

119TH CONGRESS
2D SESSION

S. J. RES. 211

To direct the removal of United States Armed Forces from hostilities within or against the Islamic Republic of Iran that have not been authorized by Congress.

IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2026

Mr. HICKENLOOPER (for himself, Mr. KAINE, Mr. SCHIFF, Mr. KELLY, Mr. MURPHY, Mr. VAN HOLLEN, Ms. BALDWIN, Mr. MERKLEY, Mr. KIM, Ms. DUCKWORTH, and Mr. COONS) introduced the following joint resolution; which was read twice and referred to the Committee on Foreign Relations

JOINT RESOLUTION

To direct the removal of United States Armed Forces from hostilities within or against the Islamic Republic of Iran that have not been authorized by Congress.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled,*

3 **SECTION 1. FINDINGS.**

4 Congress makes the following findings:

5 (1) Congress has the sole power to declare war
6 under article I, section 8, clause 11 of the United
7 States Constitution.

1 (2) The President has a constitutional responsi-
2 bility to take actions to defend the United States
3 and its territories, possessions, citizens,
4 servicemembers, and diplomats from attack.

5 (3) Congress has not declared war upon Iran or
6 any person or organization within Iran, nor enacted
7 a specific statutory authorization for the use of mili-
8 tary force within or against Iran.

9 (4) On February 28, 2026, President Donald J.
10 Trump declared the start of “major combat oper-
11 ations in Iran,” and by early March 2026, the
12 United States had deployed more than 50,000 mem-
13 bers of the United States Armed Forces to the re-
14 gion to support the war.

15 (5) The President did not terminate the use of
16 United States Armed Forces following 60 days as
17 required under section 5(b) of the War Powers Reso-
18 lution (50 U.S.C. 1544(b)) or seek the 30-day exten-
19 sion to accomplish a safe withdrawal provided for by
20 that statute.

21 (6) The use of military force within or against
22 Iran constitutes the introduction of United States
23 Armed Forces into hostilities within the meaning of
24 section 4(a) of the War Powers Resolution (50
25 U.S.C. 1543(a)).

1 (7) Section 1013 of the Department of State
2 Authorization Act, Fiscal Years 1984 and 1985 (50
3 U.S.C. 1546a) provides that any joint resolution or
4 bill requiring the removal of United States Armed
5 Forces from imminent engagement in hostilities
6 without a declaration of war or specific statutory au-
7 thorization shall be considered in accordance with
8 the expedited procedures under section 601(b) of the
9 International Security and Arms Export Control Act
10 of 1976 (Public Law 94–329).

11 **SEC. 2. REMOVAL OF UNITED STATES ARMED FORCES**
12 **FROM HOSTILITIES WITHIN OR AGAINST**
13 **IRAN.**

14 (a) REMOVAL.—Pursuant to section 1013 of the De-
15 partment of State Authorization Act, Fiscal Years 1984
16 and 1985 (50 U.S.C. 1546a), and in accordance with sec-
17 tion 601(b) of the International Security Assistance and
18 Arms Export Control Act of 1976 (Public Law 94–329),
19 Congress hereby directs the President to remove the
20 United States Armed Forces from hostilities within or
21 against Iran, unless explicitly authorized by a declaration
22 of war or a specific authorization for use of military force.

23 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
24 tion may be construed to prevent the United States
25 from—

1 (1) defending against an attack on the United
2 States or its personnel or facilities in other coun-
3 tries;

4 (2) collecting, analyzing, or sharing intelligence,
5 including with partner countries and international
6 organizations as appropriate, related to threats from
7 Iran or its proxies; or

8 (3) assisting partner countries who have been
9 attacked by Iran since February 28, 2026, and other
10 countries—

11 (A) in taking defensive measures to protect
12 their territory from retaliatory attacks by Iran
13 or its proxies; or

14 (B) by providing defensive materiel sup-
15 port for such defensive measures.

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