

AMENDMENT TO H.R. 8800
OFFERED BY MS. TOKUDA OF HAWAII

At the appropriate place in title X, insert the following new section:

1 **SEC. 10 ____ . LIMITATION ON THE OPERATION OF A WEAPON**
2 **OR WEAPON SYSTEM FOR THE USE OF FORCE**
3 **OR FOR TRAINING PURPOSES.**

4 (a) **REQUIREMENT.**—The Secretary of Defense shall
5 ensure that a member of an Armed Force under the juris-
6 diction of the Secretary of a military department may only
7 operate a weapon or weapon system for the use of force
8 or for training purposes if there is human approval of the
9 decision to operate such weapon or weapon system for
10 such purpose.

11 (b) **WAIVER.**—The Secretary of Defense may waive
12 the requirement in subsection (a), with respect to the op-
13 eration of a weapon or weapon system, if the Secretary
14 of Defense submits to the congressional defense commit-
15 tees a report that includes—

16 (1) the scenario for which such waiver will
17 apply;

18 (2) the reason for such waiver;

1 (3) how the operation of such weapon or weap-
2 on system will be monitored; and

3 (4) how any potential for errors or unintended
4 harm to combatants, civilians, infrastructure, or
5 friendly forces will be mitigated.

6 (c) REVISING DEPARTMENT OF DEFENSE POLICY.—

7 The Secretary of Defense shall revise the policies of the
8 Department of Defense with respect to the testing, evalua-
9 tion, verification, and validation of autonomous systems,
10 including software-based and artificial intelligence-based
11 systems, to incorporate—

12 (1) reinforcement learning;

13 (2) generative intelligence; and

14 (3) agentic systems.

15 (d) REPORT.—Not later than one year after the date
16 of the enactment of this Act, the Secretary of Defense
17 shall submit to the congressional defense committees a re-
18 port that includes—

19 (1) a plan for the implementation of the re-
20 quirements of this section; and

21 (2) revisions made by the Secretary of Defense
22 to policies of the Department of Defense pursuant to
23 subsection (c).

