

118TH CONGRESS
2D SESSION

H. R. 8369

AN ACT

To provide for the expeditious delivery of defense articles
and defense services for Israel and other matters.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Israel Security Assist-
3 ance Support Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds the following:

6 (1) On October 7, 2023, Hamas terrorists
7 launched a massive, unprovoked war on Israel, kill-
8 ing over 1,200 innocent people and taking over 240
9 hostages, including American citizens.

10 (2) Since October 7, Israel has faced attacks by
11 Iran and its proxies including Hezbollah, Hamas,
12 and the Houthis, which have required significant
13 military responses.

14 (3) Under the terms of a 2016 Memorandum of
15 Understanding, the United States provides Israel
16 with \$3.8 billion per year in security assistance and
17 missile defense funding from fiscal years 2019
18 through 2028, which is subject to the approval of
19 Congress.

20 (4) Thus far in fiscal year 2024, Congress has
21 enacted regular and supplemental legislation appro-
22 priating \$12.5 billion in security assistance and mis-
23 sile defense for Israel without any additional condi-
24 tions.

25 (5) Congress plays a vital role in oversight and
26 approval of direct commercial sales and foreign mili-

1 tary sales to security partners around the world, in-
2 cluding Israel.

3 (6) In May 2024, it was reported that Presi-
4 dent Biden ordered a pause on certain defense arti-
5 cles ready for imminent delivery to Israel, without
6 having consulted with Congress.

7 (7) On May 8, 2024, President Biden stated re-
8 garding Israel, “We’re not going to supply the weap-
9 ons and artillery shells”.

10 **SEC. 3. SENSE OF CONGRESS.**

11 Congress—

12 (1) condemns the Biden Administration’s deci-
13 sion to pause certain arms transfers to Israel as
14 Israel faces unprecedented threats from Iran and its
15 proxies, including Hezbollah, Hamas, and the
16 Houthis;

17 (2) calls on the Biden Administration to allow
18 all previously approved arms transfers to Israel to
19 proceed quickly to ensure that Israel can defend
20 itself and defeat threats from Iran and its proxies,
21 including Hezbollah, Hamas, and the Houthis;

22 (3) calls on the Biden Administration to utilize
23 all congressionally appropriated funds for security
24 assistance for Israel as Congress intended;

1 (4) stands with Israel as it defends itself
2 against the barbaric war launched by Hamas and
3 other terrorists; and

4 (5) reaffirms Israel’s right to self-defense.

5 **SEC. 4. PROHIBITION.**

6 None of the funds appropriated or otherwise made
7 available under any Act appropriating funds for the De-
8 partment of Defense or the Department of State for fiscal
9 year 2024 or any prior years may be made available—

10 (1) to withhold, halt, reverse, or cancel the de-
11 livery of defense articles or defense services from the
12 United States to Israel; or

13 (2) to pay the salary or expenses of any officer
14 or employee of the Department of Defense or the
15 Department of State who takes any action to sup-
16 port or further the withholding, halting, reversal, or
17 cancellation of the delivery of such defense articles
18 or services.

19 **SEC. 5. PROMPT DELIVERY.**

20 (a) PROMPT DELIVERY OF DEFENSE ARTICLES AND
21 SERVICES.—The Secretary of Defense, in coordination
22 with the Secretary of State, shall ensure prompt delivery
23 of all defense articles and services for Israel which are ex-
24 pected to be delivered in fiscal years 2024 and 2025, in-
25 cluding—

1 (1) those contracted through the Foreign Military
2 Sales system;

3 (2) those supported by prior Acts making appropriations for the Department of Defense; and

4 (3) those provided pursuant to a declaration in
5 section 506(a) of the Foreign Assistance Act of
6 1961.

7 (b) PROMPT DELIVERY OF DIRECT COMMERCIAL
8 SALES.—The Secretary of State shall ensure prompt approval and delivery of all direct commercial sales of defense articles and services for Israel which are expected to be delivered in fiscal years 2024 and 2025, including those for the Ministry of Public Security.

9 (c) PROMPT DELIVERY OF WITHHELD ITEMS.—Any
10 defense article and defense service described in subsection
11 (a) or (b) of this section that were withheld from delivery
12 as of the date of the enactment of this Act shall be delivered to Israel not later than 15 days after the date of the enactment of this Act.

13 **SEC. 6. WITHHOLDING OF FUNDS.**

14 (a) WITHHOLDING OF DEPARTMENT OF DEFENSE
15 FUNDS.—None of the unobligated balances of funds made
16 available by prior Acts making appropriations for the Department of Defense under the heading “Operation and Maintenance, Defense-Wide” for the immediate Office of

1 the Secretary of Defense that are available as of the date
2 of the enactment of this Act may be obligated or expended
3 until the Secretary of Defense certifies and reports to the
4 Committee on Appropriations of the House of Representa-
5 tives and the Senate that the requirements of section 5(c)
6 have been met.

7 (b) WITHHOLDING OF DEPARTMENT OF STATE
8 FUNDS.—None of the unobligated balances of funds made
9 available by prior Acts making appropriations for the De-
10 partment of State, Foreign Operations, and Related Pro-
11 grams under the heading “Diplomatic Programs” for the
12 Office of the Secretary that are available as of the date
13 of the enactment of this Act may be obligated or expended
14 until the Secretary of State certifies and reports to the
15 Committee on Appropriations of the House of Representa-
16 tives and the Senate that the requirements of section 5(c)
17 have been met.

18 (c) WITHHOLDING OF FINANCIAL SERVICES AND
19 GENERAL GOVERNMENT FUNDS.—None of the unobli-
20 gated balances of funds made available by prior Acts mak-
21 ing appropriations for Financial Services and General
22 Government under the heading “Executive Office of the
23 President and Funds Appropriated To the President—Na-
24 tional Security Council and Homeland Security Council”
25 that are available as of the date of the enactment of this

1 Act may be obligated or expended until the President cer-
2 tifies and reports to the Committee on Appropriations of
3 the House of Representatives and the Senate that the re-
4 quirements of section 5(c) have been met.

5 **SEC. 7. OBLIGATION REQUIREMENT.**

6 Notwithstanding any other provision of law, the Sec-
7 retary of Defense and the Secretary of State shall obligate
8 any remaining unobligated balances of funds appropriated
9 or otherwise made available for assistance for Israel not
10 later than 30 days after the date of the enactment of this
11 Act.

12 **SEC. 8. REPORTS.**

13 (a) **INSPECTOR GENERAL REPORT.**—Not later than
14 90 days after the date of the enactment of this Act, the
15 Inspectors General of the Department of Defense and the
16 Department of State shall jointly submit to Congress a
17 report on any actions taken by executive branch officials
18 before the date of the enactment of this Act to withhold,
19 halt, reverse, or cancel the delivery of defense articles and
20 defense services to Israel.

21 (b) **MONTHLY SECURITY ASSISTANCE REPORT.**—Not
22 later than 30 days after the date of enactment of this Act,
23 and every 30 days thereafter through fiscal year 2025, the
24 Secretary of Defense, in coordination with the Secretary
25 of State, shall provide a written report to the Committees

1 on Appropriations, Armed Services, and Foreign Affairs
2 of the House of Representatives and the Committees on
3 Appropriations, Armed Services, and Foreign Relations of
4 the Senate describing United States security assistance
5 provided to Israel since October 7, 2023, including a com-
6 prehensive list of the defense articles and services provided
7 to Israel and the associated authority and funding used
8 to provide such articles and services: *Provided*, That such
9 report shall be submitted in unclassified form, but may
10 be accompanied by a classified annex.

11 (c) REPORT ON PRIORITY DEFENSE ARTICLES AND
12 SERVICES.—Not later than 30 days after the date of en-
13 actment of this Act, the Secretary of Defense, in coordina-
14 tion with the Secretary of State, shall provide a written
15 report to the Committees on Appropriations, Armed Serv-
16 ices, and Foreign Affairs of the House of Representatives
17 and the Committees on Appropriations, Armed Services,
18 and Foreign Relations of the Senate describing urgent and
19 high priority defense articles and defense services for

- 1 Israel and steps taken or planned to expedite the delivery
- 2 of such articles and services.

Passed the House of Representatives May 16, 2024.

Attest:

Clerk.

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