

118TH CONGRESS  
1ST SESSION

# S. 3499

To provide emergency acquisition authority for purposes of replenishing  
United States stockpiles.

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IN THE SENATE OF THE UNITED STATES

DECEMBER 13, 2023

Mr. CORNYN (for himself, Mrs. SHAHEEN, and Mr. RUBIO) introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To provide emergency acquisition authority for purposes of  
replenishing United States stockpiles.

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 “Securing American Ac-  
5 quisitions, Readiness, and Military Stockpiles Act of  
6 2023” or the “Securing American ARMS Act of 2023”.

7 **SEC. 2. EMERGENCY ACQUISITION AUTHORITY.**

8 Section 3601(a)(1) of title 10, United States Code,  
9 is amended—

1           (1) in subparagraph (A)(iv), by striking “or” at  
2 the end;

3           (2) in subparagraph (B), by striking the period  
4 at the end and inserting “; or”; and

5           (3) by adding at the end the following new sub-  
6 paragraph:

7           “(C) with respect to an armed attack by a  
8 country of concern (as defined in section 1(m)  
9 of the State Department Basic Authorities Act  
10 of 1956 (22 U.S.C. 2651a(m)), to which the  
11 United States is not a party, for purposes of—

12           “(i) replenishing United States stock-  
13 piles of defense articles when such stock-  
14 piles are diminished as a result of the  
15 United States providing defense articles in  
16 response to such armed attack by a coun-  
17 try of concern against—

18           “(I) a United States ally (as that  
19 term is defined in section 201(d) of  
20 the Act of December 2, 1942, titled  
21 ‘To provide benefits for the injury,  
22 disability, death, or enemy detention  
23 of employees of contractors with the  
24 United States, and for other purposes’

1 (56 Stat. 1028, chapter 668; 42  
2 U.S.C. 1711(d)); or  
3 “(II) a United States partner; or  
4 “(ii) contracting for the movement or  
5 delivery of defense articles transferred to  
6 such ally or partner through the Presi-  
7 dent’s drawdown authorities under sections  
8 506(a)(1) and 614 of the Foreign Assist-  
9 ance Act of 1961 (22 U.S.C. 2318(a)(1)  
10 and 2364) in connection with such re-  
11 sponse.”.

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