

# **George W. Bush Presidential Library**

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**Series:** Saunders, G. Timothy (Tim) - Bill Files

**Folder Title:** 10/16/2002 [H.J.R. 114] [771499]

# Withdrawn/Redacted Material

## The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
002	Draft	Statement by the President - From: Harriet Miers	2	10/16/2002	P5;
003	Draft	Statement by the President	2	N.D.	P5;
004	Email	Iraq Resolution Signing Statement - To: Bradford A. Berenson - From: G. Timothy Saunders et al.	1	10/15/2002	P6/b6;
005	Draft	Statement by the President	1	N.D.	P5;
006	Draft	Statement on Signing the Resolution Authorizing the Use of United States Armed Forces Against Iraq	1	10/15/2002	P5;
007	Draft	Statement on Signing the Resolution Authorizing the Use of United States Armed Forces Against Iraq	1	10/15/2002	P5;
008	Draft	Statement on Signing the Resolution Authorizing the Use of United States Armed Forces Against Iraq	1	10/15/2002	P5;

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Executive Clerk, Office Of the

**SERIES:**

Saunders, G. Timothy (Tim) - Bill Files

**FOLDER TITLE:**

10/16/2002 [H.J.R. 114] [771499]

**FRC ID:**

6361

### RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

Freedom of Information Act - [5 U.S.C. 552(b)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

**Deed of Gift Restrictions**

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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009	Draft	Statement by the President	2	N.D.	P5;
010	Draft	Statement by the President	2	N.D.	P5;
T001	Statement	H.J.R. 114 - From: White House	1	10/16/2002	Transferred

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**LAW\_M**

**771499**

FG006-01

**Barcode Scanning Sheet**



Collection Code: **SECLOG**

Staff Name:

Document Date:

Correspondent: **TIM SAUNDERS**

Subject/Description: **OVERSIZE ATTACHMENT # 9468 NARA # 9359 BOX 4  
FOLDER 5 BILL FILE RECEIVED FROM THE OFFICE OF  
THE EXECUTIVE CLERK - OCT 16 02 ENROLLED  
RESOLUTION H.J. RES 114 - AUTHORIZATION FOR USE  
OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF  
2002**



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

THE PRESIDENT HAS SEEN

10-16-02

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

H.J.Res. 114 states that the "President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--(1) reliance by the United States on further diplomatic or other peaceful

means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001."

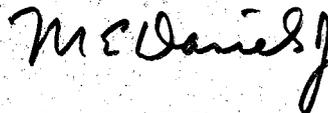
H.J.Res. 114 states that its provisions constitute specific authorization under the War Powers Resolution for the use of U.S. Armed Forces in hostilities. It also states that nothing in the resolution supersedes any requirement of the War Powers Resolution. The preamble of H.J.Res. 114 acknowledges that "the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States."

H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

One Hundred Seventh Congress  
of the  
United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,  
the twenty-third day of January, two thousand and two*

Joint Resolution

To authorize the use of United States Armed Forces against Iraq.

Whereas in 1990 in response to Iraq's war of aggression against and illegal occupation of Kuwait, the United States forged a coalition of nations to liberate Kuwait and its people in order to defend the national security of the United States and enforce United Nations Security Council resolutions relating to Iraq;

Whereas after the liberation of Kuwait in 1991, Iraq entered into a United Nations sponsored cease-fire agreement pursuant to which Iraq unequivocally agreed, among other things, to eliminate its nuclear, biological, and chemical weapons programs and the means to deliver and develop them, and to end its support for international terrorism;

Whereas the efforts of international weapons inspectors, United States intelligence agencies, and Iraqi defectors led to the discovery that Iraq had large stockpiles of chemical weapons and a large scale biological weapons program, and that Iraq had an advanced nuclear weapons development program that was much closer to producing a nuclear weapon than intelligence reporting had previously indicated;

Whereas Iraq, in direct and flagrant violation of the cease-fire, attempted to thwart the efforts of weapons inspectors to identify and destroy Iraq's weapons of mass destruction stockpiles and development capabilities, which finally resulted in the withdrawal of inspectors from Iraq on October 31, 1998;

Whereas in Public Law 105-235 (August 14, 1998), Congress concluded that Iraq's continuing weapons of mass destruction programs threatened vital United States interests and international peace and security, declared Iraq to be in "material and unacceptable breach of its international obligations" and urged the President "to take appropriate action, in accordance with the Constitution and relevant laws of the United States, to bring Iraq into compliance with its international obligations";

Whereas Iraq both poses a continuing threat to the national security of the United States and international peace and security in the Persian Gulf region and remains in material and unacceptable breach of its international obligations by, among other things, continuing to possess and develop a significant chemical and biological weapons capability, actively seeking a nuclear weapons capability, and supporting and harboring terrorist organizations;

Whereas Iraq persists in violating resolution of the United Nations Security Council by continuing to engage in brutal repression of its civilian population thereby threatening international peace

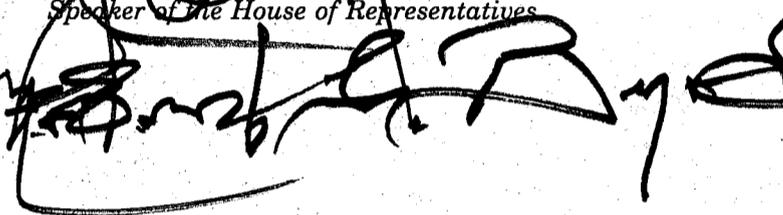
THE WHITE HOUSE

H. J. Res. 114-5

(b) SINGLE CONSOLIDATED REPORT.—To the extent that the submission of any report described in subsection (a) coincides with the submission of any other report on matters relevant to this joint resolution otherwise required to be submitted to Congress pursuant to the reporting requirements of the War Powers Resolution (Public Law 93-148), all such reports may be submitted as a single consolidated report to the Congress.

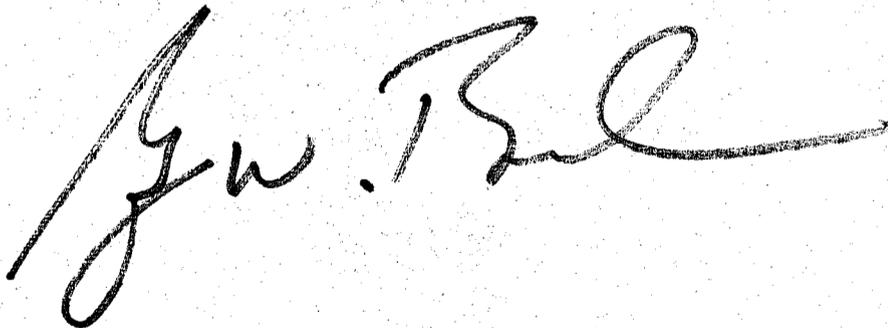
(c) RULE OF CONSTRUCTION.—To the extent that the information required by section 3 of the Authorization for Use of Military Force Against Iraq Resolution (Public Law 102-1) is included in the report required by this section, such report shall be considered as meeting the requirements of section 3 of such resolution.

  
Speaker of the House of Representatives

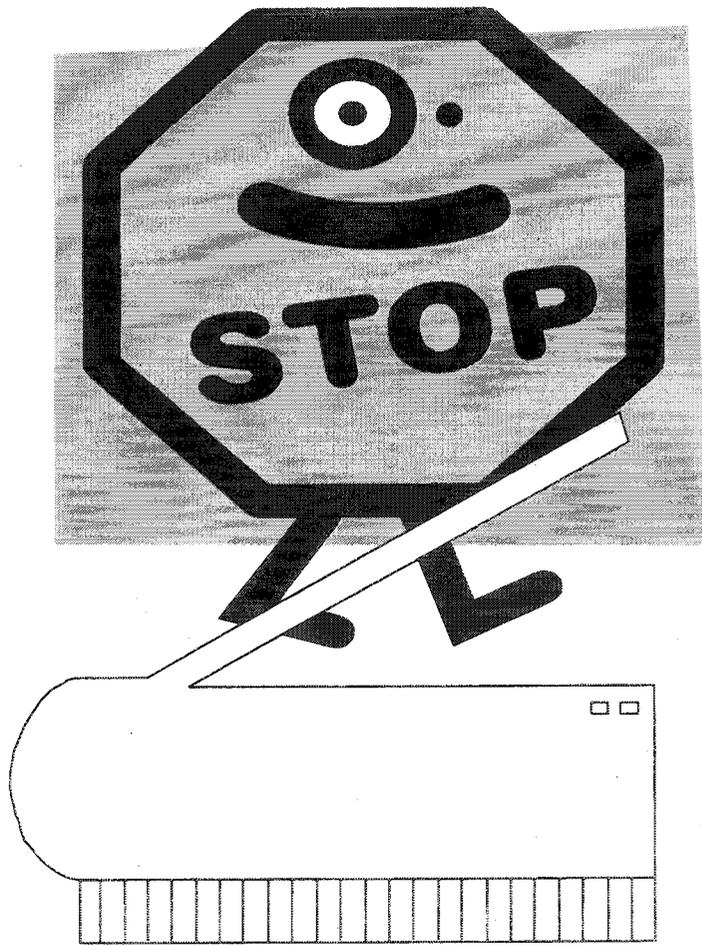
  
Vice President of the United States and  
President of the Senate Pro Tempore.

**APPROVED**

OCT 16 2002



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Scanning insert sheet



Remainder of case not scanned

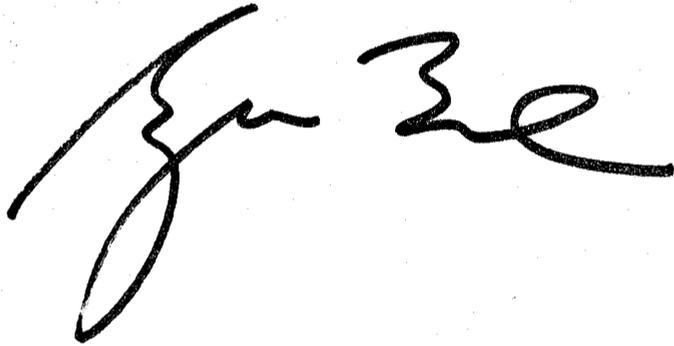
## STATEMENT BY THE PRESIDENT

Today I have signed into law H.J. Res. 114, a resolution "To authorize the use of United States Armed Forces against Iraq." By passing H.J. Res. 114, the Congress has demonstrated that the United States speaks with one voice on the threat to international peace and security posed by Iraq. It has also clearly communicated to the international community, to the United Nations Security Council, and, above all, to Iraq's tyrannical regime a powerful and important message: the days of Iraq flouting the will of the world, brutalizing its own people, and terrorizing its neighbors must -- and will -- end. Iraq will either comply with all U.N. resolutions, rid itself of weapons of mass destruction, and in its support for terrorists, or it will be compelled to do so. I hope that Iraq will choose compliance and peace, and I believe passage of this resolution makes that choice more likely.

The debate over this resolution in the Congress was in the finest traditions of American democracy. There is no social or political force greater than a free people united in a common and compelling objective. It is for that reason that I sought an additional resolution of support from the Congress to use force against Iraq, should force become necessary. While I appreciate receiving that support, my request for it did not, and my signing this resolution does not, constitute any change in the long-standing positions of the executive branch on either the President's constitutional authority to use force to deter, prevent, or respond to aggression or other threats to U.S. interests or on the constitutionality of the War Powers Resolution. On the important question of the threat posed by Iraq, however, the views and goals of the Congress, as expressed in H.J. Res. 114 and previous congressional resolutions and enactments, and those of the President are the same.

Throughout the past months, I have had extensive consultations with the Congress, and I look forward to continuing close consultation in the months ahead. In addition, in accordance with section 4 of H.J. Res. 114, I intend to submit written reports to the Congress on matters relevant to this resolution every 60 days. To the extent possible, I intend to consolidate information in these reports with the information concerning Iraq submitted to the Congress pursuant to previous, related resolutions.

The United States is committed to a world in which the people of all nations can live in freedom, peace, and security. Enactment of H.J. Res. 114 is an important step on the road toward such a world.

A handwritten signature in black ink, appearing to read "G. W. Bush", is centered on the page. The signature is fluid and cursive, with a large initial "G" and a stylized "W".

THE WHITE HOUSE,  
October 16, 2002.



GENERAL COUNSEL

GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE  
1600 DEFENSE PENTAGON  
WASHINGTON, D. C. 20301-1600

OCT 15 2002

The Honorable Mitchell E. Daniels, Jr.  
Director, Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Daniels:

This is in response to your request for the views of the Department of Defense on an enrolled bill, H.J. Res. 114, 107<sup>th</sup> Congress, a bill "To authorize the use of United States Armed Forces against Iraq."

The Department of Defense strongly supports enactment of this resolution and recommends that the President approve it.

Sincerely,

A handwritten signature in black ink, appearing to read "W. J. Haynes II".

William J. Haynes II





United States Department of State

Washington, D.C. 20520

OCT 11 2002

Dear Director Daniels:

The Department of State has been asked to provide its views on Joint Resolution 114 to authorize the use of United States Armed Forces against Iraq. This Joint Resolution passed both Houses of Congress on October 10, 2002.

The Department of State strongly supports the Resolution and urges the President to sign this Joint Resolution. The Resolution gives the President authority to use all means he determines appropriate to enforce United Nations' resolutions, defend U.S. national security interests against the threat posed by Iraq, and restore international peace and security in the region.

We hope this support for Joint Resolution 114 by this Department will prove helpful.

Sincerely,

A handwritten signature in cursive script that reads "Paul V. Kelly".

Paul V. Kelly  
Assistant Secretary  
Legislative Affairs

The Honorable  
Mitchell Daniels, Director,  
Office of Management and Budget.



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

**APPROVED**

OCT 16 2002

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

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Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

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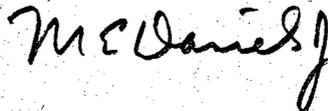
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H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures



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1600 DEFENSE PENTAGON  
WASHINGTON, D. C. 20301-1600

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The Department of Defense strongly supports enactment of this resolution and recommends that the President approve it.

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William J. Haynes II





United States Department of State

Washington, D.C. 20520

OCT 11 2002

Dear Director Daniels:

The Department of State has been asked to provide its views on Joint Resolution 114 to authorize the use of United States Armed Forces against Iraq. This Joint Resolution passed both Houses of Congress on October 10, 2002.

The Department of State strongly supports the Resolution and urges the President to sign this Joint Resolution. The Resolution gives the President authority to use all means he determines appropriate to enforce United Nations' resolutions, defend U.S. national security interests against the threat posed by Iraq, and restore international peace and security in the region.

We hope this support for Joint Resolution 114 by this Department will prove helpful.

Sincerely,

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Paul V. Kelly  
Assistant Secretary  
Legislative Affairs

The Honorable  
Mitchell Daniels, Director,  
Office of Management and Budget.

005



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

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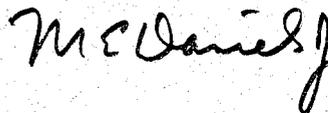
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The Honorable  
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Linda



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

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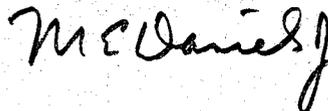
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1600 DEFENSE PENTAGON  
WASHINGTON, D. C. 20301-1600

OCT 15 2002

The Honorable Mitchell E. Daniels, Jr.  
Director, Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Daniels:

This is in response to your request for the views of the Department of Defense on an enrolled bill, H.J. Res. 114, 107<sup>th</sup> Congress, a bill "To authorize the use of United States Armed Forces against Iraq."

The Department of Defense strongly supports enactment of this resolution and recommends that the President approve it.

Sincerely,

A handwritten signature in black ink, appearing to read "W. J. Haynes II".

William J. Haynes II





United States Department of State

Washington, D.C. 20520

OCT 11 2002

Dear Director Daniels:

The Department of State has been asked to provide its views on Joint Resolution 114 to authorize the use of United States Armed Forces against Iraq. This Joint Resolution passed both Houses of Congress on October 10, 2002.

The Department of State strongly supports the Resolution and urges the President to sign this Joint Resolution. The Resolution gives the President authority to use all means he determines appropriate to enforce United Nations' resolutions, defend U.S. national security interests against the threat posed by Iraq, and restore international peace and security in the region.

We hope this support for Joint Resolution 114 by this Department will prove helpful.

Sincerely,

A handwritten signature in black ink that reads "Paul V. Kelly". The signature is fluid and cursive, with the first name "Paul" being the most prominent.

Paul V. Kelly  
Assistant Secretary  
Legislative Affairs

The Honorable  
Mitchell Daniels, Director,  
Office of Management and Budget.

**WHITE HOUSE STAFFING MEMORANDUM**

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

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VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

One Hundred Seventh Congress  
of the  
United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,  
the twenty-third day of January, two thousand and two*

Joint Resolution

To authorize the use of United States Armed Forces against Iraq.

Whereas in 1990 in response to Iraq's war of aggression against and illegal occupation of Kuwait, the United States forged a coalition of nations to liberate Kuwait and its people in order to defend the national security of the United States and enforce United Nations Security Council resolutions relating to Iraq;

Whereas after the liberation of Kuwait in 1991, Iraq entered into a United Nations sponsored cease-fire agreement pursuant to which Iraq unequivocally agreed, among other things, to eliminate its nuclear, biological, and chemical weapons programs and the means to deliver and develop them, and to end its support for international terrorism;

Whereas the efforts of international weapons inspectors, United States intelligence agencies, and Iraqi defectors led to the discovery that Iraq had large stockpiles of chemical weapons and a large scale biological weapons program, and that Iraq had an advanced nuclear weapons development program that was much closer to producing a nuclear weapon than intelligence reporting had previously indicated;

Whereas Iraq, in direct and flagrant violation of the cease-fire, attempted to thwart the efforts of weapons inspectors to identify and destroy Iraq's weapons of mass destruction stockpiles and development capabilities, which finally resulted in the withdrawal of inspectors from Iraq on October 31, 1998;

Whereas in Public Law 105-235 (August 14, 1998), Congress concluded that Iraq's continuing weapons of mass destruction programs threatened vital United States interests and international peace and security, declared Iraq to be in "material and unacceptable breach of its international obligations" and urged the President "to take appropriate action, in accordance with the Constitution and relevant laws of the United States, to bring Iraq into compliance with its international obligations";

Whereas Iraq both poses a continuing threat to the national security of the United States and international peace and security in the Persian Gulf region and remains in material and unacceptable breach of its international obligations by, among other things, continuing to possess and develop a significant chemical and biological weapons capability, actively seeking a nuclear weapons capability, and supporting and harboring terrorist organizations;

Whereas Iraq persists in violating resolution of the United Nations Security Council by continuing to engage in brutal repression of its civilian population thereby threatening international peace

and security in the region, by refusing to release, repatriate, or account for non-Iraqi citizens wrongfully detained by Iraq, including an American serviceman, and by failing to return property wrongfully seized by Iraq from Kuwait;

Whereas the current Iraqi regime has demonstrated its capability and willingness to use weapons of mass destruction against other nations and its own people;

Whereas the current Iraqi regime has demonstrated its continuing hostility toward, and willingness to attack, the United States, including by attempting in 1993 to assassinate former President Bush and by firing on many thousands of occasions on United States and Coalition Armed Forces engaged in enforcing the resolutions of the United Nations Security Council;

Whereas members of al Qaida, an organization bearing responsibility for attacks on the United States, its citizens, and interests, including the attacks that occurred on September 11, 2001, are known to be in Iraq;

Whereas Iraq continues to aid and harbor other international terrorist organizations, including organizations that threaten the lives and safety of United States citizens;

Whereas the attacks on the United States of September 11, 2001, underscored the gravity of the threat posed by the acquisition of weapons of mass destruction by international terrorist organizations;

Whereas Iraq's demonstrated capability and willingness to use weapons of mass destruction, the risk that the current Iraqi regime will either employ those weapons to launch a surprise attack against the United States or its Armed Forces or provide them to international terrorists who would do so, and the extreme magnitude of harm that would result to the United States and its citizens from such an attack, combine to justify action by the United States to defend itself;

Whereas United Nations Security Council Resolution 678 (1990) authorizes the use of all necessary means to enforce United Nations Security Council Resolution 660 (1990) and subsequent relevant resolutions and to compel Iraq to cease certain activities that threaten international peace and security, including the development of weapons of mass destruction and refusal or obstruction of United Nations weapons inspections in violation of United Nations Security Council Resolution 687 (1991), repression of its civilian population in violation of United Nations Security Council Resolution 688 (1991), and threatening its neighbors or United Nations operations in Iraq in violation of United Nations Security Council Resolution 949 (1994);

Whereas in the Authorization for Use of Military Force Against Iraq Resolution (Public Law 102-1), Congress has authorized the President "to use United States Armed Forces pursuant to United Nations Security Council Resolution 678 (1990) in order to achieve implementation of Security Council Resolution 660, 661, 662, 664, 665, 666, 667, 669, 670, 674, and 677";

Whereas in December 1991, Congress expressed its sense that it "supports the use of all necessary means to achieve the goals of United Nations Security Council Resolution 687 as being consistent with the Authorization of Use of Military Force Against

Iraq Resolution (Public Law 102-1),” that Iraq’s repression of its civilian population violates United Nations Security Council Resolution 688 and “constitutes a continuing threat to the peace, security, and stability of the Persian Gulf region,” and that Congress, “supports the use of all necessary means to achieve the goals of United Nations Security Council Resolution 688”;

Whereas the Iraq Liberation Act of 1998 (Public Law 105-338) expressed the sense of Congress that it should be the policy of the United States to support efforts to remove from power the current Iraqi regime and promote the emergence of a democratic government to replace that regime;

Whereas on September 12, 2002, President Bush committed the United States to “work with the United Nations Security Council to meet our common challenge” posed by Iraq and to “work for the necessary resolutions,” while also making clear that “the Security Council resolutions will be enforced, and the just demands of peace and security will be met, or action will be unavoidable”;

Whereas the United States is determined to prosecute the war on terrorism and Iraq’s ongoing support for international terrorist groups combined with its development of weapons of mass destruction in direct violation of its obligations under the 1991 cease-fire and other United Nations Security Council resolutions make clear that it is in the national security interests of the United States and in furtherance of the war on terrorism that all relevant United Nations Security Council resolutions be enforced, including through the use of force if necessary;

Whereas Congress has taken steps to pursue vigorously the war on terrorism through the provision of authorities and funding requested by the President to take the necessary actions against international terrorists and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored such persons or organizations;

Whereas the President and Congress are determined to continue to take all appropriate actions against international terrorists and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored such persons or organizations;

Whereas the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States, as Congress recognized in the joint resolution on Authorization for Use of Military Force (Public Law 107-40); and

Whereas it is in the national security interests of the United States to restore international peace and security to the Persian Gulf region: Now, therefore, be it

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

**SECTION 1. SHORT TITLE.**

This joint resolution may be cited as the “Authorization for Use of Military Force Against Iraq Resolution of 2002”.

**SEC. 2. SUPPORT FOR UNITED STATES DIPLOMATIC EFFORTS.**

The Congress of the United States supports the efforts by the President to—

- (1) strictly enforce through the United Nations Security Council all relevant Security Council resolutions regarding Iraq and encourages him in those efforts; and
- (2) obtain prompt and decisive action by the Security Council to ensure that Iraq abandons its strategy of delay, evasion and noncompliance and promptly and strictly complies with all relevant Security Council resolutions regarding Iraq.

**SEC. 3. AUTHORIZATION FOR USE OF UNITED STATES ARMED FORCES.**

(a) **AUTHORIZATION.**—The President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to—

- (1) defend the national security of the United States against the continuing threat posed by Iraq; and
- (2) enforce all relevant United Nations Security Council resolutions regarding Iraq.

(b) **PRESIDENTIAL DETERMINATION.**—In connection with the exercise of the authority granted in subsection (a) to use force the President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that—

- (1) reliance by the United States on further diplomatic or other peaceful means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and

- (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001.

(c) **WAR POWERS RESOLUTION REQUIREMENTS.**—

- (1) **SPECIFIC STATUTORY AUTHORIZATION.**—Consistent with section 8(a)(1) of the War Powers Resolution, the Congress declares that this section is intended to constitute specific statutory authorization within the meaning of section 5(b) of the War Powers Resolution.

- (2) **APPLICABILITY OF OTHER REQUIREMENTS.**—Nothing in this joint resolution supersedes any requirement of the War Powers Resolution.

**SEC. 4. REPORTS TO CONGRESS.**

(a) **REPORTS.**—The President shall, at least once every 60 days, submit to the Congress a report on matters relevant to this joint resolution, including actions taken pursuant to the exercise of authority granted in section 3 and the status of planning for efforts that are expected to be required after such actions are completed, including those actions described in section 7 of the Iraq Liberation Act of 1998 (Public Law 105-338).

H. J. Res. 114—5

(b) SINGLE CONSOLIDATED REPORT.—To the extent that the submission of any report described in subsection (a) coincides with the submission of any other report on matters relevant to this joint resolution otherwise required to be submitted to Congress pursuant to the reporting requirements of the War Powers Resolution (Public Law 93-148), all such reports may be submitted as a single consolidated report to the Congress.

(c) RULE OF CONSTRUCTION.—To the extent that the information required by section 3 of the Authorization for Use of Military Force Against Iraq Resolution (Public Law 102-1) is included in the report required by this section, such report shall be considered as meeting the requirements of section 3 of such resolution.

*Speaker of the House of Representatives.*

*Vice President of the United States and  
President of the Senate.*

**WHITE HOUSE STAFFING MEMORANDUM**

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REMARKS:

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RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

H.J.Res. 114 states that the "President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--(1) reliance by the United States on further diplomatic or other peaceful

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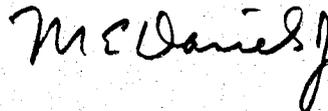
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H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

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EXECUTIVE OFFICE OF THE PRESIDENT  
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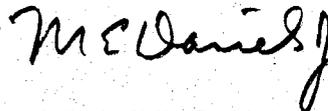
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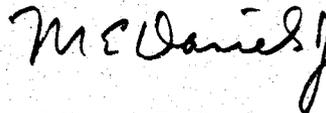
H.J.Res. 114 states that its provisions constitute specific authorization under the War Powers Resolution for the use of U.S. Armed Forces in hostilities. It also states that nothing in the resolution supersedes any requirement of the War Powers Resolution. The preamble of H.J.Res. 114 acknowledges that "the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States."

H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

**WHITE HOUSE STAFFING MEMORANDUM**

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
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BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

H.J.Res. 114 states that the "President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--(1) reliance by the United States on further diplomatic or other peaceful

means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001."

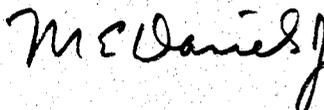
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#### Conclusion and Recommendations

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Director

Enclosures

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 \*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

TX/RX NO 0716  
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 CONNECTION ID  
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 RESULT OK

SS/ RM NO. \_\_\_\_\_

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

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REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH

**WHITE HOUSE STAFFING MEMORANDUM**

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RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

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 \*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

TX/RX NO 0715  
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 RESULT OK

SS/ RM NO. \_\_\_\_\_

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	ACTION	FYI		ACTION	FYI
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RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

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 \*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

TX/RX NO 0714  
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 CONNECTION ID ADMIN  
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 RESULT OK

SS/ RM NO.

WHITE HOUSE STAFFING MEMORANDUM

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RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

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 \*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

TX/RX NO 0713  
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 RESULT OK

SS/ RM NO. \_\_\_\_\_

**WHITE HOUSE STAFFING MEMORANDUM**

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HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

\*\*\*\*\*  
 \*\*\* TX REPORT \*\*\*  
 \*\*\*\*\*

TRANSMISSION OK

TX/RX NO 0712  
 CONNECTION TEL 69720  
 CONNECTION ID  
 ST. TIME 10/15 05:32  
 USAGE T 01'21  
 PGS. SENT 3  
 RESULT OK

SS/ RM NO. \_\_\_\_\_

**WHITE HOUSE STAFFING MEMORANDUM**

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

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Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

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RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

H.J.Res. 114 states that the "President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--(1) reliance by the United States on further diplomatic or other peaceful

means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001."

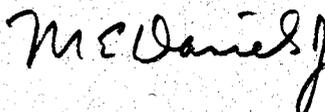
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H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

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\*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

TX/RX NO 0711  
CONNECTION TEL 66212  
CONNECTION ID  
ST. TIME 10/15 05:29  
USAGE T 01'23  
PGS. SENT 3  
RESULT OK

SS/ RM NO.

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH

**WHITE HOUSE STAFFING MEMORANDUM**

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

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RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

THE DIRECTOR

October 15, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

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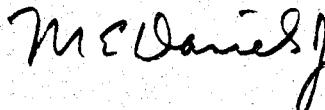
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H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF  
 Subject: MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

*OK - No Comment*

RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

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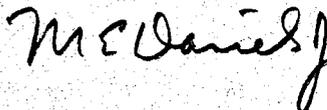
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Mitchell E. Daniels, Jr.  
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

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RESPONSE:

*OKT*

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

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Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

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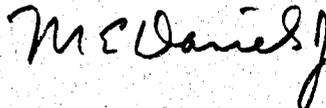
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Mitchell E. Daniels, Jr.  
Director

Enclosures



OFFICE OF THE VICE PRESIDENT  
WASHINGTON

October 15, 2002

**MEMORANDUM FOR JIM JUKES**

**ASSISTANT DIRECTOR, OMB**

**FROM:** JONATHAN BURKS   
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

**SUBJECT:** Enrolled Resolution H.J. Res. 114 – Authorization for  
Use of Military Force Against Iraq Resolution of 2002

The Office of the Vice President has reviewed the above-referenced draft and concurs in the recommendation to sign the enrolled bill.

**cc:** Harriet Miers  
Staff Secretary

SS/ RM NO. \_\_\_\_\_

### WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

*No Comment.*

RESPONSE:

*Philip Cooney, CEQ  
10/15/02*

Harriet E. Miers  
Assistant to the President  
and Staff Secretary  
Ext. 62702

SS/ RM NO.

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HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

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RESPONSE:

*CEA has no comment*  
*DHS*

Harriet E. Miers  
Assistant to the President  
and Staff Secretary  
Ext. 62702

SS/ RM NO.

BRAD

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

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VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
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HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

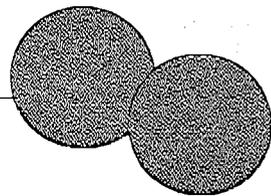
PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

No comments

RESPONSE:

Harriet E. Miers  
Assistant to the President  
and Staff Secretary  
Ext. 62702

SS/ RM NO. \_\_\_\_\_



**WHITE HOUSE STAFFING MEMORANDUM**

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BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
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CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<del>ROVE</del>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

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REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

*No Comment*

RESPONSE:

10 15 02 5 30 PM FAX  
 SERIALIZED AND FILED  
 OCT 15 2002  
 WHITE HOUSE

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<del>CARD</del>	<del><input checked="" type="checkbox"/></del>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

*Handwritten notes:*  
 In AMC  
 10/15  
 6:45 PM

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

H.J.Res. 114 states that the "President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--(1) reliance by the United States on further diplomatic or other peaceful

means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001."

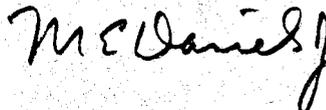
H.J.Res. 114 states that its provisions constitute specific authorization under the War Powers Resolution for the use of U.S. Armed Forces in hostilities. It also states that nothing in the resolution supersedes any requirement of the War Powers Resolution. The preamble of H.J.Res. 114 acknowledges that "the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States."

H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

SS/ RM NO.

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
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FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

10/15 PM 8:15

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

*No comment*  
*C.B. Irastorza*

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

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*no comment*

RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

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Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

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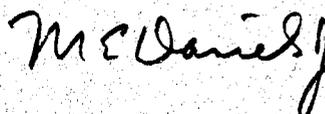
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#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

## STATEMENT BY THE PRESIDENT

Today I have signed into law H.J. Res. 114, a resolution "To authorize the use of United States Armed Forces against Iraq." By passing H.J. Res. 114, the Congress has demonstrated that the United States speaks with one voice on the threat to international peace and security posed by Iraq. It has also clearly communicated to the international community, to the United Nations Security Council, and, above all, to Iraq's tyrannical regime a powerful and important message: the days of Iraq flouting the will of the world, brutalizing its own people, and terrorizing its neighbors must -- and will -- end. Iraq will either comply with all U.N. resolutions, rid itself of weapons of mass destruction, and in its support for terrorists, or it will be compelled to do so. I hope that Iraq will choose compliance and peace, and I believe passage of this resolution makes that choice more likely.

The debate over this resolution in the Congress was in the finest traditions of American democracy. There is no social or political force greater than a free people united in a common and compelling objective. It is for that reason that I sought an additional resolution of support from the Congress to use force against Iraq, should force become necessary. While I appreciate receiving that support, my request for it did not, and my signing this resolution does not, constitute any change in the long-standing positions of the executive branch on either the President's constitutional authority to use force to deter, prevent, or respond to aggression or other threats to U.S. interests or on the constitutionality of the War Powers Resolution. On the important question of the threat posed by Iraq, however, the views and goals of the Congress, as expressed in H.J. Res. 114 and previous congressional resolutions and enactments, and those of the President are the same.

Throughout the past months, I have had extensive consultations with the Congress, and I look forward to continuing close consultation in the months ahead. In addition, in accordance with section 4 of H.J. Res. 114, I intend to submit written reports to the Congress on matters relevant to this resolution every 60 days. To the extent possible, I intend to consolidate information in these reports with the information concerning Iraq submitted to the Congress pursuant to previous, related resolutions.

The United States is committed to a world in which the people of all nations can live in freedom, peace, and security. Enactment of H.J. Res. 114 is an important step on the road toward such a world.

THE WHITE HOUSE,

# Withdrawal Marker

## The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement by the President - From: Harriet Miers	2	10/16/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.  
For a complete list of items withdrawn from this folder, see the  
Withdrawal/Redaction Sheet at the front of the folder.**

#### COLLECTION:

Executive Clerk, Office Of the

#### SERIES:

Saunders, G. Timothy (Tim) - Bill Files

#### FOLDER TITLE:

10/16/2002 [H.J.R. 114] [771499]

#### FRC ID:

6361

#### OA Num.:

9468

#### NARA Num.:

9359

#### RESTRICTION CODES

##### Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
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##### Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
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# Withdrawal Marker

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement by the President	2	N.D.	P5;

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For a complete list of items withdrawn from this folder, see the  
Withdrawal/Redaction Sheet at the front of the folder.**

**COLLECTION:**

Executive Clerk, Office Of the

**SERIES:**

Saunders, G. Timothy (Tim) - Bill Files

**FOLDER TITLE:**

10/16/2002 [H.J.R. 114] [771499]

**FRC ID:**

6361

**OA Num.:**

9468

**NARA Num.:**

9359

**RESTRICTION CODES**

Presidential Records Act - [44 U.S.C. 2204(a)]

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● Rachael L. Sunbarger

10/16/2002 11:48:27 AM

Record Type: Record

To:

cc:

Subject: REMARKS BY THE PRESIDENT AT SIGNING OF THE JOINT RESOLUTION

THE WHITE HOUSE

Office of the Press Secretary

---

For Immediate Release  
2002

October 16,

REMARKS BY THE PRESIDENT  
AT SIGNING OF THE JOINT RESOLUTION

The East Room

11:17 A.M. EDT

THE PRESIDENT: Thank you all. Please be seated. Good morning. Welcome to the White House. I want to thank the members of my Cabinet who have joined us. I want to thank the members of Congress who are here on the stage. I want to thank the members of Congress who are here in the audience. I'm honored to have you here.

The resolution I'm about to sign symbolizes the united purpose of our nation, expresses the considered judgment of the Congress, and marks an important event in the life of America. The 107th Congress is one of the few called by history to authorize military action to defend our country and the cause of peace.

This is among the most serious and difficult decisions a legislator can face. Members of both Houses, both political parties, have deliberated with care, and they have spoken with clarity on behalf of the American people. We will face our dangers squarely, and we will

face them unafraid.

With this resolution, Congress has now authorized the use of force. I have not ordered the use of force. I hope the use of force will not become necessary. Yet, confronting the threat posed by Iraq is necessary, by whatever means that requires. Either the Iraqi regime will give up its weapons of mass destruction, or, for the sake of peace, the United States will lead a global coalition to disarm that regime. If any doubt our nation's resolve, our determination, they would be unwise to test it.

The Iraqi regime is a serious and growing threat to peace. On the commands of a dictator, the regime is armed with biological and chemical weapons, possesses ballistic missiles, promotes international terror and seeks nuclear weapons. The same dictator has a history of mass murder, striking other nations without warning; of intense hatred for America; and of contempt for the demands of the civilized world.

If Iraq gains even greater destructive power, nations in the Middle East would face blackmail, intimidation or attack. Chaos in that region would be felt in Europe and beyond. And Iraq's combination of weapons of mass destruction and ties to terrorist groups and ballistic missiles would threaten the peace and security of many nations. Those who choose to live in denial may eventually be forced to live in fear.

Every nation that shares in the benefits of peace also shares in the duty of defending the peace. The time has arrived once again for the United Nations to live up to the purposes of its founding to protect our common security. The time has arrived once again for free nations to face up to our global responsibilities and confront a gathering danger.

In 1991, Iraq was given 15 days to fully disclose all weapons of mass destruction. The dictator has successfully defied that obligation for 4,199 days. The dictator has -- and during this 11-year period of his dictatorship the regime has become highly skilled in the techniques of deception. It has blocked effective inspections of so-called presidential sites -- actually 12 square miles with hundreds of structures where sensitive materials could be hidden. The regime has forged documents, disabled surveillance cameras, and developed mobile weapons facilities to keep ahead of any inspector.

The Iraqi regime has frustrated the work of international inspectors by firing warning shots, by

tapping the telephones, confiscating their documents, blocking aerial inspection flights and barring access to sites for hours while evidence is carried away. At one location, inspectors actually witnessed Iraqi guards moving files, burning documents, and then dumping the ashes in a river. Aboard U.N. helicopters, Iraqi escorts have physically struggled with inspectors to keep them from approaching certain areas.

For Iraq, the old weapons inspection process was little more than a game, in which cheating was never punished. And that game is over. The ploys and promises of the Iraqi regime no longer matter. The regime is free to continue saying whatever it chooses; its fate depends entirely on what it actually does.

Our goal is not merely to limit Iraq's violations of Security Council resolutions, or to slow down its weapons program. Our goal is to fully and finally remove a real threat to world peace and to America. Hopefully this can be done peacefully. Hopefully we can do this without any military action. Yet, if Iraq is to avoid military action by the international community, it has the obligation to prove compliance with all the world's demands. It's the obligation of Iraq.

Compliance will begin with a accurate and full and complete accounting for all chemical, biological and nuclear weapons materials, as well as missiles and other means of delivery anywhere in Iraq. Failure to make such an accounting would be further indication of the regime's bad faith and aggressive intent. Inspectors must have access to any site in Iraq, at any time, without pre-clearance, without delay, without exceptions. Inspectors must be permitted to operate under new, effective rules. And the Iraqi regime must accept those rules without qualification or negotiation.

To ensure that we learn the truth, the regime must allow witnesses to its illegal activities to be interviewed outside of the country. These witnesses must be free to bring their entire families with them, so they're beyond the reach of Saddam Hussein's terror, Saddam Hussein's torture, Saddam Hussein's murder.

In addition to declaring and destroying all of its weapons of mass destruction, Iraq, in accordance with U.N. Security Council demands, must end its support for terrorism. As the U.N. demands, Iraq must cease the persecution of its civilian population. As the U.N. demands, Iraq must stop all illicit trade outside the oil-for-food program. Iraq must also release or account for all Gulf War personnel, including an American pilot whose fate is still unknown.

The United States takes the resolutions of the Security Council seriously. We urge other nations to do the same. We're working to build the broadest possible coalition to enforce the demands of the world on the Iraqi regime. I've told all the members of the United Nations, America will play its historic role in defeating aggressive tyranny.

I hope the good people of Iraq will remember our history, and not pay attention to the hateful propaganda of their government. America has never sought to dominate, has never sought to conquer. We've always sought to liberate and to free. Our desire is to help Iraqi citizens find the blessings of liberty within their own culture and their own traditions. The Iraqi people cannot flourish under a dictator that oppresses them and threatens them. Gifted people of Iraq will flourish if and when oppression is lifted.

When Iraq has a government committed to the freedom and well-being of its people, America, along with many other nations, will share a responsibility to help Iraq reform and prosper. And we will meet our responsibilities. That's our pledge to the Iraqi people.

Like the members of Congress here today, I've carefully weighed the human cost of every option before us. If we go into battle, as a last resort, we will confront an enemy capable of irrational miscalculations, capable of terrible deeds. As the Commander-in-Chief, I know the risks to our country. I'm fully responsible to the young men and women in uniform who may face these risks. Yet those risks only increase with time. And the costs could be immeasurably higher in years to come.

To shrink from this threat would bring a false sense of temporary peace, leading to a future in which millions live or die at the discretion of a brutal dictator. That's not true peace, and we won't accept it.

The terrorist attacks of last year put our country on notice. We're not immune from the dangers and hatreds of the world. In the events of September the 11th, we resolved as a nation to oppose every threat from any source that could bring sudden tragedy to the American people. This nation will not live at the mercy of any foreign power or plot. Confronting grave dangers is the surest path to peace and security. This is the expectation of the American people, and the decision of their elected representatives.

I thank the Congress for a thorough debate and an

overwhelming statement of support. The broad resolve of our government is now clear to all, clear to everyone to see: We will defend our nation, and lead others in defending the peace.

May God bless your work. (Applause.)

EDT

END

11:30 A.M.



Bradford A. Berenson  
10/15/2002 06:52:59 PM

Record Type: Record

To: G. Timothy Saunders/WHO/EOP@EOP  
cc: harriet miers/who/eop@eop, stuart w. bowen/who/eop@eop, David E. Kalbaugh/WHO/EOP@EOP,  
Sherman A. Williams/WHO/EOP@EOP

bcc:

Subject: Re: Iraq Resolution Signing Statement: this is what went to staff sec [ ]

We have received no comments on the signing statement, and all Exec Clerk changes look fine. The statement is therefore ready to be put in final form and shared with the President this evening. Harriet, the Judge asked me to let you know that the legal reservation-of-rights language in paragraph 2 is similar to language that has previously appeared in connection with resolutions on the use of force, specifically the 1991 Gulf War resolution, in case the President raises a question when he reviews it. Let me know if you need any other assistance. If I am not here, my cell is (b)(6) and home is (b)(6) (At home, if a machine picks up, begin talking, and I'll pick up.)  
G. Timothy Saunders

---

G. Timothy Saunders

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10/15/2002 06:42:58 PM

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Record Type: Record

To: Bradford A. Berenson/WHO/EOP@EOP  
cc: Harriet Miers/WHO/EOP@EOP, Stuart W. Bowen/WHO/EOP@EOP

bcc:

Subject: Re: Iraq Resolution Signing Statement: this is what went to staff sec [ ]

Clerk red-lined comments.



STATEMENT ON SIGNING THE RESOLUTION AUTHORIZI

TIM/CLERK

Bradford A. Berenson



Bradford A. Berenson  
10/15/2002 05:41:04 PM

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**Bill 3 of 4**

There are 3 other versions of this bill.

<a href="#">GPO's PDF version of this bill</a>	<a href="#">References to this bill in the Congressional Record</a>	<a href="#">Link to House Committee Report 721</a>	<a href="#">Link to the Bill Summary &amp; Status file.</a>	<a href="#">Full Display - 13,364 bytes. [Help]</a>
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**Authorization for Use of Military Force Against Iraq Resolution of 2002 (Received in Senate from House)**

HJ 114 RDS

107th CONGRESS

2d Session

**H. J. RES. 114****IN THE SENATE OF THE UNITED STATES****October 10, 2002**

Received

**JOINT RESOLUTION**

To authorize the use of United States Armed Forces against Iraq.

Whereas in 1990 in response to Iraq's war of aggression against and illegal occupation of Kuwait, the United States forged a coalition of nations to liberate Kuwait and its people in order to defend the national security of

the United States and enforce United Nations Security Council resolutions relating to Iraq;

Whereas after the liberation of Kuwait in 1991, Iraq entered into a United Nations sponsored cease-fire agreement pursuant to which Iraq unequivocally agreed, among other things, to eliminate its nuclear, biological, and chemical weapons programs and the means to deliver and develop them, and to end its support for international terrorism;

Whereas the efforts of international weapons inspectors, United States intelligence agencies, and Iraqi defectors led to the discovery that Iraq had large stockpiles of chemical weapons and a large scale biological weapons program, and that Iraq had an advanced nuclear weapons development program that was much closer to producing a nuclear weapon than intelligence reporting had previously indicated;

Whereas Iraq, in direct and flagrant violation of the cease-fire, attempted to thwart the efforts of weapons inspectors to identify and destroy Iraq's weapons of mass destruction stockpiles and development capabilities, which finally resulted in the withdrawal of inspectors from Iraq on October 31, 1998;

Whereas in Public Law 105-235 (August 14, 1998), Congress concluded that Iraq's continuing weapons of mass destruction programs threatened vital United States interests and international peace and security, declared Iraq to be in 'material and unacceptable breach of its international obligations' and urged the President 'to take appropriate action, in accordance with the Constitution and relevant laws of the United States, to bring Iraq into compliance with its international obligations';

Whereas Iraq both poses a continuing threat to the national security of the United States and international peace and security in the Persian Gulf region and remains in material and unacceptable breach of its international obligations by, among other things, continuing to possess and develop a significant chemical and biological weapons capability, actively seeking a nuclear weapons capability, and supporting and harboring terrorist organizations;

Whereas Iraq persists in violating resolution of the United Nations Security Council by continuing to engage in brutal repression of its civilian population thereby threatening international peace and security in the region, by refusing to release, repatriate, or account for non-Iraqi citizens wrongfully detained by Iraq, including an American serviceman, and by failing to return property wrongfully seized by Iraq from Kuwait;

Whereas the current Iraqi regime has demonstrated its capability and willingness to use weapons of mass destruction against other nations and its own people;

Whereas the current Iraqi regime has demonstrated its continuing hostility toward, and willingness to attack, the United States, including by attempting in 1993 to assassinate former President Bush and by firing on many thousands of occasions on United States and Coalition Armed Forces engaged in enforcing the resolutions of the United Nations Security Council;

Whereas members of al Qaida, an organization bearing responsibility for attacks on the United States, its citizens, and interests, including the attacks that occurred on September 11, 2001, are known to be in Iraq;

Whereas Iraq continues to aid and harbor other international terrorist organizations, including organizations that threaten the lives and safety of United States citizens;

Whereas the attacks on the United States of September 11, 2001, underscored the gravity of the threat posed by the acquisition of weapons of mass destruction by international terrorist organizations;

Whereas Iraq's demonstrated capability and willingness to use weapons of mass destruction, the risk that the current Iraqi regime will either employ those weapons to launch a surprise attack against the United States or its Armed Forces or provide them to international terrorists who would do so, and the extreme magnitude of harm that would result to the United States and its citizens from such an attack, combine to justify action by the United States to defend itself;

Whereas United Nations Security Council Resolution 678 (1990) authorizes the use of all necessary means to enforce United Nations Security Council Resolution 660 (1990) and subsequent relevant resolutions and to compel Iraq to cease certain activities that threaten international peace and security, including the development of weapons of mass destruction and refusal or obstruction of United Nations weapons inspections in violation of United Nations Security Council Resolution 687 (1991), repression of its civilian population in violation of United Nations Security Council Resolution 688 (1991), and threatening its neighbors or United Nations operations in Iraq

in violation of United Nations Security Council Resolution 949 (1994);

Whereas in the Authorization for Use of Military Force Against Iraq Resolution (Public Law 102-1), Congress has authorized the President 'to use United States Armed Forces pursuant to United Nations Security Council Resolution 678 (1990) in order to achieve implementation of Security Council Resolution 660, 661, 662, 664, 665, 666, 667, 669, 670, 674, and 677';

Whereas in December 1991, Congress expressed its sense that it 'supports the use of all necessary means to achieve the goals of United Nations Security Council Resolution 687 as being consistent with the Authorization of Use of Military Force Against Iraq Resolution (Public Law 102-1),' that Iraq's repression of its civilian population violates United Nations Security Council Resolution 688 and 'constitutes a continuing threat to the peace, security, and stability of the Persian Gulf region,' and that Congress, 'supports the use of all necessary means to achieve the goals of United Nations Security Council Resolution 688';

Whereas the Iraq Liberation Act of 1998 (Public Law 105-338) expressed the sense of Congress that it should be the policy of the United States to support efforts to remove from power the current Iraqi regime and promote the emergence of a democratic government to replace that regime;

Whereas on September 12, 2002, President Bush committed the United States to 'work with the United Nations Security Council to meet our common challenge' posed by Iraq and to 'work for the necessary resolutions,' while also making clear that 'the Security Council resolutions will be enforced, and the just demands of peace and security will be met, or action will be unavoidable';

Whereas the United States is determined to prosecute the war on terrorism and Iraq's ongoing support for international terrorist groups combined with its development of weapons of mass destruction in direct violation of its obligations under the 1991 cease-fire and other United Nations Security Council resolutions make clear that it is in the national security interests of the United States and in furtherance of the war on terrorism that all relevant United Nations Security Council resolutions be enforced, including through the use of force if necessary;

Whereas Congress has taken steps to pursue vigorously the war on terrorism through the provision of authorities and funding requested by the President to take the necessary actions against international terrorists and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored such persons or organizations;

Whereas the President and Congress are determined to continue to take all appropriate actions against international terrorists and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored such persons or organizations;

Whereas the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States, as Congress recognized in the joint resolution on Authorization for Use of Military Force (Public Law 107-40); and

Whereas it is in the national security interests of the United States to restore international peace and security to the Persian Gulf region: Now, therefore, be it

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

## **SECTION 1. SHORT TITLE.**

This joint resolution may be cited as the 'Authorization for Use of Military Force Against Iraq Resolution of 2002'.

## **SEC. 2. SUPPORT FOR UNITED STATES DIPLOMATIC EFFORTS.**

The Congress of the United States supports the efforts by the President to--

- (1) strictly enforce through the United Nations Security Council all relevant Security Council resolutions regarding Iraq and encourages him in those efforts; and
- (2) obtain prompt and decisive action by the Security Council to ensure that Iraq abandons its strategy of delay, evasion and noncompliance and promptly and strictly complies with all relevant Security Council resolutions regarding Iraq.

## **SEC. 3. AUTHORIZATION FOR USE OF UNITED STATES ARMED FORCES.**

(a) **AUTHORIZATION-** The President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--

- (1) defend the national security of the United States against the continuing threat posed by Iraq; and
- (2) enforce all relevant United Nations Security Council resolutions regarding Iraq.

(b) **PRESIDENTIAL DETERMINATION-** In connection with the exercise of the authority granted in subsection (a) to use force the President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--

- (1) reliance by the United States on further diplomatic or other peaceful means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and
- (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001.

(c) **War Powers Resolution Requirements-**

- (1) **SPECIFIC STATUTORY AUTHORIZATION-** Consistent with section 8(a)(1) of the War Powers Resolution, the Congress declares that this section is intended to constitute specific statutory authorization within the meaning of section 5(b) of the War Powers Resolution.
- (2) **APPLICABILITY OF OTHER REQUIREMENTS-** Nothing in this joint resolution supersedes any requirement of the War Powers Resolution.

## **SEC. 4. REPORTS TO CONGRESS.**

(a) **REPORTS-** The President shall, at least once every 60 days, submit to the Congress a report on matters relevant to this joint resolution, including actions taken pursuant to the exercise of authority granted in section 3 and the status of planning for efforts that are expected to be required after such actions are completed, including those actions described in section 7 of the Iraq Liberation Act of 1998 (Public Law 105-338).

(b) **SINGLE CONSOLIDATED REPORT-** To the extent that the submission of any report described in subsection (a) coincides with the submission of any other report on matters relevant to this joint resolution otherwise required to be submitted to Congress pursuant to the reporting requirements of the War Powers Resolution (Public Law 93-148), all such reports may be submitted as a single consolidated report to the Congress.

(c) **RULE OF CONSTRUCTION-** To the extent that the information required by section 3 of the Authorization for Use of Military Force Against Iraq Resolution (Public Law 102-1) is included in the report required by this section, such report shall be considered as meeting the requirements of section 3 of such resolution.

Passed the House of Representatives October 10, 2002.

Attest:

JEFF TRANDAHL,

Clerk.

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement by the President	1	N.D.	P5;

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CLOSE HOLD

SSI/ RM NO. \_\_\_\_\_

10-15-02 15:45:51

WHITE HOUSE STAFFING MEMORANDUM

Date: 10-15-02 2:45 PM ACTION / CONCURRENCE / COMMENT DUE BY: 10-15-02 4:00 PM

Subject: STATEMENT ON SIGNING THE RESOLUTION AUTHORIZING THE USE OF UNITED STATES ARMED FORCES AGAINST IRAQ

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input type="checkbox"/>	<input type="checkbox"/>
GERSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO BRAD BERENSON, X62318, FAX X65813, BY 4:00 P.M., TODAY, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

CLOSE HOLD

RESPONSE:

Harriet E. Miers  
Assistant to the President  
and Staff Secretary  
Ext. 62702

# Withdrawal Marker

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement on Signing the Resolution Authorizing the Use of United States Armed Forces Against Iraq	1	10/15/2002	P5;

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement on Signing the Resolution Authorizing the Use of United States Armed Forces Against Iraq	1	10/15/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.  
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#### COLLECTION:

Executive Clerk, Office Of the

#### SERIES:

Saunders, G. Timothy (Tim) - Bill Files

#### FOLDER TITLE:

10/16/2002 [H.J.R. 114] [771499]

#### FRC ID:

6361

#### OA Num.:

9468

#### NARA Num.:

9359

#### RESTRICTION CODES

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Rachael L. Sunbarger

09/13/2001 03:59 PM

Record Type: Record

To:

CC:

Subject: STATEMENT BY THE PRESIDENT

THE WHITE HOUSE

Office of the Press Secretary

---

For Immediate Release  
18, 2001

September

STATEMENT BY THE PRESIDENT

Today I am signing Senate Joint Resolution 23, the "Authorization for Use of Military Force."

On September 11, 2001, terrorists committed treacherous and horrific acts of violence against innocent Americans and individuals from other countries. Civilized nations and people around the world have expressed outrage at, and have unequivocally condemned, these attacks. Those who plan, authorize, commit, or aid terrorist attacks against the United States and its interests -- including those who harbor terrorists -- threaten the national security of the United States. It is, therefore, necessary and appropriate that the United States exercise its rights to defend itself and protect United States citizens both at home and abroad.

In adopting this resolution in response to the latest terrorist acts committed against the United States and the continuing threat to the United States and its citizens from terrorist activities, both Houses of Congress have acted wisely, decisively, and in the finest traditions of our country. I thank the leadership of both Houses for their role in expeditiously passing this historic joint resolution. I have had the benefit of meaningful consultations with members of the Congress since the attacks of September 11, 2001, and I will continue to consult closely with them as our Nation responds to this threat to our peace and security.

Senate Joint Resolution 23 recognizes the seriousness of the terrorist threat to our Nation and the authority of the President under the Constitution to take action to deter and prevent acts of terrorism against the United States. In signing this resolution, I maintain the longstanding position of the executive branch regarding the President's constitutional authority to use force, including the Armed Forces of the United States and regarding the constitutionality of the War Powers Resolution.

Our whole Nation is unalterably committed to a direct, forceful, and comprehensive response to these terrorist attacks and the scourge of terrorism directed against the United States and its interests.

GEORGE W. BUSH

THE WHITE HOUSE,  
September 18, 2001.

# # #

**WHITE HOUSE STAFFING MEMORANDUM**

Date: 10-15-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: ASAP

Subject: ENROLLED RESOLUTION H.J. RES. 114 - AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUBBARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IRASTORZA	<input type="checkbox"/>	<input type="checkbox"/>
BARTLETT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	JOHNSON	<input type="checkbox"/>	<input type="checkbox"/>
BLAKEMAN	<input type="checkbox"/>	<input type="checkbox"/>	LINDSEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BOLTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MARBURGER	<input type="checkbox"/>	<input type="checkbox"/>
BRIDGELAND	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MIERS	<input type="checkbox"/>	<input type="checkbox"/>
CALIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RICE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CONNAUGHTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIDGE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROVE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FLEISCHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPELLINGS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERSON	<input type="checkbox"/>	<input type="checkbox"/>	CLERK	<input type="checkbox"/>	<input checked="" type="checkbox"/>
GONZALES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAGIN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HAWKINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, ASAP, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers  
 Assistant to the President  
 and Staff Secretary  
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

October 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Resolution H.J.Res. 114 - Authorization for Use of Military Force  
Against Iraq Resolution of 2002  
Sponsors - Rep. Hastert (R) Illinois and 136 cosponsors

Last Day for Action

We understand that a signing ceremony is being planned for October 16, 2002.

Purpose

Authorizes the use of United States Armed Forces against Iraq in order to defend United States national security as well as to enforce all relevant United Nations Security Council resolutions.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of State	Approval
National Security Council (NSC)	Approval (Informally)
Department of Justice	No objection (Informally)
Central Intelligence Agency	No comment (Informally)

Discussion

H.J.Res. 114 states that the "President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to--(1) defend the national security of the United States against the continuing threat posed by Iraq; and (2) enforce all relevant United Nations Security Council resolutions regarding Iraq."

H.J.Res. 114 states that the "President shall, prior to such exercise or as soon thereafter as may be feasible, but no later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that--(1) reliance by the United States on further diplomatic or other peaceful

means alone either (A) will not adequately protect the national security of the United States against the continuing threat posed by Iraq or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and (2) acting pursuant to this joint resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorist and terrorist organizations, including those nations, organizations, or persons who planned, authorized, committed or aided the terrorist attacks that occurred on September 11, 2001."

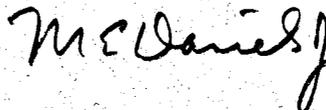
H.J.Res. 114 states that its provisions constitute specific authorization under the War Powers Resolution for the use of U.S. Armed Forces in hostilities. It also states that nothing in the resolution supersedes any requirement of the War Powers Resolution. The preamble of H.J.Res. 114 acknowledges that "the President has authority under the Constitution to take action in order to deter and prevent acts of international terrorism against the United States."

H.J.Res. 114 requires the President to submit a report to the Congress every 60 days on matters related to the joint resolution. The enrolled resolution also supports the President's efforts to enforce United Nations Security Council resolutions regarding Iraq and to obtain Security Council action to ensure Iraqi compliance with the resolutions.

#### Conclusion and Recommendations

We join the Departments of Defense and State and NSC in recommending approval of the joint resolution, which passed the House by a vote of 296 to 133 and the Senate by 77 to 23.

We understand that a signing statement is being prepared for your consideration by the Office of White House Counsel.



Mitchell E. Daniels, Jr.  
Director

Enclosures

H.J. Res. 114

OFFICE OF THE EXECUTIVE CLERK  
TRACKING SHEET FOR PRESIDENTIAL DOCUMENTS

TITLE: Statement on Signing the Resolution Authorizing  
The Use of United States Armed Forces Against Iraq

LDA 10/26/02

TYPE DOCUMENT:

PROCLAMATION

LETTER(S)

EXECUTIVE ORDER

MESSAGE TO THE CONGRESS/SENATE

MEMORANDUM

STATEMENT BY THE PRESIDENT

DECISION MEMORANDUM

SIGNING STATEMENT

DETERMINATION (numbered)

TREATY/CONVENTION/AGREEMENT, etc.

OTHER: \_\_\_\_\_

RECEIVED: (Advance: 10/15/02 Time: 3:31 a.m./p.m.)  
In final: / /02 Time: \_\_\_\_\_ a.m./p.m.

SENT TO CORRESPONDENCE FOR TYPING IN FINAL:

(Advance: / /02 Time: \_\_\_\_\_ a.m./p.m.)  
In final: / /02 Time: \_\_\_\_\_ a.m./p.m.

TO HARRIET MIERS' OFFICE:

(For staffing: 10/15/02 Time: 7:30 a.m./p.m.)  
In final: 10/16/02 Time: 9:50 a.m./p.m.

\*INFO, INCLUDING STENCIL AND DISC, TO PRESS OFFICE:

Date: 10/16/02 Time: 1:45 a.m./p.m.  
POSTED: / /02 Time: \_\_\_\_\_ a.m./p.m.

NOTIFICATIONS:

\_\_\_\_\_  
(Person/time) NSC (#\_\_\_\_), when appropriate -- Desk Officer;  
W.H. Situation Room -- x6-9425.

\_\_\_\_\_  
(Person/time) Ginger Gregory, x6-2230, Legislative Affairs  
(for messages to the Congress)

\_\_\_\_\_  
(Person/time) (Other)

\_\_\_\_\_  
(Person/time) (Other)

OTHER INFORMATION:

Note: Bill cleared 10/10/2002

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October 15, 2002

H – This is the Signing Statement for HJ Res 114 that Tim Saunders dropped off tonight and the copy that we included in the President's book as an attachment. Tim said that he would put the Statement in final form before the signing ceremony at 11:00 a.m.

KC

r

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