

118TH CONGRESS  
1ST SESSION

# S. RES. 266

Expressing the sense of the Senate regarding the relationship between certain obligations under the North Atlantic Treaty and constitutional declarations of war by Congress.

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## IN THE SENATE OF THE UNITED STATES

JUNE 22, 2023

Mr. PAUL (for himself, Mr. HAWLEY, Mr. BRAUN, Ms. LUMMIS, and Mr. LEE) submitted the following resolution; which was referred to the Committee on Foreign Relations

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## RESOLUTION

Expressing the sense of the Senate regarding the relationship between certain obligations under the North Atlantic Treaty and constitutional declarations of war by Congress.

1       *Resolved*, That it is the sense of the Senate that, pur-  
2 suant to article 11 of the North Atlantic Treaty, done at  
3 Washington, District of Columbia, on April 4, 1949 (63  
4 Stat. 2241; 34 U.N.T.S. 243), if the President determines  
5 it necessary to engage United States forces in hostilities  
6 in order to restore or maintain the security of the North  
7 Atlantic area as stated in article 5 of such treaty, such  
8 action does not supersede the constitutional requirement

- 1 that Congress declare war or authorize the use of military
- 2 force prior to the United States engaging in hostilities.

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