

115TH CONGRESS
2D SESSION

S. 3801

To impose sanctions with respect to any entity of the Palestinian Authority, the Palestine Liberation Organization, or any successor or affiliated organization that is responsible for providing payments to Palestinian terrorists imprisoned for committing acts of terrorism against citizens of Israel or the United States, the families of such terrorists, or the families of Palestinian terrorists who died committing such acts of terrorism, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 20, 2018

Mr. CRUZ introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To impose sanctions with respect to any entity of the Palestinian Authority, the Palestine Liberation Organization, or any successor or affiliated organization that is responsible for providing payments to Palestinian terrorists imprisoned for committing acts of terrorism against citizens of Israel or the United States, the families of such terrorists, or the families of Palestinian terrorists who died committing such acts of terrorism, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “End Palestinian Terror
3 Salaries Act of 2018”.

4 **SEC. 2. FINDINGS.**

5 Congress makes the following findings:

6 (1) In March 2018, the Taylor Force Act (title
7 X of division S of Public Law 115–141) was enacted
8 into law, in which Congress—

9 (A) found that “the Palestinian
10 Authority’s practice of paying salaries to terror-
11 ists serving in Israeli prisons, as well as to the
12 families of deceased terrorists, is an incentive to
13 commit acts of terror”;

14 (B) called on “the Palestinian Authority,
15 the Palestine Liberation Organization, and any
16 successor or affiliated organizations to stop
17 payments for acts of terrorism by individuals
18 who are imprisoned after being fairly tried and
19 convicted for acts of terrorism and by individ-
20 uals who died committing acts of terrorism and
21 to repeal the laws authorizing such payments”;
22 and

23 (C) limited assistance for the West Bank
24 and Gaza that directly benefits the Palestinian
25 Authority unless the Secretary of State certifies
26 in writing that the Palestinian Authority, the

1 Palestine Liberation Organization, and any suc-
2 cessor or affiliated organization has, among
3 other things—

4 (i) “terminated payments for acts of
5 terrorism against Israeli citizens and
6 United States citizens to any individual,
7 after being fairly tried, who has been im-
8 prisoned for such acts of terrorism and to
9 any individual who died committing such
10 acts of terrorism, including to a family
11 member of such individuals”; and

12 (ii) “revoked any law, decree, regula-
13 tion, or document authorizing or imple-
14 menting a system of compensation for im-
15 prisoned individuals that uses the sentence
16 or period of incarceration of an individual
17 imprisoned for an act of terrorism to de-
18 termine the level of compensation paid, or
19 have taken comparable action that has the
20 effect of invalidating any such law, decree,
21 regulation, or document”.

22 (2) In July 2018, the Palestinian Authority
23 committed to continuing payments for terrorism as
24 follows:

1 (A) On July 3, 2018, the Commissioner of
2 Prisoner Affairs of the Palestinian Authority,
3 Issa Qaraqe, said such payments are “our na-
4 tional duty and we will not abandon it. So the
5 government will continue to pay these stipends
6 to the families, even if we are in financial cri-
7 sis.”.

8 (B) On July 8, 2018, the President of the
9 Palestinian Authority, Mahmoud Abbas, said,
10 “We will not allow anyone to interfere with the
11 money that Israel is against us paying to the
12 families of martyrs and prisoners. These are
13 our martyrs, our wounded and our prisoners,
14 and we will continue to pay them.”.

15 (C) On July 23, 2018, President Mahmoud
16 Abbas said, “we will not accept a cut or can-
17 cellation of salaries to the families of martyrs
18 and prisoners . . . [and] even if we only have
19 a penny left, we will give it to the martyrs, the
20 prisoners and their families”.

21 (3) Between July and December 2018, Pales-
22 tinian terrorists wounded or killed more than a
23 dozen Israelis, including 45-year old American-
24 Israeli Ari Fuld who was stabbed to death on Sep-
25 tember 16, 2018, and became eligible for payments

1 for terrorism by the Palestinian Authority, according
2 to the United States Ambassador to Israel, David
3 Friedman, who—

4 (A) on September 20, 2018, tweeted, “The
5 Palestinian Prisoner Affairs Commission has
6 confirmed that the family of the terrorist who
7 murdered Ari Fuld is ‘eligible to receive a
8 monthly salary’ as compensation for his incar-
9 ceration. This practice is unconscionable and
10 must stop if there is to be any hope for peace.”;
11 and

12 (B) on December 13, 2018, tweeted, “In
13 the past week Palestinian terrorists have killed
14 or wounded 14 Israelis in multiple attacks. The
15 Pal Authority maintains laws that will com-
16 pensate these terrorists and their families for
17 their heinous acts.”.

18 **SEC. 3. IMPOSITION OF SANCTIONS.**

19 (a) IN GENERAL.—Beginning on the date that is 90
20 days after the date of the enactment of this Act, the Presi-
21 dent—

22 (1) shall impose sanctions pursuant to Execu-
23 tive Order 13224 (50 U.S.C. 1701 note; relating to
24 blocking property and prohibiting transactions with
25 persons who commit, threaten to commit, or support

1 terrorism) with respect to any individual that the
2 President determines is a commissioner or holds an
3 equivalent position in a commission described in sub-
4 section (b); and

5 (2) may impose such sanctions with respect to
6 any individual that the President determines is affili-
7 ated with such a commission.

8 (b) COMMISSION DESCRIBED.—A commission de-
9 scribed in this subsection is an entity of the Palestinian
10 Authority, the Palestine Liberation Organization, or any
11 successor or affiliated organization that authorizes or im-
12 plements payments or a system of compensation as de-
13 scribed in subparagraph (B) or (C) of section 1004(a)(1)
14 of the Taylor Force Act (title X of division S of Public
15 Law 115–141).

○