

116TH CONGRESS  
1ST SESSION

# H. R. 1837

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## AN ACT

To make improvements to certain defense and security assistance provisions and to authorize assistance for 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,*

1 **SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the  
 3 “United States-Israel Cooperation Enhancement and Re-  
 4 gional Security Act”.

5 (b) TABLE OF CONTENTS.—The table of contents for  
 6 this Act is as follows:

Sec. 1. Short title and table of contents.

TITLE I—ENHANCED COOPERATION BETWEEN THE UNITED  
 STATES AND ISRAEL

- Sec. 101. Coordinator of United States-Israel Research and Development.
- Sec. 102. Cooperation on directed energy capabilities.
- Sec. 103. Cooperation on cybersecurity.
- Sec. 104. Report on potential benefits and impact to the United States of es-  
 tablishing a joint United States-Israel Cybersecurity Center of  
 Excellence.
- Sec. 105. Cyber diplomacy officer.
- Sec. 106. United States Agency for International Development Memorandum-  
 Israel enhanced cooperation.
- Sec. 107. Cooperative projects among the United States, Israel, and developing  
 countries.
- Sec. 108. Joint cooperative program related to innovation and high-tech for the  
 Middle East region.
- Sec. 109. Sense of Congress on Eastern Mediterranean energy cooperation.
- Sec. 110. Cooperation on other matters.

TITLE II—SECURITY ASSISTANCE FOR ISRAEL

- Sec. 201. Findings.
- Sec. 202. Statement of policy.
- Sec. 203. Contingency plans to provide Israel with necessary defense articles  
 and services.
- Sec. 204. Waiver for existing or imminent military threat to Israel.
- Sec. 205. Security assistance for Israel.
- Sec. 206. Joint assessment of quantity of precision guided munitions for use by  
 Israel.
- Sec. 207. Transfer of precision guided munitions to Israel.
- Sec. 208. Sense of Congress on rapid acquisition and deployment procedures.
- Sec. 209. Extension of War Reserves Stockpile authority.
- Sec. 210. Eligibility of Israel for the strategic trade authorization exception to  
 certain export control licensing requirements.
- Sec. 211. Extension of loan guarantees to Israel.
- Sec. 212. Definition.

TITLE III—JUSTICE FOR UNITED STATES VICTIMS OF  
 PALESTINIAN TERRORISM

- Sec. 301. Short title.

Sec. 302. Facilitation of the settlement of terrorism-related claims of nationals of the United States.

Sec. 303. Modification to consent of certain parties to personal jurisdiction.

#### TITLE IV—BUDGETARY EFFECTS

Sec. 401. Determination of budgetary effects.

1 **TITLE I—ENHANCED COOPERA-**  
2 **TION BETWEEN THE UNITED**  
3 **STATES AND ISRAEL**

4 **SEC. 101. COORDINATOR OF UNITED STATES-ISRAEL RE-**  
5 **SEARCH AND DEVELOPMENT.**

6 (a) IN GENERAL.—The President is encouraged to  
7 designate the Assistant Secretary of State for the Bureau  
8 of Oceans and International Environmental and Scientific  
9 Affairs to act as Coordinator of United States-Israel Re-  
10 search and Development (in this section referred to as the  
11 “Coordinator”).

12 (b) AUTHORITIES AND DUTIES.—The Coordinator, in  
13 conjunction with the heads of relevant Federal Govern-  
14 ment departments and agencies and in coordination with  
15 the Israel Innovation Authority, shall oversee civilian  
16 science and technology programs on a joint basis with  
17 Israel.

18 (c) REPORT.—Not later than 1 year after the date  
19 of the enactment of this Act, and annually thereafter, the  
20 Coordinator shall submit to the appropriate congressional  
21 committees a report on the implementation of this section.

1 (d) APPROPRIATE CONGRESSIONAL COMMITTEES  
2 DEFINED.—In this section, the term “appropriate con-  
3 gressional committees” means—

4 (1) the Committee on Foreign Affairs and the  
5 Committee on Science, Space, and Technology of the  
6 House of Representatives; and

7 (2) the Committee on Foreign Relations and  
8 the Committee on Commerce, Science, and Trans-  
9 portation of the Senate.

10 **SEC. 102. COOPERATION ON DIRECTED ENERGY CAPABILI-**  
11 **TIES.**

12 (a) AUTHORITY.—

13 (1) IN GENERAL.—The Secretary of Defense,  
14 upon request of the Ministry of Defense of Israel  
15 and with the concurrence of the Secretary of State,  
16 is authorized to carry out research, development,  
17 test, and evaluation activities, on a joint basis with  
18 Israel, to establish directed energy capabilities that  
19 address threats to the United States, deployed forces  
20 of the United States, or Israel. Any activities carried  
21 out pursuant to such authority shall be conducted in  
22 a manner that appropriately protects sensitive infor-  
23 mation and the national security interests of the  
24 United States and the national security interests of  
25 Israel.

1           (2) REPORT.—The activities described in para-  
2 graph (1) may be carried out after the Secretary of  
3 Defense submits to the appropriate congressional  
4 committees a report setting forth the following:

5           (A) A memorandum of agreement between  
6 the United States and Israel regarding sharing  
7 of research and development costs for the capa-  
8 bilities described in paragraph (1), and any  
9 supporting documents.

10          (B) A certification that the memorandum  
11 of agreement—

12           (i) requires sharing of costs of  
13 projects, including in-kind support, be-  
14 tween the United States and Israel;

15           (ii) establishes a framework to nego-  
16 tiate the rights to any intellectual property  
17 developed under the memorandum of  
18 agreement; and

19           (iii) requires the United States Gov-  
20 ernment to receive semiannual reports on  
21 expenditure of funds, if any, by the Gov-  
22 ernment of Israel, including a description  
23 of what the funds have been used for,  
24 when funds were expended, and an identi-

1                   fication of entities that expended the  
2                   funds.

3           (b) SUPPORT IN CONNECTION WITH ACTIVITIES.—

4                   (1) IN GENERAL.—The Secretary of Defense is  
5                   authorized to provide maintenance and sustainment  
6                   support to Israel for the directed energy capabilities  
7                   research, development, test, and evaluation activities  
8                   authorized in subsection (a)(1). Such authority in-  
9                   cludes authority to install equipment necessary to  
10                  carry out such research, development, test, and eval-  
11                  uation.

12                  (2) REPORT.—The support described in para-  
13                  graph (1) may not be provided until 15 days after  
14                  the Secretary of Defense submits to the appropriate  
15                  congressional committees a report setting forth a de-  
16                  tailed description of the support to be provided.

17                  (3) MATCHING CONTRIBUTION.—The support  
18                  described in paragraph (1) may not be provided un-  
19                  less the Secretary of Defense certifies to the appro-  
20                  priate congressional committees that the Govern-  
21                  ment of Israel will contribute to such support—

22                          (A) an amount equal to not less than the  
23                          amount of support to be so provided; or

1           (B) an amount that otherwise meets the  
2           best efforts of Israel, as mutually agreed to by  
3           the United States and Israel.

4           (c) LEAD AGENCY.—The Secretary of Defense shall  
5           designate an appropriate research and development entity  
6           of a military department as the lead agency of the Depart-  
7           ment of Defense in carrying out this section.

8           (d) SEMIANNUAL REPORT.—The Secretary of De-  
9           fense shall submit to the appropriate congressional com-  
10          mittees on a semiannual basis a report that contains a  
11          copy of the most recent semiannual report provided by the  
12          Government of Israel to the Department of Defense pur-  
13          suant to subsection (a)(2)(B)(iii).

14          (e) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
15          FINED.—In this section, the term “appropriate congres-  
16          sional committees” means—

17               (1) the Committee on Armed Services, the  
18               Committee on Foreign Affairs, the Committee on  
19               Homeland Security, and the Committee on Appro-  
20               priations of the House of Representatives; and

21               (2) the Committee on Armed Services, the  
22               Committee on Foreign Relations, the Committee on  
23               Homeland Security and Governmental Affairs, and  
24               the Committee on Appropriations of the Senate.

1 **SEC. 103. COOPERATION ON CYBERSECURITY.**

2 (a) GRANT PROGRAM.—

3 (1) ESTABLISHMENT.—The Secretary, in ac-  
4 cordance with the agreement entitled the “Agree-  
5 ment between the Government of the United States  
6 of America and the Government of the State of  
7 Israel on Cooperation in Science and Technology for  
8 Homeland Security Matters”, dated May 29, 2008  
9 (or successor agreement), and the requirements  
10 specified in paragraph (2), shall establish a grant  
11 program at the Department to support—

12 (A) cybersecurity research and develop-  
13 ment; and

14 (B) demonstration and commercialization  
15 of cybersecurity technology.

16 (2) REQUIREMENTS.—

17 (A) APPLICABILITY.—Notwithstanding any  
18 other provision of law, in carrying out a re-  
19 search, development, demonstration, or com-  
20 mercial application program or activity that is  
21 authorized under this section, the Secretary  
22 shall require cost sharing in accordance with  
23 this paragraph.

24 (B) RESEARCH AND DEVELOPMENT.—

25 (i) IN GENERAL.—Except as provided  
26 in clause (ii), the Secretary shall require

1 not less than 50 percent of the cost of a  
2 research, development, demonstration, or  
3 commercial application program or activity  
4 described in subparagraph (A) to be pro-  
5 vided by a non-Federal source.

6 (ii) REDUCTION.—The Secretary may  
7 reduce or eliminate, on a case-by-case  
8 basis, the percentage requirement specified  
9 in clause (i) if the Secretary determines  
10 that such reduction or elimination is nec-  
11 essary and appropriate.

12 (C) MERIT REVIEW.—In carrying out a re-  
13 search, development, demonstration, or com-  
14 mercial application program or activity that is  
15 authorized under this section, awards shall be  
16 made only after an impartial review of the sci-  
17 entific and technical merit of the proposals for  
18 such awards has been carried out by or for the  
19 Department.

20 (D) REVIEW PROCESSES.—In carrying out  
21 a review under subparagraph (C), the Secretary  
22 may use merit review processes developed under  
23 section 302(14) of the Homeland Security Act  
24 of 2002 (6 U.S.C. 182(14)).

1           (3) ELIGIBLE APPLICANTS.—An applicant shall  
2           be eligible to receive a grant under this subsection  
3           if the project of such applicant—

4                   (A) addresses a requirement in the area of  
5                   cybersecurity research or cybersecurity tech-  
6                   nology, as determined by the Secretary; and

7                   (B) is a joint venture between—

8                           (i)(I) a for-profit business entity, aca-  
9                           demic institution, National Laboratory (as  
10                           defined in section 2 of the Energy Policy  
11                           Act of 2005 (42 U.S.C. 15801)), or non-  
12                           profit entity in the United States; and

13                           (II) a for-profit business entity, aca-  
14                           demic institution, or nonprofit entity in  
15                           Israel; or

16                           (ii)(I) the Federal Government; and

17                           (II) the Government of Israel.

18           (4) APPLICATIONS.—To be eligible to receive a  
19           grant under this subsection, an applicant shall sub-  
20           mit to the Secretary an application for such grant  
21           in accordance with procedures established by the  
22           Secretary, in consultation with the advisory board  
23           established under paragraph (5).

24           (5) ADVISORY BOARD.—

1           (A) ESTABLISHMENT.—The Secretary  
2 shall establish an advisory board to—

3           (i) monitor the method by which  
4 grants are awarded under this subsection;  
5 and

6           (ii) provide to the Secretary periodic  
7 performance reviews of actions taken to  
8 carry out this subsection.

9           (B) COMPOSITION.—The advisory board  
10 established under subparagraph (A) shall be  
11 composed of three members, to be appointed by  
12 the Secretary, of whom—

13           (i) one shall be a representative of the  
14 Federal Government;

15           (ii) one shall be selected from a list of  
16 nominees provided by the United States-  
17 Israel Binational Science Foundation; and

18           (iii) one shall be selected from a list  
19 of nominees provided by the United States-  
20 Israel Binational Industrial Research and  
21 Development Foundation.

22           (6) CONTRIBUTED FUNDS.—Notwithstanding  
23 any other provision of law, the Secretary may accept  
24 or retain funds contributed by any person, govern-  
25 ment entity, or organization for purposes of carrying

1 out this subsection. Such funds shall be available,  
2 subject to appropriation, without fiscal year limita-  
3 tion.

4 (7) REPORT.—Not later than 180 days after  
5 the date of completion of a project for which a grant  
6 is provided under this subsection, the grant recipient  
7 shall submit to the Secretary a report that con-  
8 tains—

9 (A) a description of how the grant funds  
10 were used by the recipient; and

11 (B) an evaluation of the level of success of  
12 each project funded by the grant.

13 (8) CLASSIFICATION.—Grants shall be awarded  
14 under this subsection only for projects that are con-  
15 sidered to be unclassified by both the United States  
16 and Israel.

17 (b) TERMINATION.—The grant program and the ad-  
18 visory board established under this section terminate on  
19 the date that is 7 years after the date of the enactment  
20 of this Act.

21 (c) NO ADDITIONAL FUNDS AUTHORIZED.—No addi-  
22 tional funds are authorized to carry out the requirements  
23 of this section. Such requirements shall be carried out  
24 using amounts otherwise authorized.

25 (d) DEFINITIONS.—In this section—

1 (1) the term “cybersecurity research” means re-  
2 search, including social science research, into ways  
3 to identify, protect against, detect, respond to, and  
4 recover from cybersecurity threats;

5 (2) the term “cybersecurity technology” means  
6 technology intended to identify, protect against, de-  
7 tect, respond to, and recover from cybersecurity  
8 threats;

9 (3) the term “cybersecurity threat” has the  
10 meaning given such term in section 102 of the Cy-  
11 bersecurity Information Sharing Act of 2015 (en-  
12 acted as title I of the Cybersecurity Act of 2015 (di-  
13 vision N of the Consolidated Appropriations Act,  
14 2016 (Public Law 114–113)));

15 (4) the term “Department” means the Depart-  
16 ment of Homeland Security; and

17 (5) the term “Secretary” means the Secretary  
18 of Homeland Security.

19 **SEC. 104. REPORT ON POTENTIAL BENEFITS AND IMPACT**  
20 **TO THE UNITED STATES OF ESTABLISHING A**  
21 **JOINT UNITED STATES-ISRAEL CYBERSECU-**  
22 **RITY CENTER OF EXCELLENCE.**

23 (a) IN GENERAL.—Not later than 1 year after the  
24 date of the enactment of this Act, the Secretary of State  
25 shall submit to the appropriate congressional committees

1 a report examining the potential benefits and impact to  
2 the United States of establishing a joint United States-  
3 Israel Cybersecurity Center of Excellence based in the  
4 United States and Israel to leverage the experience, knowl-  
5 edge, and expertise of institutions of higher education (as  
6 such term is defined in subsection (a) or (b) of section  
7 101 of the Higher Education Act of 1965 (20 U.S.C.  
8 1001)), private sector entities, and government entities in  
9 the area of cybersecurity and protection of critical infra-  
10 structure (as such term is defined in subsection (e) of sec-  
11 tion 1016 of the Critical Infrastructures Protection Act  
12 of 2001 (42 U.S.C. 5195e; enacted in title X of the USA  
13 PATRIOT Act (Public Law 107–56))).

14 (b) APPROPRIATE CONGRESSIONAL COMMITTEES  
15 DEFINED.—In this section, the term “appropriate con-  
16 gressional committees” means—

17 (1) the Committee on Foreign Affairs and the  
18 Committee on Homeland Security of the House of  
19 Representatives; and

20 (2) the Committee on Foreign Relations and  
21 the Committee on Homeland Security and Govern-  
22 mental Affairs of the Senate.

1 **SEC. 105. CYBER DIPLOMACY OFFICER.**

2 The Secretary of State is encouraged to appoint a  
3 qualified individual to assume the role of cyber diplomacy  
4 officer at the United States Embassy in Israel.

5 **SEC. 106. UNITED STATES AGENCY FOR INTERNATIONAL**  
6 **DEVELOPMENT MEMORANDUM-ISRAEL EN-**  
7 **HANCED COOPERATION.**

8 (a) STATEMENT OF POLICY.—It should be the policy  
9 of the United States Agency for International Develop-  
10 ment to cooperate with Israel in order to advance common  
11 goals across a wide variety of sectors, including energy,  
12 agriculture and food security, democracy, human rights  
13 and governance, economic growth and trade, education,  
14 environment, global health and water and sanitation.

15 (b) MEMORANDUM OF UNDERSTANDING.—The Sec-  
16 retary of State, acting through the Administrator of the  
17 United States Agency for International Development, is  
18 authorized to enter into memoranda of understanding with  
19 Israel in order to advance common goals on energy, agri-  
20 culture and food security, democracy, human rights and  
21 governance, economic growth and trade, education, envi-  
22 ronment, global health and water sanitation with a focus  
23 on strengthening mutual ties and cooperation with nations  
24 throughout the world.

1 **SEC. 107. COOPERATIVE PROJECTS AMONG THE UNITED**  
2 **STATES, ISRAEL, AND DEVELOPING COUN-**  
3 **TRIES.**

4 Section 106(f) of the Foreign Assistance Act of 1961  
5 (22 U.S.C. 2151d) is amended to read as follows:

6 “(f) There are authorized to be appropriated  
7 \$2,000,000 for each of fiscal years 2020 through 2024  
8 to finance cooperative projects among the United States,  
9 Israel, and developing countries that identify and support  
10 local solutions to address sustainability challenges relating  
11 to water resources, agriculture, and energy storage, in-  
12 cluding for the following activities:

13 “(1) Establishing public-private partnerships.

14 “(2) Supporting the identification, research, de-  
15 velopment testing, and scaling of innovations that  
16 focus on populations that are vulnerable to environ-  
17 mental and resource-scarcity crises, such as subsist-  
18 ence farming communities.

19 “(3) Seed or transition-to-scale funding, pub-  
20 licity and marketing promotional support, or  
21 mentorship and partnership brokering support.

22 “(4) Acceleration of demonstrations or applica-  
23 tions of local solutions to sustainability challenges,  
24 or the further refinement, testing, or implementation  
25 of innovations that have previously effectively ad-  
26 dressed sustainability challenges.”.

1 **SEC. 108. JOINT COOPERATIVE PROGRAM RELATED TO IN-**  
2 **NOVATION AND HIGH-TECH FOR THE MIDDLE**  
3 **EAST REGION.**

4 (a) SENSE OF CONGRESS.—It is the sense of Con-  
5 gress that—

6 (1) the United States should help foster co-  
7 operation in the Middle East region by financing  
8 and, where appropriate, cooperating in projects re-  
9 lated to innovation and high-tech; and

10 (2) such projects should—

11 (A) contribute to development and the  
12 quality of life in the Middle East region  
13 through the application of research and tech-  
14 nology; and

15 (B) contribute to Arab-Israeli cooperation  
16 by establishing strong working relationships  
17 that last beyond the life of such projects.

18 (b) ESTABLISHMENT.—The Secretary of State, act-  
19 ing through the Administrator of the United States Agen-  
20 cy for International Development, is authorized to seek to  
21 establish a program between the United States, Israel,  
22 Egypt, Jordan, Morocco, Tunisia, Lebanon, and the West  
23 Bank and Gaza Strip to provide for cooperation in the  
24 Middle East region by financing and, where appropriate,  
25 cooperating in, projects related to innovation and high-  
26 tech.

1 (c) PROJECT REQUIREMENTS.—Each project carried  
2 out under the program established by subsection (b)—

3 (1) shall include participation from at least one  
4 entity of Israel and one entity of Egypt, Jordan,  
5 Morocco, Tunisia, Lebanon, and the West Bank and  
6 Gaza Strip; and

7 (2) should include participation from a total of  
8 three or more such entities to the maximum extent  
9 practicable.

10 **SEC. 109. SENSE OF CONGRESS ON EASTERN MEDITERRA-**  
11 **NEAN ENERGY COOPERATION.**

12 It is the sense of Congress that cooperation between  
13 the United States and Israel for the purpose of research  
14 and development of energy sources would be in the na-  
15 tional interests of not only the United States and Israel,  
16 but also of the other nations in the Eastern Mediterranean  
17 and North Africa with similar natural gas finds.

18 **SEC. 110. COOPERATION ON OTHER MATTERS.**

19 (a) UNITED STATES-ISRAEL ENERGY CENTER.—  
20 There is authorized to be appropriated to the Secretary  
21 of Energy \$4,000,000 for each of the fiscal years 2020,  
22 2021, and 2022 to carry out the activities of the United  
23 States-Israel Energy Center established pursuant to sec-  
24 tion 917(d) of the Energy Independence and Security Act  
25 of 2007 (42 U.S.C. 17337(d)).

1 (b) UNITED STATES-ISRAEL BINATIONAL INDUS-  
2 TRIAL RESEARCH AND DEVELOPMENT FOUNDATION.—It  
3 is the sense of Congress that grants to promote covered  
4 energy projects conducted by or in conjunction with the  
5 United States-Israel Binational Industrial Research and  
6 Development Foundation should continue to be funded at  
7 not less than \$2,000,000 annually under section 917(b)  
8 of the Energy Independence and Security Act of 2007 (42  
9 U.S.C. 17337(b)).

10 (c) UNITED STATES-ISRAEL COOPERATION ON EN-  
11 ERGY, WATER, HOMELAND SECURITY, AGRICULTURE,  
12 AND ALTERNATIVE FUEL TECHNOLOGIES.—Section 7 of  
13 the United States-Israel Strategic Partnership Act of  
14 2014 (22 U.S.C. 8606) is amended by adding at the end  
15 the following:

16 “(d) AUTHORIZATION OF APPROPRIATIONS.—There  
17 are authorized to be appropriated to carry out this section  
18 \$2,000,000 for each of the fiscal years 2020, 2021, and  
19 2022.”.

20 (d) ANNUAL POLICY DIALOGUE.—It is the sense of  
21 Congress that the Department of Transportation and  
22 Israel’s Ministry of Transportation should engage in an  
23 annual policy dialogue to implement the 2016 Memo-  
24 randum of Cooperation signed by the Secretary of Trans-  
25 portation and the Israeli Minister of Transportation.

1           (e) COOPERATION ON SPACE EXPLORATION AND  
2 SCIENCE INITIATIVES.—The Administrator of the Na-  
3 tional Aeronautics and Space Administration shall con-  
4 tinue to work with the Israel Space Agency to identify and  
5 cooperatively pursue peaceful space exploration and  
6 science initiatives in areas of mutual interest, taking all  
7 appropriate measures to protect sensitive information, in-  
8 tellectual property, trade secrets, and economic interests  
9 of the United States.

10           (f) UNITED STATES-ISRAEL BINATIONAL AGRICUL-  
11 TURAL RESEARCH AND DEVELOPMENT FUND.—

12           (1) IN GENERAL.—Section 1458(e)(2) of the  
13 National Agricultural Research, Extension, and  
14 Teaching Policy Act of 1977 (7 U.S.C. 3291(e)(2))  
15 is amended—

16           (A) in subparagraph (A), by striking  
17 “and” at the end;

18           (B) in subparagraph (B), by striking the  
19 period at the end and inserting “; and”; and

20           (C) by adding at the end the following:

21           “(C) include food and nutrition research  
22 and development and the commercialization of  
23 the best practices identified through such re-  
24 search and development.”.

## 1 (2) AUTHORIZATION OF APPROPRIATIONS.—

2 There are authorized to be appropriated to carry out  
3 subparagraph (C) of section 1458(e)(2) of the Na-  
4 tional Agricultural Research, Extension, and Teach-  
5 ing Policy Act of 1977, as added by paragraph  
6 (1)(C), \$7,000,000 for each of the fiscal years 2020,  
7 2021, and 2022.

## 8 (3) REPORT.—

9 (A) IN GENERAL.—Not later than 1 year  
10 after the date of the enactment of this Act, the  
11 Secretary of Agriculture shall submit to the ap-  
12 propriate congressional committees a report on  
13 activities of the United States-Israel Binational  
14 Agricultural Research and Development Fund  
15 under section 1458(e) of the Food and Agri-  
16 culture Act of 1977 (7 U.S.C. 3291(e)).

17 (B) APPROPRIATE CONGRESSIONAL COM-  
18 MITTEES DEFINED.—In this paragraph, the  
19 term “appropriate congressional committees”  
20 means—

21 (i) the Committee on Foreign Affairs  
22 and the Committee on Agriculture of the  
23 House of Representatives; and

1 (ii) the Committee on Foreign Rela-  
2 tions and the Committee on Agriculture,  
3 Nutrition, and Forestry of the Senate.

4 (g) RESEARCH AND DEVELOPMENT COOPERATION  
5 RELATING TO DESALINATION TECHNOLOGY.—

6 (1) IN GENERAL.—Not later than 1 year after  
7 the date of the enactment of this Act, the White  
8 House Office of Science and Technology Policy shall  
9 submit to the appropriate congressional committees  
10 a report on research and development cooperation  
11 with international partners, such as the State of  
12 Israel, in the area of desalination technology as re-  
13 quired under section 9(b)(3) of the Water Desalina-  
14 tion Act of 1996 (42 U.S.C. 10301 note).

15 (2) APPROPRIATE CONGRESSIONAL COMMIT-  
16 TEES DEFINED.—In this subsection, the term “ap-  
17 propriate congressional committees” means—

18 (A) the Committee on Foreign Affairs and  
19 the Committee on Natural Resources of the  
20 House of Representatives; and

21 (B) the Committee on Foreign Relations  
22 and the Committee on Energy and Natural Re-  
23 sources of the Senate.

24 (h) RESEARCH AND TREATMENT OF  
25 POSTTRAUMATIC STRESS DISORDER.—It is the sense of

1 Congress that the Secretary of Veterans Affairs should  
2 seek to explore collaboration between the Mental Illness  
3 Research, Education and Clinical Centers and Centers of  
4 Excellence and Israeli institutions with expertise in re-  
5 searching and treating posttraumatic stress disorder.

6 (i) DEVELOPMENT OF HEALTH TECHNOLOGIES.—

7 (1) IN GENERAL.—There are authorized to be  
8 appropriated to the Secretary of Health and Human  
9 Services \$2,000,000 for each of fiscal years 2020,  
10 2021, and 2022 to establish a bilateral cooperative  
11 program with Israel for the development of health  
12 technologies, including health technologies described  
13 in paragraph (2), with an emphasis on collabo-  
14 ratively advancing the use of technology, personal-  
15 ized medicine, and data in relation to aging.

16 (2) TYPES OF HEALTH TECHNOLOGIES.—The  
17 health technologies described in this paragraph may  
18 include technologies such as artificial intelligence,  
19 biofeedback, sensors, monitoring devices, and kidney  
20 care.

21 (j) OFFICE OF INTERNATIONAL PROGRAMS OF THE  
22 FOOD AND DRUG ADMINISTRATION.—

23 (1) IN GENERAL.—It is the sense of Congress  
24 that the Commissioner of the Food and Drug Ad-  
25 ministration should seek to explore collaboration

1 with Israel through the Office of International Pro-  
2 grams.

3 (2) REPORT.—

4 (A) IN GENERAL.—Not later than 1 year  
5 after the date of the enactment of this Act, the  
6 Commissioner, acting through the head of the  
7 Office of International Programs, shall submit  
8 to the appropriate congressional committees a  
9 report on the benefits to the United States and  
10 to Israel of opening an office in Israel for the  
11 Office of International Programs.

12 (B) APPROPRIATE CONGRESSIONAL COM-  
13 MITTEES DEFINED.—In this paragraph, the  
14 term “appropriate congressional committees”  
15 means—

16 (i) the Committee on Foreign Affairs  
17 and the Committee on Energy and Com-  
18 merce of the House of Representatives;  
19 and

20 (ii) the Committee on Foreign Rela-  
21 tions and the Committee on Health, Edu-  
22 cation, Labor, and Pensions of the Senate.

23 (k) SENSE OF CONGRESS ON UNITED STATES-  
24 ISRAEL ECONOMIC COOPERATION.—It is the sense of  
25 Congress that—

1           (1) the United States-Israel economic partner-  
2           ship has achieved great tangible and intangible bene-  
3           fits to both countries and is a foundational compo-  
4           nent of the strong alliance;

5           (2) science and technology innovations present  
6           promising new frontiers for United States-Israel eco-  
7           nomic cooperation, particularly in light of wide-  
8           spread drought, cybersecurity attacks, and other  
9           major challenges impacting the United States; and

10          (3) the President should regularize and expand  
11          existing forums of economic dialogue with Israel and  
12          foster both public and private sector participation.

13                           **TITLE II—SECURITY**  
14                           **ASSISTANCE FOR ISRAEL**

15 **SEC. 201. FINDINGS.**

16          Congress makes the following findings:

17           (1) On September 14, 2016, the United States  
18           and Israel signed a 10-year Memorandum of Under-  
19           standing reaffirming the importance of continuing  
20           annual United States military assistance to Israel  
21           and cooperative missile defense programs in a way  
22           that enhances Israel’s security and strengthens the  
23           bilateral relationship between the two countries.

24           (2) The 2016 Memorandum of Understanding  
25           reflected United States support of Foreign Military

1 Financing (FMF) grant assistance to Israel over the  
2 10-year period beginning in fiscal year 2019 and  
3 ending in fiscal year 2028. Such FMF grant assist-  
4 ance would equal \$3.3 billion annually, totaling \$33  
5 billion.

6 (3) The 2016 Memorandum of Understanding  
7 also reflected United States support for funding for  
8 cooperative programs to develop, produce, and pro-  
9 cure missile, rocket and projectile defense capabili-  
10 ties over a 10-year period beginning in fiscal year  
11 2019 and ending in fiscal year 2028 at a level of  
12 \$500 million annually, totaling \$5 billion.

13 **SEC. 202. STATEMENT OF POLICY.**

14 It is the policy of the United States to provide assist-  
15 ance to the Government of Israel in order to help enable  
16 Israel to defend itself by itself and develop long-term ca-  
17 pacity, primarily through the acquisition of advanced ca-  
18 pabilities that are available from the United States.

19 **SEC. 203. CONTINGENCY PLANS TO PROVIDE ISRAEL WITH**  
20 **NECESSARY DEFENSE ARTICLES AND SERV-**  
21 **ICES.**

22 (a) IN GENERAL.—The President, acting through the  
23 Secretary of Defense and in consultation with the Sec-  
24 retary of State, shall establish and update as appropriate  
25 contingency plans to provide Israel with defense articles

1 and services that are determined by the Secretary of De-  
2 fense to be necessary for the defense of Israel.

3 (b) CONGRESSIONAL BRIEFING.—Not later than 1  
4 year after the date of the enactment of this Act, and annu-  
5 ally thereafter, the Secretary of Defense, in consultation  
6 with the Secretary of State, shall brief the appropriate  
7 congressional committees on the status of the contingency  
8 plans required under subsection (a).

9 **SEC. 204. WAIVER FOR EXISTING OR IMMINENT MILITARY**  
10 **THREAT TO ISRAEL.**

11 Section 38 of the Arms Export Control Act is amend-  
12 ed by adding at the end the following:

13 “(1) WAIVER FOR EXISTING OR IMMINENT MILITARY  
14 THREAT TO ISRAEL.—

15 “(1) IN GENERAL.—Upon receiving information  
16 that Israel is under an existing or imminent threat  
17 of military attack, the President may waive the re-  
18 quirements of this Act and direct the immediate  
19 transfer to Israel of such defense articles or services  
20 the President determines to be necessary to assist  
21 Israel in its defense against such threat. Amounts  
22 obligated or expended to carry out this paragraph  
23 shall not be subject to any limitation in law, or pro-  
24 vision of any bilateral agreement, relating to the

1 amount of United States assistance authorized to be  
2 made available to Israel.

3 “(2) NOTIFICATION REQUIRED.—As soon as  
4 practicable after a transfer of defense articles or  
5 services pursuant to the authority provided by para-  
6 graph (1), the President shall provide a notification  
7 in writing to Congress of the details of such trans-  
8 fer, consistent with the requirements of section 36 of  
9 this Act.”.

10 **SEC. 205. SECURITY ASSISTANCE FOR ISRAEL.**

11 Section 513(c) of the Security Assistance Act of 2000  
12 (Public Law 106–280; 114 Stat. 856) is amended—

13 (1) in paragraph (1), by striking “2002 and  
14 2003” and inserting “2020, 2021, 2022, 2023 and  
15 2024”;

16 (2) in paragraph (2), by striking “equal to—”  
17 and all that follows and inserting “not less than  
18 \$3,300,000,000.”; and

19 (3) in paragraph (3), by striking “Funds au-  
20 thorized” and all that follows through “later.” and  
21 inserting “Funds authorized to be available for  
22 Israel under subsection (b)(1) and paragraph (1) of  
23 this subsection for fiscal years 2020, 2021, 2022,  
24 2023, and 2024 shall be disbursed not later than 30  
25 days after the date of the enactment of an Act mak-

1       ing appropriations for the Department of State, for-  
2       foreign operations, and related programs for the re-  
3       spective fiscal year, or October 31 of the respective  
4       fiscal year, whichever is later.”.

5   **SEC. 206. JOINT ASSESSMENT OF QUANTITY OF PRECISION**  
6                   **GUIDED MUNITIONS FOR USE BY ISRAEL.**

7       (a) **IN GENERAL.**—The President, acting through the  
8       Secretary of Defense and in consultation with the Sec-  
9       retary of State, is authorized to conduct a joint assess-  
10      ment with the Government of Israel with respect to the  
11      matters described in subsection (b).

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

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

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

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

1           (4) United States planning to assist Israel to  
2           prepare for the sustained armed confrontations de-  
3           scribed in paragraphs (1) and (2) as well as the abil-  
4           ity of the United States to resupply Israel in the  
5           event of such confrontations described in paragraphs  
6           (1) and (2), if any.

7           (c) REPORT.—

8           (1) IN GENERAL.—Not later than 15 days after  
9           the date on which the joint assessment authorized  
10          under subsection (a) is completed, the Secretary of  
11          Defense shall submit to the appropriate congress-  
12          sional committees a report that contains the joint  
13          assessment.

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

17 **SEC. 207. TRANSFER OF PRECISION GUIDED MUNITIONS TO**  
18 **ISRAEL.**

19          (a) IN GENERAL.—Notwithstanding section 514 of  
20          the Foreign Assistance Act of 1961 (22 U.S.C. 2321h),  
21          the President is authorized to transfer to Israel precision  
22          guided munitions from reserve stocks for Israel in such  
23          quantities as necessary for legitimate self-defense of Israel  
24          and is otherwise consistent with the purposes and condi-

1 tions for such transfers under the Arms Export Control  
2 Act (22 U.S.C. 2751 et seq.).

3 (b) CERTIFICATION.—Except in the case of an emer-  
4 gency as determined by the President, not later than 5  
5 days before making a transfer under subsection (a), the  
6 President shall certify to the appropriate congressional  
7 committees that the transfer of the precision guided muni-  
8 tions—

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;

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

18 (4) is in the national security interest of the  
19 United States.

20 **SEC. 208. SENSE OF CONGRESS ON RAPID ACQUISITION**  
21 **AND DEPLOYMENT PROCEDURES.**

22 It is the sense of Congress that the President should  
23 prescribe procedures for the rapid acquisition and deploy-  
24 ment of precision guided munitions for United States  
25 counterterrorism missions, or to assist an ally of the

1 United States, including Israel, that is subject to direct  
2 missile threat.

3 **SEC. 209. EXTENSION OF WAR RESERVES STOCKPILE AU-**  
4 **THORITY.**

5 (a) DEPARTMENT OF DEFENSE APPROPRIATIONS  
6 ACT, 2005.—Subsection (d) of section 12001 of the De-  
7 partment of Defense Appropriations Act, 2005 (Public  
8 Law 108–287; 118 Stat. 1011) is amended by striking  
9 “after September 30, 2020” and inserting “after Sep-  
10 tember 30, 2025”.

11 (b) FOREIGN ASSISTANCE ACT OF 1961.—Section  
12 514(b)(2)(A) of the Foreign Assistance Act of 1961 (22  
13 U.S.C. 2321h(b)(2)(A)) is amended by striking “2013,  
14 2014, 2015, 2016, 2017, 2018, 2019, and 2020” and in-  
15 serting “2020, 2021, 2022, 2023, 2024, and 2025”.

16 **SEC. 210. ELIGIBILITY OF ISRAEL FOR THE STRATEGIC**  
17 **TRADE AUTHORIZATION EXCEPTION TO CER-**  
18 **TAIN EXPORT CONTROL LICENSING RE-**  
19 **QUIREMENTS.**

20 (a) FINDINGS.—Congress finds the following:

21 (1) Israel has adopted high standards in the  
22 field of export controls.

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

1 (3) Israel is a party to—

2 (A) the Protocol for the Prohibition of the  
3 Use in War of Asphyxiating, Poisonous or  
4 Other Gases, and of Bacteriological Methods of  
5 Warfare, signed at Geneva June 17, 1925; and

6 (B) the Convention on the Physical Protec-  
7 tion of Nuclear Material, adopted at Vienna on  
8 October 26, 1979.

9 (4) Section 6(b) of the United States-Israel  
10 Strategic Partnership Act of 2014 (22 U.S.C. 8603  
11 note) directs the President, consistent with the com-  
12 mitments of the United States under international  
13 agreements, to take steps so that Israel may be in-  
14 cluded in the list of countries eligible for the stra-  
15 tegic trade authorization exception under section  
16 740.20(c)(1) of title 15, Code of Federal Regula-  
17 tions, to the requirement for a license for the export,  
18 re-export, or in-country transfer of an item subject  
19 to controls under the Export Administration Regula-  
20 tions.

21 (b) REPORT ON ELIGIBILITY FOR STRATEGIC TRADE  
22 AUTHORIZATION EXCEPTION.—

23 (1) IN GENERAL.—Not later than 120 days  
24 after the date of the enactment of this Act, the  
25 President shall submit to the appropriate congres-

1 sional committees a report that describes the steps  
2 taken to include Israel in the list of countries eligible  
3 for the strategic trade authorization exception under  
4 section 740.20 (c) (1) of title 15, Code of Federal  
5 Regulations section, as required under 6(b) of the  
6 United States-Israel Strategic Partnership Act of  
7 2014 (22 U.S.C. 8603 note).

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

11 **SEC. 211. EXTENSION OF LOAN GUARANTEES TO ISRAEL.**

12 Chapter 5 of title I of the Emergency Wartime Sup-  
13 plemental Appropriations Act, 2003 (Public Law 108–11;  
14 117 Stat. 576) is amended under the heading “Loan  
15 Guarantees to Israel”—

16 (1) in the matter preceding the first proviso, by  
17 striking “September 30, 2020” and inserting “Sep-  
18 tember 30, 2025”; and

19 (2) in the second proviso, by striking “Sep-  
20 tember 30, 2020” and inserting “September 30,  
21 2025”.

22 **SEC. 212. DEFINITION.**

23 In this title, the term “appropriate congressional  
24 committees” means—

1 (1) the Committee on Foreign Affairs and the  
2 Committee on Armed Services of the House of Rep-  
3 resentatives; and

4 (2) the Committee on Foreign Relations and  
5 the Committee on Armed Services of the Senate.

6 **TITLE III—JUSTICE FOR UNITED**  
7 **STATES VICTIMS OF PALES-**  
8 **TINIAN TERRORISM**

9 **SEC. 301. SHORT TITLE.**

10 This title may be cited as the “Justice for United  
11 States Victims of Palestinian Terrorism Act”.

12 **SEC. 302. FACILITATION OF THE SETTLEMENT OF TER-**  
13 **RORISM-RELATED CLAIMS OF NATIONALS OF**  
14 **THE UNITED STATES.**

15 (a) **COMPREHENSIVE PROCESS TO FACILITATE THE**  
16 **RESOLUTION OF ANTI-TERRORISM ACT CLAIMS.**—The  
17 Secretary of State, in consultation with the Attorney Gen-  
18 eral, shall, not later than 30 days after the date of enact-  
19 ment of this Act, develop and initiate a comprehensive  
20 process for the Department of State to facilitate the reso-  
21 lution and settlement of covered claims.

22 (b) **ELEMENTS OF COMPREHENSIVE PROCESS.**—The  
23 comprehensive process developed under subsection (a)  
24 shall include, at a minimum, the following:

1           (1) Not later than 45 days after the date of en-  
2           actment of this Act, the Department of State shall  
3           publish a notice in the Federal Register identifying  
4           the method by which a national of the United  
5           States, or a representative of a national of the  
6           United States, who has a covered claim, may contact  
7           the Department of State to give notice of the cov-  
8           ered claim.

9           (2) Not later than 120 days after the date of  
10          enactment of this Act, the Secretary of State, or a  
11          designee of the Secretary, shall meet (and make  
12          every effort to continue to meet on a regular basis  
13          thereafter) with any national of the United States,  
14          or a representative of a national of the United  
15          States, who has a covered claim and has informed  
16          the Department of State of the covered claim using  
17          the method established pursuant to paragraph (1) to  
18          discuss the status of the covered claim, including the  
19          status of any settlement discussions with the Pales-  
20          tinian Authority or the Palestine Liberation Organi-  
21          zation.

22          (3) Not later than 180 days after the date of  
23          enactment of this Act, the Secretary of State, or a  
24          designee of the Secretary, shall make every effort to  
25          meet (and make every effort to continue to meet on

1 a regular basis thereafter) with representatives of  
2 the Palestinian Authority and the Palestine Libera-  
3 tion Organization to discuss the covered claims iden-  
4 tified pursuant to paragraph (1) and potential settle-  
5 ment of the covered claims.

6 (c) REPORT TO CONGRESS.—The Secretary of State  
7 shall, not later than 240 days after the date of enactment  
8 of this Act, and annually thereafter for 5 years, submit  
9 to the Committee on the Judiciary and the Committee on  
10 Foreign Relations of the Senate and the Committee on  
11 the Judiciary and the Committee on Foreign Affairs of  
12 the House of Representatives a report describing activities  
13 that the Department of State has undertaken to comply  
14 with this section, including specific updates regarding  
15 paragraphs (2) and (3) of subsection (b).

16 (d) SENSE OF CONGRESS.—It is the sense of Con-  
17 gress that—

18 (1) covered claims should be resolved in a man-  
19 ner that provides just compensation to the victims;

20 (2) covered claims should be resolved and set-  
21 tled in favor of the victim to the fullest extent pos-  
22 sible and without subjecting victims to unnecessary  
23 or protracted litigation;

24 (3) the United States Government should take  
25 all practicable steps to facilitate the resolution and

1 settlement of all covered claims, including engaging  
2 directly with the victims or their representatives and  
3 the Palestinian Authority and the Palestine Libera-  
4 tion Organization; and

5 (4) the United States Government should  
6 strongly urge the Palestinian Authority and the Pal-  
7 estine Liberation Organization to commit to good-  
8 faith negotiations to resolve and settle all covered  
9 claims.

10 (e) DEFINITION.—In this section, the term “covered  
11 claim” means any pending action by, or final judgment  
12 in favor of, a national of the United States, or any action  
13 by a national of the United States dismissed for lack of  
14 personal jurisdiction, under section 2333 of title 18,  
15 United States Code, against the Palestinian Authority or  
16 the Palestine Liberation Organization.

17 **SEC. 303. MODIFICATION TO CONSENT OF CERTAIN PAR-**  
18 **TIES TO PERSONAL JURISDICTION.**

19 (a) AMENDMENT TO TITLE 18.—Section 2334 of title  
20 18, United States Code, is amended—

21 (1) by striking subparagraphs (A) and (B) of  
22 subsection (e)(1) and inserting the following:

23 “(A) beginning on the date that is 180  
24 days after the date of enactment of this sub-  
25 paragraph, makes, renews, promotes, or ad-

1 vances any application in order to obtain the  
2 same standing as a member state in the United  
3 Nations or any specialized agency thereof, or  
4 accepts such standing, outside an agreement  
5 negotiated between Israel and the Palestinians;  
6 or

7 “(B) beginning on the date that is 15 days  
8 after the date of enactment of the Justice for  
9 United States Victims of Palestinian Terrorism  
10 Act—

11 “(i) continues to maintain any office,  
12 headquarters, premises, or other facilities  
13 or establishments in the United States; or

14 “(ii) establishes or procures any of-  
15 fice, headquarters, premises, or other fa-  
16 cilities or establishments in the United  
17 States.”; and

18 (2) And by inserting after paragraph (2) the  
19 following:

20 “(3) DEFENDANT DEFINED.—For purposes of  
21 paragraph (1) of this subsection, the term ‘defend-  
22 ant’ means—

23 “(A) the Palestinian Authority;

24 “(B) the Palestine Liberation Organiza-  
25 tion;

1           “(C) any organization or other entity that  
2 is a successor to or affiliated with the Pales-  
3 tinian Authority or the Palestine Liberation Or-  
4 ganization; or

5           “(D) any organization or other entity—

6                 “(i) identified in subparagraph (A),  
7 (B), or (C); and

8                 “(ii) that self-identifies as, holds itself  
9 out to be, or carries out conduct in the  
10 name of, the ‘State of Palestine’ or ‘Pal-  
11 estine’ in connection with official business  
12 of the United Nations.

13           “(4) EXCEPTION FOR CERTAIN ACTIVITIES AND  
14 LOCATIONS.—In determining whether a defendant  
15 shall be deemed to have consented to personal juris-  
16 diction under paragraph (1)(B), a court may not  
17 consider—

18                 “(A) any office, headquarters, premises or  
19 other facility or establishment used exclusively  
20 for the purpose of conducting official business  
21 of the United Nations; or

22                 “(B) any activity undertaken exclusively  
23 for the purpose of conducting official business  
24 of the United Nations.

1           “(5) RULE OF CONSTRUCTION.—Notwith-  
2 standing any other law (including any treaty), any  
3 office, headquarters, premises, or other facility or es-  
4 tablishment within the territory of the United States  
5 that is not specifically exempted by paragraph  
6 (4)(A) shall be considered to be in the United States  
7 for purposes of clauses (i) and (ii) of paragraph  
8 (1)(B).”.

9           (b) PRIOR CONSENT NOT ABROGATED.—The amend-  
10 ments made by this section do not abrogate any consent  
11 deemed to have been given under section 2334(e) of title  
12 18, United States Code, as in effect on the day before  
13 the date of enactment of this Act.

## 14 **TITLE IV—BUDGETARY EFFECTS**

### 15 **SEC. 401. DETERMINATION OF BUDGETARY EFFECTS.**

16           The budgetary effects of this Act, for the purpose of  
17 complying with the Statutory Pay-As-You-Go Act of 2010,  
18 shall be determined by reference to the latest statement  
19 titled “Budgetary Effects of PAYGO Legislation” for this  
20 Act, submitted for printing in the Congressional Record  
21 by the Chairman of the House Budget Committee, pro-

- 1 vided that such statement has been submitted prior to the
- 2 vote on passage.

Passed the House of Representatives July 23, 2019.

Attest:

*Clerk.*



116<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 1837**

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**AN ACT**

To make improvements to certain defense and security assistance provisions and to authorize assistance for Israel, and for other purposes.