

AMENDMENT TO H.R. 1464
OFFERED BY MR. MALINOWSKI OF NEW JERSEY

Strike section 2 and insert the following:

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) On October 2, 2018, Washington Post jour-
4 nalist Jamal Khashoggi was murdered by Saudi
5 Government agents in Istanbul.

6 (2) According to the United Nations Special
7 Rapporteur’s June 2019 report, Mr. Khashoggi con-
8 tacted the Saudi Embassy in Washington regarding
9 required documentation he needed to obtain from
10 Saudi authorities and “was told to obtain the docu-
11 ment from the Saudi embassy in Turkey”.

12 (3) According to press reports, Mr. Khashoggi’s
13 associates were surveilled after having their phones
14 infiltrated by spyware.

15 (4) On July 15, 2019, the House of Represent-
16 atives passed by a margin of 405-7 the Saudi Arabia
17 Human Rights and Accountability Act of 2019
18 (H.R. 2037), which required—

19 (A) an unclassified report by the Director
20 of National Intelligence on parties responsible

1 for Khashoggi’s murder, a requirement ulti-
2 mately inserted into and passed as part of the
3 National Defense Authorization Act for Fiscal
4 Year 2020 (Public Law 116–92);

5 (B) visa sanctions on all persons identified
6 in such report; and

7 (C) a report on human rights in Saudi
8 Arabia.

9 (5) On February 26, 2021, the Director of Na-
10 tional Intelligence released the report produced pur-
11 suant to congressional direction, which stated, “we
12 assess that Saudi Arabia’s Crown Prince Muham-
13 mad bin Salman approved an operation in Istanbul,
14 Turkey to capture or kill Saudi journalist Jamal
15 Khashoggi.”. The report also identified several indi-
16 viduals who “participated in, ordered, or were other-
17 wise complicit in or responsible for the death of
18 Jamal Khashoggi on behalf of Muhammad bin
19 Salman. We do not know whether these individuals
20 knew in advance that the operation would result in
21 Khashoggi’s death.”.

22 (6) Section 7031(c) of division K of the Con-
23 solidated Appropriations Act, 2021 states “Officials
24 of foreign governments and their immediate family
25 members about whom the Secretary of State has

1 credible information have been involved, directly or
2 indirectly, in . . . a gross violation of human
3 rights. . . shall be ineligible for entry into the
4 United States.”.

5 (7) Section 6 of the Arms Export Control Act
6 (22 U.S.C. 2756) provides that no letters of offer
7 may be issued, no credits or guarantees may be ex-
8 tended, and no export licenses may be issued with
9 respect to any country determined by the President
10 to be engaged in a “consistent pattern of acts of in-
11 timidation or harassment directed against individ-
12 uals in the United States”.

13 (8) Section 502B of the Foreign Assistance Act
14 of 1961 (22 U.S.C. 2304) directs the President to
15 formulate and conduct international security assist-
16 ance programs of the United States in a manner
17 which will “promote and advance human rights and
18 avoid identification of the United States, through
19 such programs, with governments which deny to
20 their people internationally recognized human rights
21 and fundamental freedoms, in violation of inter-
22 national law or in contravention of the policy of the
23 United States”.

24 (9) Secretary of State Antony Blinken on Feb-
25 ruary 26, 2021, stated: “As a matter of safety for

1 all within our borders, perpetrators targeting per-
2 ceived dissidents on behalf of any foreign govern-
3 ment should not be permitted to reach American
4 soil. . . We have made absolutely clear that
5 extraterritorial threats and assaults by Saudi Arabia
6 against activists, dissidents, and journalists must
7 end.”.

