

113TH CONGRESS
1ST SESSION

H. R. 939

To suspend the sale, lease, transfer, retransfer, or delivery of F–16 aircraft, M1 tanks, and certain other defense articles or defense services to the Government of Egypt.

IN THE HOUSE OF REPRESENTATIVES

MARCH 4, 2013

Mr. BENTIVOLIO (for himself, Mr. GRIFFIN of Arkansas, Mr. WESTMORELAND, Mr. ROSS, and Mr. YOHIO) introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To suspend the sale, lease, transfer, retransfer, or delivery of F–16 aircraft, M1 tanks, and certain other defense articles or defense services to the Government of Egypt.

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 “Support Democracy
5 in Egypt Act”.

1 **SEC. 2. SUSPENSION OF SALES, LEASES, TRANSFERS, RE-**
2 **TRANSFERS, OR DELIVERY OF COVERED DE-**
3 **FENSE ARTICLES AND DEFENSE SERVICES**
4 **TO EGYPT.**

5 (a) **SUSPENSION.**—Notwithstanding any other provi-
6 sion of law, the United States Government shall not li-
7 cense, approve, facilitate, or otherwise allow the sale,
8 lease, transfer, retransfer, or delivery of any covered de-
9 fense article or defense service to the Government of
10 Egypt unless the President submits to Congress a certifi-
11 cation described in subsection (b) and a notification de-
12 scribed in subsection (c).

13 (b) **CERTIFICATION.**—A certification referred to in
14 subsection (a) is a certification that contains a determina-
15 tion of the President that each of the following conditions
16 has been met:

17 (1) The Government of Egypt is working to
18 curtail support for terrorist activities conducted by
19 foreign terrorist organizations.

20 (2) The Government of Egypt has adopted poli-
21 cies that promote religious and political freedoms for
22 the people of Egypt.

23 (3) The Government of Egypt is carrying out
24 concerted efforts to enforce access along the Sinai
25 Peninsula, including to stop illegal weapons smug-
26 gling between Egypt and Gaza.

1 (4) The Government of Egypt is fully imple-
2 menting all aspects of the 1979 Peace Treaty be-
3 tween Egypt and Israel.

4 (c) NOTIFICATION.—A notification referred to in sub-
5 section (a) is a notification of the President that is sub-
6 mitted to Congress not less than 30 days prior to the pro-
7 posed sale, lease, transfer, retransfer, or delivery of any
8 covered defense article or defense service, as the case may
9 be, in accordance with procedures applicable to re-
10 programming notifications under section 634A(a) of the
11 Foreign Assistance Act of 1961 (22 U.S.C. 2394–1(a)).

12 (d) WAIVER.—The President may waive the applica-
13 tion of subsection (a) if the President determines and cer-
14 tifies to Congress that it is in the national security inter-
15 ests of the United States to do so.

16 (e) DEFINITIONS.—In this section:

17 (1) COVERED DEFENSE ARTICLE OR DEFENSE
18 SERVICE.—The term “covered defense article or de-
19 fense service” means any F–16 aircraft, M1 tank, or
20 other defense article or defense service listed in Cat-
21 egory VI, VII, or VIII of the United States Muni-
22 tions List.

23 (2) FOREIGN TERRORIST ORGANIZATION.—The
24 term “foreign terrorist organization” means an or-
25 ganization designated as a foreign terrorist organiza-

1 tion by the Secretary of State in accordance with
2 section 219(a) of the Immigration and Nationality
3 Act (8 U.S.C. 1189(a)).

4 (3) UNITED STATES MUNITIONS LIST.—The
5 term “United States Munitions List” means the list
6 referred to in section 38(a)(1) of the Arms Export
7 Control Act (22 U.S.C. 2778(a)(1)).

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