treaty and authorizing related litigation, and for other purposes.

1       *Resolved by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled,*  
3       **SECTION 1. OPPOSITION OF CONGRESS TO SUSPENSION,**  
4                       **TERMINATION, OR WITHDRAWAL FROM**  
5                       **NORTH ATLANTIC TREATY.**

6       The President shall not suspend, terminate, or with-  
7       draw the United States from the North Atlantic Treaty,

1 done at Washington, DC, April 4, 1949, except by and  
2 with the advice and consent of the Senate, provided that  
3 two thirds of the Senators present concur, or pursuant to  
4 an Act of Congress.

5 **SEC. 2. LIMITATION ON THE USE OF FUNDS.**

6 No funds authorized or appropriated by any Act may  
7 be used to support, directly or indirectly, any efforts on  
8 the part of any United States Government official to take  
9 steps to suspend, terminate, or withdraw the United  
10 States from the North Atlantic Treaty, done at Wash-  
11 ington, DC, April 4, 1949, until such time as the Senate  
12 passes, by an affirmative vote of two-thirds of Members,  
13 a resolution advising and consenting to the withdrawal of  
14 the United States from the treaty or pursuant to an Act  
15 of Congress.

16 **SEC. 3. NOTIFICATION OF TREATY ACTION.**

17 The President shall notify the Committee on Foreign  
18 Relations of the Senate and the Committee on Foreign  
19 Affairs of the House of Representatives in writing of any  
20 effort to suspend, terminate, or withdraw the United  
21 States from the North Atlantic Treaty, as soon as possible  
22 but in no event later than 48 hours after any such action  
23 is taken.

1 **SEC. 4. AUTHORIZATION OF LEGAL COUNSEL TO REP-**  
2 **RESENT CONGRESS.**

3 Both the Senate Legal Counsel and the General  
4 Counsel to the House of Representatives are authorized  
5 to independently or collectively represent Congress in initi-  
6 ating or intervening in any judicial proceedings in any  
7 Federal court of competent jurisdiction on behalf of Con-  
8 gress in order to oppose any effort to suspend, terminate,  
9 or withdraw the United States from the North Atlantic  
10 Treaty in a manner inconsistent with this joint resolution.

11 **SEC. 5. REPORTING REQUIREMENT.**

12 Any legal counsel operating pursuant to section 4  
13 shall report as soon as practicable to the Committee on  
14 Foreign Relations of the Senate and the Committee on  
15 Foreign Affairs of the House of Representatives with re-  
16 spect to any judicial proceedings which the Senate Legal  
17 Counsel or the General Counsel to the House of Rep-  
18 resentatives, as the case may be, initiates or in which it  
19 intervenes pursuant to this resolution.

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