

118TH CONGRESS  
2D SESSION

# H. R. 8369

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## 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 Mili-  
2       tary Sales system;

3           (2) those supported by prior Acts making ap-  
4       propriations for the Department of Defense; and

5           (3) those provided pursuant to a declaration in  
6       section 506(a) of the Foreign Assistance Act of  
7       1961.

8       (b) PROMPT DELIVERY OF DIRECT COMMERCIAL  
9       SALES.—The Secretary of State shall ensure prompt ap-  
10      proval and delivery of all direct commercial sales of de-  
11      fense articles and services for Israel which are expected  
12      to be delivered in fiscal years 2024 and 2025, including  
13      those for the Ministry of Public Security.

14      (c) PROMPT DELIVERY OF WITHHELD ITEMS.—Any  
15      defense article and defense service described in subsection  
16      (a) or (b) of this section that were withheld from delivery  
17      as of the date of the enactment of this Act shall be deliv-  
18      ered to Israel not later than 15 days after the date of  
19      the enactment of this Act.

20      **SEC. 6. WITHHOLDING OF FUNDS.**

21      (a) WITHHOLDING OF DEPARTMENT OF DEFENSE  
22      FUNDS.—None of the unobligated balances of funds made  
23      available by prior Acts making appropriations for the De-  
24      partment of Defense under the heading “Operation and  
25      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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