To prohibit the use of United States Government funds to provide assistance to Al Qaeda, Jabhat Fateh al-Sham, and the Islamic State of Iraq and the Levant (ISIL) and to countries supporting those organizations, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2017

Ms. Gabbard (for herself, Mr. Welch, Mr. Jones, Mr. Massie, Ms. Lee, and Mr. Yoho) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Permanent Select Committee on Intelligence, 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

To prohibit the use of United States Government funds to provide assistance to Al Qaeda, Jabhat Fateh al-Sham, and the Islamic State of Iraq and the Levant (ISIL) and to countries supporting those organizations, 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,
SECTION 1. PROHIBITION ON USE OF FUNDS TO PROVIDE COVERED ASSISTANCE TO AL QAEDA, JABHAT FATEH AL-SHAM, AND ISIL, AND TO COUNTRIES SUPPORTING THOSE ORGANIZATIONS.

(a) Prohibition With Respect to Al Qaeda, Jabhat Fateh al-Sham, and ISIL.—

(1) In General.—Notwithstanding any other provision of law, no funds made available to any Federal department or agency may be used to provide covered assistance to Al Qaeda, Jabhat Fateh al-Sham, and ISIL, and any individual or group that is affiliated with, associated with, cooperating with, or adherents to such groups.

(2) Duties of DNI.—The Director of National Intelligence—

(A) shall make initial determinations with respect to whether or not an individual or group is, or has been within the most recent 12 months prior to such determination, affiliated with, associated with, cooperating with, or is an adherent to Al Qaeda, Jabhat Fateh al-Sham, or ISIL, under paragraph (1) not later than 90 days after the date of the enactment of this Act;
(B) shall, in consultation with the appropriate congressional committees, review and make subsequent determinations with respect to groups or individuals under paragraph (1) every 6 months thereafter; and

(C) shall brief the appropriate congressional committees on each determination with respect to a group or individual under subparagraph (A) and the justification for the determination, including by providing—

(i) the geographic location of such group or individual;

(ii) a detailed intelligence assessment of such group or individual;

(iii) a detailed description of the alignment and interaction of such group or individual with Al Qaeda, Jabhat Fateh al-Sham, or ISIL; and

(iv) a description of the ideological beliefs of such group or individual.

(b) Prohibition With Respect to Supporting Countries.—

(1) In general.—Notwithstanding any other provision of law, no funds made available to any Federal department or agency may be used to pro-
vide covered assistance directly or indirectly to the
government of any country that the Director of Na-
tional Intelligence determines has within the most
recent 12 months prior to such determination pro-
vided covered assistance to Al Qaeda, Jabhat Fateh
al-Sham, or the Islamic State of Iraq and the Le-
vant (ISIL), or any individual or group that is affili-
ated with, associated with, cooperating with, or is an
adherent to those organizations, as determined
under subsection (a)(2)(A).

(2) DUTIES OF DNI.—The Director of National
Intelligence—

(A) shall make initial determinations with
respect to countries under paragraph (1) not
later than 90 days after the date of the enact-
ment of this Act;

(B) shall, in consultation with the appro-
priate congressional committees, review and
make subsequent determinations with respect to
countries under paragraph (1) every 6 months
thereafter; and

(C) shall brief the appropriate congres-
sional committees on each determination with
respect to a country under paragraph (1) and
the justification for the determination that Al
Qaeda, Jabhat Fateh al-Sham, or the Islamic State of Iraq and the Levant (ISIL), or any individual or group that is affiliated with, associated with, cooperating with, or is an adherent to those organizations, is determined to be receiving covered assistance from the government of the country—

(i) the geographic location of such organization, group, or individual;

(ii) a detailed intelligence assessment of such organization, group, or individual;

and

(iii) a detailed description of the covered assistance, the method of transfer of the covered assistance, and use of covered assistance.

(c) ADDITIONAL BRIEFING REQUIREMENTS.—The Director of National Intelligence shall—

(1) in addition to carrying out subsection (a)(2)(C), brief the appropriate congressional committees on—

(A) any other individual or group that the Director considered in carrying out such subsection but did not make a determination that the group or individual is affiliated with, associ-
ated with, cooperating with, or is an adherent to Al Qaeda, Jabhat Fateh al-Sham, or ISIL; and

(B) the justification for not making the determination; and

(2) in addition to carrying out subsection (b)(2)(C), brief the appropriate congressional committees on—

(A) any other country that the Director considered in carrying out such subsection but did not make a determination that the country provided covered assistance to Al Qaeda, Jabhat Fateh al-Sham, or the Islamic State of Iraq and the Levant (ISIL), or any individual or group that is affiliated with, associated with, cooperating with, or adherents to those organizations; and

(B) the justification for not making the determination.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the Committee on Foreign Affairs, the Committee on Armed Services, and the Perma-
nent Select Committee on Intelligence of the House of Representatives; and

(B) the Committee on Foreign Relations, the Committee on Armed Services, and the Select Committee on Intelligence of the Senate.

(2) COVERED ASSISTANCE.—The term “covered assistance” means—

(A) defense articles, defense services, training or logistical support, or any other military assistance provided by grant, loan, credit, transfer, or cash sales;

(B) intelligence sharing; or

(C) cash assistance.

(3) DEFENSE ARTICLES AND DEFENSE SERVICES.—The terms “defense articles” and “defense services” have the meanings given such terms in sections 47(3) and 47(4) of the Arms Export Control Act (22 U.S.C. 2794 note), respectively.