

104TH CONGRESS
1ST SESSION

H. R. 1930

To govern relations between the United States and the Palestine Liberation Organization (PLO), to enforce PLO compliance with standards of international conduct, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 1995

Mr. ENGEL (for himself, Mr. SAXTON, Mr. SCHUMER, and Mr. DELAY) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committee on Banking and Financial Services, 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 govern relations between the United States and the Palestine Liberation Organization (PLO), to enforce PLO compliance with standards of international conduct, 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 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Middle East Peace
5 Compliance Act and PLO Accountability of 1995”.

1 **SEC. 2. DEFINITIONS.**

2 For the purposes of this Act—

3 (a) the term “Palestine Liberation Organiza-
4 tion” or “PLO” shall be defined as a membership
5 organization encompassing all constituent groups
6 and individuals that publicly demonstrate their alle-
7 giance to the PLO or receive funds from the PLO;

8 (b) for the purpose of this section, the term
9 “foreign assistance” shall be the same as that used
10 under section 634(b) of the Foreign Assistance Act
11 of 1961 (Public Law 87–195); and

12 (c) the term “Palestinian Authority” shall be
13 defined as the administrative entity established in
14 the self-rule areas of Gaza and the West Bank in ac-
15 cordance with the Declaration of Principles signed in
16 Washington, D.C., September 13, 1993, between Is-
17 rael and the PLO (PLO).

18 **SEC. 3. MIDDLE EAST PEACE COMPLIANCE POLICY.**

19 It is the policy and interest of the United States—

20 (a) to contribute to the advancement of peace
21 and security in the Middle East by supporting ef-
22 forts by Israel and the PLO to reach a nonviolent
23 resolution of their conflict under the terms of the
24 Declaration of Principles on Interim Self-Govern-
25 ment Arrangement signed in Washington, D.C., Sep-
26 tember 13, 1993;

1 (b) to ensure that the PLO fully and meaning-
2 fully complies with the terms and conditions of all
3 agreements made between it and Israel;

4 (c) to demonstrate firm, consistent, and unam-
5 biguous opposition to terrorism by insisting that the
6 PLO and Palestinian Authority take significant, ma-
7 terial, and timely steps to preempt terrorist attacks;

8 (d) to ensure that the Palestinian Authority
9 fully accounts for basic human needs and infrastruc-
10 ture development funds expended by the United
11 States in Gaza and Jericho in accordance with
12 standard commercial principles and practices;

13 (e) to assist Israel and the PLO in cooperating
14 fully with United States law enforcement agencies to
15 apprehend, prosecute, and convict all individuals in-
16 volved in the criminal injury or death of United
17 States citizens or the willful damaging of United
18 States property;

19 (f) to hold the PLO and its administrative au-
20 thority in Gaza and Jericho accountable for unlawful
21 acts carried out within its jurisdiction or emanating
22 from territory under its administrative control;

23 (g) to ensure that all United States foreign as-
24 sistance evidence a clear commitment to democracy,
25 justice, and the rule of law and conform to estab-

1 lished standards of financial management and ac-
2 countability; and

3 (h) to contribute to the long term security, sta-
4 bility, and economic health of the State of Israel
5 through the maintenance of close bilateral ties and,
6 to the greatest extent possible, to provide such levels
7 of assistance to Israel as are necessary and suffi-
8 cient to achieve these objectives.

9 **SEC. 4. MIDDLE EAST PEACE COMPLIANCE FINDINGS AND**
10 **DETERMINATIONS.**

11 (a) FINDINGS.—Pursuant to the commitments be-
12 tween Israel and the PLO described in section 6 of this
13 Act, the Congress makes the following findings:

14 (1) After decades of conflict, Israel and the
15 PLO have entered a new era which presents an his-
16 toric opportunity for peaceful coexistence and a sta-
17 ble democratic future for themselves and the region.

18 (2) The basis for this new relationship between
19 Israel and the PLO is the set of agreements to
20 which both parties are signatories and which ema-
21 nates from the Declaration of Principles on Interim
22 Self-Government Arrangements, signed in Washing-
23 ton, D.C., on September 13, 1993.

24 (3) The United States agrees to serve as a
25 partner in the effort to bring about long lasting rec-

1 conciliation and understanding between Israel and the
2 PLO.

3 (4) The United States recognizes that all of the
4 agreements referred to in section 6 of the Act are
5 legally binding on Israel and the PLO, that they
6 were entered in freely and in good faith and that Is-
7 rael and the PLO are committed to their complete
8 fulfillment.

9 (5) The United States is relying upon Israel
10 and the PLO to honor their commitments to elected
11 representatives and officials of the United States
12 Government prior to and following the signing of the
13 Declaration of Principles, including the promise of
14 the PLO to halt terrorism emanating from areas
15 under its control.

16 (6) The United States is committed to provid-
17 ing funding for infrastructure development and basic
18 human needs in Gaza and Jericho, but not through
19 the PLO and only where the PLO and the Palestin-
20 ian Authority have demonstrated that they have
21 taken substantial, timely, and meaningful steps to-
22 wards full compliance under their respective agree-
23 ments.

24 (7) The United States is resolute in its deter-
25 mination to ensure that in providing assistance to

1 Palestinians living under the administrative control
2 of the Palestinian Authority or elsewhere, the bene-
3 ficiaries of such assistance shall be held to the same
4 standard of financial accountability and manage-
5 ment control as any other recipient of United States
6 foreign assistance.

7 (8) Since the signing of the Declaration of
8 Principles, the United States has had sufficient time
9 to evaluate the sincerity, commitment, and effective-
10 ness with which Israel and the PLO have complied
11 with both the spirit and the letter of the joint agree-
12 ments to which they are signatories.

13 (b) DETERMINATIONS.—The Congress determines
14 the following:

15 (1) While there has been recent progress in
16 PLO efforts to comply with the commitments it
17 made, listed in section 6 of this Act, the PLO has
18 demonstrated significant disregard for both the spir-
19 it and the letter of the understandings contained in
20 those agreements.

21 (2) Information provided by the President on
22 the compliance of the PLO with its agreements has
23 often been ambiguous and has tended to focus only
24 on the positive aspects of PLO compliance.

1 (3) In the following areas, the PLO specifically
2 has failed to take substantial, timely, and meaning-
3 ful steps to fulfill its commitments listed in section
4 6 of this Act.

5 (A) AMENDING THE PLO COVENANT—De-
6 spite the commitment made by the PLO in the
7 letter of September 9, 1993 between the PLO
8 leader and the Prime Minister of Israel, the PLO
9 has yet to repeal the provisions of its Charter
10 which declare Israel to be illegitimate and call
11 for its elimination through armed struggle.

12 (B) PREVENTING AND RESPONDING TO VI-
13 OLENCE AND TERRORISM.—Substantial addi-
14 tional steps are necessary for the PLO to com-
15 ply fully with its commitment under Article
16 XVIII of the Gaza-Jericho Agreement to pre-
17 vent acts of terrorism, crime, and hostilities di-
18 rected against Israel and Israelis. Congress be-
19 lieves that these steps should include banning
20 terrorist organizations, such as Hamas and Is-
21 lamic Jihad.

22 (C) INCITING VIOLENCE.—Despite para-
23 graph 1, Article XII of the Gaza-Jericho Agree-
24 ment, some prominent PLO officials, including
25 Chairman Yasir Arafat, have advocated holy

1 war (jihad) against Israel, glorify terrorists,
2 and have issued propaganda delegitimizing Is-
3 raeli sovereignty, even within its pre-1967 bor-
4 ders.

5 (D) CONFISCATING UNAUTHORIZED WEAP-
6 ONS.—In violation of the terms of Section 8,
7 Article VIII, Annex I of the Gaza-Jericho
8 Agreement, the Palestinian Authority has yet to
9 take meaningful steps to enforce upon civilians
10 or paramilitary groups a prohibition on posses-
11 sion or carrying of weapons without a license.

12 (E) EXCLUDING TERRORISTS FROM SECUR-
13 ITY SERVICES.—Despite the spirit of Section
14 4(b), Article III, Annex I of the Gaza-Jericho
15 Agreement, the PLO continues to employ police
16 who have committed serious crimes or acts of
17 terrorism.

18 (F) REFUSING TO TRANSFER SUSPECTED
19 TERRORISTS TO ISRAEL.—Despite Section 7,
20 Article II, Annex III of the Gaza-Jericho Agree-
21 ment, the Palestinian Authority has refused to
22 transfer certain individuals suspected in terror-
23 ist acts against Israeli citizens to Israeli au-
24 thorities.

1 (G) LOCATING INSTITUTIONS OF THE PAL-
2 ESTINIAN AUTHORITY IN JERUSALEM.—Under
3 Article V of the Gaza-Jericho Agreement, the
4 geographical jurisdiction of the Palestinian Au-
5 thority is limited to the areas of the Gaza Strip,
6 Jericho, and other areas agreed to by the Par-
7 ties. By opening offices and institutions in Je-
8 rusalem, the Palestinian Authority has violated
9 the spirit of this provision.

10 (H) EXCEEDING THE AUTHORIZED NUM-
11 BER OF PALESTINIAN POLICE.—Despite sub-
12 section 3(c), Article III, Annex I of the Gaza-
13 Jericho Agreement which permits up to 9,000
14 Palestinian Police, the Palestinian Authority
15 has substantially exceeded this limit by main-
16 taining a police force of 15,000 to 20,000
17 members.

18 **SEC. 5. MIDDLE EAST PEACE COMPLIANCE GENERAL RE-**
19 **STRICTIONS ON ASSISTANCE.**

20 The following restrictions shall apply with regard to
21 all assistance provided by the United States under this
22 Act:

23 (a) No funds shall be made available under this
24 or any other Act to the PLO.

1 (b) All funds obligated under this Act shall be
2 provided only by agencies or entities of the United
3 States Government, private voluntary organizations
4 designated by the Secretary of State, or multilateral
5 institutions which have transparent funding mecha-
6 nisms and are open to independent audits.

7 (c) No funds shall be obligated under this Act
8 for any project or activity in Jerusalem.

9 (d) No funds obligated under this Act shall be
10 made available, directly or indirectly, to Palestinian
11 Authority until the President meets the require-
12 ments set forth in section 7 of this Act.

13 (e) Funds obligated under this Act may only be
14 made available for humanitarian assistance, eco-
15 nomic development and infrastructure projects, de-
16 mocracy building, and combatting terrorism, or ac-
17 tivities which benefit Palestinians in areas under the
18 jurisdiction of the Palestinian Authority.

19 (f) No funds obligated under this or any other
20 Act shall be used for the purchase, lease, or acquisi-
21 tion by any means of lethal equipment for security
22 services related to the Palestinian Authority.

23 (g) No funds shall be made available under this
24 Act should the PLO or Palestinian Authority con-
25 clude a formal or informal arrangement with

1 Hamas, Islamic Jihad, or any other group practicing
2 or supporting terrorism unless the arrangement cur-
3 tails terrorism.

4 (h) As set forth in section 585 of the Foreign
5 Operations, Export Financing, and Related Pro-
6 grams 1995 Appropriations and 1994 Supplemental
7 Appropriations Act (Public Law 103–306):

8 (1) None of the funds made available
9 under this or any other Act shall be obligated
10 or expended to create in any part of Jerusalem
11 a new office of any department or agency of the
12 United States Government for the purpose of
13 conducting official United States Government
14 business with the Palestinian Authority over
15 Gaza and Jericho or any successor Palestinian
16 governing entity provided for in the Israel-PLO
17 Declaration of Principles: *Provided*, That this
18 restriction shall not apply for the acquisition of
19 additional space for the existing Consulate Gen-
20 eral in Jerusalem.

21 (2) Meetings between officers and employ-
22 ees of the United States and officials of the
23 Palestinian Authority, or any successor Pal-
24 estinian governing entity provided for in the Is-
25 rael-PLO Declaration of Principles, for the pur-

1 pose of conducting official United States Gov-
2 ernment business with such authority should
3 continue to take place in locations other than
4 Jerusalem. As has been true in the past, offi-
5 cers and employees of the United States Gov-
6 ernment may continue to meet in Jerusalem on
7 other subjects with Palestinians (including
8 those who now occupy positions in the Palestin-
9 ian Authority), have social contacts, and have
10 incidental discussions.

11 (i) No funds made available under this or any
12 other Act shall be provided to any individual who
13 has been convicted in a court of law of directly par-
14 ticipating in the planning or execution of a terrorist
15 activity which resulted in the death, injury, or kid-
16 naping of an American citizen.

17 **SEC. 6. MIDDLE EAST PEACE COMMITMENTS DESCRIBED.**

18 The commitments referred to under this Act and rec-
19 ognized by the United States are the legally binding com-
20 mitments made by the PLO and Israel in the following
21 declarations:

22 (a) The PLO letter of September 9, 1993, to
23 the Prime Minister of Israel.

24 (b) The PLO letter of September 9, 1993, to
25 the Foreign Ministry of Norway.

1 (c) The Declaration of Principles on Interim
2 Self-Government Arrangements signed in Washing-
3 ton, D.C., on September 13, 1993.

4 (d) The Agreement between Israel and the PLO
5 signed in Cairo on May 4, 1994, also known as the
6 Gaza-Jericho Agreement.

7 (e) The Joint Communique between Israel and
8 the PLO issued at Blair House, in Washington,
9 D.C., February 12, 1995.

10 **SEC. 7. MIDDLE EAST PEACE COMPLIANCE REQUIREMENTS**

11 **FOR THE TRANSFER OF FUNDS.**

12 **IN GENERAL.**—None of the funds made available
13 under this Act shall be obligated until the following re-
14 quirements set forth in this section are fully met:

15 (a) **CERTIFICATION OF COMPLIANCE.**—Prior to
16 the exercise of the authority provided by subsection
17 (i) of this section, the President shall certify to the
18 Congress that the PLO and the Palestinian Author-
19 ity are complying by the commitments listed in sec-
20 tion 6 of this Act. The President may not exercise
21 that authority until 30 days after a written policy
22 justification is submitted to the relevant congress-
23 sional committees. For the written policy justifica-
24 tion applying to the certification prior to blocks A
25 and C of United States assistance, as established in

1 subsection (j) of this section, such written policy jus-
2 tification shall include, but not be limited to, the fol-
3 lowing—

4 (1) a comprehensive evaluation of the com-
5 pliance record of the PLO and the Palestinian
6 Authority according to each specific commit-
7 ment set forth in the agreements and other in-
8 struments listed in section 6 of this Act;

9 (2) objective and subjective measures to
10 assess PLO compliance; and

11 (3) a measurement of PLO compliance
12 against each previous quarterly assessment.

13 For the written policy justification applying to the
14 certification prior to blocks B and D of United
15 States assistance, as established in subsection (j) of
16 this section, such written policy justification shall in-
17 clude, but not be limited to, a measurement of PLO
18 compliance against each previous quarterly assess-
19 ment.

20 (b) FINANCIAL ACCOUNTABILITY.—Ninety (90)
21 days after the passage of this Act and every 180
22 days thereafter, the President shall submit to the
23 relevant congressional committees a report which
24 provides an accounting of all United States assist-
25 ance which benefits, directly or indirectly, the

1 projects, programs, or activities of the Palestinian
2 Authority in areas under its jurisdiction including,
3 but not limited to—

4 (1) the obligation and disbursal of all
5 funds, by project, activity, and date, as well as
6 by prime contractor;

7 (2) the organization(s) or individual(s) re-
8 sponsible for the receipt and obligation of Unit-
9 ed States assistance;

10 (3) the amount of both private and inter-
11 national donor funds that benefit the PLO or
12 the Palestinian Authority and to which the
13 United States is a contributor; and

14 (4) the ultimate beneficiaries of the assist-
15 ance.

16 (c) REPORT ON THE POSSIBLE MISUSE OF
17 FUNDS.—Ninety (90) days following the passage of
18 this Act, the President shall provide to the relevant
19 congressional committees a comprehensive account-
20 ing to the extent possible of all credits, guarantees,
21 insurance, in-kind assistance, and other resource
22 transfers to the Palestinian Authority provided by
23 the United States, other nations, or multilateral in-
24 stitutions or donor groups which may have been mis-
25 used, diverted, or illegally converted for purposes

1 other than those originally intended by the donors.
2 In preparing this report, the President shall review
3 a report on this subject prepared by the General Ac-
4 counting Office. If there is evidence of misuse of
5 funds, the report shall include, but not be limited to,
6 a discussion of—

7 (1) the possible reasons for the diversion of
8 resources and the likely use toward which they
9 were put;

10 (2) the manner and mechanism(s) by
11 which the resources were misdirected;

12 (3) the person(s) and institution(s) likely
13 responsible for the misdirection of the re-
14 sources; and

15 (4) the efforts being made by the Palestin-
16 ian Authority and the PLO, the United States
17 Government, and the international community
18 to account for and recover any misdirected re-
19 sources.

20 (d) PENALTIES AND DEDUCTIONS.—

21 (1) The President shall deduct one dollar
22 from block C of United States assistance, as es-
23 tablished under subsection (j) of this section,
24 for each dollar identified in the report, provided
25 under subsection (c) of this section, which has

1 been diverted for purposes other than what they
2 were originally intended from block A of United
3 States assistance, as established under sub-
4 section (j) of this section.

5 (2) The President shall deduct one dollar
6 from block D of United States assistance, as es-
7 tablished under subsection (j) of this section,
8 for each dollar identified in the report, provided
9 under subsection 3 of this section, which has
10 been diverted for purposes other than what they
11 were originally intended from block B of United
12 States assistance, as established under sub-
13 section (j) of this section.

14 (e) MATTERS TO BE CONSIDERED.—In deter-
15 mining whether to make the certification required by
16 subsection (a) of this section, the President shall
17 consider the following:

18 (1) Have the actions of the PLO resulted
19 in reductions in terrorism carried out by mem-
20 bers or affiliates of the PLO? Has the PLO
21 leadership publicly, in Arabic and using major
22 print and electronic media outlets, strongly con-
23 demned acts of terrorism against Israel and the
24 West each time they occur?

1 (2) Has the Palestinian Authority taken
2 legal and law enforcement measures to enforce
3 in areas under its administrative control, to the
4 maximum extent possible, the elimination of
5 terrorist acts and the suppression of criminal
6 elements responsible for terrorism as evidenced
7 by the seizure of illegal weapons, the closure of
8 offices and training areas belonging to terrorist
9 organizations, and the arrest and prosecution of
10 violators involved in the incitement, recruit-
11 ment, training, planning, or conduct of terrorist
12 operations affecting the United States, Israel,
13 or other countries?

14 (3) Has the Palestinian Authority taken
15 the legal and law enforcement steps to combat,
16 in cooperation with Israel, to the maximum ex-
17 tent possible, the laundering of profits derived
18 from smuggling, narcotics trafficking, illegal
19 weapons transactions or other criminal activity
20 as evidenced by the enactment and enforcement
21 by the PLO of laws prohibiting such conduct?

22 (4) Has the Palestinian Authority taken
23 meaningful legal and law enforcement steps to
24 eliminate bribery and other forms of public cor-
25 ruption which facilitate the execution of terror-

1 ist acts or which discourage the investigation
2 and prosecution of such acts, as evidenced by
3 the enactment and enforcement of laws prohib-
4 iting such conduct?

5 (5) Has the PLO, as a matter of policy or
6 practice, encouraged or facilitated the continued
7 sponsorship of terrorist acts?

8 (6) Does any senior official of the PLO en-
9 gage in, encourage, or facilitate the incitement,
10 recruitment, training, planning, or conduct of
11 terrorist operations affecting the United States,
12 Israel, or other states or condone other inter-
13 nationally recognized criminal activity?

14 (7) Has the Palestinian Authority adopted
15 legal codes in order to enable law enforcement
16 officials to move more effectively against terror-
17 ists, the supporters of terrorism, and other re-
18 lated criminal elements, such as effective con-
19 spiracy laws and asset seizure laws?

20 (8) Has the PLO expeditiously processed
21 Israeli requests for transfer of those accused of
22 involvement in terrorism, narcotics trafficking,
23 or other criminal offenses?

24 (9) Has the PLO refused to protect or
25 given haven to any known terrorist, drug traf-

1 ficker, or others accused or convicted of a seri-
2 ous criminal offense?

3 (10) Has the PLO cooperated, both pub-
4 licly and privately, with efforts undertaken by
5 the President of the United States to end the
6 Arab League boycott of Israel and if so, to
7 what extent and to what practical effect?

8 (f) ASSISTANCE TO FOREIGN COUNTRIES TO
9 PROCURE EXPLOSIVE DETECTION DEVICES AND
10 OTHER COUNTERTERRORISM TECHNOLOGY.—There is
11 authorized to be appropriated not to exceed
12 \$10,000,000 for each fiscal year to the Attorney
13 General to provide assistance to foreign countries
14 facing an imminent danger of terrorist attack that
15 threatens the national interest of the United States
16 or puts United States nationals at risk—

17 (1) in obtaining explosive detection devices
18 and other counterterrorism technology; and

19 (2) in conducting research and develop-
20 ment projects of such technology.

21 (g) REVIEW OF LEGISLATION.—Within 180
22 days of enactment of this Act, the President shall
23 carry out and report to the relevant congressional
24 committees a thorough review of pertinent legislation
25 affecting the status of the PLO to include, but not

1 be limited to, title X of Public Law 100–204 and
2 shall recommend to Congress modifications consist-
3 ent with United States policy toward countering ter-
4 rorism and promoting peace in the Middle East.

5 (h) PRESIDENTIAL DISCLOSURE.—All agree-
6 ments, understandings, or promises, either formal or
7 informal, connected with the implementation of the
8 Declaration of Principles, shall be transmitted to
9 Congress in accordance with the section 112b, title
10 I, United States Code. These agreements, under-
11 standings, or promises include those which—

12 (A) comment the United States to any
13 course of action in its foreign, diplomatic, or se-
14 curity policies; and

15 (B) commit the United States to provide
16 funds or other forms of assistance for particu-
17 lar projects or activities.

18 (i) PROVISIONS THAT MAY BE SUSPENDED.—
19 Subject to the requirements of section 7 of this Act
20 and prior consultation with the relevant congress-
21 sional committees, the President may suspend only
22 the following provisions of law for a period of not
23 more than ninety (90) days following enactment of
24 this Act:

1 (A) Section 307 of the Foreign Assistance
2 Act of 1961 (22 U.S.C. 2227) as it applies with
3 respect to the PLO or entities associated with
4 it.

5 (B) Section 114 of the Department of
6 State Authorization Act, fiscal years 1984 and
7 1985 (22 U.S.C. 287e note) as it applies with
8 respect to the PLO or entities associated with
9 it.

10 (C) Section 1003 of the Foreign Relations
11 Authorization Act, fiscal years 1988 and 1989
12 (22 U.S.C. 5202).

13 (D) Section 37 of the Bretton Woods
14 Agreement Act (22 U.S.C. 286w) as it applies
15 to the granting to the PLO of observer status
16 or other official status at any meeting spon-
17 sored by or associated with the International
18 Monetary Fund. As used in this paragraph, the
19 term “other official status” does not include
20 membership in the International Monetary
21 Fund.

22 The President may continue the suspension for peri-
23 ods of not more than ninety (90) days until the expi-
24 ration of this Act, if before such period, the Presi-
25 dent satisfies the requirements of subsection (a) of

1 this section and consults with the chairpersons of
2 the relevant congressional committees. Any suspen-
3 sion shall cease to be effective after ninety (90) days
4 or at such earlier date as the President may specify.

5 (j) United States assistance under this Act shall
6 be divided into four portions, called “block A”,
7 “block B”, “block C”, and “block D”, each contain-
8 ing one quarter of the funds authorized under this
9 Act. Block A may be obligated during the first nine-
10 ty (90) days following passage of this legislation.
11 Block B may be obligated during the second ninety
12 (90) days three months following passage of this leg-
13 islation. Block C may be obligated during the third
14 ninety (90) days following passage of this legislation.
15 Block D may be obligated during the fourth ninety
16 (90) days following passage of this legislation.

17 **SEC. 8. FINANCIAL DISCLOSURE.**

18 (a) Within ninety (90) days of the enactment of this
19 Act, the President shall report to the relevant congres-
20 sional committees, in classified form if necessary, provid-
21 ing, to the maximum extent possible, a description of the
22 PLO’s and Palestinian Authority’s assets and income for
23 the prior year. The report shall include an assessment of
24 what percentage of their respective assets and income the
25 PLO and the Palestinian Authority are spending and in-

1 vesting for the welfare and benefit of the Palestinian peo-
2 ple and for purposes related to the duties and functions
3 of the Palestinian Authority, as authorized under agree-
4 ments between Israel and the PLO. If the President deter-
5 mines that the report transmitted to Congress is based
6 on incomplete information, he shall request that the PLO
7 and the Palestinian Authority provide to the United States
8 comprehensive financial statement of assets and income.
9 The President shall consult with the relevant congres-
10 sional committees on the response to and any information
11 obtained pursuant to this request.

12 (b) The President shall report to the relevant con-
13 gressional committees, in both classified and unclassified
14 form, no later than September 1, 1995, and every 180
15 days thereafter, on all assistance provided by the multi-
16 national donor community to the PLO and the Palestinian
17 Authority, or any affiliated organization or entity, both di-
18 rectly and indirectly, to include—

19 (1) the amount of such assistance, by project,
20 and whether the assistance is provided in cash or in
21 kind;

22 (2) the organization or entity through which the
23 international assistance is disbursed;

24 (3) the use(s), by project, to which the inter-
25 national assistance is being put; and

1 (4) the ultimate beneficiaries of the assistance.

2 **SEC. 9. ACCOUNTABILITY FOR PAST PLO TERRORISM.**

3 (a) Not later than ninety (90) days after the enact-
4 ment of this Act, the President shall report to the relevant
5 congressional committees on the following:

6 (1) COOPERATION WITH UNITED STATES INVES-
7 TIGATIONS.—Whether the PLO has taken and is
8 continuing to take substantial, material, and timely
9 steps to provide information requested by United
10 States law enforcement agencies to assist in the ar-
11 rest and transfer to the United States for prosecu-
12 tion of individuals connected, directly or indirectly,
13 with the PLO and alleged to have been responsible
14 for terrorist attacks on American citizens or prop-
15 erty since 1964. Such report shall include, but not
16 be limited to, steps the PLO is taking in relation to
17 the kidnapping or murders of—

18 (A) David Berger in Munich, Germany in
19 September 1972;

20 (B) Cleo A. Noel, Jr., United States Am-
21 bassador to the Sudan, and G. Curtis Moore,
22 United States diplomat, in Khartoum on March
23 2, 1973;

24 (C) Gail Rubin in Israel on March 11,
25 1978;

1 (D) Leon Klinghoffer on the cruise ship
2 Achille Lauro on October 8, 1985; and

3 (E) Gail Klein in Jerusalem on October
4 15, 1986.

5 (2) SPECIFIC ACTS OF TERRORISM.—Included in
6 this report shall be any information on—

7 (A) the name, date, location, and cir-
8 cumstance of all Americans alleged to have been
9 killed or injured, directly or indirectly, by mem-
10 bers, agents, supporters, or surrogates of the
11 PLO from 1964 to the present;

12 (B) the name of perpetrators, date, precise
13 location, and circumstances of all terrorists acts
14 occurring in Israel, the West Bank, or the Gaza
15 Strip against Israelis or others by any individ-
16 ual, entity, or group, controlled by the PLO. If
17 known, this report shall include, in classified
18 form if necessary.—

19 (1) where the violent incident was
20 planned, organized, and launched;

21 (2) how and through what means the
22 incident was funded;

23 (3) the source and type of any lethal
24 equipment used in any violent incident;
25 and

1 (4) whether the United States has
2 been able to independently confirm infor-
3 mation provided by Israel or the PLO re-
4 garding violent incidents reported under
5 this subsection.

6 (3) UNITED STATES REQUESTS FOR TRANSFER
7 OF TERRORISTS.—Included in this report shall be in-
8 formation on whether the United States has re-
9 quested that the PLO transfer to the United States
10 for the purpose of criminal prosecution those individ-
11 uals against whom there is strong evidence of com-
12 plicity in acts of terrorism in which a United States
13 citizen was injured or killed. If the United States
14 has made not made a request or requests for trans-
15 fer of such an individual or individuals, the Presi-
16 dent shall report to the relevant congressional com-
17 mittees as to why no request for transfer has been
18 issued.

19 (4) STATUS OF WARRANTS FOR PERPETRATORS
20 OF PAST PLO TERRORISM.—Included in this report
21 shall be the status of all warrants issued by United
22 States law enforcement agencies, Interpol, or other
23 international police authorities, for the arrest of
24 members of the PLO, to include, but not be limited
25 to, the name of the individual, the date and nature

1 of the crime alleged to have been committed, the
2 statute under which prosecution is being sought, and
3 the level and nature of the cooperation provided by
4 the PLO in the apprehension, prosecution, and con-
5 viction of individual(s).

6 (5) DISPOSITION OF UNITED STATES INVES-
7 TIGATIONS.—Included in this report shall be the dis-
8 position of all past and current investigations into
9 the criminal activities of the PLO as well as the
10 warrants for the arrest of alleged members of the
11 PLO that have been revoked or suspended by agen-
12 cies or entities of the United States Government
13 since 1964 and the reason for the revocation or sus-
14 pension. If no such investigations are underway or
15 such warrants outstanding, the President shall re-
16 port to the relevant congressional committees as to
17 why such criminal investigations are not taking
18 place.

19 (6) ALL PLO OFFICIALS EVER SUBJECT TO
20 WARRANT.—Included in this report shall be the
21 name of any individual who currently serves as an
22 official or agent of the PLO or the Palestinian Au-
23 thority who at any time has been the subject to a
24 United States or international arrest warrant or has

1 been placed on a United States Government “watch
2 list”.

3 (c) VICTIMS OF TERRORISM COMPENSATION.—No
4 later than ninety (90) days after the enactment of this
5 Act, the President shall report to the relevant congress-
6 sional committees on steps the PLO is taking to provide
7 full and fair compensation to United States victims of
8 PLO terrorism, as adjudicated in a United States court
9 of law.

10 (d) PRESIDENTIAL DISCLOSURE.—Any agreements,
11 understandings, or promises, either formal or informal,
12 which—

13 (1) provide assurances to particular individuals
14 who may or may not be targets of a United States
15 or international criminal investigation; and

16 (2) extend to particular individuals the promise
17 of protection or safety should future circumstances
18 warrant—

19 shall be transmitted to Congress in accordance with the
20 section 112b, title I, United States Code.

21 **SEC. 10. PROHIBITION ON FORMAL DIPLOMATIC REP-**
22 **RESENTATION.**

23 Notwithstanding any other provision of law, no offi-
24 cer or agency of the United States shall undertake and
25 no funds shall be obligated for any activity leading to the

1 establishment, on either a temporary or permanent basis,
2 of any United States diplomatic post, including an em-
3 bassy, consulate, or interest section in any area under the
4 jurisdiction of the Palestinian Authority. This section shall
5 not apply to personnel sent to and offices established in
6 said areas for the purpose of coordinating and distributing
7 United States funds for the purposes established in section
8 5(e).

9 **SEC. 11. RELEVANT CONGRESSIONAL COMMITTEES DE-**
10 **FINED.**

11 As used in this Act, the term “relevant congressional
12 committees” means—

13 (a) the Committee on International Relations,
14 the Committee on Banking and Financial Services,
15 and the Committee on Appropriations of the House
16 of Representatives; and

17 (2) the Committee on Foreign Relations, the
18 Committee on Appropriations, and the Committee on
19 Banking, Housing, and Urban Affairs of the Senate.

20 **SEC. 12. TERM OF THIS ACT.**

21 This Act shall become effective upon the date of en-
22 actment and expire no earlier than one year from the date
23 of enactment.

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