

118TH CONGRESS  
2D SESSION

# H. R. 9501

To promote peace, stability, and recovery in Ukraine, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 2024

Mr. FITZPATRICK (for himself, Ms. KAPTUR, Mr. WILSON of South Carolina, and Mr. QUIGLEY) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, 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

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## A BILL

To promote peace, stability, and recovery in Ukraine, 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 “Stand with Ukraine  
5 Act of 2024”.

6 **SEC. 2. FINDINGS.**

7 Congress makes the following findings:

8 (1) On July 12, 2023, the United States,  
9 Ukraine, and other members of the G7 issued a

1 Joint Declaration subsequently joined by 24 addi-  
2 tional states that reaffirmed their “unwavering com-  
3 mitment to the strategic objective of a free, inde-  
4 pendent, democratic, and sovereign Ukraine, within  
5 its internationally recognized borders, capable of de-  
6 fending itself and deterring future aggression”.

7 (2) The security of Ukraine is integral to the  
8 security of the Euro-Atlantic region.

9 (3) The Russian Federation’s illegal and  
10 unprovoked invasion of Ukraine is a threat to inter-  
11 national peace and security, a flagrant violation of  
12 international law, including the United Nations  
13 Charter, and incompatible with international secu-  
14 rity interests.

15 (4) The United States will stand with Ukraine  
16 as it defends itself against Russian aggression, for  
17 as long as it takes.

18 (5) The people of the United States stand  
19 united in our enduring support for Ukraine, rooted  
20 in our shared democratic values and interests, above  
21 all, and respect for the United Nations Charter and  
22 the principles of territorial integrity and sovereignty.

23 (6) On June 13, 2024, the President of the  
24 United States and the President of Ukraine signed  
25 a 10-year bilateral security agreement (referred to in

1 this Act as the “Bilateral Security Agreement”),  
2 which Congress hereby endorses as an enduring  
3 framework between our two countries.

4 **TITLE I—UNITED STATES**  
5 **POLICY TOWARD UKRAINE**

6 **SEC. 101. DECLARATION OF POLICY.**

7 It is the policy of the United States—

8 (1) to support the security of Ukraine and the  
9 freedom of the people of Ukraine to determine their  
10 own future, and to strenuously oppose continued  
11 military force by the Russian Federation to encroach  
12 upon the territorial integrity of Ukraine or its exist-  
13 ence as a free, democratic member of the family of  
14 nations;

15 (2) to cooperate with Ukraine as an important  
16 partner of the United States in promoting a whole,  
17 free, and at peace Europe;

18 (3) to strengthen cooperation with the military  
19 of Ukraine to expel Russian military forces from the  
20 territory of Ukraine, and to transfer offensive and  
21 defensive articles to Ukraine in order to provide a  
22 credible defense and deterrent capability through the  
23 continued provision of—

24 (A) security assistance and modern mili-  
25 tary equipment, across land, air, and sea do-

1           mains, prioritizing air defense, artillery and  
2           long-range fires, armored vehicles, and other  
3           key capabilities, such as combat air, and by  
4           promoting increased interoperability with Euro-  
5           Atlantic partner;

6                   (B) support to further develop Ukraine's  
7           defense industrial base;

8                   (C) training and training exercises for  
9           Ukrainian forces;

10                   (D) intelligence sharing and cooperation;  
11           and

12                   (E) support for cyber defense, security,  
13           and resilience initiatives, including to address  
14           hybrid threats;

15           (4) to ensure that the costs to the Russian Fed-  
16           eration of its aggression continue to rise, including  
17           through sanctions and export controls, as well as  
18           supporting efforts to hold to account those respon-  
19           sible for war crimes and other international crimes  
20           committed in and against Ukraine, including those  
21           involving attacks on critical civilian infrastructure  
22           and the abduction of children;

23           (5) that, in the event of future Russian armed  
24           attack, the United States will immediately consult  
25           with Ukraine to determine appropriate next steps, in

1 accordance with our respective legal and constitu-  
2 tional requirements, to provide Ukraine with swift  
3 and sustained security assistance, modern military  
4 equipment across land, sea, and air domains, and  
5 economic assistance, to impose economic and other  
6 costs on Russia, and to consult with Ukraine on its  
7 needs as it exercises its right of self-defense en-  
8 shrined in Article 51 of the United Nations Charter;  
9 and

10 (6) to provide sustainable levels of security as-  
11 sistance for Ukraine in support of the objectives out-  
12 lined in the Bilateral Security Agreement and its as-  
13 sociated implementation agreements.

14 **TITLE II—IMPLEMENTATION OF**  
15 **AN ENHANCED PARTNERSHIP**  
16 **BETWEEN THE UNITED**  
17 **STATES AND UKRAINE**

18 **SEC. 201. MODERNIZING UKRAINE'S SECURITY CAPABILI-**  
19 **TIES.**

20 (a) **UKRAINE SECURITY PROGRAMS.**—The Secretary  
21 of State, in consultation with the Secretary of Defense,  
22 shall use the authorities under this section to strengthen  
23 the United States-Ukraine military relationships, and to  
24 support the acceleration of the modernization of Ukraine's  
25 military capabilities, including—

- 1 (1) long-range precision fires;
- 2 (2) integrated air and missile defense systems;
- 3 (3) anti-ship cruise missiles;
- 4 (4) land-attack cruise missiles;
- 5 (5) coastal defense;
- 6 (6) anti-armor;
- 7 (7) undersea warfare;
- 8 (8) survivable swarming maritime assets;
- 9 (9) manned and unmanned aerial systems;
- 10 (10) mining and countermining capabilities;
- 11 (11) intelligence, surveillance, and reconnais-
- 12 sance capabilities;
- 13 (12) command and control systems; and
- 14 (13) any other defense capabilities that the
- 15 United States and Ukraine jointly determine are
- 16 crucial to the defense of Ukraine.

17 (b) PURPOSE.—In addition to the purposes otherwise  
18 authorized for Foreign Military Financing programs  
19 under the Arms Export Control Act (22 U.S.C. 2751 et  
20 seq.), the purpose of the Foreign Military Financing Pro-  
21 gram shall be to provide assistance, including equipment,  
22 training, and other support, to the Government and mili-  
23 tary of Ukraine in order—

1           (1) to accelerate the modernization of defense  
2 capabilities that will enable Ukraine to expel Rus-  
3 sian Federation forces from the territory of Ukraine;

4           (2) to support to the development of the Armed  
5 Forces of Ukraine including future force design, a  
6 move towards North Atlantic Treaty Organization  
7 (NATO) concepts and operating procedures, com-  
8 mand and staff training, combined exercises, and en-  
9 hanced compatibility and interoperability with  
10 NATO allies;

11          (3) to support capabilities and training, as well  
12 as the infrastructure needed for Ukraine to exercise  
13 domestic control over its own airspace;

14          (4) to enable the Government and military of  
15 Ukraine to conduct coercive or grey zone activities;

16          (5) to enable the Government and military of  
17 Ukraine to achieve maritime control over the terri-  
18 torial waters of Ukraine, including through support  
19 to Ukraine's development of a Navy and the Sea  
20 Guard of the State Border Guard Service of Ukraine  
21 that can execute mine clearance, and conduct mari-  
22 time intelligence, surveillance, and reconnaissance  
23 (ISR) patrols, coastal defense, and freedom of navi-  
24 gation, helping the Government and people of  
25 Ukraine to rebuild their economy;

1           (6) to provide support for border protection and  
2           defense, its engineering and fortification, surveil-  
3           lance, monitoring of enemy troop movements, post-  
4           war reconstruction of border infrastructure,  
5           demining, and disposal of explosive ordnance;

6           (7) support to medical training and prosthetics;

7           (8) to prevent the Russian Federation from de-  
8           capitating, seizing control of, or otherwise neutral-  
9           izing or rendering ineffective the Government of  
10          Ukraine; and

11          (9) to create and maintain a credible defense  
12          and deterrence capability to prevent future conflict  
13          with the Russian Federation.

14          (c) BUDGET SUBMISSION.—The President shall, con-  
15          current with the fiscal year budget submission to Congress  
16          pursuant to section 1105 of title 31, United States Code,  
17          submit to the congressional defense committees a report  
18          on the funding requirements necessary to implement the  
19          Bilateral Security Agreement in the fiscal year for which  
20          the budget has been submitted.

21          (d) DEFENSE ARTICLES AND SERVICES FROM THE  
22          UNITED STATES INVENTORY AND OTHER SOURCES.—  
23          The Secretary of State, in coordination with the Secretary  
24          of Defense, may make available to the Government of  
25          Ukraine, in such quantities as the Secretary of State con-



1   siders appropriate for the purpose described in the Bilat-  
2   eral Security Agreement—

- 3           (1) weapons and other defense articles from the  
4           United States inventory and other sources; and  
5           (2) defense services.

6           (e) DEPARTMENT OF DEFENSE UNFUNDED PRIOR-  
7   ITIES.—

8           (1) ANNUAL REPORT.—Not later than 180 days  
9           after the date on which the budget of the President  
10          for fiscal year 2026 is submitted to Congress pursu-  
11          ant to section 1105 of title 31, United States Code,  
12          and annually thereafter for the next 9 years, the  
13          Secretary of Defense and the Chairman of the Joint  
14          Chiefs of Staff shall submit to the congressional de-  
15          fense committees a report on the unfunded priorities  
16          required to implement the Bilateral Security Agree-  
17          ment in the fiscal year for which the budget has  
18          been submitted.

19          (2) ELEMENTS.—Each report under this sub-  
20          section shall specify, for each unfunded priority cov-  
21          ered by such report, the following:

22                  (A) A summary description of such pri-  
23                  ority, including the objectives outlined in the  
24                  Bilateral Security Agreement to be advanced if

1 such priority is funded (whether in whole or in  
2 part).

3 (B) The additional amount of funds rec-  
4 ommended in connection with the objectives de-  
5 scribed under subparagraph (A).

6 (C) Account information with respect to  
7 such priority, including the following (as appli-  
8 cable):

9 (i) Line Item Number (LIN) for ap-  
10 plicable procurement accounts.

11 (ii) Program Element (PE) number  
12 for applicable research, development, test,  
13 and evaluation accounts.

14 (iii) Sub-activity group (SAG) for ap-  
15 plicable operation and maintenance ac-  
16 counts.

17 (D) A detailed assessment of each specific  
18 risk that would be reduced in executing the Bi-  
19 lateral Security Agreement if such priority is  
20 funded (whether in whole or in part).

21 (E) The requirement to be addressed by  
22 the unfunded priority.

23 (F) A description of any funding provided  
24 for the requirement for the current and pre-  
25 ceding fiscal year.

1 (G) Recommendations whether such fund-  
2 ing should be in the form of contributions,  
3 loans, or forgivable loans in the implementation  
4 of the Bilateral Security Agreement.

5 (3) PRIORITIZATION OF PRIORITIES.—Each re-  
6 port shall present the unfunded priorities covered by  
7 such report as follows:

8 (A) In overall order of urgency of priority  
9 according to the amount of risk reduced.

10 (B) In overall order of urgency of priority  
11 among unfunded priorities.

12 (f) DEPARTMENT OF STATE UNFUNDED PRIOR-  
13 ITIES.—

14 (1) ANNUAL REPORT.—Not later than 180 days  
15 after the date on which the budget of the President  
16 for fiscal year 2026 is submitted to Congress pursu-  
17 ant to section 1105 of title 31, United States Code,  
18 and annually thereafter for the next 9 years, the  
19 Secretary of State shall submit to the congressional  
20 defense committees a report on the unfunded prior-  
21 ities required to implement the Bilateral Security  
22 Agreement in the fiscal year for which the budget  
23 has been submitted.

1           (2) ELEMENTS.—Each report under this sub-  
2 section shall specify, for each unfunded priority cov-  
3 ered by such report, the following:

4           (A) A summary description of such pri-  
5 ority, including the objectives outlined in the  
6 Bilateral Security Agreement to be advanced if  
7 such priority is funded (whether in whole or in  
8 part).

9           (B) The additional amount of funds rec-  
10 ommended in connection with the objectives de-  
11 scribed under subparagraph (A).

12           (C) Account information, as applicable,  
13 with respect to such priority.

14           (D) A detailed assessment of each specific  
15 risk that would be reduced in executing the Bi-  
16 lateral Security Agreement if such priority is  
17 funded (whether in whole or in part).

18           (E) The requirement to be addressed by  
19 the unfunded priority.

20           (F) A description of any funding provided  
21 for the requirement for the current and pre-  
22 ceding fiscal year.

23           (G) Recommendations whether such fund-  
24 ing should be in the form of contributions,

1 loans, or forgivable loans in the implementation  
2 of the Bilateral Security Agreement.

3 (3) PRIORITIZATION OF PRIORITIES.—Each re-  
4 port shall present the unfunded priorities covered by  
5 such report as follows:

6 (A) In overall order of urgency of priority  
7 according to the amount of risk reduced.

8 (B) In overall order of urgency of priority  
9 among unfunded priorities.

10 **SEC. 202. PRIORITIZING EXCESS DEFENSE ARTICLE TRANS-**  
11 **FERS FOR UKRAINE.**

12 (a) SENSE OF CONGRESS.—It is the sense of Con-  
13 gress that the United States Government should appro-  
14 priately prioritize the review of excess defense article  
15 transfers to Ukraine.

16 (b) FIVE-YEAR PLAN.—Not later than 90 days after  
17 the date of the enactment of this Act, the President  
18 shall—

19 (1) develop a 5-year plan to appropriately  
20 prioritize excess defense article transfers to Ukraine;  
21 and

22 (2) submit a report to the appropriate commit-  
23 tees of Congress that describes such plan.

1 (c) REQUIRED COORDINATION.—The United States  
2 Government shall coordinate and align excess defense arti-  
3 cle transfers with capacity building efforts of Ukraine.

4 (d) TRANSFER AUTHORITY.—

5 (1) IN GENERAL.—Section 516(c)(2) of the  
6 Foreign Assistance Act of 1961 (22 U.S.C.  
7 2321j(c)(2)) is amended by striking “and to the  
8 Philippines” and inserting “, to the Philippines, and  
9 to Ukraine”.

10 (2) TREATMENT OF UKRAINE.—With respect to  
11 the transfer of excess defense articles under section  
12 516(c)(2) of the Foreign Assistance Act of 1961, as  
13 amended by paragraph (1), Ukraine shall receive the  
14 same benefits as the other countries referred to in  
15 such section.

16 **SEC. 203. FAST-TRACKING SALES TO UKRAINE UNDER FOR-**  
17 **EIGN MILITARY SALES PROGRAM.**

18 (a) PRECLEARANCE OF CERTAIN FOREIGN MILITARY  
19 SALES ITEMS.—

20 (1) IN GENERAL.—Not later than 1 year after  
21 the date of the enactment of this Act, and annually  
22 thereafter, the Secretary of State, in coordination  
23 with the Secretary of Defense and in conjunction  
24 with coordinating entities such as the National Dis-  
25 closure Policy Committee and the Arms Transfer

1 and Technology Release Senior Steering Group,  
2 shall compile a list of available and emerging mili-  
3 tary platforms, technologies, and equipment that are  
4 pre-cleared and prioritized for sale and release to  
5 Ukraine through the Foreign Military Sales pro-  
6 gram.

7 (2) SELECTION OF ITEMS.—

8 (A) IN GENERAL.—The items pre-cleared  
9 for sale pursuant to paragraph (1) shall rep-  
10 resent a full range of capabilities required to  
11 implement a strategy of defense from Russian  
12 Federation military actions in Ukraine informed  
13 by United States readiness and risk assess-  
14 ments and determined by Ukraine to be re-  
15 quired for various wartime scenarios and peace-  
16 time duties.

17 (B) RULES OF CONSTRUCTION.—

18 (i) AUTHORIZED ASSISTANCE.—The  
19 list compiled pursuant to paragraph (1)  
20 shall not be construed as limiting the type,  
21 timing, or quantity of items that may be  
22 requested by, or sold to, Ukraine under the  
23 Foreign Military Sales program.

24 (ii) CONGRESSIONAL NOTIFICATION  
25 REQUIREMENTS.—Nothing in this Act

1 shall be construed to supersede congres-  
2 sional notification requirements as required  
3 by the Arms Export Control Act (22  
4 U.S.C. 2751 et seq.) or any informal tiered  
5 review process for congressional notifica-  
6 tions pertaining to foreign military sales.

7 (b) PRIORITIZED PROCESSING OF FOREIGN MILI-  
8 TARY SALES REQUESTS FROM UKRAINE.—

9 (1) REQUIREMENT.—The Secretary of State  
10 and the Secretary of Defense shall prioritize and ex-  
11 pedite the processing of requests from Ukraine  
12 under the Foreign Military Sales program, and may  
13 not delay the processing of requests for bundling  
14 purposes.

15 (2) DURATION.—The requirement under para-  
16 graph (1) shall continue until the Secretary of State  
17 determines and certifies to the Committee on For-  
18 eign Relations of the Senate and the Committee on  
19 Foreign Affairs of the House of Representatives that  
20 the threat to Ukraine from the Russian Federation  
21 has significantly abated.

22 (c) PRIORITY PRODUCTION.—

23 (1) IN GENERAL.—Contractors awarded De-  
24 partment of Defense contracts to provide items for  
25 sale to Ukraine under the Foreign Military Sales



1 program should expedite and prioritize the produc-  
2 tion of such items above the production of other  
3 items.

4 (2) ANNUAL REPORT.—Not later than 180 days  
5 after the date of the enactment of this Act, and an-  
6 nually thereafter for 10 years, the Secretary of State  
7 and the Secretary of Defense shall jointly submit to  
8 the Committee on Foreign Relations and the Com-  
9 mittee on Armed Services of the Senate and the  
10 Committee on Foreign Affairs and the Committee on  
11 Armed Services of the House of Representatives a  
12 report describing what actions the Department of  
13 State and the Department of Defense have taken or  
14 are planning to take to prioritize Ukraine’s Foreign  
15 Military Sales cases, and current procedures or  
16 mechanisms for determining that a Foreign Military  
17 Sales program case for Ukraine should be prioritized  
18 above a sale to another country of the same or simi-  
19 lar item.

20 (d) INTERAGENCY POLICY.—The Secretary of State  
21 and the Secretary of Defense shall jointly review and up-  
22 date interagency policies and implementation guidance re-  
23 lated to Foreign Military Sales program requests from  
24 Ukraine, including incorporating the preclearance provi-  
25 sions of this section.

1 **SEC. 204. TREATMENT OF UKRAINE AS A MAJOR NON-NATO**  
2 **ALLY.**

3 Notwithstanding any other provision of law, Ukraine  
4 shall be treated as though it were designated a major non-  
5 NATO ally, as defined in section 644(q) of the Foreign  
6 Assistance Act of 1961 (22 U.S.C. 2403(q)), for the pur-  
7 poses of the transfer or possible transfer of defense arti-  
8 cles or defense services under the Arms Export Control  
9 Act (22 U.S.C. 2751 et seq.), section 2350a of title 10,  
10 United States Code, the Foreign Assistance Act of 1961  
11 (22 U.S.C. 2151 et seq.), or any other provision of law.

12 **SEC. 205. USE OF PRESIDENTIAL DRAWDOWN AUTHORITY**  
13 **TO PROVIDE SECURITY ASSISTANCE TO**  
14 **UKRAINE.**

15 It is the sense of Congress that the President should  
16 use the presidential drawdown authority under sections  
17 506(a) and 552(c) of the Foreign Assistance Act of 1961  
18 (22 U.S.C. 2318(a) and 2348a(c)) to provide security as-  
19 sistance and other necessary commodities and services to  
20 Ukraine in support of Ukraine's self-defense.

21 **SEC. 206. INFORMATION SECURITY.**

22 It is the sense of Congress that the Russian Federa-  
23 tion will continue to manipulate information in support of  
24 its war on Ukraine and that the United States should con-  
25 tinue to work with Ukraine to mutually support efforts

1 to combat disinformation and misinformation, specifically  
2 by—

3 (1) collaborating to improve Ukraine’s capabili-  
4 ties to counter information security threats, pri-  
5 marily Russian propaganda;

6 (2) working with like-minded partners to com-  
7 municate effectively at an international level, offer-  
8 ing a truthful alternative to the Russian Federa-  
9 tion’s disinformation and misinformation campaigns;

10 (3) coordinating on close collaboration of com-  
11 munications to counter disinformation and misin-  
12 formation; and

13 (4) promoting the development of joint edu-  
14 cational and training programs for information secu-  
15 rity professionals, including the level of English lan-  
16 guage proficiency in this area, and regular exchange  
17 of experience and professional events involving infor-  
18 mation professionals.

19 **SEC. 207. STATEMENT OF POLICY REGARDING RECOVERY**  
20 **AND RECONSTRUCTION IN UKRAINE.**

21 It is the policy of the United States as follows:

22 (1) The United States is steadfast in its com-  
23 mitment to support Ukraine’s recovery and recon-  
24 struction. The United States will support Ukraine to  
25 build increased institutional, economic and social re-

1 silience, with a focus on reforms that will underpin  
2 these areas. The United States will support early re-  
3 covery activities in priority sectors, including energy,  
4 infrastructure, tech and demining.

5 (2) The United States recognizes that lasting  
6 security and prosperity for Ukraine must be under-  
7 pinned by a strong private sector-led economy. The  
8 United States will seek to build a modern, resilient  
9 and sustainable Ukrainian economy that is inte-  
10 grated into global markets, is not susceptible to hos-  
11 tile Russian influence, and is based on strong and  
12 accountable institutions, respect for the rule of law.

13 (3) The United States recognizes the need to  
14 unite efforts aimed at protecting the population and  
15 territories of Ukraine from the negative con-  
16 sequences caused by mines and explosive remnants  
17 of war as a result of the Russian Federation's armed  
18 aggression and alleviating the devastating con-  
19 sequences after its completion.

20 (4) The United States will promote the further  
21 development of partnership in the field of humani-  
22 tarian demining, the accumulation, analysis, ex-  
23 change and application of practical experience in the  
24 field of humanitarian demining.

1           (5) The United States will continue to fund  
2 demining, risk education, and capacity building. The  
3 United States will support the State Emergency  
4 Services of Ukraine through the Partnership Fund  
5 for a Resilient Ukraine to develop and sustain inter-  
6 national demining standards in its operations.

7           (6) The United States also undertakes to work  
8 with other donors to improve coordination and iden-  
9 tify and implement innovative finance vehicles that  
10 bring new sources of funding into the mine action  
11 sector. The United States will work closely within  
12 the mechanisms set up by the Ukrainian government  
13 to support the implementation of the forthcoming  
14 mine action strategy.

15 **SEC. 208. LOAN AND LEASE OF DEFENSE ARTICLES TO THE**  
16 **GOVERNMENTS OF UKRAINE AND EASTERN**  
17 **FLANK COUNTRIES.**

18           (a) **AUTHORITY TO LEND OR LEASE DEFENSE ARTI-**  
19 **CLES TO CERTAIN GOVERNMENTS.—**

20           (1) **IN GENERAL.—**Subject to paragraph (2),  
21 for the period of fiscal years 2025 through 2035, the  
22 President may authorize the United States Govern-  
23 ment to lend or lease defense articles to the Govern-  
24 ment of Ukraine or to governments of Eastern Eu-  
25 ropean countries impacted by the Russian Federa-

1       tion’s invasion of Ukraine to help bolster those coun-  
2       tries’ defense capabilities and protect their civilian  
3       populations from potential invasion or ongoing ag-  
4       gression by the armed forces of the Government of  
5       the Russian Federation.

6           (2) EXCLUSIONS.—For the purposes of the au-  
7       thority described in paragraph (1) as that authority  
8       relates to Ukraine, the following provisions of law  
9       shall not apply:

10           (A) Section 503(b)(3) of the Foreign As-  
11       sistance Act of 1961 (22 U.S.C. 2311(b)(3)).

12           (B) Section 61 of the Arms Export Control  
13       Act (22 U.S.C. 2796).

14           (3) CONDITION.—Any loan or lease of defense  
15       articles to the Government of Ukraine under para-  
16       graph (1) shall be subject to all applicable laws con-  
17       cerning the return of and reimbursement and repay-  
18       ment for defense articles loan or leased to foreign  
19       governments.

20           (4) DELEGATION OF AUTHORITY.—The Presi-  
21       dent may delegate the enhanced authority under this  
22       subsection only to an official appointed by the Presi-  
23       dent by and with the advice and consent of the Sen-  
24       ate.

1 (b) PROCEDURES FOR DELIVERY OF DEFENSE ARTI-  
2 CLES.—Not later than 60 days after the date of the enact-  
3 ment of this Act, the President shall establish expedited  
4 procedures for the delivery of any defense article loaned  
5 or leased to the Government of Ukraine under an agree-  
6 ment entered into under subsection (a) to ensure timely  
7 delivery of the article to that Government.

8 (c) DEFINITION OF DEFENSE ARTICLE.—In this sec-  
9 tion, the term “defense article” has the meaning given  
10 that term in section 47 of the Arms Export Control Act  
11 (22 U.S.C. 2794).

12 (d) SENSE OF CONGRESS.—It is the sense of Con-  
13 gress that the President should utilize the authorities pro-  
14 vided by this section where applicable but in such a man-  
15 ner that does not conflict or interfere with the drawdown  
16 authorities provided under section 506 of the Foreign As-  
17 sistance Act of 1961 (22 U.S.C. 2318).

18 **SEC. 209. DEPOT MAINTENANCE STRATEGIC PLAN.**

19 Not later than one year after the date of the enact-  
20 ment of this Act, the Secretary of Defense shall assist the  
21 Ukrainian Ministry of Defense to create a Ukrainian  
22 Depot Maintenance Plan containing, at a minimum—

23 (1) the steps necessary to put into place main-  
24 tenance planning and management processes that

1 will yield the robust, flexible organic depot mainte-  
2 nance capabilities; and

3 (2) plans for resetting the force by repairing or  
4 replacing the substantial quantities of weapon sys-  
5 tems and equipment being worn out or lost due to  
6 Ukraine’s current military operations.

7 **SEC. 210. DEFINITIONS.**

8 In this Act:

9 (1) **APPROPRIATE CONGRESSIONAL COMMIT-**  
10 **TEES.**—The term “appropriate congressional com-  
11 mittees” means—

12 (A) the Committee on Armed Services, the  
13 Committee on Foreign Relations, and the Com-  
14 mittee on Appropriations of the Senate; and

15 (B) the Committee on Armed Services, the  
16 Committee on Foreign Affairs, and the Com-  
17 mittee on Appropriations of the House of Rep-  
18 resentatives.

19 (2) **CREDIBLE DEFENSE AND DETERRENCE CA-**  
20 **PABILITY.**—The term “credible defense and deter-  
21 rence capability” means the ability to defend against  
22 and deter any credible conventional military threat  
23 from the Russian Federation, acting unilaterally or  
24 in concert with partners, through the use of conven-  
25 tional military means, possessed in sufficient quan-



- 1 tity, including weapons platforms and munitions,
- 2 command, control, communication, intelligence, sur-
- 3 veillance, and reconnaissance capabilities.

