

118TH CONGRESS  
1ST SESSION

# S. 1647

To impose sanctions with respect to foreign support for terrorist organizations in Gaza and the West Bank, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MAY 17, 2023

Mr. RUBIO (for himself, Mr. CRAMER, Mr. CASSIDY, Mr. BRAUN, Mr. TILLIS, Mr. SCOTT of Florida, Mr. HOEVEN, Mr. MORAN, and Mr. YOUNG) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

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## A BILL

To impose sanctions with respect to foreign support for terrorist organizations in Gaza and the West Bank, 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 “ *Hamas and Palestinian Islamic Jihad International Ter-*  
6 *rorism Support Prevention Act of 2023*”.

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. Definitions.
- Sec. 3. Statement of policy.
- Sec. 4. Imposition of sanctions with respect to foreign persons and agencies and instrumentalities of foreign states supporting Hamas, the Palestinian Islamic Jihad, or any affiliate or successor thereof.
- Sec. 5. Imposition of sanctions with respect to foreign governments that provide material support for the terrorist activities of Hamas, the Palestinian Islamic Jihad, or any affiliate or successor thereof.
- Sec. 6. Report on activities of foreign countries to disrupt global fundraising, financing, and money laundering activities of Hamas, the Palestinian Islamic Jihad, or any affiliate or successor thereof.
- Sec. 7. Miscellaneous provisions.
- Sec. 8. Determination of budgetary effects.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) ADMITTED.—The term “admitted” has the  
 4 meaning given that term in section 101(a)(13)(A) of  
 5 the Immigration and Nationality Act (8 U.S.C.  
 6 1101(a)(13)(A)).

7 (2) AGENCY OR INSTRUMENTALITY OF A FOR-  
 8 EIGN STATE.—The term “agency or instrumentality  
 9 of a foreign state” has the meaning given that term  
 10 in section 1603(b) of title 28, United States Code.

11 (3) APPROPRIATE CONGRESSIONAL COMMIT-  
 12 TEES.—The term “appropriate congressional com-  
 13 mittees” means the Committee on Foreign Relations  
 14 of the Senate and the Committee on Foreign Affairs  
 15 of the House of Representatives.

16 (4) FOREIGN PERSON.—The term “foreign per-  
 17 son” means—

18 (A) an individual who is not a United  
 19 States person; or

1 (B) a corporation, partnership, or other  
 2 nongovernmental entity that is not a United  
 3 States person.

4 (5) MATERIAL SUPPORT.—The term “material  
 5 support” has the meaning given the term “material  
 6 support or resources” in section 2339A of title 18,  
 7 United States Code.

8 (6) PERSON.—The term “person” means an in-  
 9 dividual or entity.

10 (7) UNITED STATES PERSON.—The term  
 11 “United States person” means—

12 (A) a United States citizen or an alien law-  
 13 fully admitted for permanent residence to the  
 14 United States;

15 (B) an entity organized under the laws of  
 16 the United States or of any jurisdiction within  
 17 the United States, including a foreign branch of  
 18 such an entity; or

19 (C) a person in the United States.

20 **SEC. 3. STATEMENT OF POLICY.**

21 It is the policy of the United States—

22 (1) to prevent Hamas, the Palestinian Islamic  
 23 Jihad, or any affiliate or successor thereof from ac-  
 24 cessing its international support networks; and

1           (2) to oppose Hamas, the Palestinian Islamic  
2           Jihad, or any affiliate or successor thereof from at-  
3           tempting to use goods, including medicine and dual-  
4           use items, to smuggle weapons and other materials  
5           to further acts of terrorism.

6 **SEC. 4. IMPOSITION OF SANCTIONS WITH RESPECT TO FOR-**  
7                           **EIGN PERSONS AND AGENCIES AND INSTRU-**  
8                           **MENTALITIES OF FOREIGN STATES SUP-**  
9                           **PORTING HAMAS, THE PALESTINIAN ISLAMIC**  
10                          **JIHAD, OR ANY AFFILIATE OR SUCCESSOR**  
11                          **THEREOF.**

12           (a) IN GENERAL.—Not later than 180 days after the  
13           date of the enactment of this Act, the President shall im-  
14           pose the sanctions required under subsection (c) with re-  
15           spect to any foreign person and any agency or instrumen-  
16           tality of a foreign state that the President determines  
17           knowingly—

18                   (1) assists in, sponsors, or provides significant  
19                   financial or material support for, or financial or  
20                   other services to or in support of any person de-  
21                   scribed in subsection (b); or

22                   (2) directly or indirectly, materially engages in  
23                   a significant transaction with any person described  
24                   in subsection (b).

25           (b) PERSON DESCRIBED.—

1           (1) IN GENERAL.—A person described in this  
2 subsection is a foreign person that the President de-  
3 termines—

4           (A) is a senior member of Hamas, the Pal-  
5 estinian Islamic Jihad, or any affiliate or suc-  
6 cessor thereof;

7           (B) is a senior member of the Al-Aqsa  
8 Martyr’s Brigade, Lion’s Den, or any other en-  
9 tity that the President determines is part of the  
10 terrorist infrastructure in the West Bank and  
11 Gaza;

12           (C) is a senior member of a foreign ter-  
13 rorist organization designated pursuant to sec-  
14 tion 219 of the Immigration and Nationality  
15 Act (8 U.S.C. 1189) whose members directly or  
16 indirectly support any of the activities of, know-  
17 ingly engage in a significant transaction with,  
18 or provide financial or material support for  
19 Hamas, the Palestinian Islamic Jihad, any affil-  
20 iate or successor thereof, or any person de-  
21 scribed in subparagraph (A) or (B); or

22           (D) knowingly provides or has provided  
23 material assistance, financial or material sup-  
24 port, or goods or services that directly or indi-  
25 rectly supports the terrorist activities of any

1 foreign person described in subparagraph (A) or  
2 (B).

3 (2) REQUIREMENT TO ISSUE GUIDANCE.—Not  
4 later than 60 days after the date of the enactment  
5 of this Act, and not later than 180 days thereafter,  
6 the President shall issue regulations or other guid-  
7 ance to identify the persons described in this sub-  
8 section.

9 (c) SANCTIONS REQUIRED.—

10 (1) FOREIGN PERSONS.—With respect to a for-  
11 eign person subject to sanctions under subsection  
12 (a), the President shall exercise all powers granted  
13 to the President by the International Emergency  
14 Economic Powers Act (50 U.S.C. 1701 et seq.) (ex-  
15 cept that the requirements of section 202 of such  
16 Act (50 U.S.C. 1701) shall not apply) to the extent  
17 necessary to block and prohibit all transactions in all  
18 property and interests in property of the foreign per-  
19 son if such property and interests in property are in  
20 the United States, come within the United States, or  
21 are or come within the possession or control of a  
22 United States person.

23 (2) AGENCIES OR INSTRUMENTALITIES OF A  
24 FOREIGN STATE.—With respect to an agency or in-  
25 strumentality of a foreign state subject to sanctions

1 under subsection (a), the President shall impose 2 or  
2 more of the following:

3 (A) The President may direct the Export-  
4 Import Bank of the United States not to give  
5 approval to the issuance of any guarantee, in-  
6 surance, extension of credit, or participation in  
7 the extension of credit in connection with the  
8 export of any goods or services to the agency or  
9 instrumentality, and the Export-Import Bank  
10 of the United States shall comply with any such  
11 direction.

12 (B) The President may prohibit the sale of  
13 any defense articles, defense services, or design  
14 and construction services under the Arms Ex-  
15 port Control Act (22 U.S.C. 2751 et seq.) to  
16 the agency or instrumentality.

17 (C) The President may prohibit the  
18 issuance of licenses for export of any item on  
19 the United States Munitions List under section  
20 38(a)(1) of the Arms Export Control Act (22  
21 U.S.C. 2778(a)(1)) that include the agency or  
22 instrumentality as a party to the license.

23 (D) The President may prohibit the export  
24 of any goods or technologies controlled for na-  
25 tional security reasons under the Export Ad-

1           ministration Regulations under subchapter C of  
2           chapter VII of title 15, Code of Federal Regula-  
3           tions, or successor regulations, to the agency or  
4           instrumentality, except that such prohibition  
5           shall not apply to any transaction subject to the  
6           reporting requirements of title V of the Na-  
7           tional Security Act of 1947 (50 U.S.C. 3091 et  
8           seq.).

9           (E) The President may prohibit any  
10          United States financial institution from making  
11          loans or providing any credit or financing total-  
12          ing more than \$10,000,000 to the agency or in-  
13          strumentality, except that this subparagraph  
14          shall not apply to—

15                 (i) any transaction subject to the re-  
16                 porting requirements of title V of the Na-  
17                 tional Security Act of 1947 (50 U.S.C.  
18                 3091 et seq.);

19                 (ii) the provision of medicines, medical  
20                 equipment, and humanitarian assistance;  
21                 or

22                 (iii) any credit, credit guarantee, or fi-  
23                 nancial assistance provided by the Depart-  
24                 ment of Agriculture to support the pur-



1           chase of food or other agricultural com-  
2           modities.

3           (F) The President may exercise all powers  
4           granted to the President by the International  
5           Emergency Economic Powers Act (50 U.S.C.  
6           1701 et seq.) (except that the requirements of  
7           section 202 of such Act (50 U.S.C. 1701) shall  
8           not apply) to the extent necessary to block and  
9           prohibit all transactions in all property and in-  
10          terests in property of the agency or instrumen-  
11          tality if such property and interests in property  
12          are in the United States, come within the  
13          United States, or are or come within the pos-  
14          session or control of a United States person.

15          (d) CONGRESSIONAL NOMINATION DETERMINATION  
16 WITH RESPECT TO FOREIGN PERSONS SUBJECT TO  
17 SANCTIONS.—Not later than 60 days after receiving a re-  
18 quest from the chairman and ranking member of one of  
19 the appropriate congressional committees with respect to  
20 whether a foreign person is subject to sanctions under sub-  
21 section (a) pursuant to the criteria set forth in that sub-  
22 section, the President shall—

23           (1) determine if the person meets those criteria;  
24          and

1           (2) submit a classified or unclassified report to  
2 such chairman and ranking member with respect to  
3 the determination under paragraph (1) that includes  
4 a statement of whether or not the President has im-  
5 posed or intends to impose sanctions with respect to  
6 that person.

7 (e) PENALTIES.—

8           (1) IN GENERAL.—The penalties provided for in  
9 subsections (b) and (c) of section 206 of the Inter-  
10 national Emergency Economic Powers Act (50  
11 U.S.C. 1705) shall apply to a person that knowingly  
12 violates, attempts to violate, conspires to violate, or  
13 causes a violation of regulations prescribed under  
14 section 7(b) to carry out paragraph (1) or (2)(F) of  
15 subsection (c) to the same extent that such penalties  
16 apply to a person that knowingly commits an unlaw-  
17 ful act described in section 206(a) of that Act.

18           (2) AUTHORITIES.—The President may exercise  
19 all authorities provided to the President under sec-  
20 tions 203 and 205 of the International Emergency  
21 Economic Powers Act (50 U.S.C. 1702 and 1704)  
22 for purposes of carrying out paragraphs (1) and  
23 (2)(F) of subsection (c).

24           (f) EXCEPTION.—The President shall not be required  
25 to impose sanctions under this section with respect to a

1 foreign person or an agency or instrumentality of a foreign  
2 state if the President certifies in writing to the appropriate  
3 congressional committees that—

4 (1) the foreign person or agency or instrumen-  
5 tality (as the case may be)—

6 (A) is no longer carrying out activities or  
7 transactions subject to sanctions under this sec-  
8 tion; or

9 (B) has taken and is continuing to take  
10 significant verifiable steps toward terminating  
11 activities or transactions subject to sanctions  
12 under this section; and

13 (2) the President has received reliable assur-  
14 ances from the foreign person or agency or instru-  
15 mentality (as the case may be) that it will not carry  
16 out any activities or transactions subject to sanc-  
17 tions under this section in the future.

18 (g) WAIVER.—

19 (1) IN GENERAL.—The President may waive,  
20 on a case-by-case basis and for a period of not more  
21 than 180 days, a requirement under this section to  
22 impose or maintain sanctions with respect to a for-  
23 eign person or agency or instrumentality of a foreign  
24 state if the President—

1 (A) determines that the waiver is in the  
2 national security interest of the United States;  
3 and

4 (B) not less than 30 days before the waiv-  
5 er takes effect, submits to the appropriate con-  
6 gressional committees a report on the waiver  
7 and the justification for the waiver.

8 (2) RENEWAL OF WAIVER.—The President  
9 may, on a case-by-case basis, renew a waiver under  
10 paragraph (1) for additional periods of not more  
11 than 180 days if the President—

12 (A) determines that the renewal of the  
13 waiver is in the national security interest of the  
14 United States; and

15 (B) not less than 15 days before the waiv-  
16 er expires, submits to the appropriate congres-  
17 sional committees a report on the renewal of  
18 the waiver and the justification for the renewal  
19 of the waiver.

20 (h) RULE OF CONSTRUCTION.—The authority to im-  
21 pose sanctions under this section with respect to a foreign  
22 person or an agency or instrumentality of a foreign state  
23 is in addition to the authority to impose sanctions under  
24 any other provision of law with respect to foreign persons

1 or agencies or instrumentalities of foreign states that di-  
2 rectly or indirectly support international terrorism.

3 (i) **EFFECTIVE DATE.**—This section shall take effect  
4 on the date of the enactment of this Act and apply with  
5 respect to activities and transactions described in sub-  
6 section (a) that are carried out on or after such date of  
7 enactment.

8 **SEC. 5. IMPOSITION OF SANCTIONS WITH RESPECT TO FOR-**  
9 **EIGN GOVERNMENTS THAT PROVIDE MATE-**  
10 **RIAL SUPPORT FOR THE TERRORIST ACTIVI-**  
11 **TIES OF HAMAS, THE PALESTINIAN ISLAMIC**  
12 **JIHAD, OR ANY AFFILIATE OR SUCCESSOR**  
13 **THEREOF.**

14 (a) **IDENTIFICATION.**—

15 (1) **IN GENERAL.**—Not later than 180 days  
16 after the date of the enactment of this Act, and  
17 every 180 days thereafter, the President shall sub-  
18 mit to the appropriate congressional committees a  
19 report that identifies the following:

20 (A) Each government of a foreign country  
21 that—

22 (i) the Secretary of State determines  
23 has repeatedly provided support for acts of  
24 international terrorism pursuant to section  
25 1754(c) of the Export Control Reform Act

1 of 2018 (50 U.S.C. 4813(e)), section 40 of  
2 the Arms Export Control Act (22 U.S.C.  
3 2780), section 620A of the Foreign Assist-  
4 ance Act of 1961 (22 U.S.C. 2371), or any  
5 other provision of law; and

6 (ii) the President determines has pro-  
7 vided direct or indirect material support  
8 for the terrorist activities of Hamas, the  
9 Palestinian Islamic Jihad, or any affiliate  
10 or successor thereof.

11 (B) Each government of a foreign country  
12 that—

13 (i) is not identified under subpara-  
14 graph (A); and

15 (ii) the President determines know-  
16 ingly engaged in a significant transaction  
17 that contributes to the efforts by the gov-  
18 ernment of a foreign country described in  
19 subparagraph (A)(i) to provide direct or  
20 indirect material support for the terrorist  
21 activities of Hamas, the Palestinian Is-  
22 lamic Jihad, or any affiliate or successor  
23 thereof.

1           (2) FORM OF REPORT.—Each report submitted  
2           under paragraph (1) shall be submitted in unclassi-  
3           fied form but may contain a classified annex.

4           (b) IMPOSITION OF SANCTIONS.—The President shall  
5           impose the following sanctions with respect to each gov-  
6           ernment of a foreign country identified under subpara-  
7           graph (A) or (B) of subsection (a)(1):

8           (1) The United States Government shall sus-  
9           pend, for a period of one year, United States assist-  
10          ance to the government of the foreign country.

11          (2) The Secretary of the Treasury shall instruct  
12          the United States Executive Director to each appro-  
13          priate international financial institution to oppose,  
14          and vote against, for a period of one year, the exten-  
15          sion by that institution of any loan or financial or  
16          technical assistance to the government of the foreign  
17          country.

18          (3) No item on the United States Munitions  
19          List under section 38(a)(1) of the Arms Export  
20          Control Act (22 U.S.C. 2778(a)(1)) or the Com-  
21          merce Control List set forth in Supplement No. 1 to  
22          part 774 of title 15, Code of Federal Regulations (or  
23          any successor list), may be exported to the govern-  
24          ment of the foreign country for a period of one year.

1           (c) IMPOSITION OF ADDITIONAL SANCTIONS WITH  
2 RESPECT TO CERTAIN FOREIGN GOVERNMENTS.—The  
3 President shall impose the following additional sanctions  
4 with respect to each government of a foreign country iden-  
5 tified under subsection (a)(1)(A):

6           (1) The President shall, pursuant to such regu-  
7 lations as the President may prescribe, prohibit any  
8 transactions in foreign exchange that are subject to  
9 the jurisdiction of the United States and in which  
10 the government of the foreign country has any inter-  
11 est.

12           (2) The President shall, pursuant to such regu-  
13 lations as the President may prescribe, prohibit any  
14 transfers of credit or payments between one or more  
15 financial institutions or by, through, or to any finan-  
16 cial institution, to the extent that such transfers or  
17 payments are subject to the jurisdiction of the  
18 United States and involve any interest of the govern-  
19 ment of the foreign country.

20           (d) EXCEPTIONS.—

21           (1) MILITARY USE EXCEPTION.—The President  
22 shall not be required to impose sanctions with re-  
23 spect to the government of a foreign country pursu-  
24 ant to subsection (b)—



1 (A) with respect to materials intended to  
2 be used by military or civilian personnel of the  
3 Armed Forces of the United States at military  
4 facilities in the country; or

5 (B) if the application of such sanctions  
6 would prevent the United States from meeting  
7 the terms of any status of forces agreement to  
8 which the United States is a party.

9 (2) HUMANITARIAN EXCEPTION.—The following  
10 activities shall be exempt from sanctions under this  
11 section:

12 (A) The conduct or facilitation of a trans-  
13 action for the sale of agricultural commodities,  
14 food, medicine, or medical devices to a foreign  
15 government described in subsection (a) that is  
16 not otherwise subject to the export control laws  
17 of the United States.

18 (B) The provision of humanitarian assist-  
19 ance to a foreign government described in sub-  
20 section(a), including engaging in a financial  
21 transaction relating to humanitarian assistance  
22 or for humanitarian purposes or transporting  
23 goods or services that are necessary to carry  
24 out operations relating to humanitarian assist-  
25 ance or humanitarian purposes.

1 (e) WAIVER.—

2 (1) IN GENERAL.—The President may waive,  
3 on a case-by-case basis and for a period of not more  
4 than 180 days, a requirement under subsection (b)  
5 or (c) to impose or maintain sanctions with respect  
6 to a foreign government identified pursuant to sub-  
7 paragraph (A) or (B) of subsection (a)(1) if the  
8 President—

9 (A) determines that the waiver is in the  
10 national security interest of the United States;  
11 and

12 (B) not less than 30 days before the waiv-  
13 er takes effect, submits to the appropriate con-  
14 gressional committees a report on the waiver  
15 and the justification for the waiver.

16 (2) RENEWAL OF WAIVER.—The President  
17 may, on a case-by-case basis, renew a waiver under  
18 paragraph (1) for additional periods of not more  
19 than 180 days if the President—

20 (A) determines that the renewal of the  
21 waiver is in the national security interest of the  
22 United States; and

23 (B) not less than 15 days before the waiv-  
24 er expires, submits to the appropriate congres-  
25 sional committees a report on the renewal of

1           the waiver and the justification for the renewal  
2           of the waiver.

3           (3) SUNSET.—The authority of the President  
4           under this subsection shall terminate on the date  
5           that is 2 years after the date of the enactment of  
6           this Act.

7           (f) RULE OF CONSTRUCTION.—The authority to im-  
8           pose sanctions under subsection (b) or (c) with respect to  
9           each government of a foreign country identified pursuant  
10          to subparagraph (A) or (B) of subsection (a)(1) is in addi-  
11          tion to the authority to impose sanctions under any other  
12          provision of law with respect to governments of foreign  
13          countries that provide material support to foreign terrorist  
14          organizations designated pursuant to section 219 of the  
15          Immigration and Nationality Act (8 U.S.C. 1189).

16          (g) TERMINATION.—The President may terminate  
17          any sanctions imposed with respect to the government of  
18          a foreign country under subsection (b) or (c) if the Presi-  
19          dent determines and notifies the appropriate congressional  
20          committees that the government of the foreign country is  
21          no longer carrying out activities or transactions for which  
22          the sanctions were imposed and has provided assurances  
23          to the United States Government that it will not carry  
24          out those activities or transactions in the future.

1 (h) EFFECTIVE DATE.—This section shall take effect  
2 on the date of the enactment of this Act and apply with  
3 respect to activities and transactions described in subpara-  
4 graph (A) or (B) of subsection (a)(1) that are carried out  
5 on or after such date of enactment.

6 **SEC. 6. REPORT ON ACTIVITIES OF FOREIGN COUNTRIES**  
7 **TO DISRUPT GLOBAL FUNDRAISING, FINANC-**  
8 **ING, AND MONEY LAUNDERING ACTIVITIES**  
9 **OF HAMAS, THE PALESTINIAN ISLAMIC**  
10 **JIHAD, OR ANY AFFILIATE OR SUCCESSOR**  
11 **THEREOF.**

12 (a) REPORT.—

13 (1) IN GENERAL.—Not later than 180 days  
14 after the date of the enactment of this Act, the  
15 President shall submit to the appropriate commit-  
16 tees of Congress a report that includes—

17 (A) a list of foreign countries that support  
18 Hamas, the Palestinian Islamic Jihad, or any  
19 affiliate or successor thereof, or in which  
20 Hamas maintains important portions of its fi-  
21 nancial networks;

22 (B) with respect to each foreign country on  
23 the list required by subparagraph (A)—

24 (i) an assessment of whether the gov-  
25 ernment of the country is taking adequate

1 measures to freeze the assets of Hamas,  
2 the Palestinian Islamic Jihad, or any affil-  
3 iate or successor thereof within the terri-  
4 tory of the country; and

5 (ii) in the case of a country the gov-  
6 ernment of which is not taking adequate  
7 measures to freeze the assets of Hamas—

8 (I) an assessment of the reasons  
9 that government is not taking ade-  
10 quate measures to freeze those assets;  
11 and

12 (II) a description of measures  
13 being taken by the United States Gov-  
14 ernment to encourage that govern-  
15 ment to freeze those assets;

16 (C) a list of foreign countries in which  
17 Hamas, the Palestinian Islamic Jihad, or any  
18 affiliate or successor thereof, conducts signifi-  
19 cant fundraising, financing, or money laun-  
20 dering activities;

21 (D) with respect to each foreign country  
22 on the list required by subparagraph (C)—

23 (i) an assessment of whether the gov-  
24 ernment of the country is taking adequate  
25 measures to disrupt the fundraising, fi-

1 nancing, or money laundering activities of  
2 Hamas, the Palestinian Islamic Jihad, or  
3 any affiliate or successor thereof within the  
4 territory of the country; and

5 (ii) in the case of a country the gov-  
6 ernment of which is not taking adequate  
7 measures to disrupt those activities—

8 (I) an assessment of the reasons  
9 that government is not taking ade-  
10 quate measures to disrupt those ac-  
11 tivities; and

12 (II) a description of measures  
13 being taken by the United States Gov-  
14 ernment to encourage that govern-  
15 ment to improve measures to disrupt  
16 those activities; and

17 (E) a list of foreign countries from which  
18 Hamas, the Palestinian Islamic Jihad, or any  
19 affiliate or successor thereof, acquires surveil-  
20 lance equipment, electronic monitoring equip-  
21 ment, or other means to inhibit communication  
22 or political expression in Gaza.

23 (2) FORM.—The report required by paragraph  
24 (1) shall be submitted in unclassified form to the

1       greatest extent possible and may contain a classified  
2       annex.

3       (b) BRIEFING.—Not later than 180 days after the  
4       date of the enactment of this Act, and every 180 days  
5       thereafter for the following 3 years, the Secretary of State,  
6       the Secretary of the Treasury, and the heads of other ap-  
7       plicable Federal departments and agencies (or their des-  
8       ignees) shall provide to the appropriate committees of  
9       Congress a briefing on the disposition of the assets and  
10      activities of Hamas, the Palestinian Islamic Jihad, or any  
11      successor or affiliate thereof related to fundraising, financ-  
12      ing, and money laundering worldwide.

13      (c) APPROPRIATE COMMITTEES OF CONGRESS DE-  
14      FINED.—In this section, the term “appropriate commit-  
15      tees of Congress” means—

16           (1) the Committee on Foreign Relations, the  
17           Committee on Banking, Housing, and Urban Af-  
18           fairs, and the Select Committee on Intelligence of  
19           the Senate; and

20           (2) the Committee on Foreign Affairs, the  
21           Committee on Financial Services, and the Perma-  
22           nent Select Committee on Intelligence of the House  
23           of Representatives.

1 **SEC. 7. MISCELLANEOUS PROVISIONS.**

2 (a) **RULE OF CONSTRUCTION.**—Nothing in this Act  
3 shall be construed to apply to the authorized intelligence  
4 activities of the United States.

5 (b) **REGULATORY AUTHORITY.**—The President shall,  
6 not later than 180 days after the date of the enactment  
7 of this Act, prescribe regulations as are necessary for the  
8 implementation of this Act.

9 (c) **EXCEPTION RELATING TO IMPORTATION OF**  
10 **GOODS.**—

11 (1) **IN GENERAL.**—The authorities and require-  
12 ments to impose sanctions authorized under this Act  
13 shall not include the authority or requirement to im-  
14 pose sanctions on the importation of goods.

15 (2) **GOOD DEFINED.**—In this subsection, the  
16 term “good” means any article, natural or man-  
17 made substance, material, supply or manufactured  
18 product, including inspection and test equipment,  
19 and excluding technical data.

20 (d) **TERMINATION.**—This Act shall terminate on the  
21 earlier of—

22 (1) 30 days after the date on which the Presi-  
23 dent certifies to the appropriate congressional com-  
24 mittees that Hamas and the Palestinian Islamic  
25 Jihad, or any successor or affiliate thereof—



1 (A) are no longer designated as a foreign  
2 terrorist organization pursuant to section 219  
3 of the Immigration and Nationality Act (8  
4 U.S.C. 1189);

5 (B) are no longer subject to sanctions pur-  
6 suant to—

7 (i) Executive Order 12947 (50 U.S.C.  
8 1701 note; relating to prohibiting trans-  
9 actions with terrorists who threaten to dis-  
10 rupt the Middle East peace process); and

11 (ii) Executive Order 13224 (50 U.S.C.  
12 1701 note; relating to blocking property  
13 and prohibiting transactions with persons  
14 who commit, threaten to commit, or sup-  
15 port terrorism); and

16 (C) meet the criteria described in para-  
17 graphs (1) through (4) of section 9 of the Pal-  
18 estinian Anti-Terrorism Act of 2006 (Public  
19 Law 109–446; 22 U.S.C. 2378b note); or

20 (2) 3 years after the date of the enactment of  
21 this Act.

22 **SEC. 8. DETERMINATION OF BUDGETARY EFFECTS.**

23 The budgetary effects of this Act, for the purpose of  
24 complying with the Statutory Pay-As-You-Go-Act of 2010  
25 (2 U.S.C. 931 et seq.), shall be determined by reference

1 to the latest statement titled “Budgetary Effects of  
2 PAYGO Legislation” for this Act, submitted for printing  
3 in the Congressional Record by the Chairman of the Sen-  
4 ate Budget Committee, provided that such statement has  
5 been submitted prior to the vote on passage.

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