

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 938
OFFERED BY MS. ROS-LEHTINEN OF FLORIDA
AND MR. DEUTCH OF FLORIDA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “United States-Israel
3 Strategic Partnership Act of 2014”.

4 SEC. 2. FINDINGS.

5 Congress finds the following:

6 (1) The turmoil in the Middle East poses a se-
7 rious threat to United States national security inter-
8 ests and requires cooperation with allies that are
9 willing to work with the United States in pursuit of
10 shared objectives.

11 (2) The October 31, 1998, Memorandum of
12 Agreement signed by President Clinton and Prime
13 Minister Netanyahu commits the United States to
14 working jointly with Israel towards enhancing
15 Israel’s defensive and deterrent capabilities and up-
16 grading the framework of the United States-Israel

1 strategic and military relationships, as well as the
2 technological cooperation between both countries.

3 (3) On August 16, 2007, the United States and
4 Israel signed a Memorandum of Understanding re-
5 affirming United States commitment to the security
6 of Israel and establishing a 10-year framework for
7 incremental increases in United States military as-
8 sistance to Israel.

9 (4) The Memorandum of Understanding signed
10 two years later on January 16, 2009 reaffirmed the
11 United States commitment and noted “the security,
12 military and intelligence cooperation between the
13 United States and Israel”.

14 (5) The United States and Israel conduct a
15 semi-annual Strategic Dialogue. The Department of
16 State, in a statement following the July 12, 2012,
17 meeting of the Strategic Dialogue, noted that the
18 discussions focused on such issues of mutual concern
19 as “Iran’s continued quest to develop nuclear weap-
20 ons, which the United States and Israel are both de-
21 termined to prevent” and “how the continued vio-
22 lence of the Syrian regime against its citizens [as-
23 sisted by Iran and Hezbollah] could also lead to se-
24 vere consequences for the entire region”.

1 **SEC. 3. DECLARATION OF POLICY.**

2 Congress declares that Israel is a major strategic
3 partner of the United States.

4 **SEC. 4. AMENDMENTS TO THE UNITED STATES-ISRAEL EN-**
5 **HANCED SECURITY COOPERATION ACT OF**
6 **2012.**

7 (a) UNITED STATES ACTIONS TO ASSIST IN THE DE-
8 FENSE OF ISRAEL AND PROTECT UNITED STATES INTER-
9 ESTS.—Section 4 of the United States-Israel Enhanced
10 Security Cooperation Act of 2012 (Public Law 112–150;
11 22 U.S.C. 8603) is amended—

12 (1) by striking “It is the sense of Congress that
13 the United States Government should” and inserting
14 “(a) IN GENERAL.—The President should, to the
15 maximum extent practicable,”; and

16 (2) by adding at the end the following:

17 “(b) REPORT.—Not later than 180 days after the
18 date of the enactment of this subsection, the President
19 shall submit to Congress a report on the implementation
20 of this section.”.

21 (b) EXTENSION OF WAR RESERVES STOCKPILE AU-
22 THORITY.—Section 5(a) of the United States-Israel En-
23 hanced Security Cooperation Act of 2012 (Public Law
24 112–150) is amended to read as follows:

25 “(a) EXTENSION OF WAR RESERVES STOCKPILE AU-
26 THORITY.—

1 “(1) DEPARTMENT OF DEFENSE APPROPRIA-
2 TIONS ACT, 2005.—Section 12001(d) of the Depart-
3 ment of Defense Appropriations Act, 2005 (Public
4 Law 108–287; 118 Stat. 1011), is amended by strik-
5 ing ‘more than 10 years after’ and inserting ‘more
6 than 11 years after’.

7 “(2) FOREIGN ASSISTANCE ACT OF 1961.—Sec-
8 tion 514(b)(2)(A) of the Foreign Assistance Act of
9 1961 (22 U.S.C. 2321h(b)(2)(A)) is amended by
10 striking ‘and 2014’ and inserting ‘, 2014, and
11 2015’.”.

12 (c) AMENDMENTS TO REQUIREMENTS RELATING TO
13 ASSESSMENT OF ISRAEL’S QUALITATIVE MILITARY EDGE
14 OVER MILITARY THREATS.—

15 (1) ASSESSMENT REQUIRED; REPORTS.—Sec-
16 tion 201 of Public Law 110–429 (122 Stat. 4843;
17 22 U.S.C. 2776 note) is amended—

18 (A) in subsection (a), by striking “an on-
19 going basis” and inserting “a biennial basis”;
20 and

21 (B) in subsection (c)(2)—

22 (i) in the heading, by striking “QUAD-
23 RENNIAL” and inserting “BIENNIAL”; and

24 (ii) in the text, by striking “Not later
25 than four years after the date on which the

1 President transmits the initial report
2 under paragraph (1), and every four years
3 thereafter,” and inserting “Not later than
4 one year after the date of the enactment of
5 the United States-Israel Strategic Partner-
6 ship Act of 2014, and biennially there-
7 after.”.

8 (2) REPORT.—

9 (A) IN GENERAL.—Not later than 90 days
10 after the date of the enactment of this Act, the
11 Secretary of State shall submit to the appro-
12 priate congressional committees a report on—

13 (i) the range of cyber and asymmetric
14 threats posed to Israel by state and non-
15 state actors; and

16 (ii) the joint efforts of the United
17 States and Israel to address the threats
18 identified in clause (i).

19 (B) FORM.—The report required under
20 subparagraph (A) shall be submitted in unclas-
21 sified form, but may contain a classified annex.

22 (C) APPROPRIATE CONGRESSIONAL COM-
23 MITTEES DEFINED.—In this paragraph, the
24 term “appropriate congressional committees”
25 means the Committee on Foreign Affairs of the

1 House of Representatives and the Committee
2 on Foreign Relations of the Senate.

3 **SEC. 5. AUTHORIZATION OF ASSISTANCE FOR ISRAEL.**

4 (a) FINDING.—Congress finds that Israel has adopt-
5 ed high standards in the field of export controls, including
6 by becoming adherent to the Australia Group, the Missile
7 Technology Control Regime, the Nuclear Suppliers Group,
8 and the Wassenaar Arrangement control lists, and by en-
9 acting robust legislation and regulations for the control
10 of dual-use and defense items.

11 (b) EXPEDITED LICENSING PROCEDURES.—

12 (1) IN GENERAL.—The President shall direct
13 the Secretary of State to undertake discussions with
14 Israel to identify the steps required to be taken to
15 include Israel within the list of countries described
16 in section 740.20(c)(1) of title 15, Code of Federal
17 Regulations (relating to eligibility for Strategic
18 Trade Authorization).

19 (2) REPORT.—

20 (A) IN GENERAL.—Not later than 180
21 days after the date of the enactment of this
22 Act, and every 180 days thereafter or until such
23 time that Israel is included on the list of coun-
24 tries determined as eligible for the Strategic
25 Trade Authorization, the President shall submit

1 to the Committee on Foreign Affairs of the
2 House of Representatives and the Committee
3 on Foreign Relations and the Committee on
4 Banking, Housing, and Urban Affairs of the
5 Senate a report on the following:

6 (i) The current status of negotiations.

7 (ii) The reasons that Israel has not
8 yet been determined as eligible for the
9 Strategic Trade Authorization.

10 (B) FORM.—The report required by sub-
11 paragraph (A) shall be submitted in unclassi-
12 fied form but may contain a classified annex.

13 (c) LICENSING TREATMENT AS MTCR ADHERENT.—
14 The President shall direct the Secretary of Commerce to
15 ensure that Israel is treated no less favorably than any
16 other member or adherent to the Missile Technology Con-
17 trol Regime designated in Country Group A:2 in Supple-
18 ment No. 1 to part 740 of title 15, Code of Federal Regu-
19 lations.

20 (d) OVERSEAS PRIVATE INVESTMENT CORPORA-
21 TION.—In carrying out its authorities under title IV of
22 chapter 2 of part I of the Foreign Assistance Act of 1961
23 (22 U.S.C. 2191 et seq.), the Overseas Private Investment
24 Corporation should consider giving preference to providing

1 insurance, financing, or reinsurance for energy and water
2 projects in Israel.

3 (e) ENERGY, WATER, AGRICULTURE, AND ALTER-
4 NATIVE FUEL TECHNOLOGIES.—

5 (1) IN GENERAL.—The President is authorized
6 to carry out cooperative activities with Israel and to
7 provide assistance to Israel that promotes coopera-
8 tion in the fields of energy, water, agriculture, alter-
9 native fuel technologies, and civil space, where ap-
10 propriate and pursuant to existing law.

11 (2) REQUIREMENTS.—In carrying out para-
12 graph (1), the President is authorized to share and
13 exchange with Israel research, technology, intel-
14 ligence, information, equipment, and personnel that
15 the President determines will advance the national
16 security interests of the United States and is con-
17 sistent with the Strategic Dialogue and pertinent
18 provisions of law—

19 (A) by enhancing scientific cooperation be-
20 tween Israel and the United States; or

21 (B) by the sale, lease, exchange in kind, or
22 other techniques the President determines to be
23 suitable.

24 (f) COOPERATIVE RESEARCH PILOT PROGRAMS.—

1 (1) IN GENERAL.—The Secretary of Homeland
2 Security, acting through the Director of the Home-
3 land Security Advanced Research Projects Agency,
4 is authorized to enter into cooperative research pilot
5 programs with Israel to enhance Israel’s capabilities
6 in the following areas:

7 (A) Border, maritime, and aviation secu-
8 rity.

9 (B) Explosives detection.

10 (C) Emergency services.

11 (2) AUTHORIZATION OF APPROPRIATIONS.—For
12 fiscal year 2014, there are authorized to be appro-
13 priated to the Secretary of Homeland Security—

14 (A) \$1,000,000 to carry out paragraph
15 (1)(A);

16 (B) \$1,000,000 to carry out paragraph
17 (1)(B); and

18 (C) \$1,000,000 to carry out paragraph
19 (1)(C).

20 **SEC. 6. UNITED STATES-ISRAEL COOPERATION ON CYBER-**
21 **SECURITY.**

22 It is a sense of Congress that the United States and
23 Israel should take steps and explore avenues to increase
24 cooperation on cyber-security.

1 **SEC. 7. STATEMENT OF UNITED STATES POLICY REGARD-**
2 **ING ISRAEL'S DEFENSE SYSTEMS.**

3 (a) FINDINGS.—Congress—

4 (1) commends the first phase completion of the
5 David's Sling Weapon System (DSWS) by the Israel
6 Missile Defense Organization and the U.S. Missile
7 Defense Agency, which is designed to provide addi-
8 tional opportunities for interception by the joint
9 United States-Israel Arrow Weapon System (Arrow
10 2 and Arrow 3);

11 (2) congratulates the Israel Missile Defense Or-
12 ganization and the U.S. Missile Defense Agency on
13 successfully executing the Arrow 3 flyout of a more
14 advanced interceptor, which will improve Israel's de-
15 fenses against upper tier ballistic missile threats
16 from nations including Iran;

17 (3) recognizes that during Operation Pillar of
18 Defense in November 2012, Israel deployed Iron
19 Dome short-range rocket defense batteries to inter-
20 cept Hamas-launched rockets fired from Gaza—of
21 those rockets that posed a threat to the life of
22 Israeli citizens, 80 to 85 percent were successfully
23 intercepted, saving countless lives; and

24 (4) agrees that, as stated by former Secretary
25 of Defense Leon Panetta, “Iron Dome performed, I
26 think it's fair to say, remarkably well during the re-

1 cent escalation . . . Iron Dome does not start wars.
2 It helps prevent wars.”.

3 (b) STATEMENT OF POLICY.—The President, acting
4 through the Secretary of Defense and the Secretary of
5 State, should provide assistance, upon request by the Gov-
6 ernment of Israel, for the enhancement of the David’s
7 Sling Weapon System, the enhancement of the joint
8 United States-Israel Arrow Weapon System (Arrow 2 and
9 Arrow 3), and the procurement and enhancement of the
10 Iron Dome short-range rocket defense system for purposes
11 of intercepting short-range rockets, missiles, and other
12 projectiles launched against Israel.

13 **SEC. 8. REPORT ON OTHER MATTERS.**

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

16 (1) the United States and Israel should con-
17 tinue collaborative efforts to enhance Israel’s mili-
18 tary capabilities, including through the transfer of
19 advanced combat aircraft, active phased array radar,
20 military tanker-transports, other multi-mission mili-
21 tary aircraft, advanced or specialized munitions, and
22 through joint training and exercise opportunities in
23 the United States;

24 (2) the United States and Israel should expedi-
25 tiously conclude an updated Memorandum of Under-

1 standing regarding United States security assistance
2 in order to help Israel meet its unique security re-
3 quirements and uphold its qualitative military edge;

4 (3) the United States should ensure that Israel
5 has timely access to important military equipment,
6 including by augmenting the forward deployed
7 United States War Reserve Stockpile in Israel and
8 by continuing to provide Israel with critical military
9 equipment and spare parts through the Department
10 of Defense's Excess Defense Articles program; and

11 (4) the United States should continue to sup-
12 port Israel's inherent right of self-defense.

13 (b) REPORT.—

14 (1) IN GENERAL.—Not later than 120 days
15 after the date of the enactment of this Act, the
16 Comptroller General of the United States shall sub-
17 mit to the appropriate congressional committees a
18 report that—

19 (A) reviews and comments on the report
20 required under section 6(b) of the United
21 States-Israel Enhanced Security Cooperation
22 Act of 2012 (Public Law 112–150; 22 U.S.C.
23 8604(b)); and

24 (B) provides policy recommendations, if
25 necessary.

1 (2) FORM.—The report required by paragraph
2 (1) may include a classified annex.

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

6 (A) the Committee on Foreign Affairs and
7 the Committee on Armed Services of the House
8 of Representatives; and

9 (B) the Committee on Foreign Relations
10 and the Committee on Armed Services of the
11 Senate.

12 **SEC. 9. REPORT ON ELIGIBILITY OF ISRAEL FOR VISA**
13 **WAIVER PROGRAM.**

14 (a) STATEMENT OF POLICY.—It shall be the policy
15 of the United States to include Israel in the list of coun-
16 tries that participate in the visa waiver program under
17 section 217 of the Immigration and Nationality Act (8
18 U.S.C. 1187) when Israel satisfies the requirements for
19 inclusion in such program specified in such section.

20 (b) REPORT.—Not later than 180 days after the date
21 of the enactment of this Act, the Secretary of State shall
22 submit to the Committee on the Judiciary of the House
23 of Representatives and the Committee on the Judiciary
24 of the Senate a report on the extent to which Israel satis-
25 fies the requirements specified in section 217 of the Immi-

- 1 gration and Nationality Act for inclusion in the visa waiver
- 2 program under such section and what additional steps, if
- 3 any, are required in order for Israel to qualify for inclusion
- 4 in such program.

