

103^D CONGRESS
1ST SESSION

S. 1264

To amend the Foreign Assistance Act of 1961 to authorize the Overseas Private Investment Corporation to issue loan guarantees for development projects in Ireland.

IN THE SENATE OF THE UNITED STATES

JULY 20 (legislative day, JUNE 30), 1993

Mr. D'AMATO introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To amend the Foreign Assistance Act of 1961 to authorize the Overseas Private Investment Corporation to issue loan guarantees for development projects in Ireland.

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. GUARANTEED LENDING PROGRAM FOR IRISH**
4 **DEVELOPMENT.**

5 The Foreign Assistance Act of 1961 is amended by
6 inserting after section 231A (22 U.S.C. 2191a) the follow-
7 ing new section:

1 **“SEC. 231B. GUARANTEED LENDING PROGRAM FOR IRISH**
2 **DEVELOPMENT.**

3 “(a) PURPOSES.—The purposes of this section are—

4 “(1) to create more employment opportunities
5 in the United States and Ireland; and

6 “(2) to increase United States exports to, and
7 the United States trade surplus with, the European
8 Community.

9 “(b) AUTHORITY.—During the period beginning on
10 the date of enactment of this Act, and ending on Septem-
11 ber 30, 1995, the Overseas Private Investment Corpora-
12 tion (hereafter in this section referred to as the ‘Corpora-
13 tion’) shall, consistent with the purposes of subsection (a),
14 issue guarantees against losses incurred in connection
15 with loans to United States firms for the establishment
16 or maintenance of low-cost, financially viable distribution
17 facilities in Ireland that utilize United States manufac-
18 tured products and components.

19 “(c) TERMS AND CONDITIONS OF LOAN GUARAN-
20 TEES.—

21 “(1) The total principal amount of guarantees
22 which may be issued by the Corporation under this
23 section shall not exceed \$200,000,000. The total
24 amount of guarantees authorized under this section
25 shall be made available during the period from the
26 date of enactment of this Act through September 30,

1 1995, except that, in the event that less than
2 \$200,000,000 of guarantees is issued in such period,
3 the authority to issue the balance of such guarantees
4 shall be available in the fiscal year ending on Sep-
5 tember 30, 1995. Each guarantee issued by the Cor-
6 poration under this section shall guarantee 100 per-
7 cent of the principal and interest payable on such
8 loans.

9 “(2) Guarantees, once issued by the Corpora-
10 tion hereunder, shall be unconditional and fully and
11 freely transferable.

12 “(3) The standard terms of any loan or incre-
13 ment guaranteed by the Corporation under this sec-
14 tion shall be 30 years, with semiannual payments of
15 interest only over the first 10 years, and with semi-
16 annual payments of principal and interest, on a
17 level-payment basis, over the last 20 years thereof,
18 except that the guaranteed loan or any increments
19 issued in a single transaction may include obliga-
20 tions having different maturities, interest rates, and
21 payment terms if the aggregate scheduled debt serv-
22 ice for all obligations issued in a single transaction
23 equals the debt service for a single loan or increment
24 of like amount having the standard terms described
25 in this sentence. For purposes of determining the

1 maximum principal amount of any loan to be guar-
2 anteed under this section, the principal amount of
3 each such loan shall be—

4 “(A) in the case of any loan issued on a
5 discount basis, the original issue price (exclud-
6 ing any transaction costs) thereof; or

7 “(B) in the case of any loan issued on an
8 interest-bearing basis, the stated principal
9 amount thereof.

10 “(d) FEES.—(1) Reasonable origination or scoring
11 charges for the loan guarantee program under this section
12 are to be paid pro rata as each guarantee or increment
13 of guarantee is issued. Such charges may be financed as
14 part of the loans or increments guaranteed under this sec-
15 tion. Except for the charges provided in this section, no
16 other fees or charges shall be payable to the Corporation
17 in connection with the loan guarantee program.

18 “(2) Paragraph (1) does not in any way preclude the
19 voluntary participation of eligible investors in any other
20 OPIC program which may or may not require the payment
21 of charges.

22 “(e) NONAPPLICABILITY OF OTHER LAWS.—The
23 loan guarantees authorized to be issued under this section
24 may be made available under the terms and conditions
25 specified in this section notwithstanding any other provi-

1 sion of law, rule, regulation, or practice, except for the
2 Federal Credit Reform Act of 1990.

3 “(f) SUBJECT TO APPROPRIATIONS.—The authority
4 to issue loan guarantees under this section may be exer-
5 cised only to such extent or in such amounts as are pro-
6 vided in advance in appropriation Acts. Appropriations
7 made pursuant to such authority are authorized to remain
8 available during the period beginning on the date of enact-
9 ment of this Act, and ending September 30, 1995.

10 “(g) SAVINGS PROVISION.—The termination of the
11 authorities of this section on September 30, 1995, shall
12 not affect any guarantee issued before such date.”.

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