

118TH CONGRESS  
1ST SESSION

# H. RES. 763

Reaffirming the United States commitment to respecting the sovereignty of Mexico and condemning calls for military action in Mexico without Mexico's consent and congressional authorization.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 6, 2023

Mr. CASTRO of Texas (for himself, Mr. GARCÍA of Illinois, Ms. VELÁZQUEZ, Mr. CASAR, Ms. OMAR, Mr. VARGAS, Ms. TLAIB, Mr. ESPAILLAT, Ms. KAMLAGER-DOVE, Ms. TITUS, Ms. LEE of California, Mrs. RAMIREZ, Mr. MCGOVERN, Mr. GRIJALVA, Ms. JACOBS, Ms. LEGER FERNANDEZ, Mr. GOMEZ, Mr. ROBERT GARCIA of California, Mrs. CHERFILUS-MCCORMICK, Mr. CARSON, Mr. LIEU, Mrs. TORRES of California, Ms. NORTON, Ms. SALINAS, Ms. GARCIA of Texas, Ms. ESCOBAR, Ms. CROCKETT, Ms. SÁNCHEZ, Mr. CÁRDENAS, Mr. BOWMAN, Ms. JACKSON LEE, Mr. KHANNA, Mr. BLUMENAUER, and Ms. BARRAGÁN) submitted the following resolution

OCTOBER 25, 2023

Referred to the Committee on Foreign Affairs

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## RESOLUTION

Reaffirming the United States commitment to respecting the sovereignty of Mexico and condemning calls for military action in Mexico without Mexico's consent and congressional authorization.

Whereas Article 2(4) of the Charter of the United Nations, to which the United States is a party, states, "All Members shall refrain in their international relations from the threat or use of force against the territorial integrity or

political independence of any state, or in any other manner . . .”;

Whereas the Charter of the Organization of American States, to which the United States is a party, Article 3(h) of Chapter III states, “An act of aggression against one American State is an act of aggression against all the other American States”, and Article 3(i) states, “Controversies of an international character arising between two or more American States shall be settled by peaceful procedures”;

Whereas Article 19 of the Charter of the Organization of American States declares, “No State or group of States has the right to intervene, directly or indirectly, for any reason whatever, in the internal or external affairs of any other State. The foregoing principle prohibits not only armed force but also any other form of interference or attempted threat against the personality of the State or against its political, economic, and cultural elements”;

Whereas Article 22 of the Charter of the Organization of American States declares, “The American States bind themselves in their international relations not to have recourse to the use of force, except in the case of self defense in accordance with existing treaties or in fulfillment thereof”; and

Whereas the United States and Mexico have cooperated for several decades on a variety of issues such as trade, investment, counter-narcotics, migration, rule of law, and security, including through recent high-level security and economic dialogues: Now, therefore, be it

1        *Resolved*, That the House of Representatives—

1           (1) respects the sovereignty of Mexico, as pro-  
2           tected by the principles of the Charter of the United  
3           Nations and the Charter of the Organization of  
4           American States;

5           (2) rejects the use of military force by the  
6           United States against entities based in Mexico, in-  
7           cluding transnational criminal organizations, if con-  
8           ducted without the consent of the Mexican Govern-  
9           ment and without an explicit authorization for the  
10          use of military force enacted by Congress;

11          (3) condemns calls for military action in Mexico  
12          without the consent of the Mexican Government and  
13          proper congressional authorization;

14          (4) recognizes that any act of aggression on  
15          Mexico's sovereign territory without their consent  
16          could be considered an act of war and a violation of  
17          international law;

18          (5) reinforces that any actions by the President  
19          to engage in hostilities in Mexico without congres-  
20          sional authorization and for purposes other than re-  
21          pelling a sudden attack would violate the constitu-  
22          tional separation of powers and implicate the War  
23          Powers Resolution (50 U.S.C. 1541 et seq.);

24          (6) recognizes that any designation of an entity,  
25          including transnational criminal organizations, as a

1 foreign terrorist organization under United States  
2 law on its own does not provide the President the  
3 authority to conduct military actions against that  
4 entity;

5 (7) reaffirms the President's inherent power to  
6 repel sudden attacks on United States persons and  
7 territory while noting that the manufacture, trans-  
8 portation, and sale of fentanyl and related chemical  
9 compounds is not considered an armed invasion or  
10 sudden attack by a foreign adversary and should not  
11 serve as the basis for using military force without  
12 congressional authorization; and

13 (8) calls on continued United States engage-  
14 ment with Mexico and strong bilateral relations to  
15 support productive and effective means of combating  
16 rising crime, violence, and drug trafficking.

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