

118TH CONGRESS
2D SESSION

H. R. 10268

To require the imposition of sanctions with respect to conflict in Sudan,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 3, 2024

Mr. MEEKS (for himself, Ms. JACOBS, Mr. AMO, Mr. BERA, Mrs. CHERFILUS-McCORMICK, Mr. CONNOLLY, Mr. JACKSON of Illinois, Ms. JAYAPAL, Ms. KAMLAGER-DOVE, Mr. KILDEE, Ms. LEE of California, Mr. MCGOVERN, Ms. OMAR, Mr. SCHNEIDER, and Mr. KEATING) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Financial Services, the Judiciary, and Oversight and Accountability, 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 require the imposition of sanctions with respect to conflict
in Sudan, 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 AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “U.S. Engagement in Sudanese Peace Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title and table of contents.
- Sec. 2. Statement of policy.
- Sec. 3. Sense of Congress.

TITLE I—SANCTIONS AUTHORITIES

- Sec. 101. Report on international crimes and blocking humanitarian aid.
- Sec. 102. Report on foreign entities violating the United Nations arms embargo on Darfur.
- Sec. 103. Sanctions required.
- Sec. 104. Termination of sanctions.
- Sec. 105. Definitions.

TITLE II—OTHER PROVISIONS

- Sec. 201. Strategy.
- Sec. 202. Special Presidential Envoy for Sudan.
- Sec. 203. Use of United States influence at the United Nations.
- Sec. 204. Assistance to deploy and sustain a United Nations, African Union, or multinational force.
- Sec. 205. Empowering Sudanese women and youth.
- Sec. 206. Prohibition on sale and licensing of major defense equipment.
- Sec. 207. Certification and report on non-restriction of United States humanitarian assistance in Sudan.
- Sec. 208. Report on United States weapons being used in Sudan.

1 **SEC. 2. STATEMENT OF POLICY.**

2 It is the policy of the United States—

3 (1) to support an inclusive diplomatic process,
 4 that meaningfully includes women and youth leaders,
 5 and marginalized communities, to establish a cease
 6 fire and a sustainable peace agreement in Sudan;

7 (2) to support justice and accountability for vio-
 8 lations of international humanitarian law, and war
 9 crimes, crimes against humanity, and other serious
 10 human rights abuses by armed actors in Sudan, es-
 11 pecially those involved in the conflict that began on
 12 April 15, 2023, those who perpetrated the October
 13 25, 2021, coup d’etat, and those who committed
 14 human rights abuses during and in the wake of the

1 state of emergency declared by the military junta
2 after the October 25, 2021, coup d’etat; and

3 (3) to pursue a strategy on Sudan that in-
4 cludes—

5 (A) leading and coordinating international
6 efforts to establish and facilitate a comprehen-
7 sive and inclusive peace process that meaning-
8 fully includes civil society and seeks a sustain-
9 able end to the country’s conflicts;

10 (B) facilitating unrestricted delivery of hu-
11 manitarian aid throughout Sudan, across mili-
12 tary lines and across international borders, in-
13 cluding through local grassroots organizations;

14 (C) developing and advancing a plan for
15 the prevention of mass atrocities and for pro-
16 tecting civilians;

17 (D) pursuing survivor-centered justice and
18 accountability for violations of international hu-
19 manitarian law, war crimes, crimes against hu-
20 manity, and other serious human rights abuses,
21 including conflict-related sexual and gender-
22 based violence; and

23 (E) supporting an inclusive dialogue aimed
24 at establishing a civilian-led transition to de-
25 mocracy, including by promoting mechanisms

1 that ensure the meaningful leadership and in-
2 clusion of women, youth, and traditionally
3 marginalized communities.

4 **SEC. 3. SENSE OF CONGRESS.**

5 It is the sense of Congress that—

6 (1) the Secretary of State, in consultation with
7 the Attorney General and the Secretary of the
8 Treasury, should—

9 (A) sanction the leadership of the Rapid
10 Support Forces (RSF) and the Sudanese
11 Armed Forces (SAF) responsible for strategic
12 decisions that have directed or enabled the com-
13 mission of atrocities, including genocide, war
14 crimes, and crimes against humanity;

15 (B) sanction adult family members of
16 those in the leadership of the RSF and SAF
17 unless such family member has condemned the
18 sanctionable activity and taken tangible steps to
19 oppose the activity; and

20 (C) designate the RSF for sanctions;

21 (2) the United Nations should expand its arms
22 embargo to all of Sudan;

23 (3) United Nations assessed contributions
24 should be used pursuant to United Nations Security
25 Council Resolution 2719 (2023) to fund an African

1 Union force to protect civilians, support ceasefire
2 monitoring, or secure humanitarian operations in
3 Sudan if such a force is authorized; and

4 (4) the United States Agency for International
5 Development should develop a plan to facilitate
6 greater funding to emergency response rooms and
7 other local mutual aid organizations providing hu-
8 manitarian assistance in Sudan, including use of
9 market-based assistance.

10 **TITLE I—SANCTIONS**
11 **AUTHORITIES**

12 **SEC. 101. REPORT ON INTERNATIONAL CRIMES AND**
13 **BLOCKING HUMANITARIAN AID.**

14 (a) IN GENERAL.—Not later than 60 days after the
15 date of the enactment of this Act, the President shall sub-
16 mit to the appropriate congressional committees a report
17 that identifies each foreign person that has knowingly en-
18 gaged in any of the following conduct in Sudan since April
19 2023:

20 (1) Perpetrating, directing, or enabling the
21 commission of genocide, war crimes, or crimes
22 against humanity against civilians.

23 (2) Systematic blocking of and interference with
24 the delivery of humanitarian aid to civilians.

1 (b) UPDATE.—The President shall submit to the ap-
2 propriate congressional committees an update of the re-
3 port required by subsection (a) for each of the 5 calendar
4 years following the calendar year in which the initial re-
5 port is submitted.

6 **SEC. 102. REPORT ON FOREIGN ENTITIES VIOLATING THE**
7 **UNITED NATIONS ARMS EMBARGO ON**
8 **DARFUR.**

9 (a) IN GENERAL.—Not later than 60 days after the
10 date of enactment of this Act, the President shall submit
11 to the appropriate congressional committees a report that
12 identifies each foreign person determined to be violating
13 the United Nations arms embargo on Darfur imposed pur-
14 suant to United Nations Security Council Resolutions
15 1556 (July 30, 2004) and 1591 (March 29, 2005).

16 (b) UPDATE.—The President shall submit to the ap-
17 propriate congressional committees an update of the re-
18 port required by subsection (a) for each of the 5 calendar
19 years following the calendar year in which the initial re-
20 port is submitted.

21 **SEC. 103. SANCTIONS REQUIRED.**

22 (a) IN GENERAL.—Not later than 60 days after the
23 date on which the President—

24 (1) submits the report or update to the report
25 required by section 101, the President shall impose

1 6 or more of the sanctions described in paragraphs
2 (1) through (7) of subsection (b) on each foreign
3 person identified in the report; and

4 (2) submits the report or update to the report
5 required by section 102, the President shall impose
6 4 or more of the sanctions described in paragraphs
7 (2), (3), (4), (6), and (7) of subsection (b) on each
8 foreign person identified in the report.

9 (b) SANCTIONS DESCRIBED.—The sanctions de-
10 scribed in this subsection are the following:

11 (1) BLOCKING OF PROPERTY.—The President
12 shall pursuant to the International Emergency Eco-
13 nomic Powers Act (50 U.S.C. 1701 et seq.), block
14 and prohibit all transactions in all property and in-
15 terests in property of the foreign person if such
16 property and interests in property are in the United
17 States, come within the United States, or are or
18 come within the possession or control of a United
19 States person.

20 (2) EXPORT-IMPORT BANK ASSISTANCE FOR
21 EXPORTS TO SANCTIONED PERSONS.—The President
22 shall direct the Export-Import Bank of the United
23 States not to give approval to the issuance of any
24 guarantee, insurance, extension of credit, or partici-
25 pation in the extension of credit in connection with

1 the export of any goods or services to the foreign
2 person.

3 (3) LOANS FROM UNITED STATES FINANCIAL
4 INSTITUTIONS.—The President shall prohibit any
5 United States financial institution from making
6 loans or providing credits to the foreign person total-
7 ing more than \$10,000,000 in any 12-month period
8 unless the person is primarily engaged in activities
9 to relieve human suffering and the loans or credits
10 are provided for such activities.

11 (4) LOANS FROM INTERNATIONAL FINANCIAL
12 INSTITUTIONS.—The President shall direct the
13 United States executive director to each inter-
14 national financial institution to use the voice and
15 vote of the United States to oppose any loan from
16 the international financial institution that would
17 benefit the foreign person.

18 (5) LOANS FROM THE INTERNATIONAL DEVEL-
19 OPMENT FINANCE CORPORATION AND THE UNITED
20 STATES TRADE AND DEVELOPMENT AGENCY.—The
21 President shall direct the Chief Executive Officer of
22 the United States International Development Fi-
23 nance Corporation and the Director of the United
24 States Trade and Development Agency to prohibit
25 any loan, loan guarantee, equity investment, project

1 assistance, or any other type of support to a listed
2 foreign person.

3 (6) PROCUREMENT SANCTION.—The United
4 States Government may not procure, or enter into
5 any contract for the procurement of, any goods or
6 services from the foreign person.

7 (7) EXCLUSION OF FOREIGN INDIVIDUALS.—

8 (A) IN GENERAL.—The President shall di-
9 rect the Secretary of State to deny a visa to,
10 and the Secretary of Homeland Security to ex-
11 clude from the United States, any individual
12 identified in the report required by subsection
13 (a).

14 (B) VISAS, ADMISSION, OR PAROLE.—An
15 alien who the Secretary of State or the Sec-
16 retary of Homeland Security (or a designee of
17 one of such Secretaries) knows, or has reason
18 to believe, is described in subparagraph (A) is—

- 19 (i) inadmissible to the United States;
20 (ii) ineligible for a visa or other docu-
21 mentation to enter the United States; and
22 (iii) otherwise ineligible to be admitted
23 or paroled into the United States or to re-
24 ceive any other benefit under the Immigra-

tion and Nationality Act (8 U.S.C. 1101 et seq.).

(C) CURRENT VISAS REVOKED.—

(i) IN GENERAL.—The issuing consular officer, the Secretary of State, or the Secretary of Homeland Security (or a designee of one of such Secretaries) shall, in accordance with section 221(i) of the Immigration and Nationality Act (8 U.S.C. 1201(i)), revoke any visa or other entry documentation issued to an alien described in subparagraph (A) regardless of when the visa or other entry documentation is issued.

(ii) EFFECT OF REVOCATION.—A revocation under clause (i)—

(I) shall take effect immediately;

and

(II) shall automatically cancel any other valid visa or entry documentation that is in the alien's possession.

(c) EXCEPTIONS.—

(1) EXCEPTION TO COMPLY WITH INTERNATIONAL OBLIGATIONS.—Sanctions under sub-

1 section (b)(7) shall not apply with respect to the ad-
2 mission of an alien if admitting or paroling the alien
3 into the United States is necessary to permit the
4 United States to comply with the Agreement regard-
5 ing the Headquarters of the United Nations, signed
6 at Lake Success June 26, 1947, and entered into
7 force November 21, 1947, between the United Na-
8 tions and the United States, or other applicable
9 international obligations.

10 (2) EXCEPTION RELATING TO THE PROVISION
11 OF HUMANITARIAN ASSISTANCE.—Sanctions under
12 this section may not be imposed with respect to
13 transactions or the facilitation of transactions for—

14 (A) the sale of agricultural commodities,
15 food, medicine, or medical devices;

16 (B) the provision of humanitarian assist-
17 ance;

18 (C) financial transactions relating to hu-
19 manitarian assistance; or

20 (D) transporting goods or services that are
21 necessary to carry out operations relating to
22 humanitarian assistance.

23 (3) EXCEPTION FOR INTELLIGENCE, LAW EN-
24 FORCEMENT, AND NATIONAL SECURITY ACTIVI-
25 TIES.—Sanctions under this section shall not apply

1 to any authorized intelligence, law enforcement, or
2 national security activities of the United States.

3 (4) CLASSIFIED INFORMATION.—In any judicial
4 review of a determination made under this section,
5 if the determination was based on classified informa-
6 tion (as defined in section 1(a) of the Classified In-
7 formation Procedures Act) such information may be
8 submitted to the reviewing court ex parte and in
9 camera. This paragraph does not confer or imply
10 any right to judicial review.

11 (d) NATIONAL INTEREST WAIVER.—The President
12 may waive the imposition of sanctions under subsection
13 (b) with respect to a person if the President—

14 (1) determines that such a waiver is vital to the
15 national interests of the United States; and

16 (2) not more than 15 days after issuing the
17 waiver, submits to the appropriate congressional
18 committees a notification of the waiver and the rea-
19 sons for the waiver.

20 **SEC. 104. TERMINATION OF SANCTIONS.**

21 (a) IN GENERAL.—Except as provided in subsection
22 (b), the President may terminate the application of sanc-
23 tions under this section with respect to a person if the
24 President determines and reports to the appropriate con-

1 gressional committees not later than 15 days before the
2 termination of the sanctions that—

3 (1) credible information exists that the person
4 did not engage in the activity for which sanctions
5 were imposed;

6 (2) the person has credibly demonstrated a sig-
7 nificant change in behavior, has paid an appropriate
8 consequence for the activity for which sanctions were
9 imposed, and has credibly committed to not engage
10 in an activity described in subsection (a) in the fu-
11 ture; or

12 (3) the termination of the sanctions is in the
13 vital national interests of the United States.

14 (b) SANCTIONS RELATING TO BLOCKING THE PROVI-
15 SION OF HUMANITARIAN AID TO CIVILIANS.—The author-
16 ity to impose sanctions under section 101(3) shall termi-
17 nate if a comprehensive agreement to end the conflict is
18 reached and implemented between the warring parties in
19 Sudan.

20 **SEC. 105. DEFINITIONS.**

21 In this title—

22 (1) the term “appropriate congressional com-
23 mittees” means—

1 (A) the Committee on Foreign Affairs and
2 the Committee on Financial Services of the
3 House of Representatives; and

4 (B) the Committee on Foreign Relations
5 and the Committee on Banking, Housing, and
6 Urban Affairs of the Senate;

7 (2) the term “foreign person” means an indi-
8 vidual or entity that is not a United States person;
9 and

10 (3) the term “United States person” means—

11 (A) a United States citizen;

12 (B) a permanent resident alien of the
13 United States; or

14 (C) an entity organized under the laws of
15 the United States or of any jurisdiction within
16 the United States, including a foreign branch of
17 such an entity.

18 **TITLE II—OTHER PROVISIONS**

19 **SEC. 201. STRATEGY.**

20 (a) IN GENERAL.—Not later than 120 days after the
21 date of the enactment of this Act, the President shall sub-
22 mit to the Committee on Foreign Affairs of the House
23 of Representatives and the Committee on Foreign Rela-
24 tions of the Senate a strategy to support the protection
25 of civilians, the delivery of humanitarian assistance, and

1 progress towards a sustainable peace in Sudan that in-
2 cludes—

3 (1) plans for establishing and leading a diplo-
4 matic mechanism for negotiations that lead to a
5 comprehensive cease fire and a sustainable peace;

6 (2) actions in multilateral fora and with re-
7 gional institutions in support of protection of civil-
8 ians, sustained and unimpeded humanitarian access,
9 enforcement of the United Nations arms embargo
10 and the expansion of the United Nations arms em-
11 bargo to include all of Sudan;

12 (3) plans to support an inclusive civilian polit-
13 ical dialogue, including activities to improve and in-
14 crease women’s and youth’s meaningful leadership
15 and participation in political negotiations, related to
16 the development of a constitutional framework and
17 a pathway that will lead to civilian rule;

18 (4) efforts to support grassroots organizations
19 that are currently providing humanitarian and
20 peacebuilding assistance to the Sudanese people in
21 conflict-affected areas that traditional implementing
22 partners cannot reach, including through the devel-
23 opment of mechanisms through which to fund orga-
24 nizations and the facilitation of electronic means and
25 other technology enabling communication;

1 (5) efforts to provide training and other sup-
2 port for doctors, lawyers, and other human rights
3 defenders, as well as those working at the grassroots
4 providing humanitarian assistance, on activities un-
5 dertaken to—

6 (A) support accountability for human
7 rights abuses, including gathering witness testi-
8 mony and preservation of forensic evidence; and

9 (B) provide psychosocial support for Suda-
10 nese civilians who experienced violence, particu-
11 larly victims of conflict related sexual and gen-
12 der-based violence;

13 (6) a comprehensive sanctions strategy focused
14 on deterring war crimes and crimes against human-
15 ity, ending hostilities, and supporting accountability
16 by—

17 (A) targeting actors, both within Sudan
18 and internationally, who are responsible for
19 gross violations of human rights and inter-
20 national humanitarian law and whose action en-
21 able those responsible for such violations; and

22 (B) targeting actors providing arms, mate-
23 rial, and financial support to the Rapid Support
24 Forces (RSF) and the Sudanese Armed Forces

1 (SAF) or individuals belonging to or affiliated
2 with these individuals; and

3 (7) an identification of countries supporting the
4 RSF or SAF through provision of materiel or other
5 resources or equipment.

6 (b) REPORT.—Not later than 180 days after the date
7 on which the strategy required by subsection (a) is sub-
8 mitted to the Committee on Foreign Affairs of the House
9 of Representatives and the Committee on Foreign Rela-
10 tions of the Senate, and every 180 days thereafter for 4
11 years, the Secretary of State shall submit to such commit-
12 tees a report on implementation of the strategy that in-
13 cludes substantive updates of the matters described in
14 paragraphs (1) through (5) of subsection (a).

15 **SEC. 202. SPECIAL PRESIDENTIAL ENVOY FOR SUDAN.**

16 (a) ESTABLISHMENT.—

17 (1) IN GENERAL.—The President shall, con-
18 sistent with section 1(j) of the State Department
19 Basic Authorities Act of 1956 (22 U.S.C. 2651a(j)),
20 appoint an individual with appropriate expertise as
21 the Special Presidential Envoy for Sudan that re-
22 ports directly to the President or the Secretary of
23 State, to coordinate United States policy and diplo-
24 matic efforts and to work with international part-
25 ners to address the complex crisis in Sudan.

1 (2) PROHIBITION.—The individual appointed
2 pursuant to paragraph (1) should not hold another
3 position in the Department of State while holding
4 the position of Special Presidential Envoy for
5 Sudan.

6 (b) DUTIES.—The Special Presidential Envoy for
7 Sudan shall—

8 (1) lead and coordinate United States diplo-
9 matic efforts to help end the conflict, protect civil-
10 ians, remove blockages to humanitarian access, and
11 achieve peace in Sudan;

12 (2) coordinate with interagency partners;

13 (3) diplomatically engage with foreign govern-
14 ments, international and multilateral organizations,
15 and civil society organizations to catalyze efforts to
16 help end the conflict and mobilize contributions to
17 address the humanitarian crisis;

18 (4) consult regularly with Sudanese civil society
19 groups and leaders (including women-led organiza-
20 tions, emergency response rooms, and resistance
21 committees), Sudanese diaspora groups, nongovern-
22 mental organizations, think tanks, and advocates to
23 inform diplomatic efforts and strategy and keep such
24 groups aware of ongoing efforts; and

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$4,000,000 in each of fiscal years 2025, 2026, 2027, 2028, and 2029, to carry out this section.

20 SEC. 203. USE OF UNITED STATES INFLUENCE AT THE
21 UNITED NATIONS.

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1 (1) advocate for unimpeded humanitarian ac-
2 cess and an immediate end to bureaucratic impedi-
3 ments to humanitarian assistance in Sudan;

4 (2) support the documentation of suspected war
5 crimes and crimes against humanity;

6 (3) ensure development of plans for protection
7 of civilians in Sudan; and

8 (4) advocate for an end to hostilities in Sudan.

9 **SEC. 204. ASSISTANCE TO DEPLOY AND SUSTAIN A UNITED**
10 **NATIONS, AFRICAN UNION, OR MULTI-**
11 **NATIONAL FORCE.**

12 (a) IN GENERAL.—The Secretary of State, in con-
13 sultation with the Administrator of the United States
14 Agency for International Development, is authorized to
15 provide assistance to deploy and sustain a United Nations,
16 African Union, or multinational force to advance civilian
17 protection, facilitate humanitarian operations, and mon-
18 itor any prospective cease fire in Sudan.

19 (b) CONDITIONS.—

20 (1) IN GENERAL.—Assistance provided under
21 subsection (a) may not be provided until the force
22 has agreed not to transfer title to, or possession of,
23 any such assistance to anyone not an officer, em-
24 ployee or agent of the force, and not to use or to
25 permit the use of such assistance for any purposes

1 other than those for which such assistance was fur-
2 nished, unless the consent of the President has first
3 been obtained, and written assurances reflecting all
4 of the forgoing have been obtained from the force by
5 the President.

6 (2) CONGRESSIONAL NOTIFICATION.—If the
7 President consents to the transfer of such assistance
8 to anyone not an officer, employee, or agent of the
9 force, or agrees to permit the use of such assistance
10 for any purposes other than those for which such as-
11 sistance was furnished, the President shall imme-
12 diately notify the Committee on Foreign Affairs of
13 the House of Representatives and the Committee on
14 Foreign Relations of the Senate in accordance with
15 the procedures applicable to reprogramming notifica-
16 tions under section 634A of the Foreign Assistance
17 Act of 1961 (22 U.S.C. 2394–1).

18 (c) ADDITIONAL CIVILIAN PROTECTION OPTIONS.—
19 The Secretary of State, in consultation with the Adminis-
20 trator of USAID, shall engage the United Nations, Afri-
21 can Union, and other international, regional, and local
22 stakeholders to develop additional civilian protection op-
23 tions in Sudan, including community-based mechanisms,
24 and international monitoring or observation mechanisms.

1 (d) TECHNICAL ASSISTANCE.—The Secretary of De-
2 fense, the Secretary of State, the Director of National In-
3 telligence, and the Administrator of the United States
4 Agency for International Development are authorized to
5 detail or second staff and to provide other technical assist-
6 ance to the African Union to analyze conditions and plan
7 for the potential establishment of a multinational civilian
8 protection force in Sudan.

9 **SEC. 205. EMPOWERING SUDANESE WOMEN AND YOUTH.**

10 (a) SUDANESE WOMEN.—Consistent with the
11 Women, Peace, and Security Act of 2017, the Secretary
12 of State and the Administrator of the United States Agen-
13 cy for International Development, in coordination with
14 heads of other relevant Federal agencies and supported
15 by the U.S. Ambassador-at-Large for Global Women’s
16 Issues, should take all available measures to actively facili-
17 tate the safe and meaningful leadership and participation
18 of Sudanese women in—

19 (1) all formal and informal conflict prevention
20 and conflict resolution processes to address the con-
21 flict in Sudan, as well as post-conflict relief, recov-
22 ery, justice, accountability, and democratic govern-
23 ance efforts;

24 (2) all gender-based violence prevention, mitiga-
25 tion, and response efforts; and

1 (3) planning and delivery of humanitarian relief
2 and protection efforts to promote increased safety
3 and access to humanitarian assistance by women
4 and girls.

5 (b) SUDANESE YOUTH.—The Secretary of State and
6 the Administrator of the United States Agency for Inter-
7 national Development should actively facilitate the safe
8 and meaningful leadership and participation of Sudanese
9 youth in—

10 (1) all conflict prevention and conflict resolution
11 processes to address the conflict in Sudan, as well
12 as post-conflict relief, recovery, justice, account-
13 ability, and democratic governance efforts;

14 (2) all gender-based violence prevention, mitiga-
15 tion, and response efforts; and

16 (3) planning and delivery of humanitarian relief
17 and protection efforts.

18 **SEC. 206. PROHIBITION ON SALE AND LICENSING OF**
19 **MAJOR DEFENSE EQUIPMENT.**

20 (a) IN GENERAL.—No sale, export, or transfer of
21 major defense equipment (as such term is defined in sec-
22 tion 47(6) of the Arms Export Control Act (22 U.S.C.
23 2794(6)) may be provided to any country that the Presi-
24 dent identifies as supporting the Rapid Support Forces

1 (RSF) or the Sudanese Armed Forces (SAF) pursuant to
2 section 201(7).

3 (b) WAIVER.—The President may waive the prohibi-
4 tion in subsection (a) on a case-by-case basis if the Presi-
5 dent—

6 (1) determines such a waiver is vital to the na-
7 tional interests of the United States; and

8 (2) not more than 15 days after issuing the
9 waiver, submits to the appropriate congressional
10 committees a notification of the waiver and a de-
11 tailed description and justification for the utilization
12 of the waiver.

13 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
14 FINED.—In this section, the term “appropriate congres-
15 sional committees” means—

16 (1) the Committee on Foreign Affairs and the
17 Committee on Appropriations of the House of Rep-
18 resentatives; and

19 (2) the Committee on Foreign Relations and
20 the Committee on Appropriations of the Senate.

21 **SEC. 207. CERTIFICATION AND REPORT ON NON-RESTRIC-**
22 **TION OF UNITED STATES HUMANITARIAN AS-**
23 **SISTANCE IN SUDAN.**

24 (a) IN GENERAL.— Not later than 90 days after the
25 date of the enactment of this Act, the President shall sub-

1 mit to the Committee on Foreign Affairs of the House
2 of Representatives and the Committee on Foreign Rela-
3 tions of the Senate a certification and report consistent
4 with the requirements of section 620I(a) of the Foreign
5 Assistance Act of 1961 describing and assessing the extent
6 to which any country prohibits or otherwise restricts, di-
7 rectly or indirectly, the transport or delivery of United
8 States humanitarian assistance in Sudan, including any
9 United States Government-supported international efforts
10 to provide such humanitarian assistance.

11 (b) USE OF EXCEPTION.—The certification and re-
12 port required by subsection (a) shall include a description
13 of any uses of the exercise of the authority described in
14 section 620I(b) of the Foreign Assistance Act of 1961 and
15 the date such waiver was exercised in the continued provi-
16 sion of assistance to such country.

17 (c) FORM.—The certification and report required by
18 subsection (a) shall be provided in unclassified form but
19 may contain a classified annex if submitted separately
20 from the unclassified portion.

21 **SEC. 208. REPORT ON UNITED STATES WEAPONS BEING**
22 **USED IN SUDAN.**

23 (a) IN GENERAL.—Not later than 180 days after the
24 date of the enactment of this Act, the Secretary of State,
25 in consultation with the Secretary of Defense and the Di-

1 rector of National Intelligence, shall submit to the Com-
2 mittee on Foreign Affairs and the Committee on Armed
3 Services of the House of Representatives and the Com-
4 mittee on Foreign Relations and the Committee on Armed
5 Services of the Senate a report on United States-origin
6 weapons or military equipment being used by belligerents
7 in Sudan.

8 (b) MATTERS TO BE INCLUDED.—The report shall
9 include the following:

10 (1) An assessment of whether United States-or-
11 igin weapons have been or are currently being used
12 by belligerents in Sudan and by which actors.

13 (2) A list of the types of United States-origin
14 weapons identified as having been used by belliger-
15 ents in Sudan.

16 (3) An analysis of the chain of control for any
17 United States-origin weapons identified as having
18 been used by belligerents in Sudan.

19 (4) A summary of actions already taken or
20 steps necessary to prevent any United States-origin
21 weapons from being used by belligerents in Sudan.

22 (c) FORM.—The report required by subsection (a)
23 shall be submitted in unclassified form but may contain

- 1 a classified annex if submitted separately from the unclas-
- 2 sified portion.

