

114TH CONGRESS
1ST SESSION

H. R. 157

To limit the use of cluster munitions.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 2015

Mr. MCGOVERN introduced the following bill; which was referred to the
Committee on Armed Services

A BILL

To limit the use of cluster munitions.

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 “Cluster Munitions Ci-
5 vilian Protection Act of 2015”.

6 **SEC. 2. LIMITATION ON THE USE OF CLUSTER MUNITIONS.**

7 No funds appropriated or otherwise available to any
8 Federal department or agency may be obligated or ex-
9 pend to use any cluster munitions unless—

10 (1) the submunitions of the cluster munitions,
11 after arming, do not result in more than 1 percent

1 unexploded ordnance across the range of intended
2 operational environments; and

3 (2) the policy applicable to the use of such clus-
4 ter munitions specifies that the cluster munitions
5 will only be used against clearly defined military tar-
6 gets and will not be used where civilians are known
7 to be present or in areas normally inhabited by civil-
8 ians.

9 **SEC. 3. PRESIDENTIAL WAIVER.**

10 The President may waive the requirement under sec-
11 tion 2(1) if, prior to the use of cluster munitions, the
12 President—

13 (1) certifies that it is vital to protect the secu-
14 rity of the United States; and

15 (2) not later than 30 days after making such
16 certification, submits to the appropriate congres-
17 sional committees a report, in classified form if nec-
18 essary, describing in detail—

19 (A) the steps that will be taken to protect
20 civilians; and

21 (B) the failure rate of the cluster muni-
22 tions that will be used and whether such muni-
23 tions are fitted with self-destruct or self-deacti-
24 vation devices.

1 **SEC. 4. CLEANUP PLAN.**

2 Not later than 90 days after any cluster munitions
3 are used by a Federal department or agency, the President
4 shall submit to the appropriate congressional committees
5 a plan, prepared by such Federal department or agency,
6 for cleaning up any such cluster munitions and submuni-
7 tions which fail to explode and continue to pose a hazard
8 to civilians.

9 **SEC. 5. APPROPRIATE CONGRESSIONAL COMMITTEES DE-**
10 **FINED.**

11 In this Act, the term “appropriate congressional com-
12 mittees” means the Committee on Foreign Relations, the
13 Committee on Armed Services, and the Committee on Ap-
14 propriations of the Senate and the Committee on Foreign
15 Affairs, the Committee on Armed Services, and the Com-
16 mittee on Appropriations of the House of Representatives.

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