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(Original Signature of Member)

115TH CONGRESS
1ST SESSION

H. R. _____

To render United Nations Security Council Resolution 2334 null and void
as a matter of United States law, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. LAMBORN introduced the following bill; which was referred to the
Committee on _____

A BILL

To render United Nations Security Council Resolution 2334
null and void as a matter of United States law, 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 “United States Sov-
5 ereignty and Commercial Freedom Act”.

6 **SEC. 2. PURPOSE.**

7 The purpose of this Act is to ensure that United
8 States sovereignty is of the utmost importance and to pre-

1 serve commercial freedom in the United States, which is
2 necessary for its national interests and security.

3 **SEC. 3. FINDINGS.**

4 Congress finds the following:

5 (1) The statements about the legality of Israeli
6 civilian presence in the West Bank and East Jeru-
7 salem in paragraphs 1 through 4 of United Nations
8 Security Council Resolution 2334 (2016) do not rep-
9 resent, and are contrary to, the policy of the United
10 States.

11 (2) Such statements about the legality of Israeli
12 civilian presence in the West Bank and East Jeru-
13 salem, if applied to United States citizens or to their
14 rights to purchase property and reside in these terri-
15 tories, violate United States principles of civil rights
16 and non-discrimination.

17 (3) As a resolution passed pursuant to the au-
18 thorities provided in chapter 6 of the Charter of the
19 United Nations, United Nations Security Council
20 Resolution 2334 has no legal force or effect.

21 (4) The policies expressed in United Nations
22 Security Council Resolution 2334 contradict the
23 policies expressed in United Nations Security Coun-
24 cil Resolutions 242 (1967) and 338 (1973), as well
25 as in numerous commitments made by the United

1 States (including the commitments endorsed in
2 House Concurrent Resolution 460, as adopted by the
3 House of Representatives in the 108th Congress)

4 **SEC. 4. NO EFFECT OF UNITED NATIONS SECURITY COUN-**
5 **CIL RESOLUTION 2334 ON UNITED STATES**
6 **LAW.**

7 (a) **IN GENERAL.**—United Nations Security Council
8 Resolution 2334 shall have no force or effect under United
9 States law, and the United States shall not be bound by
10 any provision of such Resolution, including the differentia-
11 tion provision in paragraph 5 of such Resolution.

12 (b) **NO SUPPORT IN LEGAL PROCEEDINGS.**—Nothing
13 in United Nations Security Council Resolution 2334 or in
14 any subsequently adopted United Nations Security Coun-
15 cil Resolution relating to Israel may be used to establish
16 or demonstrate the existence of a violation of United
17 States law or an offence against the law of nations in
18 United States courts, including by giving standing, a
19 cause of action, or a source of damages as a matter of
20 law.

21 (c) **DEFINITION OF OFFENCE AGAINST THE LAW OF**
22 **NATIONS.**—As defined pursuant to the authority in article
23 I, section 8, clause 10 of the Constitution, an “offence
24 against the law of nations” shall not include any activity

1 described in paragraphs 1 through 4 of United Security
2 Council Resolution 2334.

3 **SEC. 5. RULE OF CONSTRUCTION.**

4 Any reference to “Israel” in any United States law,
5 or in any treaty or other international agreement to which
6 both the United States and Israel are parties (including
7 any binational program between the United States and
8 Israel), shall be interpreted to include any territory over
9 which Israel exercises civil jurisdiction, including East Je-
10 rusalem, Areas “C” and “H2” of the West Bank (as such
11 areas are defined in the Oslo Accords and in subsequent
12 agreements), and the Golan Heights.

13 **SEC. 6. CONSTITUTIONAL AUTHORITY.**

14 This Act is enacted pursuant to the powers of Con-
15 gress over foreign commerce, the defining of offenses
16 against the law of nations, and regulation the jurisdiction
17 of the federal courts in article I, section 8 of the Constitu-
18 tion. Nothing in this Act shall be construed as an act of
19 recognition of territorial sovereignty, or of prejudging any
20 future diplomatic negotiations between Israel and the Pal-
21 estinian Authority.