

119TH CONGRESS
2^D SESSION

H. R. 9241

To amend title 10, United States Code, to improve the oversight of the disposition of accountable property in certain theaters of operation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 2026

Mr. HAMADEH of Arizona (for himself and Mr. MILLS) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to improve the oversight of the disposition of accountable property in certain theaters of operation, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Equipment Left
5 Behind Act of 2026”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) The collapse of Iraqi security forces in
9 Mosul and elsewhere in 2014 enabled the Islamic

1 State of Iraq and the Levant (ISIL) to capture and
2 exploit significant quantities of United States-origin
3 and United States-provided equipment.

4 (2) The collapse of Afghan security forces in
5 2021 resulted in the acquisition by the Taliban and
6 other hostile actors of substantial United States-
7 funded defense equipment.

8 (3) The United States Special Inspector Gen-
9 eral for Afghan Reconstruction found that the
10 Taliban likely gained access to approximately
11 \$57,600,000 in funds provided by the Department
12 of Defense, the Department of State, and the United
13 States Agency for International Development to the
14 former Afghan government.

15 (4) The Department of Defense reported that it
16 left at least \$7,100,000,000 in United States-funded
17 defense equipment in Afghanistan upon the United
18 States departure in 2021.

19 (5) According to news reporting from June
20 through August 2021, the Taliban captured signifi-
21 cant quantities of United States-provided vehicles
22 and equipment from Afghan security forces prior to
23 the collapse of the former Afghan government, in-
24 cluding, in at least one reported period, approxi-
25 mately 700 trucks and Humvees, and reporting cit-

1 ing a United States official and an intelligence as-
2 sessment indicated the Taliban was believed to con-
3 trol more than 2,000 armored vehicles and dozens of
4 fixed-wing aircraft and helicopters, following the col-
5 lapse.

6 (6) Department of Defense oversight reporting
7 found that interagency information regarding funds
8 and equipment left behind in Afghanistan was lim-
9 ited, and that the agencies lacked plans to recover
10 such funds or equipment.

11 (7) Credible news reporting in May 2015, citing
12 statements by Iraqi government officials, indicated
13 that ISIL captured approximately 2,300 Humvee ar-
14 mored vehicles from Iraqi security forces in Mosul in
15 2014. Credible reporting further indicated that ISIL
16 converted captured United States-provided Humvee
17 vehicles into vehicle-borne improvised explosive de-
18 vices, including suicide car bombs, and employed
19 such devices against Iraqi and Kurdish partner
20 forces.

21 (8) Iranian-backed militia and proxy networks
22 operating in Iraq and Syria have demonstrated the
23 capability and intent to infiltrate, influence, or ex-
24 ploit partner security institutions and logistics
25 nodes, increasing the risk that United States-origin

1 defense equipment may be diverted, transferred, or
2 otherwise accessed by state-backed proxy forces.

3 (9) Any decisions regarding force reposturing or
4 withdrawal should be predicated on comprehensive
5 equipment accountability, cost transparency, and
6 partner force resiliency assessments to mitigate the
7 risk of diversion.

8 (10) Disposition decisions should leverage a full
9 spectrum of options—including retrograde, destruc-
10 tion, and sale to identify cost-neutral or cost-offset-
11 ting solutions for surplus equipment.

12 (11) Current Department of Defense property
13 accountability and security assistance monitoring
14 frameworks lack the systemic integration necessary
15 to provide Congress with timely, comprehensive ac-
16 counting or cost-benefit analyses regarding equip-
17 ment disposition during force withdrawals or signifi-
18 cant reposturing.

19 **SEC. 3. DISPOSITION OF ACCOUNTABLE PROPERTY IN DES-**
20 **IGNATED THEATERS OF OPERATION.**

21 (a) OVERSIGHT OF DISPOSITION.—Chapter 153 of
22 title 10, United States Code, is amended by inserting after
23 section 2581 the following new section:

1 **“§ 2582. Disposition of accountable property in des-**
2 **ignated theaters of operation**

3 “(a) REPORTING REQUIREMENT.—Not later than 60
4 days after initiating any significant force reposturing or
5 withdrawal within or from a covered theater of operations,
6 the Secretary of Defense shall submit to the congressional
7 defense committees a report that includes, with respect to
8 accountable property used in connection with the oper-
9 ations associated with such reposturing or withdrawal, the
10 following elements:

11 “(1) A comprehensive inventory of such prop-
12 erty (including, to the extent practicable, the serial
13 number and end-item identity of any such property
14 that is a controlled inventory item), including an
15 identification of—

16 “(A) whether such property remains under
17 the custody and control of the United States;

18 “(B) to the extent known and consistent
19 with available records, whether such property
20 was previously sold or otherwise transferred to
21 an ally or partner of the United States;

22 “(C) whether the Secretary has proposed a
23 disposition for such property and if so, which
24 disposition; and

25 “(D) to the extent known or assessed, the
26 status of such property, including, if known, the

1 disposition of such property and the end user of
2 such property.

3 “(2) For each category of major defense equip-
4 ment, an assessment of the feasibility, timeline,
5 operational effect, and security, accountability, and
6 end-user monitoring considerations, associated with
7 potential dispositions for accountable property within
8 each such category.

9 “(3) For any covered disposition assessed under
10 paragraph (2), a description of any operational or
11 logistical constraint rendering other dispositions
12 unfeasible or impracticable.

13 “(4) For each potential disposition for account-
14 able property assessed as feasible pursuant to para-
15 graph (2), an estimate of the incremental costs of
16 such option relative to baseline costs of withdrawal
17 and redeployment activities, including an identifica-
18 tion of—

19 “(A) costs associated with the shipping
20 and handling of such property; and

21 “(B) costs associated with the sustainment
22 and storage for such property.

23 “(5) A plan to mitigate the risk of diversion or
24 misuse resulting from dispositions of accountable
25 property that includes the following:

1 “(A) An identification of relevant end-use
2 monitoring requirements of the Department of
3 Defense, including the office of the Department
4 responsible for implementing such require-
5 ments, the frequency of monitoring under such
6 requirements, and any procedures for address-
7 ing noncompliance with such requirements, in-
8 cluding in the event of the loss of the property.

9 “(B) An identification of any feasible re-
10 mote disablement capability that may be used
11 with respect to such property, and, for any such
12 capability the use of which is not feasible, an
13 explanation of any technical, operational, or
14 legal constraints to such use.

15 “(C) Procedures for the implementation of
16 the plan with respect to accountable property
17 that is sensitive technology (including commu-
18 nications security items, cryptographic material,
19 biometrics collection devices, and associated
20 databases) prior to determining a disposition
21 for such technology.

22 “(D) A plan to secure, retrieve, disable, or
23 otherwise neutralize accountable property in the
24 event of the ally or partner of the United States

1 to which such property was sold or transferred
2 experiencing a collapse or regime change.

3 “(E) A chain-of-custody plan for the trans-
4 port, storage, and transfer of accountable prop-
5 erty, including an identification of responsible
6 units, storage site controls, and inspection
7 checkpoints.

8 “(6) For any accountable property previously
9 sold or otherwise transferred to an ally or partner of
10 the United States, or proposed to be so sold or
11 transferred, an assessment of the following:

12 “(A) The capacity of the end user, or pro-
13 spective end user, to sustain such property ab-
14 sent support by the United States Armed
15 Forces or contractors of the Department of De-
16 fense.

17 “(B) To the extent practicable, whether
18 the end user, or prospective end user—

19 “(i) has been subject to any security
20 vetting or monitoring by the Secretary, in-
21 cluding an identification of any period of
22 continuous monitoring;

23 “(ii) maintains effective command-
24 and-control structures; or

1 “(iii) is subject to infiltration, coer-
2 cion, or substantial influence by any for-
3 eign terrorist organization or other hostile
4 actor.

5 “(C) The effect, or anticipated effect, of
6 the sale or transfer on morale and retention
7 with respect to the United States Armed
8 Forces.

9 “(D) Whether there is a history of ac-
10 countable property previously sold or trans-
11 ferred to the ally or partner being diverted to
12 an unauthorized end user, including, as applica-
13 ble, an identification of any such prior diver-
14 sion, the assessed end user, and the quantity
15 and type of any major defense equipment so di-
16 verted.

17 “(E) The risk of the ally or partner experi-
18 encing rapid collapse.

19 “(7) An assessment of the significant force re-
20 posturing or withdrawal with respect to applicable
21 lessons learned from the operations of United States
22 Armed Forces in Iraq in 2014, and the withdrawal
23 of such forces from Afghanistan in 2021, including
24 an assessment of—

1 “(A) specific decision points with respect
2 to such operations in which diversion risk was
3 underestimated; and

4 “(B) any mitigation measures that would
5 have reduced such risk.

6 “(b) NOTIFICATION OF CERTAIN SALES AND TRANS-
7 FERS.—Not later than 30 days after the date of a sale
8 or transfer of accountable property in connection with a
9 significant force reposturing or withdrawal within or from
10 a covered theater of operations, the Secretary of Defense
11 shall submit to the congressional defense committees a no-
12 tification the contains, to the extent known—

13 “(1) a description of the accountable property
14 sold or otherwise transferred;

15 “(2) a description of the end user of such prop-
16 erty; and

17 “(3) a certification of the conduct of the assess-
18 ment required under paragraph (1)(A).

19 “(c) SENIOR APPROVAL REQUIREMENT.—(1) The
20 Secretary of Defense or the Deputy Secretary of Defense
21 shall approve, in writing, any determination to proceed
22 with a disposition described in paragraph (2) for account-
23 able property with an aggregate replacement value exceed-
24 ing \$10,000,000.

1 “(2) A disposition described in this paragraph is,
2 with respect to accountable property, the abandonment or
3 loss of such property without continuous custody and con-
4 trol by the United States or a partner or ally of the United
5 States, the destruction of such property, or the demili-
6 tarization of such property.

7 “(d) ANNUAL REPORT AND NOTIFICATION REQUIRE-
8 MENTS.—(1) Not later than one year after the date of the
9 enactment of this section, and annually thereafter for five
10 years, the Secretary of Defense shall submit to the con-
11 gressional defense committees a report containing, with
12 respect to the year preceding the date of submission of
13 the report, the following:

14 “(A) A summary of the dispositions of account-
15 able property in covered theaters of operation, in-
16 cluding any covered dispositions.

17 “(B) A summary of any incidents in which
18 major defense equipment was diverted, including an
19 identification of the quantity and type of equipment
20 so diverted and, to the extent practicable, the as-
21 sessed end user.

22 “(C) A summary of risk mitigation measures
23 implemented, consistent with the plan under sub-
24 section (a)(5).

1 “(D) Any material changes in the resilience of
2 allies or partners of the United States relevant to
3 determinations regarding dispositions for account-
4 able property, including with respect to the risk of
5 infiltration or diversion.

6 “(2) Not later than 30 days after any date on which
7 the Secretary of Defense becomes aware of a collapse of
8 an ally or partner force or other event that the Secretary
9 determines materially increases the risk of accountable
10 property being diverted in a covered theater of operations,
11 the Secretary shall submit to the congressional defense
12 committees written notification that includes a description
13 of the event, the categories of property at risk of diversion,
14 and any mitigation measure implemented.

15 “(3)(A) Not later than 30 days after any date on
16 which the Secretary of Defense becomes aware that ac-
17 countable property subject to a covered disposition in a
18 covered theater of operations has been diverted and used
19 in an attack conducted by a foreign terrorist organization
20 or other hostile actor against the United States, allies or
21 partners of the United States, or local populations, the
22 Secretary shall submit to the congressional defense com-
23 mittees a written notification.

24 “(B) Each notification under subparagraph (A) shall
25 include, to the extent practicable—

1 “(i) an identification of the accountable prop-
2 erty used in the attack;

3 “(ii) an identification of the date on which, and
4 the location from which, the property left the cus-
5 tody and control of the United States or an ally or
6 partner of the United States;

7 “(iii) an attribution as to the actor responsible
8 for the attack; and

9 “(iv) the total number of casualties caused by
10 the attack.

11 “(e) FORM OF REPORTS.—Each report required
12 under this section shall be submitted in unclassified form
13 but may include a classified annex.

14 “(f) DEFINITIONS.—In this section:

15 “(1) The term ‘accountable property’ means
16 any accountable property of the Department of De-
17 fense, as described in Department of Defense In-
18 struction 5000.64, titled ‘Accountability and Man-
19 agement of DoD Equipment and Other Accountable
20 Property’ and dated June 10, 2019 (or any such
21 successor instruction).

22 “(2) The term ‘aggregate replacement value’,
23 with respect to accountable property, means the
24 total replacement value of such property as reflected
25 in property accountability systems of the Depart-

1 ment of Defense, or, if not recorded therein, the best
2 available estimate for such value as determined by
3 the Secretary.

4 “(3) The term ‘controlled inventory item’ means
5 any item designated as such pursuant to Depart-
6 ment of Defense Instruction 5000.64, titled ‘Ac-
7 countability and Management of DoD Equipment
8 and Other Accountable Property’ and dated June
9 10, 2019 (or any such successor instruction).

10 “(4) The term ‘covered disposition’, with re-
11 spect to accountable property—

12 “(A) means disposition of such property
13 other than a retrograde, destruction, demili-
14 tarization, sale, or other transfer, carried out in
15 accordance with applicable provisions of law;
16 and

17 “(B) includes the abandonment of such
18 property without continuous custody and con-
19 trol by the United States or a partner or ally
20 of the United States.

21 “(5) The term ‘covered theater of operations’
22 means any geographic area designated by the Sec-
23 retary of Defense for purposes of this section in
24 which the United States Armed Forces are con-
25 ducting contingency operations, advising or assisting

1 ally or partner forces engaged in hostilities, or con-
2 ducting operations in an environment with respect to
3 which the Secretary determines there is a material
4 risk of the loss or abandonment of such property
5 without continuous custody and control by the
6 United States or a partner or ally of the United
7 States as a result of armed conflict, terrorist activ-
8 ity, collapse of an ally or partner force, or seizure
9 by a hostile actor, taking into account any history of
10 diversion of such property to an unauthorized end
11 user.

12 “(6) The term ‘disposition’, with respect to ac-
13 countable property, includes the retrograde, destruc-
14 tion, demilitarization, sale, transfer, loss, and aban-
15 donment of such property.

16 “(7) The term ‘foreign terrorist organization’
17 means an organization so designated by the Sec-
18 retary of State under section 219 of the Immigra-
19 tion and Nationality Act (8 U.S.C. 1189).

20 “(8) The term ‘major defense equipment’ has
21 the meaning given such term in section 47 of the
22 Arms Export Control Act (22 U.S.C. 2794).

23 “(9) The term ‘significant force reposturing or
24 withdrawal’ means a reduction, redeployment, or
25 consolidation of the United States Armed Forces

1 that the Secretary of Defense determines is signifi-
2 cant for purposes of this section, including any ac-
3 tion that—

4 “(A) closes, transfers, or materially re-
5 duces the capacity of a facility of the Depart-
6 ment of Defense;

7 “(B) results in the disposition of account-
8 able property with an aggregate value exceeding
9 \$10,000,000; or

10 “(C) reduces United States Armed Forces
11 personnel levels by more than 20 percent in a
12 given covered theater of operations over a 90-
13 day period.”.

14 (b) INITIAL BASELINE REPORT.—

15 (1) REPORT REQUIRED.—Not later than 180
16 days after the date of the enactment of this Act, the
17 Secretary shall submit to the congressional defense
18 committees a report that provides baseline informa-
19 tion regarding the disposition of accountable prop-
20 erty in covered theaters of operation during fiscal
21 year 2026 and contains plans for the implementation
22 of section 2582 of title 10, United States Code, as
23 added by subsection (a).

24 (2) ELEMENTS.—The report under paragraph
25 (1) shall include the following:

1 (A) A description of the processes and sys-
2 tems of the Department of Defense for the dis-
3 position of accountable property in covered the-
4 aters of operations, including any such systems
5 used to record inventories of, or dispositions
6 for, such property.

7 (B) A description of any policies or proce-
8 dures of the Department of Defense governing
9 dispositions for accountable property, including
10 the approval procedures for covered disposi-
11 tions, and any planned updates to such policies
12 to conform with the requirements of such sec-
13 tion 2582.

14 (C) An assessment of any gaps in data
15 that would affect compliance with such require-
16 ments, and a plan and timeline to resolve any
17 such gaps.

18 (3) FORM.—The report required under this
19 subsection shall be submitted in unclassified form
20 but may include a classified annex.

21 (c) REPORT ON SENIOR LEADER ACCOUNTABILITY
22 FOR CERTAIN DISPOSITIONS.—

23 (1) REPORT.—Not later than 180 days after
24 the date of the enactment of this Act, the Secretary
25 of Defense shall submit to the congressional defense

1 committees a report describing processes to deter-
2 mine accountability for covered dispositions of ac-
3 countable property in connection with a significant
4 force reposturing or withdrawal.

5 (2) ELEMENTS.—The report under paragraph
6 (1) shall include the following:

7 (A) A description of the policies and stand-
8 ards applied to assess individual and command
9 responsibility for the covered dispositions re-
10 ferred to in paragraph (1), including distinc-
11 tions, if any, by grade, position, or component.

12 (B) A description of any adverse personnel
13 action available, and (as applicable) taken, with
14 respect to members of the Armed Forces as a
15 result of such covered dispositions.

16 (C) An identification of the criteria used to
17 determine whether such covered dispositions
18 trigger a formal investigation or accountability
19 review.

20 (D) Any recommendations for statutory,
21 regulatory, or policy changes to ensure account-
22 ability standards are applied consistently and
23 proportionately across ranks and responsibil-
24 ities.

1 (3) FORM.—The report required under this
2 subsection shall be submitted in unclassified form
3 but may include a classified annex.

4 (d) GAO REVIEW.—

5 (1) REVIEW.—The Comptroller General of the
6 United States shall review the implementation of
7 section 2582 of title 10, United States Code, as
8 added by subsection (a), including with respect to—

9 (A) the completeness of any inventories
10 submitted under such section;

11 (B) the validity of cost comparisons used
12 in implementing such section, including any as-
13 sumptions used in such comparisons;

14 (C) the adequacy of any plan developed
15 under subsection (a)(5) of such section; and

16 (D) the frequency of, justifications for, and
17 execution of, sales or transfers of accountable
18 property for which a waiver is issued under sub-
19 section (b)(2)(A) of such section, including
20 compliance with the notification and reporting
21 requirements of such subsection.

22 (2) BRIEFING.—Not later than one year after
23 the date of the enactment of this Act, the Comp-
24 troller General shall provide to the congressional de-

1 fense committees a briefing on the results of the re-
2 view under paragraph (1).

3 (e) DEFINITIONS.—In this section:

4 (1) The term “congressional defense commit-
5 tees” has the meaning given such term in section
6 101 of title 10, United States Code.

7 (2) The terms “accountable property”, “covered
8 disposition”, “disposition”, and “significant force re-
9 posturing or withdrawal” have the meanings given
10 such terms in section 2582(f) of title 10, United
11 States Code, as added by subsection (a).

○