



SHIMP FOR PRESIDENT 2028

ACCOUNTABILITY • INTEGRITY • RULE OF LAW

PROPOSED EXECUTIVE ORDER

UNITED STATES POLICY CONCERNING THE ICC WARRANTS FOR BENJAMIN NETANYAHU AND YOAV GALLANT

By the authority vested in me as President by the Constitution and the laws of the United States of America, it is hereby ordered as follows:

Section 1. Findings.

On November 21, 2024, Pre-Trial Chamber I of the International Criminal Court issued arrest warrants for Benjamin Netanyahu and Yoav Gallant concerning alleged war crimes and crimes against humanity. The ICC currently identifies both men as at large. The warrants are judicial arrest determinations of the ICC and are not findings of guilt.

Sec. 2. Policy.

It shall be the policy of the executive branch to pursue every means available under United States law to support accountability for conduct encompassed by the outstanding ICC warrants and to facilitate lawful arrest and surrender where authorized.

Sec. 3. Department of Justice and FBI.

The Attorney General shall direct appropriate Department of Justice components, including the Federal Bureau of Investigation, to identify and prepare lawful mechanisms for investigation, international cooperation, evidence preservation, arrest, transfer, or surrender concerning the persons named in the warrants. Any arrest by United States authorities shall occur only where jurisdiction and legal authority exist.

Sec. 4. Specialized FBI Coordination Group.

The Attorney General may establish a specialized FBI-led coordination group with appropriate Federal personnel. It shall coordinate legal analysis, investigative information, international law-enforcement contacts, relevant travel information lawfully available to the Government, and planning for any arrest that becomes legally executable.

Sec. 5. Department of Defense Support.

To the extent authorized by law, the Secretary of Defense may provide transportation, communications, logistics, lawfully shareable intelligence support, medical support, and security assistance requested for a lawful United States operation. This order does not authorize invasion of another sovereign state, extrajudicial seizure, or military exercise of civilian law-enforcement powers prohibited by statute.

Sec. 6. International Cooperation.

The Secretary of State and Attorney General shall pursue appropriate diplomatic and law-enforcement cooperation with foreign governments and international institutions concerning lawful execution of the outstanding warrants, consistent with United States law and applicable international obligations.

Sec. 7. Existing Federal Law.

The Attorney General and Secretary of State shall identify authorities and restrictions governing United States cooperation with the ICC, including applicable provisions of the American Servicemembers' Protection Act and subsequent amendments.

Where legislation is necessary to implement a stated policy objective, appropriate recommendations may be submitted to Congress.

Sec. 8. Due Process and Use of Force.

Nothing in this order authorizes assassination, kidnapping, torture, punishment without adjudication, or unnecessary force. Any United States arrest operation shall comply with applicable requirements governing arrest, custody, transfer, and use of force.

Sec. 9. Status of Allegations.

Executive agencies shall distinguish the ICC findings supporting issuance of arrest warrants from a final criminal conviction. Netanyahu and Gallant shall receive the legal protections applicable to persons subject to United States governmental action.

Sec. 10. Presidential Report.

Within 60 days, the Attorney General, Secretary of State, and Secretary of Defense shall provide the President an assessment of available authorities, statutory limitations, international cooperation mechanisms, and lawful operational capabilities relevant to implementation.

Sec. 11. General Provisions.

This order shall be implemented consistently with the Constitution and laws of the United States and applicable international law. Nothing herein creates a new criminal offense, overrides an Act of Congress, authorizes powers not otherwise provided by law, or creates a privately enforceable right or benefit.

Date: _____

THE PRESIDENT

Signature: _____