

## Calendar No. 519

115TH CONGRESS  
2D SESSION

# S. 2497

To amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions and to authorize the appropriations of funds to Israel, and for other purposes.

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### IN THE SENATE OF THE UNITED STATES

MARCH 5, 2018

Mr. RUBIO (for himself, Mr. COONS, Mr. CASEY, Mr. BLUMENTHAL, Ms. KLOBUCHAR, Mr. CARDIN, Mr. ROBERTS, Mr. ROUNDS, Ms. MURKOWSKI, Mr. ISAKSON, Mr. WYDEN, Mr. CRUZ, Mr. HOEVEN, Mr. INHOFE, Mr. HATCH, Ms. CANTWELL, Mr. CRAPO, Mrs. CAPITO, Mr. KENNEDY, Mr. MARKEY, Mr. WICKER, Mr. SCOTT, Mr. DONNELLY, Mr. SULLIVAN, Ms. DUCKWORTH, Mr. NELSON, Mr. YOUNG, Ms. COLLINS, Ms. SMITH, Mr. CORNYN, Ms. HEITKAMP, Mr. HELLER, Ms. STABENOW, Mr. RISCH, Mrs. GILLIBRAND, Mr. KAINE, Mr. KING, Ms. BALDWIN, Mr. MORAN, Mr. BLUNT, Mr. VAN HOLLEN, Mr. WARNER, Mr. TESTER, Mr. PERDUE, Mr. BOOZMAN, Mr. GARDNER, Mr. BENNET, Mr. MURPHY, Mr. FLAKE, Mr. TOOMEY, Mr. HEINRICH, Mr. PETERS, Mr. BOOKER, Mrs. HYDE-SMITH, Mr. MANCHIN, Ms. WARREN, Mr. MENENDEZ, Mr. GRASSLEY, Mr. JONES, Mrs. ERNST, Mr. SASSE, Mr. WHITEHOUSE, Ms. CORTEZ MASTO, Mr. PORTMAN, Mr. LANKFORD, Ms. HASSAN, Ms. HIRONO, Mr. LEE, Mr. DAINES, Mrs. MCCASKILL, and Mr. BROWN) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

JULY 17, 2018

Reported by Mr. CORKER, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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## A BILL

To amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions and to authorize the appropriations of funds to Israel, 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; TABLE OF CONTENTS.**

4       (a) ~~SHORT TITLE.~~—This Act may be cited as the  
 5       “~~United States-Israel Security Assistance Authorization~~  
 6       Act of 2018”.

7       (b) ~~TABLE OF CONTENTS.~~—The table of contents for  
 8       this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Appropriate congressional committees defined.

### TITLE I—SECURITY ASSISTANCE FOR ISRAEL

Sec. 101. Findings.

Sec. 102. Statement of policy regarding Israel's defense systems.

Sec. 103. Assistance for Israel.

Sec. 104. Extension of war reserves stockpile authority.

Sec. 105. Extension of loan guarantees to Israel.

Sec. 106. Joint assessment of quantity of precision guided munitions for use by  
 Israel.

Sec. 107. Transfer of precision guided munitions to Israel.

Sec. 108. Modification of rapid acquisition and deployment procedures.

Sec. 109. Eligibility of Israel for the strategic trade authorization exception to  
 certain export control licensing requirements.

### TITLE II—ENHANCED UNITED STATES-ISRAEL COOPERATION

Sec. 201. United States-Israel space cooperation.

Sec. 202. United States Agency for International Development—Israel enhanced cooperation.

Sec. 203. Authority to enter into a cooperative project agreement with Israel to counter unmanned aerial vehicles that threaten the United States or Israel.

#### TITLE III—ENSURING ISRAEL'S QUALITATIVE MILITARY EDGE

Sec. 301. Improved reporting on enhancing Israel's qualitative military edge and security posture.

Sec. 302. Statement of policy.

1 **SEC. 2. APPROPRIATE CONGRESSIONAL COMMITTEES DE-**  
 2 **FINED.**

3 In this Act, the term “appropriate congressional com-  
 4 mittees” means—

5 (1) the Committee on Foreign Relations and  
 6 the Committee on Armed Services of the Senate; and

7 (2) the Committee on Foreign Affairs and the  
 8 Committee on Armed Services of the House of Rep-  
 9 resentatives.

10 **TITLE I—SECURITY ASSISTANCE**  
 11 **FOR ISRAEL**

12 **SEC. 101. FINDINGS.**

13 Congress makes the following findings:

14 (1) In April 1998, the United States designated  
 15 Israel as a “major non-NATO ally”.

16 (2) On August 16, 2007, the United States and  
 17 Israel signed a 10-year Memorandum of Under-  
 18 standing on United States military assistance to  
 19 Israel. The total assistance over the course of this  
 20 understanding would equal \$30,000,000,000.

1           (3) On July 27, 2012, the United States-Israel  
2           Enhanced Security Cooperation Act of 2012 (Public  
3           Law 112-150; 22 U.S.C. 8601 et seq.) declared it  
4           to be the policy of the United States “to help the  
5           Government of Israel preserve its qualitative military  
6           edge amid rapid and uncertain regional political  
7           transformation” and “provide Israel defense articles  
8           and services, to include air refueling tankers, missile  
9           defense capabilities, and specialized munitions”.

10           (4) On December 19, 2014, President Barack  
11           Obama signed into law the United States-Israel  
12           Strategic Partnership Act of 2014 (Public Law 113-  
13           296) which stated the sense of Congress that Israel  
14           is a major strategic partner of the United States  
15           and declared it to be the policy of the United States  
16           “to continue to provide Israel with robust security  
17           assistance, including for the procurement of the Iron  
18           Dome Missile Defense System”.

19           (5) Section 1679 of the National Defense Au-  
20           thorization Act for Fiscal Year 2016 (Public Law  
21           114-92; 129 Stat. 1135) authorized funds to be ap-  
22           propriated for Israeli cooperative missile defense  
23           program codevelopment and coproduction, including  
24           funds to be provided to the Government of Israel to

1 procure the David's Sling weapon system as well as  
2 the Arrow 3 Upper Tier Interceptor Program.

3 (6) On June 22, 2016, Senate Resolution 508  
4 (114th Congress) was introduced in the United  
5 States Senate, expressing support for the expeditious  
6 consideration and finalization of a new, robust, and  
7 long-term Memorandum of Understanding on mili-  
8 tary assistance to Israel between the United States  
9 Government and the Government of Israel.

10 (7) Senate Resolution 508 provides that the  
11 Senate—

12 (A) “reaffirms that Israel is a major stra-  
13 tegic partner of the United States”;

14 (B) “reaffirms that it is the policy and law  
15 of the United States to ensure that Israel main-  
16 tains its qualitative military edge and has the  
17 capacity and capability to defend itself from all  
18 credible military threats”;

19 (C) “reaffirms United States support of a  
20 robust Israeli tiered missile defense program”;

21 (D) “supports continued discussions be-  
22 tween the Government of the United States and  
23 the Government of Israel for a robust and long-  
24 term Memorandum of Understanding on United  
25 States military assistance to Israel”;

1 (E) “urges the expeditious finalization of a  
2 new Memorandum of Understanding between  
3 the Government of the United States and the  
4 Government of Israel”; and

5 (F) “supports a robust and long-term  
6 Memorandum of Understanding negotiated be-  
7 tween the United States and Israel regarding  
8 military assistance which increases the amount  
9 of aid from previous agreements and signifi-  
10 cantly enhances Israel’s military capabilities”.

11 (8) On September 14, 2016, the United States  
12 and Israel signed a 10-year Memorandum of Under-  
13 standing reaffirming the importance of continuing  
14 annual United States military assistance to Israel  
15 and cooperative missile defense programs in a way  
16 that enhances Israel’s security and strengthens the  
17 bilateral relationship between the two countries.

18 (9) The 2016 Memorandum of Understanding  
19 reflected United States support of Foreign Military  
20 Financing (FMF) grant assistance to Israel over the  
21 ten year period beginning in fiscal year 2019 and  
22 ending in fiscal year 2028. FMF grant assistance  
23 would be at a level of \$3,300,000,000 annually, to-  
24 taling \$33,000,000,000, the largest United States  
25 assistance package ever and a reiteration of the

1 seven-decade, unshakeable, bipartisan commitment  
2 of the United States to Israel's security.

3 ~~(10)~~ The Memorandum of Understanding also  
4 reflected United States support for funding for coop-  
5 erative programs to develop, produce, and procure  
6 missile, rocket, and projectile defense capabilities  
7 over a ten year period beginning in fiscal year 2019  
8 and ending in fiscal year 2028 at a level of  
9 \$500,000,000 per year, totaling \$5,000,000,000.

10 **SEC. 102. STATEMENT OF POLICY REGARDING ISRAEL'S DE-**  
11 **FENSE SYSTEMS.**

12 It shall be the policy of the United States to provide  
13 assistance to the Government of Israel in order to support  
14 funding for cooperative programs to develop, produce, and  
15 procure missile, rocket, projectile, and other defense capa-  
16 bilities to help Israel meet its security needs and to help  
17 develop and enhance United States defense capabilities.

18 **SEC. 103. ASSISTANCE FOR ISRAEL.**

19 ~~(a)~~ ~~AUTHORIZATION OF APPROPRIATIONS FOR~~  
20 ~~ISRAEL.—Section 513(e) of the Security Assistance Act~~  
21 ~~of 2000 (Public Law 106–280, 114 Stat. 856) is amend-~~  
22 ~~ed—~~

23 ~~(1)~~ in paragraph ~~(1)~~, by striking “2002 and  
24 2003” and inserting “2019, 2020, 2021, 2022,  
25 2023, 2024, 2025, 2026, 2027, and 2028”, and

1 (2) in paragraph (2)—

2 (A) by striking “equal to—” and inserting  
3 “not less than \$3,300,000,000.”; and

4 (B) by striking subparagraphs (A) and  
5 (B).

6 **SEC. 104. EXTENSION OF WAR RESERVES STOCKPILE AU-**  
7 **THORITY.**

8 (a) DEPARTMENT OF DEFENSE APPROPRIATIONS  
9 ACT, 2005.—Section 12001(d) of the Department of De-  
10 fense Appropriations Act, 2005 (Public Law 108–287;  
11 118 Stat. 1011) is amended by striking “after September  
12 30, 2018” and inserting “after September 30, 2023”.

13 (b) FOREIGN ASSISTANCE ACT OF 1961.—Section  
14 514(b)(2)(A) of the Foreign Assistance Act of 1961 (22  
15 U.S.C. 2321h(b)(2)(A)) is amended by striking “2013,  
16 2014, 2015, 2016, 2017, and 2018” and inserting “2018,  
17 2019, 2020, 2021, 2022, and 2023”.

18 **SEC. 105. EXTENSION OF LOAN GUARANTEES TO ISRAEL.**

19 Chapter 5 of title I of the Emergency Wartime Sup-  
20 plemental Appropriations Act, 2003 (Public Law 108–11;  
21 117 Stat. 576) is amended under the heading “LOAN  
22 GUARANTEES TO ISRAEL”—

23 (1) in the matter preceding the first proviso, by  
24 striking “September 30, 2019” and inserting “Sep-  
25 tember 30, 2023”; and



1           (2) in the second proviso, by striking “Sep-  
2           tember 30, 2019” and inserting “September 30,  
3           2023”.

4 **SEC. 106. JOINT ASSESSMENT OF QUANTITY OF PRECISION**  
5 **GUIDED MUNITIONS FOR USE BY ISRAEL.**

6           (a) **IN GENERAL.**—The President, acting through the  
7 Secretary of State and the Secretary of Defense, is author-  
8 ized to conduct a joint assessment with the Government  
9 of Israel with respect to the matters described in sub-  
10 section (b).

11          (b) **MATTERS DESCRIBED.**—The matters described  
12 in this subsection are the following:

13           (1) The quantity and type of precision guided  
14 munitions that are necessary for Israel to combat  
15 Hezbollah in the event of a sustained armed con-  
16 frontation between Israel and Hezbollah.

17           (2) The quantity and type of precision guided  
18 munitions that are necessary for Israel in the event  
19 of a sustained armed confrontation with other armed  
20 groups and terrorist organizations such as Hamas.

21           (3) The resources the Government of Israel can  
22 plan to dedicate to acquire such precision guided  
23 munitions.

24           (4) United States planning to assist Israel to  
25 prepare for sustained armed confrontations de-

1 scribed in this subsection as well as the ability of the  
2 United States to resupply Israel in the event of con-  
3 frontations described in paragraphs (1) and (2), if  
4 any.

5 (c) REPORT.—

6 (1) IN GENERAL.—Not later than 15 days after  
7 the date on which the joint assessment authorized  
8 under subsection (a) is completed, the President  
9 shall submit to the appropriate congressional com-  
10 mittees a report that contains the joint assessment.

11 (2) FORM.—The report required under para-  
12 graph (1) shall be submitted in unclassified form,  
13 but may contain a classified annex.

14 **SEC. 107. TRANSFER OF PRECISION GUIDED MUNITIONS TO**  
15 **ISRAEL.**

16 (a) IN GENERAL.—Notwithstanding section 514 of  
17 the Foreign Assistance Act of 1961 (22 U.S.C. 2321h),  
18 the President is authorized—

19 (1) to utilize the Special Defense Acquisition  
20 Fund to transfer precision guided munitions and re-  
21 lated defense articles and services to reserve stocks  
22 for Israel; and

23 (2) to transfer such quantities of precision  
24 guided munitions from reserve stocks for Israel as  
25 necessary for legitimate self-defense and otherwise

1 consistent with the purposes and conditions for such  
2 transfers under the Arms Export Control Act (22  
3 U.S.C. 2751 et seq.).

4 (b) CERTIFICATIONS.—Except in case of emergency,  
5 not later than 5 days before making a transfer under this  
6 section, the President shall certify in an unclassified noti-  
7 fication to the appropriate congressional committees that  
8 the transfer of the precision guided munitions—

9 (1) does not affect the ability of the United  
10 States to maintain a sufficient supply of precision  
11 guided munitions;

12 (2) does not harm the combat readiness of the  
13 United States or the ability of the United States to  
14 meet its commitment to allies for the transfer of  
15 such munitions; and

16 (3) is absolutely necessary for Israel to counter  
17 the threat of rockets in a timely fashion.

18 **SEC. 108. MODIFICATION OF RAPID ACQUISITION AND DE-**  
19 **PLOYMENT PROCEDURES.**

20 (a) REQUIREMENT TO ESTABLISH PROCEDURES.—

21 (1) IN GENERAL.—Section 806(a) of the Bob  
22 Stump National Defense Authorization Act for Fis-  
23 cal Year 2003 (10 U.S.C. 2302 note; Public Law  
24 107-314) is amended—

1           (A) in paragraph (1)(C), by striking “;  
2           and”;

3           (B) in paragraph (2), by striking the pe-  
4           riod at the end and inserting “; and”; and

5           (C) by adding at the end the following new  
6           paragraph:

7           “~~(3)~~ urgently needed to support production of  
8           precision guided munitions—

9           “(A) for United States counterterrorism  
10           missions; or

11           “(B) to assist an ally of the United States  
12           under direct missile threat from—

13           “(i) an organization the Secretary of  
14           State has designated as a foreign terrorist  
15           organization pursuant to section 219 of the  
16           Immigration and Nationality Act (8 U.S.C.  
17           1189); or

18           “(ii) a country the government of  
19           which the Secretary of State has deter-  
20           mined, for purposes of section 6(j) of the  
21           Export Administration Act of 1979 (50  
22           U.S.C. 4605(j)) (as in effect pursuant to  
23           the International Emergency Economic  
24           Powers Act), section 620A of the Foreign  
25           Assistance Act of 1961 (22 U.S.C. 2371);

1 section 40 of the Arms Export Control Act  
2 (22 U.S.C. 2780), or any other provision  
3 of law, is a government that has repeatedly  
4 provided support for acts of international  
5 terrorism.”.

6 (2) PRESCRIPTION OF PROCEDURES.—Not later  
7 than 180 days after the date of the enactment of  
8 this Act, the Secretary of Defense shall prescribe  
9 procedures for the rapid acquisition and deployment  
10 of supplies and associated support services for pur-  
11 poses described in paragraph (3) of section 806(a)  
12 of the Bob Stump National Defense Authorization  
13 Act for Fiscal Year 2003, as added by paragraph  
14 (1)(A) of this subsection.

15 (b) USE OF AMOUNTS IN SPECIAL DEFENSE ACQUI-  
16 SITION FUND.—Section 114(c)(3) of title 10, United  
17 States Code, is amended by inserting before the period at  
18 the end the following: “or to assist an ally of the United  
19 States that is under direct missile threat, including from  
20 a terrorist organization supported by Iran, and such  
21 threat adversely affects the safety and security of such  
22 ally”.

1 **SEC. 109. ELIGIBILITY OF ISRAEL FOR THE STRATEGIC**  
2 **TRADE AUTHORIZATION EXCEPTION TO CER-**  
3 **TAIN EXPORT CONTROL LICENSING RE-**  
4 **QUIREMENTS.**

5 (a) **FINDINGS.**—Congress makes the following find-  
6 ings:

7 (1) Israel has adopted high standards in the  
8 field of export controls.

9 (2) Israel has declared its unilateral adherence  
10 to the Missile Technology Control Regime, the Aus-  
11 tralia Group, and the Nuclear Suppliers Group.

12 (3) Israel is a party to—

13 (A) the Convention on Prohibitions or Re-  
14 strictions on the Use of Certain Conventional  
15 Weapons which may be Deemed to be Exces-  
16 sively Injurious or to Have Indiscriminate Ef-  
17 fects, signed at Geneva October 10, 1980;

18 (B) the Protocol for the Prohibition of the  
19 Use in War of Asphyxiating, Poisonous or  
20 Other Gases, and of Bacteriological Methods of  
21 Warfare, signed at Geneva June 17, 1925; and

22 (C) the Convention on the Physical Protec-  
23 tion of Nuclear Material, adopted at Vienna Oc-  
24 tober 26, 1979.

25 (4) Section 6(b) of the United States-Israel  
26 Strategic Partnership Act of 2014 (22 U.S.C. 8603

1 note) directs the President, consistent with the com-  
2 mitments of the United States under international  
3 agreements, to take steps so that Israel may be in-  
4 cluded in the list of countries eligible for the stra-  
5 tegic trade authorization exception under section  
6 740.20(e)(1) of title 15, Code of Federal Regula-  
7 tions, to the requirement for a license for the export,  
8 re-export, or in-country transfer of an item subject  
9 to controls under the Export Administration Regula-  
10 tions.

11 (5) As of December 27, 2016, the last publica-  
12 tion of the license exceptions country list, Israel had  
13 not been included for the strategic trade authoriza-  
14 tion exception under section 740.20 (e) (1) of title  
15 15, Code of Federal Regulations.

16 (b) REPORT ON ELIGIBILITY FOR STRATEGIC TRADE  
17 AUTHORIZATION EXCEPTION.—

18 (1) IN GENERAL.—Not later than 120 days  
19 after the date of the enactment of this Act, the  
20 President shall submit to the appropriate congres-  
21 sional committees a report that—

22 (A) describes the steps taken to include  
23 Israel in the list of countries eligible for the  
24 strategic trade authorization exception under  
25 section 740.20(e)(1) of title 15, Code of Federal

1 Regulations, as required under 6(b) of the  
2 United States-Israel Strategic Partnership Act  
3 of 2014 (22 U.S.C. 8603 note; Public Law  
4 113-296); and

5 (B) includes the reasons as to why Israel  
6 has not yet been included in such list of coun-  
7 tries eligible for the strategic trade authoriza-  
8 tion exception.

9 (2) FORM.—The report required under para-  
10 graph (1) shall be submitted in unclassified form;  
11 but may contain a classified annex.

## 12 **TITLE II—ENHANCED UNITED** 13 **STATES-ISRAEL COOPERATION**

### 14 **SEC. 201. UNITED STATES-ISRAEL SPACE COOPERATION.**

15 (a) FINDINGS.—Congress makes the following find-  
16 ings:

17 (1) Authorized in 1958, the National Aero-  
18 nautics and Space Administration (NASA) supports  
19 and coordinates United States Government research  
20 in aeronautics, human exploration and operations,  
21 science, and space technology.

22 (2) Established in 1983, the Israel Space Agen-  
23 cy (ISA) supports the growth of Israel's space indus-  
24 try by supporting academic research, technological  
25 innovation, and educational activities.



1           (3) The mutual interest of the United States  
2 and Israel in space exploration affords both nations  
3 an opportunity to leverage their unique abilities to  
4 advance scientific discovery.

5           (4) In 1996, NASA and the ISA entered into  
6 their first agreement outlining areas of mutual co-  
7 operation, which remained in force until 2005.

8           (5) Since 1996, NASA and the ISA have suc-  
9 cessfully cooperated on many space programs sup-  
10 porting the Global Positioning System and research  
11 related to the sun, earth science, and the environ-  
12 ment.

13           (6) The bond between NASA and the ISA was  
14 permanently forged on February 1, 2003, with the  
15 loss of the crew of STS-107, including Israeli Astro-  
16 naut Han Ramon.

17           (7) The United States-Israel Strategic Partner-  
18 ship Act Of 2014 (Public Law 113-296) designated  
19 Israel as a major strategic partner of the United  
20 States.

21           (8) On October 13, 2015, the United States  
22 and Israel signed the Framework Agreement be-  
23 tween the National Aeronautics and Space Adminis-  
24 tration of the United States of America and the  
25 Israel Space Agency for Cooperation in Aeronautics

1 and the Exploration and Use of Airspace and Outer  
2 Space for Peaceful Purposes.

3 (b) CONTINUING COOPERATION.—The Administrator  
4 of the National Aeronautics and Space Administration  
5 shall continue to work with the Israel Space Agency to  
6 identify and cooperatively pursue peaceful space explo-  
7 ration and science initiatives in areas of mutual interest,  
8 taking all appropriate measures to protect sensitive infor-  
9 mation, intellectual property, trade secrets, and economic  
10 interests of the United States.

11 **SEC. 202. UNITED STATES AGENCY FOR INTERNATIONAL**  
12 **DEVELOPMENT—ISRAEL ENHANCED CO-**  
13 **OPERATION.**

14 (a) STATEMENT OF POLICY.—It should be the policy  
15 of the United States Agency for International Develop-  
16 ment (USAID) to cooperate with Israel in order to ad-  
17 vance common goals across a wide variety of sectors, in-  
18 cluding energy, agriculture and food security, democracy,  
19 human rights and governance, economic growth and trade,  
20 education, environment, global health, and water and sani-  
21 tation.

22 (b) MEMORANDUM OF UNDERSTANDING.—The Ad-  
23 ministrator of the United States Agency for International  
24 Development is authorized to enter into memoranda of un-  
25 derstanding with Israel in order to advance common goals

1 on energy, agriculture and food security, democracy,  
 2 human rights and governance, economic growth and trade,  
 3 education, environment, global health, and water and sani-  
 4 tation with a focus on strengthening mutual ties and co-  
 5 operation with nations throughout the world.

6 **SEC. 203. AUTHORITY TO ENTER INTO A COOPERATIVE**  
 7 **PROJECT AGREEMENT WITH ISRAEL TO**  
 8 **COUNTER UNMANNED AERIAL VEHICLES**  
 9 **THAT THREATEN THE UNITED STATES OR**  
 10 **ISRAEL.**

11 (a) FINDINGS.—Congress makes the following find-  
 12 ings:

13 (1) On February 10, 2018, Iran launched from  
 14 Syria an unmanned aerial vehicle (commonly known  
 15 as a “drone”) that penetrated Israeli airspace.

16 (2) Israeli officials noted that the unmanned  
 17 aerial vehicle was in Israeli airspace for a minute-  
 18 and-a-half before being shot down by its air force.

19 (3) Senior Israeli officials stated that the un-  
 20 manned aerial vehicle was an advanced piece of tech-  
 21 nology.

22 (4) It remains unclear whether the unmanned  
 23 aerial vehicle was armed. Nonetheless, the launch,  
 24 and sophistication of the unmanned aerial vehicle,  
 25 highlight the threat Israel faces from unmanned aer-

1 ial vehicles from Iranian forces active in Syria and  
2 from Hezbollah in Lebanon.

3 (5) The United States likewise faces the threat  
4 of unmanned aerial vehicles along the United States  
5 border and in areas of active hostilities, including Is-  
6 lamie State of Iraq and Syria (ISIS) drones in Syria  
7 and Iraq and al Qaeda manufactured drones in Af-  
8 ghanistan.

9 (b) SENSE OF CONGRESS.—It is the sense of the  
10 Congress that—

11 (1) joint research and development to counter  
12 unmanned aerial vehicles will serve the national se-  
13 curity interests of the United States and Israel;

14 (2) Israel faces urgent and emerging threats  
15 from unmanned aerial vehicles, and other unmanned  
16 vehicles, launched from Lebanon by Hezbollah, from  
17 Syria by Iran's Revolutionary Guard Corps, or from  
18 others seeking to attack Israel; and

19 (3) the United States and Israel should con-  
20 tinue to work together to defend against all threats  
21 to the safety, security, and national interests of both  
22 countries.

23 (c) AUTHORITY TO ENTER INTO AGREEMENT.—

24 (1) IN GENERAL.—The President is authorized  
25 to enter into a cooperative project agreement with

1 Israel under the authority of section 27 of the Arms  
2 Export Control Act (22 U.S.C. 2767), to carry out  
3 research on and development, testing, evaluation,  
4 and joint production (including follow-on support) of  
5 defense articles and defense services to detect, track,  
6 and destroy unmanned aerial vehicles that threaten  
7 the United States or Israel.

8 (2) APPLICABLE REQUIREMENTS.—The cooper-  
9 ative project agreement described in paragraph  
10 (1)—

11 (A) shall provide that any activities carried  
12 out pursuant to the agreement are subject to—

13 (i) the applicable requirements de-  
14 scribed in subparagraphs (A), (B), and (C)  
15 of section 27(b)(2) of the Arms Export  
16 Control Act (22 U.S.C. 2767(b)(2)); and

17 (ii) any other applicable requirements  
18 of the Arms Export Control Act (22  
19 U.S.C. 2751 et seq.) with respect to the  
20 use, transfers, and security of such defense  
21 articles and defense services under that  
22 Act; and

23 (B) shall establish a framework to nego-  
24 tiate the rights to intellectual property devel-  
25 oped under the agreement.

1 **TITLE III—ENSURING ISRAEL’S**  
2 **QUALITATIVE MILITARY EDGE**

3 **SEC. 301. IMPROVED REPORTING ON ENHANCING ISRAEL’S**  
4 **QUALITATIVE MILITARY EDGE AND SECU-**  
5 **RITY POSTURE.**

6 Section 201(e)(2) the Naval Vessel Transfer Act of  
7 2008 is amended by adding at the end the following: “The  
8 report shall include an assessment of—

9 “(A) the ability of Israel to effectively de-  
10 fend itself against military threats from re-  
11 gional non-state actors;

12 “(B) the risk that is posed by the sale or  
13 export of a subsequent unauthorized transfer or  
14 proliferation of the equipment for use against  
15 Israel;

16 “(C) the range of cyber and asymmetric  
17 threats posed to Israel by state and non-state  
18 actors;

19 “(D) the range of threats posed to Israel  
20 by state and non-state actors through the use  
21 of unmanned vehicles and systems; through air,  
22 land, or water; and

23 “(E) the effective countermeasures avail-  
24 able to Israel to defend against the risks and

1           threats described in subparagraphs (B) through  
2           (D).”.

3 **SEC. 302. STATEMENT OF POLICY.**

4           It is the policy of the United States to ensure that  
5 Israel maintains its ability to counter and defeat any cred-  
6 ible conventional military, or emerging, threat from any  
7 individual state or possible coalition of states or from non-  
8 state actors, while sustaining minimal damages and cas-  
9 ualties, through the use of superior military means, pos-  
10 sessed in sufficient quantity, including weapons, com-  
11 mand, control, communication, intelligence, surveillance,  
12 and reconnaissance capabilities that in their technical  
13 characteristics are superior in capability to those of such  
14 other individual or possible coalition states or non-state  
15 actors.

16 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

17           (a) *SHORT TITLE.*—*This Act may be cited as the*  
18 *“United States-Israel Security Assistance Authorization*  
19 *Act of 2018”.*

20           (b) *TABLE OF CONTENTS.*—*The table of contents for*  
21 *this Act is as follows:*

*Sec. 1. Short title; table of contents.*

*Sec. 2. Appropriate congressional committees defined.*

**TITLE I—SECURITY ASSISTANCE FOR ISRAEL**

*Sec. 101. Findings.*

*Sec. 102. Statement of policy regarding Israel’s defense systems.*

*Sec. 103. Assistance for Israel.*

*Sec. 104. Extension of war reserves stockpile authority.*

*Sec. 105. Extension of loan guarantees to Israel.*

Sec. 106. *Joint assessment of quantity of precision guided munitions for use by Israel.*

Sec. 107. *Transfer of precision guided munitions to Israel.*

Sec. 108. *Modification of rapid acquisition and deployment procedures.*

Sec. 109. *Eligibility of Israel for the strategic trade authorization exception to certain export control licensing requirements.*

#### TITLE II—ENHANCED UNITED STATES-ISRAEL COOPERATION

Sec. 201. *United States-Israel space cooperation.*

Sec. 202. *United States Agency for International Development-Israel enhanced partnership for development cooperation in developing nations.*

Sec. 203. *Authority to enter into a cooperative project agreement with Israel to counter unmanned aerial vehicles that threaten the United States or Israel.*

#### TITLE III—ENSURING ISRAEL'S QUALITATIVE MILITARY EDGE

Sec. 301. *Statement of policy.*

### 1 **SEC. 2. APPROPRIATE CONGRESSIONAL COMMITTEES DE-** 2 **FINED.**

3 *In this Act, the term “appropriate congressional com-*  
4 *mittees” means—*

5 *(1) the Committee on Foreign Relations and the*  
6 *Committee on Armed Services of the Senate; and*

7 *(2) the Committee on Foreign Affairs and the*  
8 *Committee on Armed Services of the House of Rep-*  
9 *resentatives.*

## 10 **TITLE I—SECURITY ASSISTANCE** 11 **FOR ISRAEL**

### 12 **SEC. 101. FINDINGS.**

13 *Congress makes the following findings:*

14 *(1) In February 1987, the United States granted*  
15 *Israel major non-NATO ally status.*

16 *(2) On August 16, 2007, the United States and*  
17 *Israel signed a ten-year Memorandum of Under-*



1        *standing on United States military assistance to*  
2        *Israel. The total assistance over the course of this un-*  
3        *derstanding would equal \$30,000,000,000.*

4            (3) *On July 27, 2012, the United States-Israel*  
5        *Enhanced Security Cooperation Act of 2012 (Public*  
6        *Law 112–150; 22 U.S.C. 8601 et seq.) declared it to*  
7        *be the policy of the United States “to help the Govern-*  
8        *ment of Israel preserve its qualitative military edge*  
9        *amid rapid and uncertain regional political trans-*  
10       *formation” and stated the sense of Congress that the*  
11       *United States Government should “provide the Gov-*  
12       *ernment of Israel defense articles and defense services*  
13       *through such mechanisms as appropriate, to include*  
14       *air refueling tankers, missile defense capabilities, and*  
15       *specialized munitions”.*

16           (4) *On December 19, 2014, President Barack*  
17       *Obama signed into law the United States-Israel Stra-*  
18       *tegic Partnership Act of 2014 (Public Law 113–296)*  
19       *which stated the sense of Congress that Israel is a*  
20       *major strategic partner of the United States and de-*  
21       *clared it to be the policy of the United States “to con-*  
22       *tinue to provide Israel with robust security assistance,*  
23       *including for the procurement of the Iron Dome Mis-*  
24       *sile Defense System”.*

1           (5) *Section 1679 of the National Defense Author-*  
2           *ization Act for Fiscal Year 2016 (Public Law 114–*  
3           *92; 129 Stat. 1135) authorized funds to be appro-*  
4           *propriated for Israeli cooperative missile defense pro-*  
5           *gram codevelopment and coproduction, including*  
6           *funds to be provided to the Government of Israel to*  
7           *procure the David’s Sling weapon system as well as*  
8           *the Arrow 3 Upper Tier Interceptor Program.*

9           (6) *On September 14, 2016, the United States*  
10          *and Israel signed a ten-year Memorandum of Under-*  
11          *standing reaffirming the importance of continuing*  
12          *annual United States military assistance to Israel*  
13          *and cooperative missile defense programs in a way*  
14          *that enhances Israel’s security and strengthens the bi-*  
15          *lateral relationship between the two countries.*

16          (7) *The 2016 Memorandum of Understanding re-*  
17          *flected United States support of Foreign Military Fi-*  
18          *nancing (FMF) grant assistance to Israel over the ten*  
19          *year period beginning in fiscal year 2019 and ending*  
20          *in fiscal year 2028. FMF grant assistance would be*  
21          *at a level of \$3,300,000,000 annually, totaling*  
22          *\$33,000,000,000, the largest single pledge of military*  
23          *assistance ever and a reiteration of the seven-decade,*  
24          *unshakeable, bipartisan commitment of the United*  
25          *States to Israel’s security.*

1           (8) *The Memorandum of Understanding also re-*  
2 *flected United States support for funding for coopera-*  
3 *tive programs to develop, produce, and procure mis-*  
4 *sile, rocket, and projectile defense capabilities over a*  
5 *ten year period beginning in fiscal year 2019 and*  
6 *ending in fiscal year 2028 at a level of \$500,000,000*  
7 *per year, totaling \$5,000,000,000.*

8 **SEC. 102. STATEMENT OF POLICY REGARDING ISRAEL'S DE-**  
9 **FENSE SYSTEMS.**

10           *It shall be the policy of the United States to provide*  
11 *assistance to the Government of Israel in order to support*  
12 *funding for cooperative programs to develop, produce, and*  
13 *procure missile, rocket, projectile, and other defense capa-*  
14 *bilities to help Israel meet its security needs and to help*  
15 *develop and enhance United States defense capabilities.*

16 **SEC. 103. ASSISTANCE FOR ISRAEL.**

17           (a) **AUTHORIZATION OF APPROPRIATIONS FOR**  
18 **ISRAEL.**—*Section 513(c) of the Security Assistance Act of*  
19 *2000 (Public Law 106–280; 114 Stat. 856) is amended—*

20                   (1) *in paragraph (1), by striking “2002 and*  
21 *2003” and inserting “2019, 2020, 2021, 2022, 2023,*  
22 *2024, 2025, 2026, 2027, and 2028”;*

23                   (2) *in paragraph (2)—*

24                           (A) *by striking “equal to—” and inserting*  
25 *“not less than \$3,300,000,000.”; and*

1 (B) by striking subparagraphs (A) and (B).

2 **SEC. 104. EXTENSION OF WAR RESERVES STOCKPILE AU-**  
3 **THORITY.**

4 (a) *DEPARTMENT OF DEFENSE APPROPRIATIONS ACT,*  
5 *2005.—Section 12001(d) of the Department of Defense Ap-*  
6 *propriations Act, 2005 (Public Law 108–287; 118 Stat.*  
7 *1011) is amended by striking “after September 30, 2018”*  
8 *and inserting “after September 30, 2023”.*

9 (b) *FOREIGN ASSISTANCE ACT OF 1961.—Section*  
10 *514(b)(2)(A) of the Foreign Assistance Act of 1961 (22*  
11 *U.S.C. 2321h(b)(2)(A)) is amended by striking “2013,*  
12 *2014, 2015, 2016, 2017, and 2018” and inserting “2018,*  
13 *2019, 2020, 2021, 2022, and 2023.”.*

14 **SEC. 105. EXTENSION OF LOAN GUARANTEES TO ISRAEL.**

15 *Chapter 5 of title I of the Emergency Wartime Supple-*  
16 *mental Appropriations Act, 2003 (Public Law 108–11; 117*  
17 *Stat. 576) is amended under the heading “LOAN GUARAN-*  
18 *TEES TO ISRAEL”—*

19 (1) *in the matter preceding the first proviso, by*  
20 *striking “September 30, 2019” and inserting “Sep-*  
21 *tember 30, 2023”; and*

22 (2) *in the second proviso, by striking “September*  
23 *30, 2019” and inserting “September 30, 2023”.*

1 **SEC. 106. JOINT ASSESSMENT OF QUANTITY OF PRECISION**

2 **GUIDED MUNITIONS FOR USE BY ISRAEL.**

3 (a) *IN GENERAL.*—*The President, acting through the*  
4 *Secretary of State and the Secretary of Defense, is author-*  
5 *ized to conduct a joint assessment with the Government of*  
6 *Israel with respect to the matters described in subsection*  
7 *(b).*

8 (b) *MATTERS DESCRIBED.*—*The matters described in*  
9 *this subsection are the following:*

10 (1) *The quantity and type of precision guided*  
11 *munitions that are necessary for Israel to combat*  
12 *Hezbollah in the event of a sustained armed con-*  
13 *frontation between Israel and Hezbollah.*

14 (2) *The quantity and type of precision guided*  
15 *munitions that are necessary for Israel in the event*  
16 *of a sustained armed confrontation with other armed*  
17 *groups and terrorist organizations such as Hamas.*

18 (3) *The resources the Government of Israel can*  
19 *plan to dedicate to acquire such precision guided mu-*  
20 *nitions.*

21 (4) *United States plans to assist Israel to pre-*  
22 *pare for sustained armed confrontations described in*  
23 *this subsection as well as the ability of the United*  
24 *States to resupply Israel with precision guided muni-*  
25 *tions in the event of confrontations described in para-*  
26 *graphs (1) and (2), if any.*

1       (c) *REPORT.*—

2           (1) *IN GENERAL.*—Not later than 15 days after  
3       the date on which the joint assessment authorized  
4       under subsection (a) is completed, the President shall  
5       submit to the appropriate congressional committees a  
6       report that contains the joint assessment.

7           (2) *FORM.*—The report required under para-  
8       graph (1) shall be submitted in unclassified form, but  
9       may contain a classified annex.

10 **SEC. 107. TRANSFER OF PRECISION GUIDED MUNITIONS TO**  
11 **ISRAEL.**

12       (a) *IN GENERAL.*—Notwithstanding section 514 of the  
13 *Foreign Assistance Act of 1961 (22 U.S.C. 2321h)*, the  
14 *President is authorized to sell such quantities of precision*  
15 *guided munitions from reserve stocks to Israel as necessary*  
16 *for legitimate self-defense and otherwise consistent with the*  
17 *purposes and conditions for such sales under the Arms Ex-*  
18 *port Control Act (22 U.S.C. 2751 et seq.).*

19       (b) *CERTIFICATIONS.*—Except in case of emergency,  
20 *not later than 5 days before making a sale under this sec-*  
21 *tion, the President shall certify in an unclassified notifica-*  
22 *tion to the appropriate congressional committees that the*  
23 *sale of the precision guided munitions—*

1           (1) *does not affect the ability of the United*  
 2 *States to maintain a sufficient supply of precision*  
 3 *guided munitions;*

4           (2) *does not harm the combat readiness of the*  
 5 *United States or the ability of the United States to*  
 6 *meet its commitment to allies for the transfer of such*  
 7 *munitions; and*

8           (3) *is necessary for Israel to counter the threat*  
 9 *of rockets in a timely fashion.*

10 **SEC. 108. MODIFICATION OF RAPID ACQUISITION AND DE-**  
 11 **PLOYMENT PROCEDURES.**

12 *(a) REQUIREMENT TO ESTABLISH PROCEDURES.—*

13           (1) *IN GENERAL.—Section 806(a) of the Bob*  
 14 *Stump National Defense Authorization Act for Fiscal*  
 15 *Year 2003 (10 U.S.C. 2302 note; Public Law 107–*  
 16 *314) is amended—*

17                   (A) *in paragraph (1)(C), by striking “;*  
 18 *and”;*

19                   (B) *in paragraph (2), by striking the period*  
 20 *at the end and inserting “; and”;* *and*

21                   (C) *by adding at the end the following new*  
 22 *paragraph:*

23                   “*(3) urgently needed to support production of*  
 24 *precision guided munitions—*

1           “(A) *for United States counterterrorism*  
2           *missions; or*

3           “(B) *to assist an ally of the United States*  
4           *under direct missile threat from—*

5                   “(i) *an organization the Secretary of*  
6                   *State has designated as a foreign terrorist*  
7                   *organization pursuant to section 219 of the*  
8                   *Immigration and Nationality Act (8 U.S.C.*  
9                   *1189); or*

10                   “(ii) *a country the government of*  
11                   *which the Secretary of State has deter-*  
12                   *mined, for purposes of section 6(j) of the*  
13                   *Export Administration Act of 1979 (50*  
14                   *U.S.C. 4605(j)) (as in effect pursuant to the*  
15                   *International Emergency Economic Powers*  
16                   *Act), section 620A of the Foreign Assistance*  
17                   *Act of 1961 (22 U.S.C. 2371), section 40 of*  
18                   *the Arms Export Control Act (22 U.S.C.*  
19                   *2780), or any other provision of law, is a*  
20                   *government that has repeatedly provided*  
21                   *support for acts of international ter-*  
22                   *rorism.”.*

23           (2) *PRESCRIPTION OF PROCEDURES.—Not later*  
24           *than 180 days after the date of the enactment of this*  
25           *Act, the Secretary of Defense shall prescribe proce-*



1       dures for the rapid acquisition and deployment of  
 2       supplies and associated support services for purposes  
 3       described in paragraph (3) of section 806(a) of the  
 4       Bob Stump National Defense Authorization Act for  
 5       Fiscal Year 2003, as added by paragraph (1)(A) of  
 6       this subsection.

7       (b) *USE OF AMOUNTS IN SPECIAL DEFENSE ACQUI-*  
 8       *SION FUND.*—Section 114(c)(3) of title 10, United States  
 9       Code, is amended by inserting before the period at the end  
 10      the following: “or to assist an ally of the United States that  
 11      is under direct missile threat, including from a terrorist  
 12      organization supported by Iran, and such threat adversely  
 13      affects the safety and security of such ally”.

14   **SEC. 109. ELIGIBILITY OF ISRAEL FOR THE STRATEGIC**  
 15                   **TRADE AUTHORIZATION EXCEPTION TO CER-**  
 16                   **TAIN EXPORT CONTROL LICENSING REQUIRE-**  
 17                   **MENTS.**

18      (a) *FINDINGS.*—Congress makes the following findings:

19           (1) *Israel has adopted high standards in the field*  
 20      *of export controls.*

21           (2) *Israel has declared its unilateral adherence to*  
 22      *the Missile Technology Control Regime, the Australia*  
 23      *Group, and the Nuclear Suppliers Group.*

24           (3) *Israel is a party to—*

1           (A) *the Convention on Prohibitions or Re-*  
2           *strictions on the Use of Certain Conventional*  
3           *Weapons which may be Deemed to be Excessively*  
4           *Injurious or to Have Indiscriminate Effects,*  
5           *signed at Geneva October 10, 1980;*

6           (B) *the Protocol for the Prohibition of the*  
7           *Use in War of Asphyxiating, Poisonous or Other*  
8           *Gases, and of Bacteriological Methods of War-*  
9           *fare, signed at Geneva June 17, 1925; and*

10          (C) *the Convention on the Physical Protec-*  
11          *tion of Nuclear Material, adopted at Vienna Oc-*  
12          *tober 26, 1979.*

13          (4) *Section 6(b) of the United States-Israel Stra-*  
14          *tegic Partnership Act of 2014 (22 U.S.C. 8603 note)*  
15          *directs the President, consistent with the commitments*  
16          *of the United States under international agreements,*  
17          *to take steps so that Israel may be included in the list*  
18          *of countries eligible for the strategic trade authoriza-*  
19          *tion exception under section 740.20(c)(1) of title 15,*  
20          *Code of Federal Regulations, to the requirement for a*  
21          *license for the export, reexport, or in-country transfer*  
22          *of an item subject to controls under the Export Ad-*  
23          *ministration Regulations.*

24          (b) *REPORT ON ELIGIBILITY FOR STRATEGIC TRADE*  
25          *AUTHORIZATION EXCEPTION.—*

1           (1) *IN GENERAL.*—Not later than 120 days after  
2           the date of the enactment of this Act, the President  
3           shall submit to the appropriate congressional commit-  
4           tees a report that—

5                   (A) describes the steps taken to include  
6           Israel in the list of countries eligible for the stra-  
7           tegic trade authorization exception as required  
8           under 6(b) of the United States-Israel Strategic  
9           Partnership Act of 2014 (22 U.S.C. 8603 note;  
10          Public Law 113–296); and

11                   (B) includes what steps are necessary for  
12          Israel to be included in such a list of countries  
13          eligible for the strategic trade authorization ex-  
14          ception.

15          (2) *FORM.*—The report required under para-  
16          graph (1) shall be submitted in unclassified form, but  
17          may contain a classified annex.

18           **TITLE II—ENHANCED UNITED**  
19           **STATES-ISRAEL COOPERATION**

20           **SEC. 201. UNITED STATES-ISRAEL SPACE COOPERATION.**

21           (a) *FINDINGS.*—Congress makes the following findings:

22                   (1) Authorized in 1958, the National Aeronautics  
23           and Space Administration (NASA) supports and co-  
24           ordinates United States Government research in aero-

1        *navitics, human exploration and operations, science,*  
2        *and space technology.*

3                *(2) Established in 1983, the Israel Space Agency*  
4        *(ISA) supports the growth of Israel's space industry*  
5        *by supporting academic research, technological inno-*  
6        *vation, and educational activities.*

7                *(3) The mutual interest of the United States and*  
8        *Israel in space exploration affords both nations an*  
9        *opportunity to leverage their unique abilities to ad-*  
10        *vance scientific discovery.*

11                *(4) In 1996, NASA and the ISA entered into an*  
12        *agreement outlining areas of mutual cooperation,*  
13        *which remained in force until 2005.*

14                *(5) Since 1996, NASA and the ISA have success-*  
15        *fully cooperated on many space programs supporting*  
16        *the Global Positioning System and research related to*  
17        *the sun, earth science, and the environment.*

18                *(6) The bond between NASA and the ISA was*  
19        *permanently forged on February 1, 2003, with the*  
20        *loss of the crew of STS-107, including Israeli Astro-*  
21        *naut Ilan Ramon.*

22                *(7) On October 13, 2015, the United States and*  
23        *Israel signed the Framework Agreement between the*  
24        *National Aeronautics and Space Administration of*  
25        *the United States of America and the Israel Space*

1        *Agency for Cooperation in Aeronautics and the Ex-*  
2        *ploration and Use of Airspace and Outer Space for*  
3        *Peaceful Purposes.*

4        *(b) CONTINUING COOPERATION.—The Administrator*  
5        *of the National Aeronautics and Space Administration*  
6        *shall continue to work with the Israel Space Agency to iden-*  
7        *tify and cooperatively pursue peaceful space exploration*  
8        *and science initiatives in areas of mutual interest, taking*  
9        *all appropriate measures to protect sensitive information,*  
10       *intellectual property, trade secrets, and economic interests*  
11       *of the United States.*

12       **SEC. 202. UNITED STATES AGENCY FOR INTERNATIONAL**  
13                                **DEVELOPMENT-ISRAEL ENHANCED PARTNER-**  
14                                **SHIP FOR DEVELOPMENT COOPERATION IN**  
15                                **DEVELOPING NATIONS.**

16        *(a) STATEMENT OF POLICY.—It should be the policy*  
17        *of the United States Agency for International Development*  
18        *(USAID) to partner with Israel in order to advance com-*  
19        *mon goals across a wide variety of sectors, including energy,*  
20        *agriculture and food security, democracy, human rights*  
21        *and governance, economic growth and trade, education, en-*  
22        *vironment, global health, and water and sanitation.*

23        *(b) MEMORANDUM OF UNDERSTANDING.—The Admin-*  
24        *istrator of the United States Agency for International De-*  
25        *velopment is authorized to enter into memoranda of under-*

1 *standing with Israel in order to enhance coordination on*  
 2 *advancing common goals on energy, agriculture and food*  
 3 *security, democracy, human rights and governance, eco-*  
 4 *nomie growth and trade, education, environment, global*  
 5 *health, and water and sanitation with a focus on strength-*  
 6 *ening mutual ties and cooperation with nations throughout*  
 7 *the world.*

8 **SEC. 203. AUTHORITY TO ENTER INTO A COOPERATIVE**  
 9 **PROJECT AGREEMENT WITH ISRAEL TO**  
 10 **COUNTER UNMANNED AERIAL VEHICLES**  
 11 **THAT THREATEN THE UNITED STATES OR**  
 12 **ISRAEL.**

13 *(a) FINDINGS.—Congress makes the following findings:*

14 *(1) On February 10, 2018, Iran launched from*  
 15 *Syria an unmanned aerial vehicle (commonly known*  
 16 *as a “drone”) that penetrated Israeli airspace.*

17 *(2) According to a press report, the unmanned*  
 18 *aerial vehicle was in Israeli airspace for a minute*  
 19 *and a half before being shot down by its air force.*

20 *(3) Senior Israeli officials stated that the un-*  
 21 *manned aerial vehicle was an advanced piece of tech-*  
 22 *nology.*

23 *(b) SENSE OF CONGRESS.—It is the sense of the Con-*  
 24 *gress that—*

1           (1) *joint research and development to counter*  
2 *unmanned aerial vehicles will serve the national secu-*  
3 *urity interests of the United States and Israel;*

4           (2) *Israel faces urgent and emerging threats from*  
5 *unmanned aerial vehicles, and other unmanned vehi-*  
6 *cles, launched from Lebanon by Hezbollah, from*  
7 *Syria by Iran's Revolutionary Guard Corps, or from*  
8 *others seeking to attack Israel;*

9           (3) *efforts to counter unmanned aerial vehicles*  
10 *should include the feasibility of utilizing directed en-*  
11 *ergy and high powered microwave technologies, which*  
12 *can disable vehicles without kinetic destruction; and*

13           (4) *the United States and Israel should continue*  
14 *to work together to defend against all threats to the*  
15 *safety, security, and national interests of both coun-*  
16 *tries.*

17           (c) *AUTHORITY TO ENTER INTO AGREEMENT.—*

18           (1) *IN GENERAL.—The President is authorized to*  
19 *enter into a cooperative project agreement with Israel*  
20 *under the authority of section 27 of the Arms Export*  
21 *Control Act (22 U.S.C. 2767), to carry out research*  
22 *on, and development, testing, evaluation, and joint*  
23 *production (including follow-on support) of, defense*  
24 *articles and defense services, such as the use of di-*  
25 *rected energy or high powered microwave technology,*

1        *to detect, track, and destroy unmanned aerial vehicles*  
2        *that threaten the United States or Israel.*

3            (2) *APPLICABLE REQUIREMENTS.—The coopera-*  
4        *tive project agreement described in paragraph (1)*  
5        *shall—*

6            (A) *provide that any activities carried out*  
7        *pursuant to the agreement are subject to—*

8            (i) *the applicable requirements de-*  
9        *scribed in subparagraphs (A), (B), and (C)*  
10       *of section 27(b)(2) of the Arms Export Con-*  
11       *trol Act (22 U.S.C. 2767(b)(2)); and*

12           (ii) *any other applicable requirements*  
13       *of the Arms Export Control Act (22 U.S.C.*  
14       *2751 et seq.) with respect to the use, trans-*  
15       *fers, and security of such defense articles*  
16       *and defense services under that Act;*

17           (B) *establish a framework to negotiate the*  
18       *rights to intellectual property developed under*  
19       *the agreement; and*

20           (C) *include appropriate protections for sen-*  
21       *sitive technology.*



1    **TITLE III—ENSURING ISRAEL’S**  
2    **QUALITATIVE MILITARY EDGE**

3    **SEC. 301. STATEMENT OF POLICY.**

4        *It is the policy of the United States to ensure that*  
5    *Israel maintains its ability to counter and defeat any cred-*  
6    *ible conventional military, or emerging, threat from any*  
7    *individual state or possible coalition of states or from non-*  
8    *state actors, while sustaining minimal damages and casual-*  
9    *ties, through the use of superior military means, possessed*  
10   *in sufficient quantity, including weapons, command, con-*  
11   *trol, communication, intelligence, surveillance, and recon-*  
12   *naissance capabilities that in their technical characteristics*  
13   *are superior in capability to those of such other individual*  
14   *or possible coalition states or non-state actors.*

Calendar No. 519

115<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION  
**S. 2497**

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**A BILL**

To amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions and to authorize the appropriations of funds to Israel, and for other purposes.

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JULY 17, 2018

Reported with an amendment