

118TH CONGRESS  
1ST SESSION

# S. 3174

To prohibit aid that will benefit Hamas, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 31, 2023

Mr. RICKETTS (for himself and Mr. SCOTT of South Carolina) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

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## A BILL

To prohibit aid that will benefit Hamas, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stop Support for  
5 Hamas Act of 2023”.

6 **SEC. 2. UNITED STATES CONTRIBUTIONS TO UNRWA.**

7 The United States may not make any voluntary or  
8 involuntary contributions to the United Nations Relief and  
9 Works Agency for Palestine Refugees in the Near East  
10 (referred to in this Act as “UNRWA”), to any successor

1 or related entity, or to the regular budget of the United  
2 Nations for the support of UNRWA or a successor entity.

3 **SEC. 3. PROHIBITION ON USE OF ECONOMIC SUPPORT**  
4 **FUNDS.**

5 (a) IN GENERAL.—None of the amounts appro-  
6 priated under the heading ECONOMIC SUPPORT FUND in  
7 any Act making appropriations for the Department of  
8 State, foreign operations, and related programs may be  
9 obligated or expended to provide assistance to the West  
10 Bank and Gaza until the Secretary of State certifies to  
11 Congress that on or after October 7, 2023, the terrorist  
12 infrastructure in the West Bank and Gaza of Hamas and  
13 any other foreign terrorist organization (as that term is  
14 defined in section 620K of the Foreign Assistance Act of  
15 1961 (22 U.S.C. 2378b), as amended by section 4) has  
16 been verifiably dismantled.

17 (b) COMPTROLLER GENERAL REVIEW OF CERTIFI-  
18 CATION.—Not later than 90 days after the Secretary of  
19 State makes a certification under subsection (a), the  
20 Comptroller General of the United States shall submit to  
21 Congress an assessment of whether the infrastructure de-  
22 scribed in subsection (a) has been verifiably dismantled.

23 (c) REPORTS ON CONSULTATIONS.—

24 (1) INITIAL REPORT.—Not later than 90 days  
25 after the date of the enactment of this Act, the Sec-

1       retary of State shall submit to the appropriate con-  
2       gressional committees a report on relevant consulta-  
3       tions with United States partners in the region, in-  
4       cluding Israel.

5               (2) REPORT FOLLOWING CERTIFICATION.—Not  
6       later than 90 days after the Secretary makes a cer-  
7       tification to Congress under subsection (a), the Sec-  
8       retary shall submit to the appropriate congressional  
9       committees a report on relevant consultations with  
10      United States partners in the region, including  
11      Israel.

12              (3) APPROPRIATE CONGRESSIONAL COMMIT-  
13      TEES DEFINED.— In this subsection, the term “ap-  
14      propriate congressional committees” means—

15              (A) the Committee on Foreign Relations  
16              and the Committee on Appropriations of the  
17              Senate; and

18              (B) the Committee on Foreign Affairs and  
19              the Committee on Appropriations of the House  
20              of Representatives.

21 **SEC. 4. MODIFICATIONS TO LIMITATION ON ASSISTANCE**  
22 **TO THE PALESTINIAN AUTHORITY.**

23       Section 620K of the Foreign Assistance Act of 1961  
24      (22 U.S.C. 2378b) is amended—

1 (1) in subsection (a), by striking “ ~~Hamas-controlled~~” and inserting “ ~~Hamas-inclusive~~”;

2 (2) in subsection (b)—

3 (A) in paragraph (1), by striking “ ~~is effectively~~” and all that follows through “ ~~Palestinian Authority~~” and inserting “ ~~employs Hamas members, or agents or affiliates of Hamas, unless Hamas~~”; and

4 (B) in paragraph (2)—

5 (i) in the matter preceding subparagraph (A), by striking “ ~~Hamas-controlled~~” and inserting “ ~~Hamas-inclusive~~”;

6 (ii) in subparagraph (A), by striking “ ~~security services~~” and inserting “ ~~agencies and security services~~”; and

7 (iii) in subparagraph (B), by inserting “ ~~verifiably~~” before “ ~~dismantling~~”;

8 (3) in subsection (c) in the matter preceding paragraph (1), by inserting “ ~~for a period of not more than 2 years~~” after “ ~~thereafter~~”;

9 (4) by striking subsection (e);

10 (5) by redesignating subsection (f) as subsection (e); and

11 (6) by amending subsection (e)(2), as so redesignated, to read as follows:

1           “(2) FOREIGN TERRORIST ORGANIZATION.—

2           The term ‘foreign terrorist organization’ means—

3                   “(A) an organization designated as a for-  
4                   eign terrorist organization by the Secretary of  
5                   State in accordance with section 219(a) of the  
6                   Immigration and Nationality Act (8 U.S.C.  
7                   1189(a)); or

8                   “(B) an entity designated pursuant to Ex-  
9                   ecutive Order No. 13224 (50 U.S.C. 1701 note;  
10                  relating to blocking property and prohibiting  
11                  transactions with persons who commit, threaten  
12                  to commit, or support terrorism).”.

13 **SEC. 5. MODIFICATIONS TO LIMITATION ON ASSISTANCE**  
14 **FOR THE WEST BANK AND GAZA.**

15           (a) MODIFICATIONS TO THE FOREIGN ASSISTANCE  
16 ACT OF 1961.—Section 620L of the Foreign Assistance  
17 Act of 1961 (22 U.S.C. 2378c) is amended—

18                   (1) in subsection (b)—

19                           (A) in paragraph (1), by inserting “pro-  
20                           vided that such assistance does not benefit  
21                            Hamas or any other foreign terrorist organiza-  
22                            tion” after “human needs”;

23                           (B) in paragraph (2), by inserting “or in-  
24                            directly” after “directly”;

25                           (C) by striking paragraph (3);

1 (D) by redesignating paragraph (4) as  
2 paragraph (3); and

3 (E) in paragraph (3)(B), as so redesign-  
4 nated—

5 (i) in clause (i), by striking “; and”  
6 and inserting a semicolon;

7 (ii) in clause (ii), by striking the pe-  
8 riod at the end and inserting “; and”; and

9 (iii) by adding at the end the fol-  
10 lowing:

11 “(iii) submits a confirmation to the  
12 appropriate congressional committees that  
13 such assistance does not directly or indi-  
14 rectly benefit Hamas or any other foreign  
15 terrorist organization.”; and

16 (2) by amending subsection (e)(2) to read as  
17 follows:

18 “(2) FOREIGN TERRORIST ORGANIZATION DE-  
19 FINED.—The term ‘foreign terrorist organization’  
20 means—

21 “(A) an organization designated as a for-  
22 eign terrorist organization by the Secretary of  
23 State in accordance with section 219(a) of the  
24 Immigration and Nationality Act (8 U.S.C.  
25 1189(a)); or

1           “(B) an entity designated pursuant to Ex-  
2           ecutive Order No. 13224 (50 U.S.C. 1701 note;  
3           relating to blocking property and prohibiting  
4           transactions with persons who commit, threaten  
5           to commit, or support terrorism).”.

6           (b) MODIFICATIONS TO THE TAYLOR FORCE ACT.—  
7           Section 1004 of the Taylor Force Act (22 U.S.C. 2378c-  
8           1) is amended—

9           (1) in subsection (a)(1), in the matter pre-  
10          ceding subparagraph (A), by inserting “or indi-  
11          rectly” after “directly”; and

12          (2) in subsection (f)(1)—

13                 (A) by inserting “or indirectly” after “di-  
14                 rectly”; and

15                 (B) by inserting “or its agents or affili-  
16                 ates” after “the Palestinian Authority”.

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