

118TH CONGRESS
2D SESSION

H. R. 7217

Making emergency supplemental appropriations to respond to the attacks in Israel for the fiscal year ending September 30, 2024, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2024

Mr. CALVERT (for himself, Ms. GRANGER, Mr. DIAZ-BALART, Mr. SCALISE, Mr. EMMER, and Ms. STEFANIK) introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

Making emergency supplemental appropriations to respond to the attacks in Israel for the fiscal year ending September 30, 2024, 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 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 2024, and for other pur-
6 poses, namely:

1 TITLE I
2 DEPARTMENT OF DEFENSE
3 MILITARY PERSONNEL
4 MILITARY PERSONNEL, ARMY

5 For an additional amount for “Military Personnel,
6 Army”, \$15,221,000, to remain available until September
7 30, 2024, to respond to the attacks in Israel: *Provided*,
8 That such amount is designated by the Congress as an
9 emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 MILITARY PERSONNEL, AIR FORCE

13 For an additional amount for “Military Personnel,
14 Air Force”, \$31,934,000, to remain available until Sep-
15 tember 30, 2024, to respond to the attacks in Israel: *Pro-*
16 *vided*, That such amount is designated by the Congress
17 as an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 OPERATION AND MAINTENANCE

21 OPERATION AND MAINTENANCE, ARMY

22 For an additional amount for “Operation and Main-
23 tenance, Army”, \$203,683,000, to remain available until
24 December 31, 2024, to respond to the attacks in Israel:
25 *Provided*, That such amount is designated by the Congress

1 as an emergency requirement pursuant to section
2 251(b)(2)(A)(i) of the Balanced Budget and Emergency
3 Deficit Control Act of 1985.

4 OPERATION AND MAINTENANCE, NAVY

5 For an additional amount for “Operation and Main-
6 tenance, Navy”, \$507,994,000, to remain available until
7 December 31, 2024, to respond to the attacks in Israel:
8 *Provided*, That such amount is designated by the Congress
9 as an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 OPERATION AND MAINTENANCE, MARINE CORPS

13 For an additional amount for “Operation and Main-
14 tenance, Marine Corps”, \$11,094,000, to remain available
15 until December 31, 2024, to respond to the attacks in
16 Israel: *Provided*, That such amount is designated by the
17 Congress as an emergency requirement pursuant to sec-
18 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
19 gency Deficit Control Act of 1985.

20 OPERATION AND MAINTENANCE, AIR FORCE

21 For an additional amount for “Operation and Main-
22 tenance, Air Force”, \$81,030,000, to remain available
23 until December 31, 2024, to respond to the attacks in
24 Israel: *Provided*, That such amount is designated by the
25 Congress as an emergency requirement pursuant to sec-

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 OPERATION AND MAINTENANCE, DEFENSE-WIDE
4 (INCLUDING TRANSFER OF FUNDS)

5 For an additional amount for “Operation and Main-
6 tenance, Defense-Wide”, \$5,035,750,000, to remain avail-
7 able until September 30, 2024, to respond to the attacks
8 in Israel: *Provided*, That of the total amount provided
9 under this heading in this Act, \$4,400,000,000, to remain
10 available until September 30, 2025, may be transferred
11 to accounts under the headings “Operation and Mainte-
12 nance” and “Procurement” for replacement of defense ar-
13 ticles from the stocks of the Department of Defense, and
14 for reimbursement for defense services of the Department
15 of Defense and military education and training, provided
16 to Israel or identified and notified to Congress for provi-
17 sion to Israel: *Provided further*, That funds transferred
18 pursuant to the previous proviso shall be merged with and
19 available for the same purposes and for the same time pe-
20 riod as the appropriations to which the funds are trans-
21 ferred: *Provided further*, That the Secretary of Defense
22 shall notify the congressional defense committees of the
23 details of such transfers not less than 15 days before any
24 such transfer: *Provided further*, That upon a determina-
25 tion that all or part of the funds transferred from this

1 appropriation are not necessary for the purposes provided
2 under this heading, such amounts may be transferred back
3 and merged with this appropriation: *Provided further,*
4 That any transfer authority provided under this heading
5 is in addition to any other transfer authority provided by
6 law: *Provided further,* That such amount is designated by
7 the Congress as an emergency requirement pursuant to
8 section 251(b)(2)(A)(i) of the Balanced Budget and
9 Emergency Deficit Control Act of 1985.

10 PROCUREMENT

11 MISSILE PROCUREMENT, ARMY

12 For an additional amount for “Missile Procurement,
13 Army”, \$191,000,000, to remain available until Sep-
14 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
15 *vided,* That such amount is designated by the Congress
16 as an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 PROCUREMENT OF AMMUNITION, ARMY

20 For an additional amount for “Procurement of Am-
21 muniton, Army”, \$901,400,000, to remain available until
22 September 30, 2026, to respond to the attacks in Israel:
23 *Provided,* That such amount is designated by the Congress
24 as an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 OTHER PROCUREMENT, ARMY

4 For an additional amount for “Other Procurement,
5 Army”, \$283,800,000, to remain available until Sep-
6 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
7 *vided*, That such amount is designated by the Congress
8 as an emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 WEAPONS PROCUREMENT, NAVY

12 For an additional amount for “Weapons Procure-
13 ment, Navy”, \$10,000,000, to remain available until Sep-
14 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
15 *vided*, That such amount is designated by the Congress
16 as an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 OTHER PROCUREMENT, NAVY

20 For an additional amount for “Other Procurement,
21 Navy”, \$163,000,000, to remain available until September
22 30, 2026, to respond to the attacks in Israel: *Provided*,
23 That such amount is designated by the Congress as an
24 emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 PROCUREMENT, MARINE CORPS

4 For an additional amount for “Procurement, Marine
5 Corps”, \$31,000,000, to remain available until September
6 30, 2026, to respond to the attacks in Israel: *Provided*,
7 That such amount is designated by the Congress as an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 MISSILE PROCUREMENT, AIR FORCE

12 For an additional amount for “Missile Procurement,
13 Air Force”, \$39,524,000, to remain available until Sep-
14 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
15 *vided*, That such amount is designated by the Congress
16 as an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 PROCUREMENT OF AMMUNITION, AIR FORCE

20 For an additional amount for “Procurement of Am-
21 muniton, Air Force”, \$655,000, to remain available until
22 September 30, 2026, to respond to the attacks in Israel:
23 *Provided*, That such amount is designated by the Congress
24 as an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 OTHER PROCUREMENT, AIR FORCE

4 For an additional amount for “Other Procurement,
5 Air Force”, \$4,500,000, to remain available until Sep-
6 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
7 *vided*, That such amount is designated by the Congress
8 as an emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 PROCUREMENT, DEFENSE-WIDE

12 For an additional amount for “Procurement, De-
13 fense-Wide”, \$5,341,516,000, to remain available until
14 September 30, 2026, to respond to the attacks in Israel:
15 *Provided*, That of the total amount provided under this
16 heading in this Act, \$5,200,000,000, to remain available
17 until September 30, 2026, shall be for the Secretary of
18 Defense to provide to the Government of Israel for the
19 procurement of the Iron Dome, David’s Sling, and Iron
20 Beam defense systems to counter short-range rocket
21 threats: *Provided further*, That such funds shall be trans-
22 ferred pursuant to an exchange of letters and are in addi-
23 tion to funds provided pursuant to the U.S.-Israel Iron
24 Dome Procurement Agreement, as amended: *Provided fur-*
25 *ther*, That nothing under this heading shall be construed

1 to apply to amounts made available in prior appropriations
2 Acts for the procurement of the Iron Dome, David’s Sling,
3 and Iron Beam defense systems: *Provided further*, That
4 such amount is designated by the Congress as an emer-
5 gency requirement pursuant to section 251(b)(2)(A)(i) of
6 the Balanced Budget and Emergency Deficit Control Act
7 of 1985.

8 RESEARCH, DEVELOPMENT, TEST AND
9 EVALUATION

10 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
11 ARMY

12 For an additional amount for “Research, Develop-
13 ment, Test and Evaluation, Army”, \$31,263,000, to re-
14 main available until September 30, 2025, to respond to
15 the attacks in Israel: *Provided*, That such amount is des-
16 ignated by the Congress as an emergency requirement
17 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
18 et and Emergency Deficit Control Act of 1985.

19 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
20 NAVY

21 For an additional amount for “Research, Develop-
22 ment, Test and Evaluation, Navy”, \$105,000,000, to re-
23 main available until September 30, 2025, to respond to
24 the attacks in Israel: *Provided*, That such amount is des-
25 ignated by the Congress as an emergency requirement

1 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
2 et and Emergency Deficit Control Act of 1985.

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
4 AIR FORCE

5 For an additional amount for “Research, Develop-
6 ment, Test and Evaluation, Air Force”, \$61,660,000, to
7 remain available until September 30, 2025, to respond to
8 the attacks in Israel: *Provided*, That such amount is des-
9 ignated by the Congress as an emergency requirement
10 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
11 et and Emergency Deficit Control Act of 1985.

12 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
13 DEFENSE-WIDE

14 For an additional amount for “Research, Develop-
15 ment, Test and Evaluation, Defense-Wide”,
16 \$304,756,000, to remain available until September 30,
17 2025, to respond to the attacks in Israel, including for
18 battle management software and cooperation on defensive
19 programs through emerging technologies: *Provided*, That
20 such amount is designated by the Congress as an emer-
21 gency requirement pursuant to section 251(b)(2)(A)(i) of
22 the Balanced Budget and Emergency Deficit Control Act
23 of 1985.

1 REVOLVING AND MANAGEMENT FUNDS

2 DEFENSE WORKING CAPITAL FUNDS

3 For an additional amount for “Defense Working
4 Capital Funds”, \$549,800,000, to remain available until
5 September 30, 2024, to respond to the attacks in Israel:
6 *Provided*, That such amount is designated by the Congress
7 as an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 OTHER DEPARTMENT OF DEFENSE PROGRAMS

11 DEFENSE HEALTH PROGRAM

12 For an additional amount for “Defense Health Pro-
13 gram”, \$1,150,000, to remain available until September
14 30, 2024, which shall be for operation and maintenance
15 to respond to the attacks in Israel: *Provided*, That such
16 amount is designated by the Congress as an emergency
17 requirement pursuant to section 251(b)(2)(A)(i) of the
18 Balanced Budget and Emergency Deficit Control Act of
19 1985.

20 GENERAL PROVISIONS—THIS TITLE

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 101. Section 12001 of the Department of De-
23 fense Appropriations Act, 2005 (Public Law 108–287), as
24 amended by Public Law 115–141, is further amended as
25 follows:

1 (1) In paragraph (2) of subsection (a), by strik-
2 ing “armor” and all that follows through the end of
3 the paragraph and inserting “defense articles that
4 are in the inventory of the Department of Defense
5 as of the date of transfer, are intended for use as
6 reserve stocks for Israel, and are located in a stock-
7 pile for Israel as of the date of transfer.”.

8 (2) In subsection (b), by striking “at least
9 equal to the fair market value of the items trans-
10 ferred” and inserting “in an amount to be deter-
11 mined by the Secretary of Defense”.

12 (3) In subsection (c), by striking “30 days” and
13 inserting “15 days”, and by inserting “Appropria-
14 tions,” after “Committees on” in each place it ap-
15 pears.

16 SEC. 102. During fiscal year 2024, section 514(b) of
17 the Foreign Assistance Act of 1961 (22 U.S.C. 2321h(b))
18 shall not apply to defense articles to be set aside, ear-
19 marked, reserved, or intended for use as reserve stocks
20 in stockpiles in the State of Israel.

21 SEC. 103. Not later than 30 days after the date of
22 enactment of this Act, and every 30 days thereafter
23 through fiscal year 2025, the Secretary of Defense, in co-
24 ordination with the Secretary of State, shall provide a
25 written report to the Committees on Appropriations,

1 Armed Services, and Foreign Affairs of the House of Rep-
2 resentatives and the Committees on Appropriations,
3 Armed Services, and Foreign Relations of the Senate de-
4 scribing United States security assistance provided to
5 Israel since the October 7, 2023, terrorist attack on Israel,
6 including a comprehensive list of the defense articles and
7 services provided to Israel and the associated authority
8 and funding used to provide such articles and services:
9 *Provided*, That such report shall be submitted in unclassi-
10 fied form, but may be accompanied by a classified annex.

11 SEC. 104. Concurrent with any notification of assist-
12 ance made pursuant to section 506(b)(1) of the Foreign
13 Assistance Act of 1961 (22 U.S.C. 2318(b)(1)), the Sec-
14 retary of Defense shall submit a written notification to
15 the congressional defense committees that contains a de-
16 scription of the defense articles and defense services to
17 be furnished, including the quantity, approximate value,
18 and an estimate of the cost to replace such article or an
19 equivalent capability, and a timeline for the delivery of
20 such defense articles and defense services.

1 TITLE II
2 DEPARTMENT OF STATE AND RELATED
3 AGENCY
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS

7 For an additional amount for “Diplomatic Pro-
8 grams”, \$150,000,000, to remain available until Sep-
9 tember 30, 2025, for responding to the attacks in Israel
10 and areas impacted by the attacks in Israel, including for
11 crisis response and relocation support for Mission Israel,
12 of which \$100,000,000 shall be available until expended
13 for Worldwide Security Protection to sustain requirements
14 for Mission Israel and other United States missions af-
15 fected by the attacks in Israel: *Provided*, That such
16 amount is designated by the Congress as an emergency
17 requirement pursuant to section 251(b)(2)(A)(i) of the
18 Balanced Budget and Emergency Deficit Control Act of
19 1985.

20 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
21 SERVICE

22 For an additional amount for “Emergencies in the
23 Diplomatic and Consular Service”, \$50,000,000, to re-
24 main available until September 30, 2025, for emergency
25 evacuation of United States Government personnel and

1 citizens in Israel and in countries in the region impacted
2 by the attacks in Israel: *Provided*, That such amount is
3 designated by the Congress as an emergency requirement
4 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
5 et and Emergency Deficit Control Act of 1985.

6 INTERNATIONAL SECURITY ASSISTANCE

7 FUNDS APPROPRIATED TO THE PRESIDENT

8 FOREIGN MILITARY FINANCING PROGRAM

9 For an additional amount for “Foreign Military Fi-
10 nancing Program”, \$3,500,000,000, to remain available
11 until September 30, 2025, to respond to the attacks in
12 Israel: *Provided*, That funds made available under this
13 heading in this Act and prior Acts making appropriations
14 for the Department of State, foreign operations, and re-
15 lated programs for fiscal year 2024, in addition to funds
16 otherwise available for such purposes, may be used by the
17 Department of State for necessary expenses for the gen-
18 eral costs of administering military assistance and sales,
19 including management and oversight of such programs
20 and activities: *Provided further*, That, to the extent that
21 the Government of Israel requests that funds be used for
22 such purposes, grants made available for Israel under this
23 heading shall, as agreed by the United States and Israel,
24 be available for advanced weapons systems, of which up
25 to \$3,500,000,000 may be available for the procurement

1 in Israel of defense articles and defense services: *Provided*
2 *further*, That any congressional notification requirement
3 applicable to funds made available under this heading for
4 Israel may be waived if a determination is made that ex-
5 traordinary circumstances exist that impact the national
6 security of the United States: *Provided further*, That such
7 amount is designated by the Congress as an emergency
8 requirement pursuant to section 251(b)(2)(A)(i) of the
9 Balanced Budget and Emergency Deficit Control Act of
10 1985.

11 GENERAL PROVISIONS—THIS TITLE

12 SEC. 201. (a) During fiscal year 2024, and subject
13 to subsection (b), section 506(a)(1) of the Foreign Assist-
14 ance Act of 1961 (22 U.S.C. 2318(a)(1)) shall be applied
15 by substituting “\$2,500,000,000” for “\$100,000,000”.

16 (b) Subsection (a) shall not take effect unless the
17 Secretary of State determines and reports to the appro-
18 priate congressional committees that the exercise of the
19 authority of such subsection is necessary to respond to the
20 situation in Israel.

21 SEC. 202. Not later than 30 days after the date of
22 enactment of this Act, the Secretary of State shall submit
23 to the Committees on Appropriations a report on the pro-
24 posed uses of funds appropriated by this title to respond
25 to the situation in Israel: *Provided*, That such report shall

1 be updated and submitted to such Committees every 60
2 days thereafter until September 30, 2025, and every 180
3 days thereafter until all funds have been expended, and
4 shall include information detailing how estimates and as-
5 sumptions contained in previous reports have changed, in-
6 cluding obligations and expenditures.

7 TITLE III

8 GENERAL PROVISIONS—THIS ACT

9 SEC. 301. Each amount appropriated or made avail-
10 able by this Act is in addition to amounts otherwise appro-
11 priated for the fiscal year involved.

12 SEC. 302. No part of any appropriation contained in
13 this Act shall remain available for obligation beyond the
14 current fiscal year unless expressly so provided herein.

15 SEC. 303. Unless otherwise provided for by this Act,
16 the additional amounts appropriated by this Act to appro-
17 priations accounts shall be available under the authorities
18 and conditions applicable to such appropriations accounts
19 for fiscal year 2024.

20 SEC. 304. Each amount designated in this Act by the
21 Congress as an emergency requirement pursuant to sec-
22 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985 shall be available (or
24 rescinded or transferred, if applicable) only if the Presi-

1 dent subsequently so designates all such amounts and
2 transmits such designations to the Congress.

3 SEC. 305. Any amount appropriated by this Act, des-
4 igned by the Congress as an emergency requirement
5 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
6 et and Emergency Deficit Control Act of 1985 and subse-
7 quently so designated by the President, and transferred
8 pursuant to transfer authorities provided by this Act shall
9 retain such designation.

10 This Act may be cited as the “Israel Security Supple-
11 mental Appropriations Act, 2024”.

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