

In the Senate of the United States,

December 14, 1995.

Resolved, That the bill from the House of Representatives (H.R. 1561) entitled “An Act to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, and for other purposes”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Foreign Relations Revi-*
3 *talization Act of 1995”.*

4 ***SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF***
5 ***CONTENTS.***

6 *(a) DIVISIONS.—This Act is organized into two divi-*
7 *sions as follows:*

1 (1) *Division A—Foreign Relations Authoriza-*
2 *tion Act, Fiscal Years 1996–1999.*

3 (2) *Division B—Foreign Affairs Reinvention Act*
4 *of 1995.*

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

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

*DIVISION A—FOREIGN RELATIONS AUTHORIZATION ACT, FISCAL
YEARS 1996–1999*

Sec. 101. Short title.

TITLE I—DEPARTMENT OF STATE AND RELATED AGENCIES

CHAPTER 1—AUTHORIZATION OF APPROPRIATIONS

Sec. 111. Administration of foreign affairs.

Sec. 112. Migration and refugee assistance.

CHAPTER 2—AUTHORITIES AND ACTIVITIES

Sec. 121. Lease-purchase of overseas property.

Sec. 122. United States Embassy building in Berlin, Germany.

Sec. 123. Fees for commercial services.

Sec. 124. Reduction of reporting requirements.

Sec. 125. Buying power maintenance account.

Sec. 126. Capital investment fund.

Sec. 127. Administrative expenses.

Sec. 128. Fee for use of diplomatic reception rooms.

Sec. 129. Contracts at posts abroad.

Sec. 130. Expenses relating to certain international claims and proceedings.

Sec. 131. Diplomatic Telecommunications Service.

Sec. 132. Diplomatic Telecommunications Service Program Office.

Sec. 133. International Center reserve funds.

*Sec. 134. Joint funds under agreements for cooperation in environmental, sci-
entific, cultural and related areas.*

Sec. 135. United States diplomatic facilities in Kosova.

Sec. 136. Antibribery study.

Sec. 137. Budget Act compliance.

CHAPTER 3—PERSONNEL

Sec. 141. Authorized strength of the Foreign Service.

*Sec. 142. Restriction on lobbying activities of former United States chiefs of mis-
sion.*

Sec. 143. Foreign Service grounding in United States business.

Sec. 144. Foreign affairs administrative support.

Sec. 145. Foreign Service reform.

- Sec. 146. Limitations on management assignments.*
Sec. 147. Report on promotion and retention of personnel.
Sec. 148. Recovery of costs of health care services.
Sec. 149. Nonovertime differential pay.
Sec. 150. Access to records.
Sec. 151. Training.
Sec. 152. Redesignation of National Foreign Affairs Training Center.

CHAPTER 4—CONSULAR AND RELATED ACTIVITIES

- Sec. 161. Fee for diversity immigrant lottery.*
Sec. 162. Fee for execution of passport applications.
Sec. 163. Fees for machine readable visas.
Sec. 164. Children adopted abroad.
Sec. 165. Consular officers.
Sec. 166. Exclusion from the United States for membership in a terrorist organization.
Sec. 167. Incitement as a basis for exclusion from the United States.
Sec. 168. Visit of the president of the Republic of China on Taiwan.
Sec. 169. Terrorist Lookout Committees.
Sec. 170. Sense of Congress on border crossing fees.

TITLE II—UNITED NATIONS

CHAPTER 1—FUNDING; BUDGETARY AND MANAGEMENT REFORM

- Sec. 201. Assessed contributions to the United Nations and affiliated agencies.*
Sec. 202. Assessed contributions for international peacekeeping activities.
Sec. 203. Calculation of assessed contributions.
Sec. 204. Reform in budget decisionmaking procedures of the United Nations and its specialized agencies.
Sec. 205. United Nations budgetary and management reform.
Sec. 206. Whistleblower provision.

CHAPTER 2—UNITED NATIONS PEACEKEEPING

- Sec. 211. Annual report on United States contributions to United Nations peacekeeping activities.*
Sec. 212. Prior congressional notification of Security Council votes on United Nations peacekeeping activities.
Sec. 213. Codification of required notice to Congress of proposed United Nations peacekeeping activities.
Sec. 214. Limitation on assessment percentage for peacekeeping activities.
Sec. 215. Buy America requirement.
Sec. 216. Restrictions on intelligence sharing with the United Nations.
Sec. 217. UNPROFOR funding restrictions.
Sec. 218. Escalating costs for international peacekeeping activities.
Sec. 219. Definition.

TITLE III—OTHER INTERNATIONAL ORGANIZATIONS

CHAPTER 1—AUTHORIZATION OF APPROPRIATIONS

- Sec. 301. International conferences and contingencies.*
Sec. 302. International commissions.
Sec. 303. International Boundary and Water Commission.
Sec. 304. Inter-American organizations.

CHAPTER 2—GENERAL PROVISIONS

- Sec. 311. International criminal court participation.*
- Sec. 312. Prohibition on assistance to international organizations espousing world government.*
- Sec. 313. Termination of United States participation in certain international organizations.*
- Sec. 314. International covenant on civil and political rights.*
- Sec. 315. United States participation in single commodity international organizations.*
- Sec. 316. Prohibition on contributions to the International Natural Rubber Organization.*
- Sec. 317. Prohibition on contributions to the International Tropical Timber Organization.*
- Sec. 318. General Accounting Office study of the cost-effectiveness and efficiency of international organizations to which the United States makes contributions.*
- Sec. 319. Sense of Congress on United Nations Fourth World Conference on Women in Beijing, China.*

TITLE IV—UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS

CHAPTER 1—AUTHORIZATION OF APPROPRIATIONS

- Sec. 401. Authorization of appropriations.*
- Sec. 402. National Endowment for Democracy.*

CHAPTER 2—USIA AND RELATED AGENCIES AUTHORITIES AND ACTIVITIES

- Sec. 411. Participation in international fairs and expositions.*
- Sec. 412. Extension of au pair programs.*
- Sec. 413. Pilot program on advertising on USIA television and radio broadcasts.*
- Sec. 414. Availability of Voice of America and Radio Marti multilingual computer readable text and voice recordings.*
- Sec. 415. Plan for Radio Free Asia.*
- Sec. 416. Expansion of Muskie fellowship program.*
- Sec. 417. Changes in administrative authorities.*
- Sec. 418. General Accounting Office study of duplication among certain international affairs grantees.*
- Sec. 419. General Accounting Office study of activities of the North/South Center in support of the North American Free Trade Agreement.*
- Sec. 420. Mansfield Fellowship Program requirements.*
- Sec. 421. Distribution within the United States of the United States Information Agency film entitled “The Fragile Ring of Life”.*

TITLE V—UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY AND THE AGENCY FOR INTERNATIONAL DEVELOPMENT

- Sec. 501. Authorization of appropriations.*
- Sec. 502. Statutory construction.*
- Sec. 503. Operating expenses.*
- Sec. 504. Operating expenses of the Office of the Inspector General.*

TITLE VI—FOREIGN POLICY

- Sec. 601. Repeal of provisions relating to interparliamentary groups.*

- Sec. 602. Repeal of executive branch membership on the Commission on Security and Cooperation in Europe.*
- Sec. 603. Authorized payments.*
- Sec. 604. Reports regarding Hong Kong.*
- Sec. 605. Applicability of Taiwan Relations Act.*
- Sec. 606. Taipei representative office.*
- Sec. 607. Report on occupied Tibet.*
- Sec. 608. Special envoy for Tibet Act of 1995.*
- Sec. 609. Prohibition on use of funds to facilitate Iraqi refugee admissions into the United States.*
- Sec. 610. Special envoy for Nagorno-Karabakh.*
- Sec. 611. Report to Congress concerning Cuban emigration policies.*
- Sec. 612. Efforts against emerging infectious diseases.*
- Sec. 613. Report on firms engaged in export of dual-use items.*
- Sec. 614. Prohibition on the transfer of arms to Indonesia.*
- Sec. 615. Middle East Peace Facilitation Act of 1995.*

*DIVISION B—CONSOLIDATION AND REINVENTION OF FOREIGN
AFFAIRS AGENCIES*

- Sec. 1001. Short title.*
- Sec. 1002. Purposes.*

*TITLE XI—ORGANIZATION OF THE DEPARTMENT OF STATE AND
FOREIGN SERVICE*

- Sec. 1101. Office of the Secretary of State.*
- Sec. 1102. Assumption of duties by incumbent appointees.*
- Sec. 1103. Consolidation of United States diplomatic missions and consular posts.*
- Sec. 1104. Procedures for coordination of Government personnel at overseas posts.*

*TITLE XII—UNITED STATES ARMS CONTROL AND DISARMAMENT
AGENCY*

- Sec. 1201. Abolition of ACDA; references in part.*
- Sec. 1202. Repeal of positions and offices.*
- Sec. 1203. Authorities of the Secretary of State.*
- Sec. 1204. Authorization of appropriations.*
- Sec. 1205. Conforming amendments.*
- Sec. 1206. References in law.*
- Sec. 1207. Effective date.*

TITLE XIII—UNITED STATES INFORMATION AGENCY

- Sec. 1301. Abolition.*
- Sec. 1302. References in law.*
- Sec. 1303. Amendments to title 5.*
- Sec. 1304. Amendments to United States Information and Educational Exchange Act of 1948.*
- Sec. 1305. Amendments to the Mutual Educational and Cultural Exchange Act of 1961 (Fulbright-Hays Act).*
- Sec. 1306. International broadcasting activities.*
- Sec. 1307. Television broadcasting to Cuba.*
- Sec. 1308. Radio broadcasting to Cuba.*
- Sec. 1309. National Endowment for Democracy.*
- Sec. 1310. United States Scholarship Program for developing countries.*

- Sec. 1311. National Security Education Board.*
- Sec. 1312. Center for Cultural and Technical Interchange Between North and South.*
- Sec. 1313. Center for Cultural and Technical Interchange Between East and West.*
- Sec. 1314. Mission of the Department of State.*
- Sec. 1315. Consolidation of administrative services.*
- Sec. 1316. Grants.*
- Sec. 1317. Ban on domestic activities.*
- Sec. 1318. Conforming repeal to the Arms Control and Disarmament Act.*
- Sec. 1319. Repeal relating to procurement of legal services.*
- Sec. 1320. Repeal relating to payment of subsistence expenses.*
- Sec. 1321. Conforming amendment to the SEED Act.*
- Sec. 1322. International Cultural and Trade Center Commission.*
- Sec. 1323. Other laws referenced in Reorganization Plan No. 2 of 1977.*
- Sec. 1324. Exchange program with countries in transition from totalitarianism to democracy.*
- Sec. 1325. Edmund S. Muskie Fellowship Program.*
- Sec. 1326. Implementation of Convention on Cultural Property.*
- Sec. 1327. Mike Mansfield Fellowships.*
- Sec. 1328. United States Advisory Committee for Public Diplomacy.*
- Sec. 1329. Effective date.*

**TITLE XIV—AGENCY FOR INTERNATIONAL DEVELOPMENT AND THE
INTERNATIONAL DEVELOPMENT COOPERATION AGENCY**

- Sec. 1401. Abolitions; references in part.*
- Sec. 1402. References in the Foreign Assistance Act of 1961.*
- Sec. 1403. Exercise of functions by the Secretary of State.*
- Sec. 1404. Repeal of positions; employment and contracting authorities.*
- Sec. 1405. Development Loan Committee.*
- Sec. 1406. Development Coordination Committee.*
- Sec. 1407. Public Law 83-480 Program.*
- Sec. 1408. Conforming amendments to title 5, United States Code.*
- Sec. 1409. Trade Promotion Coordinating Committee.*
- Sec. 1410. Chief Financial Officer.*
- Sec. 1411. References in law.*
- Sec. 1412. Effective date.*

**TITLE XV—PLANS FOR CONSOLIDATION AND REINVENTION OF
FOREIGN AFFAIRS AGENCIES**

- Sec. 1501. Reorganization of the Department of State and the independent foreign affairs agencies.*

TITLE XVI—TRANSITION PROVISIONS

- Sec. 1601. Transfer of functions.*
- Sec. 1602. Determination of transferred functions and employees.*
- Sec. 1603. Reorganization plan for the United States Arms Control and Disarmament Agency.*
- Sec. 1604. Reorganization plan for the United States Information Agency.*
- Sec. 1605. Reorganization plan for the Agency for International Development.*
- Sec. 1606. Additional requirements and limitations on reorganization plans.*
- Sec. 1607. Amendments or modifications to reorganization plans.*
- Sec. 1608. Procedures for congressional consideration of reorganization plans.*

Sec. 1609. Transition fund.
Sec. 1610. Voluntary separation incentives.
Sec. 1611. Rights of employees of abolished agencies.
Sec. 1612. Transfer and allocations of appropriations and personnel.
Sec. 1613. Personnel authorities for transferred functions.
Sec. 1614. Property and facilities.
Sec. 1615. Delegation and assignment.
Sec. 1616. Rules.
Sec. 1617. Incidental transfers.
Sec. 1618. Effect on contracts and grants.
Sec. 1619. Savings provisions.
Sec. 1620. Separability.
Sec. 1621. Other transition authorities.
Sec. 1622. Additional conforming amendments.
Sec. 1623. Final report.
Sec. 1624. Definitions.

1 DIVISION A—FOREIGN RELA-
2 TIONS AUTHORIZATION ACT,
3 FISCAL YEARS 1996–1999

4 SEC. 101. SHORT TITLE.

5 *This division may be cited as the “Foreign Relations*
6 *Authorization Act, Fiscal Years 1996–1999”.*

7 TITLE I—DEPARTMENT OF
8 STATE AND RELATED AGENCIES
9 CHAPTER 1—AUTHORIZATION OF
10 APPROPRIATIONS

11 SEC. 111. ADMINISTRATION OF FOREIGN AFFAIRS.

12 *(a) IN GENERAL.—The following amounts are author-*
13 *ized to be appropriated for the Department of State under*
14 *the heading “Administration of Foreign Affairs” to carry*
15 *out the authorities, functions, duties, and responsibilities*
16 *in the conduct of the foreign affairs of the United States*
17 *and for other purposes authorized by law, including the*
18 *diplomatic security program:*

1 (1) *DIPLOMATIC AND CONSULAR PROGRAMS.*—
2 For “*Diplomatic and Consular Programs*”, of the De-
3 partment of State \$1,688,500,000 for the fiscal year
4 1996, \$1,612,000,000 for the fiscal year 1997,
5 \$1,867,500,000 for the fiscal year 1998, and
6 \$1,856,000,000 for the fiscal year 1999.

7 (2) *SALARIES AND EXPENSES.*—For “*Salaries*
8 *and Expenses*”, of the Department of State
9 \$368,000,000 for the fiscal year 1996, \$373,000,000
10 for the fiscal year 1997, \$725,000,000 for the fiscal
11 year 1998, and \$681,500,000 for the fiscal year 1999.

12 (3) *ACQUISITION AND MAINTENANCE OF BUILD-*
13 *INGS ABROAD.*—For “*Acquisition and Maintenance of*
14 *Buildings Abroad*”, \$401,760,000 for the fiscal year
15 1996, \$401,760,000 for the fiscal year 1997,
16 \$401,760,000 for the fiscal year 1998, and
17 \$401,760,000 for the fiscal year 1999.

18 (4) *REPRESENTATION ALLOWANCES.*—For “*Rep-*
19 *resentation Allowances*”, \$4,500,000 for the fiscal year
20 1996, \$4,500,000 for the fiscal year 1997, \$4,500,000
21 for the fiscal year 1998, and \$4,500,000 for the fiscal
22 year 1999.

23 (5) *EMERGENCIES IN THE DIPLOMATIC AND CON-*
24 *SULAR SERVICE.*—For “*Emergencies in the Diplo-*
25 *matic and Consular Service*”, \$6,000,000 for the fis-

1 *cal year 1996, \$6,000,000 for the fiscal year 1997,*
2 *\$6,000,000 for the fiscal year 1998, and \$6,000,000*
3 *for the fiscal year 1999.*

4 (6) *OFFICE OF THE INSPECTOR GENERAL.—For*
5 *“Office of the Inspector General”, \$23,350,000 for the*
6 *fiscal year 1996, \$23,000,000 for the fiscal year 1997,*
7 *\$48,500,000 for the fiscal year 1998, and \$48,500,000*
8 *for the fiscal year 1999.*

9 (7) *FOREIGN SERVICE RETIREMENT AND DIS-*
10 *ABILITY FUND.—For the “Foreign Service Retirement*
11 *and Disability Fund”, \$125,402,000 for the fiscal*
12 *year 1996, \$125,402,000 for the fiscal year 1997,*
13 *\$132,000,000 for the fiscal year 1998, and*
14 *\$135,000,000 for the fiscal year 1999.*

15 (8) *PAYMENT TO THE AMERICAN INSTITUTE IN*
16 *TAIWAN.—For “Payment to the American Institute in*
17 *Taiwan”, \$15,400,000 for the fiscal year 1996,*
18 *\$15,400,000 for the fiscal year 1997, \$15,400,000 for*
19 *the fiscal year 1998, and \$15,400,000 for the fiscal*
20 *year 1999.*

21 (9) *PROTECTION OF FOREIGN MISSIONS AND OF-*
22 *FICIALS.—For “Protection of Foreign Missions and*
23 *Officials”, \$8,579,000 for the fiscal year 1996,*
24 *\$8,579,000 for the fiscal year 1997, \$8,579,000 for the*

1 *fiscal year 1998, and \$8,579,000 for the fiscal year*
2 *1999.*

3 (10) *CAPITAL INVESTMENT FUND.—For the*
4 *“Capital Investment Fund”, \$32,800,000 for each of*
5 *the fiscal years 1996 and 1997 and \$25,000,000 for*
6 *each of the fiscal years 1998 and 1999.*

7 (11) *ASIA FOUNDATION.—For “The Asia Foun-*
8 *dation”, not more than \$5,000,000 for the fiscal year*
9 *1996, and \$3,000,000 for each of the fiscal years*
10 *1997, 1998, and 1999.*

11 (12) *REPATRIATION LOANS.—For “Repatriation*
12 *Loans”, \$776,000 for the fiscal year 1996 and*
13 *\$700,000 for each of the fiscal years 1997, 1998, and*
14 *1999.*

15 (b) *FOREIGN CURRENCY EXCHANGE RATES.—In addi-*
16 *tion to amounts otherwise authorized to be appropriated by*
17 *subsection (a), there are authorized to be appropriated such*
18 *sums as may be necessary for each of the fiscal years 1996,*
19 *1997, 1998, and 1999 to offset adverse fluctuations in for-*
20 *ign currency exchange rates. Amounts appropriated under*
21 *this subsection shall be available for obligation and expendi-*
22 *ture only to the extent that the Director of the Office of*
23 *Management and Budget determines and certifies to Con-*
24 *gress that such amounts are necessary due to such fluctua-*
25 *tions.*

1 **SEC. 112. MIGRATION AND REFUGEE ASSISTANCE.**

2 (a) *AUTHORIZATION OF APPROPRIATIONS.*—

3 (1) *MIGRATION AND REFUGEE ASSISTANCE.*—

4 *There are authorized to be appropriated for “Migra-*
5 *tion and Refugee Assistance” for authorized activities,*
6 *\$721,000,000 for the fiscal year 1996, and*
7 *\$721,000,000 for each of the fiscal years 1997, 1998,*
8 *and 1999.*

9 (2) *ALLOCATION OF FUNDS.*—*Of the funds au-*
10 *thorized to be appropriated by paragraph (1)—*

11 (A) *not less than \$80,000,000 shall be made*
12 *available in the fiscal year 1996 for assistance*
13 *for refugees resettling in Israel from other coun-*
14 *tries; and*

15 (B) *not less than \$50,000,000 for each of the*
16 *fiscal years 1996 and 1997 shall be made avail-*
17 *able for the Emergency Refugee and Migration*
18 *Assistance Fund under section 2(c) of the Migra-*
19 *tion and Refugee Assistance Act of 1962 (22*
20 *U.S.C. 2601(c)).*

21 (b) *AVAILABILITY OF FUNDS.*—*Funds appropriated*
22 *pursuant to subsection (a) are authorized to remain until*
23 *expended.*

1 **CHAPTER 2—AUTHORITIES AND**
2 **ACTIVITIES**

3 **SEC. 121. LEASE-PURCHASE OF OVERSEAS PROPERTY.**

4 (a) *AUTHORITY FOR LEASE-PURCHASE.*—Subject to
5 subsections (b) and (c), the Secretary is authorized to ac-
6 quire by lease-purchase such properties as are described in
7 subsection (b), if—

8 (1) *the Secretary of State, and*

9 (2) *the Director of the Office of Management and*
10 *Budget,*

11 *certify and notify the appropriate committees of Congress*
12 *that the lease-purchase arrangement will result in a net cost*
13 *savings to the Federal Government when compared to a*
14 *lease, a direct purchase, or direct construction of com-*
15 *parable property.*

16 (b) *LOCATIONS AND LIMITATIONS.*—The authority
17 *granted in subsection (a) may be exercised only—*

18 (1) *to acquire appropriate housing for Depart-*
19 *ment of State personnel stationed abroad and for the*
20 *acquisition of other facilities, in locations in which*
21 *the United States has a diplomatic mission; and*

22 (2) *during fiscal years 1996 through 1999.*

23 (c) *AUTHORIZATION OF FUNDING.*—Funds for lease-
24 *purchase arrangements made pursuant to subsection (a)*
25 *shall be available from amounts appropriated under the au-*

1 *thority of section 111(a)(3) (relating to the Acquisition and*
2 *Maintenance of Buildings Abroad” account).*

3 **SEC. 122. UNITED STATES EMBASSY BUILDING IN BERLIN,**
4 **GERMANY.**

5 *It is the sense of the Congress that the Secretary of*
6 *State should—*

7 *(1) utilize, as the United States Embassy to Ger-*
8 *many, property held by the United States Govern-*
9 *ment under the Foreign Service Building Act, 1926,*
10 *in the vicinity of the Brandenburg Gate in Berlin,*
11 *Germany; and*

12 *(2) be authorized to make any improvements*
13 *necessary.*

14 **SEC. 123. FEES FOR COMMERCIAL SERVICES.**

15 *Section 52 of the State Department Basic Authorities*
16 *Act of 1956 (22 U.S.C. 2724) is amended in subsection (b)*
17 *by adding the following new sentence at the end: “Such fees*
18 *shall remain available for obligation until expended.”.*

19 **SEC. 124. REDUCTION OF REPORTING REQUIREMENTS.**

20 *(a) PERIOD FOR REPORTING.—Section 488(a)(3) of*
21 *the Foreign Assistance Act of 1961 (22 U.S.C. 2291g) is*
22 *amended by striking “quarter of the”.*

23 *(b) REPEAL.—Section 503(b) of the Foreign Relations*
24 *Authorization Act, Fiscal Year 1979 (Public Law 95–426)*
25 *is repealed.*

1 **SEC. 125. BUYING POWER MAINTENANCE ACCOUNT.**

2 *Section 24 of the State Department Basic Authorities*
3 *Act of 1956 (22 U.S.C. 2696) is amended in subsection*
4 *(b)(7) by striking subparagraph (D).*

5 **SEC. 126. CAPITAL INVESTMENT FUND.**

6 *Section 135 of the Foreign Relations Authorization*
7 *Act, Fiscal Years 1994 and 1995 (22 U.S.C. 2684a) is*
8 *amended—*

9 *(1) in subsection (a), by inserting “and up-*
10 *grade” after “procurement”;*

11 *(2) in subsection (c), by striking “are authorized*
12 *to” and inserting “shall”;*

13 *(3) in subsection (d), by striking all that follows*
14 *“available” and inserting “for the purposes of sub-*
15 *section (a).”;* and

16 *(4) in subsection (e), by striking all that follows*
17 *“(22 U.S.C. 2710)” and before the period at the end.*

18 **SEC. 127. ADMINISTRATIVE EXPENSES.**

19 *Section 5 of the Migration and Refugee Assistance Act*
20 *of 1962 (22 U.S.C. 2605) is amended—*

21 *(1) in subsection (a)(1), by inserting before “,*
22 *and without regard” the following: “and other person-*
23 *nel assigned to the bureau charged with carrying out*
24 *this Act”;* and

25 *(2) by striking subsection (c).*

1 **SEC. 128. FEE FOR USE OF DIPLOMATIC RECEPTION**
2 **ROOMS.**

3 *Title I of the State Department Basic Authorities Act*
4 *of 1956 (22 U.S.C. 2651a et seq.) is amended by adding*
5 *at the end the following new section:*

6 **“SEC. 53. FEE FOR USE OF DIPLOMATIC RECEPTION ROOMS.**

7 *“The Secretary of State is authorized to charge a fee*
8 *for use of the Department of State diplomatic reception*
9 *rooms. Fees collected under the authority of this section*
10 *shall be deposited as an offsetting collection to any Depart-*
11 *ment of State appropriation to recover the costs of such use*
12 *and shall remain available for obligation until expended.”.*

13 **SEC. 129. CONTRACTS AT POSTS ABROAD.**

14 *(a) AVOIDANCE OF DUPLICATIVE PROCUREMENTS.—A*
15 *contracting officer of an agency of the Federal Government*
16 *that performs functions at diplomatic and consular posts*
17 *abroad shall, to the maximum extent practicable, avoid en-*
18 *tering into a contract for procurement of property or serv-*
19 *ices that can be procured for that agency under an existing*
20 *contract, or by a modification (in accordance with sub-*
21 *section (b)) of an existing contract, of another agency of*
22 *the Federal Government that performs functions at diplo-*
23 *matic and consular posts abroad.*

24 *(b) MODIFICATION OF CONTRACTS.—Notwithstanding*
25 *any provision of law that requires the use of competitive*
26 *procedures in Federal Government procurements, a contract*

1 of an agency of the Federal Government performing func-
2 tions at diplomatic or consular posts abroad that has been
3 awarded using competitive procedures may be modified to
4 increase the quantity of the property or services to be pro-
5 cured under the contract in order to provide for procure-
6 ment of the property or services for another agency perform-
7 ing functions at diplomatic or consular posts abroad if the
8 cost to the United States of each unit of the property or
9 services procured under the contract is not increased by the
10 modification.

11 (c) *DEFINITION.*—For the purposes of this section, the
12 term “competitive procedures” has the meaning given that
13 term in section 4(5) of the Office of Federal Procurement
14 Policy Act (41 U.S.C. 403(5)).

15 **SEC. 130. EXPENSES RELATING TO CERTAIN INTER-**
16 **NATIONAL CLAIMS AND PROCEEDINGS.**

17 (a) *RECOVERY OF CERTAIN EXPENSES.*—The Depart-
18 ment of State Appropriation Act of 1937 (49 Stat. 1321;
19 22 U.S.C. 2661), as amended by section 142(b) of the For-
20 eign Relations Authorization Act, Fiscal Years 1988 and
21 1989 (Public Law 100–204) is amended in the fifth undes-
22 igned paragraph under the heading entitled “INTER-
23 NATIONAL FISHERIES COMMISSION” by striking “extraor-
24 dinary”.

1 **(b) REPORT REQUIRED.**—*No later than three months*
2 *after the date of enactment of this Act, the two agencies*
3 *providing the greatest funding to DTS–PO shall submit to*
4 *the appropriate committees of Congress—*

5 **(1) a DTS–PO management plan—**

6 **(A) setting forth the organization, mission**
7 *and functions of each major element of the DTS–*
8 *PO; and*

9 **(B) designating an entity at each overseas**
10 *post, or providing a mechanism for the designa-*
11 *tion of such an entity, which will be responsible*
12 *for the day-to-day administration of the DTS–*
13 *PO operations; and*

14 **(2) a DTS–PO strategic plan containing—**

15 **(A) future customer requirements, validated**
16 *by the DTS customer organizations;*

17 **(B) a system configuration for the DTS net-**
18 *work which will meet the future telecommuni-*
19 *cations needs of the DTS customer agencies;*

20 **(C) a funding profile to achieve the system**
21 *configuration for the DTS network;*

22 **(D) a transition strategy to move to the sys-**
23 *tem configuration for the DTS network;*

1 (E) a reimbursement plan to cover the di-
2 rect and indirect costs of operating the DTS net-
3 work; and

4 (F) an allocation of funds to cover the costs
5 projected to be incurred by each of the agencies
6 or other entities utilizing DTS to maintain
7 DTS, to upgrade DTS, and to provide for future
8 demands for DTS.

9 (c) *DEFINITION.*—As used in this section, the term
10 “appropriate committees of Congress” means the Select
11 Committee on Intelligence, the Committee on Foreign Rela-
12 tions, and the Committee on Appropriations of the Senate
13 and the Permanent Select Committee on Intelligence, the
14 Committee on International Relations, and the Committee
15 on Appropriations of the House of Representatives.

16 **SEC. 133. INTERNATIONAL CENTER RESERVE FUNDS.**

17 *Funds retained by the Secretary of State in the reserve*
18 *for maintenance and security established pursuant to sec-*
19 *tion 5 of the International Center Act (Public Law 90–533)*
20 *may be deposited in interest bearing accounts, and the Sec-*
21 *retary may retain for the purposes set forth in that section*
22 *any interest earned on such deposits without returning such*
23 *interest to the Treasury of the United States and without*
24 *further appropriation by the Congress.*

1 **SEC. 134. JOINT FUNDS UNDER AGREEMENTS FOR CO-**
2 **OPERATION IN ENVIRONMENTAL, SCI-**
3 **ENTIFIC, CULTURAL AND RELATED AREAS.**

4 *In order to promote the maximum benefits from con-*
5 *tinued participation in international agreements in effect*
6 *as of the date of enactment of this Act for cooperation in*
7 *environmental, scientific, cultural and related areas, appro-*
8 *priated funds that have been made available in fiscal years*
9 *1995 and prior fiscal years under the Department of State's*
10 *program of international environmental, scientific, and*
11 *cultural cooperation to joint funds or accounts under such*
12 *agreements may, to the extent specified within the agree-*
13 *ment, be deposited in interest bearing accounts prior to dis-*
14 *bursement of such funds for the purposes of the program.*
15 *Interest earned may be retained for use under such agree-*
16 *ments for program or administrative purposes, without re-*
17 *turning such interest to the Treasury of the United States*
18 *and without further appropriation by Congress.*

19 **SEC. 135. UNITED STATES DIPLOMATIC FACILITIES IN**
20 **KOSOVA.**

21 *The Secretary of State is authorized to lease or other-*
22 *wise acquire an office and residence in Pristina, Kosova,*
23 *for use by United States diplomatic or consular personnel.*

24 **SEC. 136. ANTIBRIBERY STUDY.**

25 (a) *FINDINGS.—The Congress finds that—*

1 (1) *United States nationals and companies, and*
2 *their foreign subsidiaries, are prohibited from bribing*
3 *foreign officials under the Foreign Corrupt Practices*
4 *Act of 1977 (Public Law 95–213);*

5 (2) *United States trade competitors and nation-*
6 *als of other industrialized countries are not prohibited*
7 *by law from utilizing bribes in retaining or obtaining*
8 *foreign procurement contracts;*

9 (3) *some countries permit a deduction for income*
10 *tax purposes for bribes paid to secure foreign business;*

11 (4) *effective anticorruption statutes include*
12 *criminal, commercial, civil, and administrative laws*
13 *prohibiting bribery of foreign public officials, tax*
14 *laws which make bribery unprofitable, transparent*
15 *business accounting requirements that ensure proper*
16 *recording of relevant payments and appropriate in-*
17 *spection of such records, prohibitions on licenses, gov-*
18 *ernment procurement contracts, and public subsidies,*
19 *and substantial monetary fines for bribery;*

20 (5) *the Organization for Economic Cooperation*
21 *and Development passed a resolution on May 27,*
22 *1994, recommending that OECD Member states*
23 *“deter, prevent, and combat the bribery of foreign*
24 *public officials in connection with international busi-*
25 *ness transactions”;* and

1 (6) *these initiatives will help strengthen vibrant*
2 *international trade and export markets and ensure*
3 *fair competitive conditions for United States export-*
4 *ers.*

5 (b) *SENSE OF CONGRESS.—It is the sense of the Con-*
6 *gress that the United States should strongly urge universal*
7 *adoption of the principles set forth in the Foreign Corrupt*
8 *Practices Act of 1977 (Public Law 95–213) in order that*
9 *adopting countries implement effective means, in accord-*
10 *ance with the legal and jurisdictional principles of such*
11 *countries, of combating bribery of foreign public officials,*
12 *including the imposition of administrative, civil, and*
13 *criminal sanctions for such bribery.*

14 (c) *STUDY.—The Secretary of State shall conduct a*
15 *study to develop, in consultation with the Secretary of Com-*
16 *merce, the Director of the Central Intelligence Agency, the*
17 *Agency for International Development, the Overseas Private*
18 *Investment Corporation, the Trade and Development Agen-*
19 *cy, and the Export-Import Bank of the United States, pro-*
20 *posals to end the discrimination against United States ex-*
21 *ports that result from bribery and corruption in inter-*
22 *national business transactions.*

23 (d) *REPORT.—The Secretary of State shall submit a*
24 *report containing the proposals developed under subsection*
25 *(c) to the Committee on Foreign Relations of the Senate*

1 *and the Committee on International Relations of the House*
2 *of Representatives not later than 90 days after the date of*
3 *enactment of this Act. The report and proposals provided*
4 *to such committees shall—*

5 (1) *take into account, discuss, and analyze the*
6 *laws of our ten primary trade competitors which gov-*
7 *ern bribery and corruption in overseas business trans-*
8 *actions, and include recommendations for the imple-*
9 *mentation of the resolution on bribery passed by the*
10 *Organization for Economic Cooperation and Develop-*
11 *ment on May 27, 1994;*

12 (2) *include specific recommendations for the uni-*
13 *versal adoption of the principles set forth in the For-*
14 *ign Corrupt Practices Act of 1977 (Public Law 95–*
15 *213);*

16 (3) *analyze the feasibility of United States em-*
17 *bassies assisting United States businesses when com-*
18 *peting for overseas contracts by disclosing informa-*
19 *tion about bribery or corruption of other foreign na-*
20 *tionals competing for the contract; and*

21 (4) *make recommendations for any legislation*
22 *which may be necessary or appropriate to carry out*
23 *such proposals.*

24 (e) *DEFINITION.—For the purposes of this section, the*
25 *term “bribery”, in the case of a corporation, means the di-*

1 *rect or indirect offer or provision by the corporation of any*
2 *undue pecuniary or other advantage to or for an individual*
3 *in order to procure business and business contract for the*
4 *corporation or its subsidiaries.*

5 **SEC. 137. BUDGET ACT COMPLIANCE.**

6 *The authorities contained in the amendments made in*
7 *sections 121, 123, 125, 128, 130, 133, 134, 148, 161, and*
8 *163 of this Act may be exercised only to the extent or in*
9 *the amounts provided in appropriations Acts.*

10 **CHAPTER 3—PERSONNEL**

11 **SEC. 141. AUTHORIZED STRENGTH OF THE FOREIGN**
12 **SERVICE.**

13 *(a) END FISCAL YEAR 1996 LEVELS.—The number of*
14 *members of the Foreign Service authorized to be employed*
15 *as of September 30, 1996—*

16 *(1) for the Department of State, shall not exceed*
17 *8,700, of whom not more than 740 shall be members*
18 *of the Senior Foreign Service;*

19 *(2) for the United States Information Agency,*
20 *shall not exceed 900, of whom not more than 155 shall*
21 *be members of the Senior Foreign Service; and*

22 *(3) for the Agency for International Develop-*
23 *ment, shall not exceed 900, of whom not more than*
24 *125 shall be members of the Senior Foreign Service.*

1 (b) *END FISCAL YEAR 1997 LEVELS.*—*The number of*
2 *members of the Foreign Service authorized to be employed*
3 *as of September 30, 1997—*

4 (1) *for the Department of State, shall not exceed*
5 *8,500, of whom not more than 700 shall be members*
6 *of the Senior Foreign Service;*

7 (2) *for the United States Information Agency,*
8 *shall not exceed 800, of whom not more than 140 shall*
9 *be members of the Senior Foreign Service; and*

10 (3) *for the Agency for International Develop-*
11 *ment, shall not exceed 650, of whom not more than*
12 *75 shall be members of the Senior Foreign Service.*

13 (c) *DEFINITION.*—*For the purposes of this section, the*
14 *term “members of the Foreign Service” is used within the*
15 *meaning of such term under section 103 of the Foreign*
16 *Service Act of 1980 (22 U.S.C 3903), except that such term*
17 *does not include—*

18 (1) *members of the Service under paragraphs (6)*
19 *and (7) of such section;*

20 (2) *members of the Service serving under tem-*
21 *porary resident appointments abroad;*

22 (3) *members of the Service employed on less than*
23 *a full-time basis;*

24 (4) *members of the Service subject to involuntary*
25 *separation in cases in which such separation has been*

1 *suspended pursuant to section 1106(8) of the Foreign*
2 *Service Act of 1980; and*

3 *(5) members of the Service serving under non-ca-*
4 *reer limited appointments.*

5 *(d) EXCEPTIONS.—(1)(A) Except as provided in sub-*
6 *paragraph (B), the numerical limitations contained in sub-*
7 *sections (a) and (b) shall not apply to Foreign Service per-*
8 *sonnel serving under noncareer limited appointments.*

9 *(B) The number of Foreign Service personnel serving*
10 *under noncareer limited appointments may not exceed—*

11 *(i) for fiscal year 1996, 5 percent of the aggre-*
12 *gate numerical limitation on members of the Foreign*
13 *Service contained in subsection (a); and*

14 *(ii) for each of the fiscal years 1997, 1998, and*
15 *1999, 7 percent of the aggregate numerical limitation*
16 *on members of the Foreign Service contained in sub-*
17 *section (a).*

18 *(2) The Secretary of State is encouraged to utilize For-*
19 *eign Service personnel serving under noncareer limited ap-*
20 *pointments to perform duties relating to—*

21 *(A) export promotion and trade;*

22 *(B) information management systems; and*

23 *(C) the provision of medical services.*

24 *(3) Notwithstanding any other provision of law, the*
25 *Secretary of State may terminate the appointment of any*

1 *member of the Foreign Service serving under a noncareer*
2 *limited appointment before the expiration of the period of*
3 *the appointment.*

4 **SEC. 142. RESTRICTION ON LOBBYING ACTIVITIES OF**
5 **FORMER UNITED STATES CHIEFS OF MIS-**
6 **SION.**

7 *Section 207(d)(1) of title 18, United States Code, is*
8 *amended—*

9 *(1) by striking “or” at the end of subparagraph*
10 *(B);*

11 *(2) in subparagraph (C), by inserting “or” after*
12 *“title 3,”; and*

13 *(3) by inserting after subparagraph (C) the fol-*
14 *lowing new subparagraph:*

15 *“(D) serves in the position of chief of mis-*
16 *sion (as defined in section 102(3) of the Foreign*
17 *Service Act of 1980),”.*

18 **SEC. 143. FOREIGN SERVICE GROUNDING IN UNITED**
19 **STATES BUSINESS.**

20 *It is the sense of the Congress that the Secretary of*
21 *State, in consultation with the Secretary of Commerce,*
22 *should require the National Center for Humanities, Edu-*
23 *cation, Languages, and Management Studies, as redesign-*
24 *ated by section 152 of this Act, to significantly increase*
25 *the emphasis on commercial activity, export promotion,*

1 *and trade in carrying out its core programs and should*
2 *offer additional classes in such subjects.*

3 **SEC. 144. FOREIGN AFFAIRS ADMINISTRATIVE SUPPORT.**

4 (a) *AUTHORIZATION.*—*The Secretary of State, after*
5 *consulting with the heads of the other United States Govern-*
6 *ment agencies maintaining personnel overseas, is author-*
7 *ized to establish a financial system by which the Depart-*
8 *ment of State is reimbursed by other agencies of the United*
9 *States Government that maintain an overseas presence for*
10 *the incremental expenses incurred by the Department in*
11 *providing administrative support to such agencies at Unit-*
12 *ed States posts abroad.*

13 (b) *ESTABLISHMENT OF A COMMITTEE.*—*The Presi-*
14 *dent shall establish an interagency committee consisting of*
15 *representatives from United States Government agencies*
16 *maintaining a significant number of personnel overseas*
17 *and headed by the Secretary of State, for the purpose of*
18 *implementing subsection (a). The committee shall develop*
19 *rules and regulations governing—*

20 (1) *a dispute settlement mechanism to resolve*
21 *interagency disputes over the provision of administra-*
22 *tive services at posts abroad and over reimbursement*
23 *levels; and*

24 (2) *formulas for cost-assessment formulation, ei-*
25 *ther on a per capita basis or on a fee-for-service basis*

1 with the following principle: all direct and indirect
2 costs should be fully recovered by the Department, in-
3 cluding services such as the Community Liaison Offi-
4 cer, building operating expenses and local guards,
5 and such other expenses as the committee determines
6 necessary to be covered.

7 (c) *WORKING CAPITAL FUND.*—There is hereby estab-
8 lished on the books at the Treasury an account into which
9 the Secretary of State may deposit payments received from
10 any United States agency participating in the financial
11 system established under subsection (a). Amounts in the ac-
12 count shall be available without fiscal year limitation.

13 **SEC. 145. FOREIGN SERVICE REFORM.**

14 (a) *APPOINTMENTS BY THE PRESIDENT.*—Section
15 302(b) of the Foreign Service Act of 1980 (22 U.S.C.
16 3942(b)) is amended in the second sentence—

17 (1) by striking “may elect to” and inserting
18 “shall”; and

19 (2) by striking “Service,” and all that follows
20 and inserting “Service.”.

21 (b) *PERFORMANCE PAY.*—Section 405 of the Foreign
22 Service Act of 1980 (22 U.S.C. 3965) is amended—

23 (1) in subsection (a), by striking “Members” and
24 inserting “Subject to subsection (e), members”; and

1 (2) *by adding at the end the following new sub-*
2 *section:*

3 “(e) *Notwithstanding any other provision of law, the*
4 *Secretary of State may provide for recognition of the meri-*
5 *torious or distinguished service of a member of the Foreign*
6 *Service described in subsection (a) (including members of*
7 *the Senior Foreign Service) by means other than an award*
8 *of performance pay in lieu of making such an award under*
9 *this section.*”.

10 (c) *EXPEDITED SEPARATION OUT.—The Secretary of*
11 *State shall develop and implement not later than 90 days*
12 *after the date of enactment of this Act procedures to iden-*
13 *tify, and recommend for separation, members of the Foreign*
14 *Service ranked by promotion boards in the bottom five per-*
15 *cent of their class for any two of the five preceding years.*

16 (d) *UNIFORM ADMINISTRATION OF THE FOREIGN*
17 *SERVICE.—(1) Section 101(b)(9) of the Foreign Service Act*
18 *of 1980 (22 U.S.C. 3901(b)(9)) is amended to read as fol-*
19 *lows:*

20 “(9) *establishing a consolidated and uniform ad-*
21 *ministration of a single Foreign Service of the United*
22 *States by the Director General of the Foreign Service,*
23 *under the direction of the President and the Secretary*
24 *of State; and*”.

1 (2) *by striking the period at the end of subpara-*
2 *graph (C) and inserting “; and”; and*

3 (3) *by adding at the end the following new sub-*
4 *paragraph:*

5 “(D) *include on a biannual basis the comments*
6 *of the Inspector General for Foreign Affairs with re-*
7 *spect to the adequacy of the report on the matters de-*
8 *scribed in this paragraph.”.*

9 **SEC. 148. RECOVERY OF COSTS OF HEALTH CARE SERVICES.**

10 (a) *AUTHORITIES.*—*Section 904 of the Foreign Service*
11 *Act of 1980 (22 U.S.C. 4084) is amended—*

12 (1) *in subsection (a), by striking “and” before*
13 *“members of the families of such members and em-*
14 *ployees” and inserting before the period “, and (for*
15 *care provided abroad) such other persons as are des-*
16 *ignated by the Secretary of State, except that such*
17 *persons shall be considered persons other than covered*
18 *beneficiaries for purposes of subsections (g) and (h)”;*

19 (2) *in subsection (d), by inserting “, subject to*
20 *the provisions of subsections (g) and (h)” before the*
21 *period; and*

22 (3) *by adding at the end the following new sub-*
23 *sections:*

24 “(g)(1) *In the case of a person who is a covered bene-*
25 *ficiary, the Secretary of State is authorized to collect from*

1 *a third party payer the reasonable costs incurred by the*
2 *Department of State on behalf of such person for health care*
3 *services to the same extent that the covered beneficiary*
4 *would be eligible to receive reimbursement or indemnifica-*
5 *tion from the third party payer for such costs.*

6 “(2) *If the insurance policy, plan, contract, or similar*
7 *agreement of that third party payer includes a requirement*
8 *for a deductible or copayment by the beneficiary of the plan,*
9 *then the Secretary of State may collect from the third party*
10 *payer only the reasonable cost of the care provided less the*
11 *deductible or copayment amount.*

12 “(3) *A covered beneficiary shall not be required to pay*
13 *any deductible or copayment for health care services under*
14 *this subsection.*

15 “(4) *No provision of any insurance, medical service,*
16 *or health plan contract or agreement having the effect of*
17 *excluding from coverage or limiting payment of charges for*
18 *care in the following circumstances shall operate to prevent*
19 *collection by the Secretary of State under paragraph (1):*

20 “(A) *Care provided directly or indirectly by a*
21 *governmental entity.*

22 “(B) *Care provided to an individual who has*
23 *not paid a required deductible or copayment.*

24 “(C) *Care provided by a provider with which the*
25 *third party payer has no participation agreement.*

1 “(5) No law of any State, or of any political subdivi-
2 sion of a State, and no provision of any contract or agree-
3 ment, shall operate to prevent or hinder recovery or collec-
4 tion by the United States under this section.

5 “(6) As to the authority provided in paragraph (1)
6 of this subsection—

7 “(A) the United States shall be subrogated to
8 any right or claim that the covered beneficiary may
9 have against a third party payer;

10 “(B) the United States may institute and pros-
11 ecute legal proceedings against a third party payer to
12 enforce a right of the United States under this sub-
13 section; and

14 “(C) the Secretary may compromise, settle, or
15 waive a claim of the United States under this sub-
16 section.

17 “(7) The Secretary shall prescribe regulations for the
18 administration of this subsection and subsection (h). Such
19 regulations shall provide for computation of the reasonable
20 cost of health care services.

21 “(8) Regulations prescribed under this subsection shall
22 provide that medical records of a covered beneficiary receiv-
23 ing health care under this subsection shall be made avail-
24 able for inspection and review by representatives of the
25 payer from which collection by the United States is sought

1 *for the sole purposes of permitting the third party to ver-*
2 *ify—*

3 “(A) *that the care or services for which recovery*
4 *or collection is sought were furnished to the covered*
5 *beneficiary; and*

6 “(B) *that the provision of such care or services*
7 *to the covered beneficiary meets criteria generally ap-*
8 *plicable under the health plan contract involved, ex-*
9 *cept that this subsection shall be subject to the provi-*
10 *sions of paragraphs (2) and (4).*

11 “(9) *Amounts collected under this subsection or under*
12 *subsection (h) from a third party payer or from any other*
13 *payer shall be deposited as an offsetting collection to any*
14 *Department of State appropriation and shall remain avail-*
15 *able until expended.*

16 “(10) *In this section:*

17 “(A) *The term ‘covered beneficiary’ means an in-*
18 *dividual eligible to receive health care under this sec-*
19 *tion whose health care costs are to be paid by a third*
20 *party payer under a contractual agreement with such*
21 *payer.*

22 “(B) *The term ‘services’ as used in ‘health care*
23 *services’ includes products.*

24 “(C) *The term ‘third party payer’ means an en-*
25 *tity that provides a fee-for-service insurance policy,*

1 *contract or similar agreement through the Federal*
2 *Employees Health Benefit program, under which the*
3 *expenses of health care services for individuals are*
4 *paid.*

5 “(h) *In the case of a person, other than a covered bene-*
6 *ficiary, who receives health care services pursuant to this*
7 *section, the Secretary of State is authorized to collect from*
8 *such person the reasonable costs of health care services in-*
9 *curred by the Department of State on behalf of such person.*
10 *The United States shall have the same rights against per-*
11 *sons subject to the provisions of this subsection as against*
12 *third party payers covered by subsection (g).”.*

13 (b) *EFFECTIVE DATE.*—*The authorities of this section*
14 *shall be effective beginning October 1, 1996.*

15 **SEC. 149. NONOVERTIME DIFFERENTIAL PAY.**

16 *Title 5 of the United States Code is amended—*

17 (1) *in section 5544(a), by inserting after the*
18 *fourth sentence the following new sentence: “For em-*
19 *ployees serving outside the United States in areas*
20 *where Sunday is a routine workday and another day*
21 *of the week is officially recognized as the day of rest*
22 *and worship, the Secretary of State may designate the*
23 *officially recognized day of rest and worship as the*
24 *day with respect to which additional pay is author-*
25 *ized by the preceding sentence.”; and*

1 (2) *at the end of section 5546(a), by adding the*
2 *following new sentence: “For employees serving out-*
3 *side the United States in areas where Sunday is a*
4 *routine workday and another day of the week is offi-*
5 *cially recognized as the day of rest and worship, the*
6 *Secretary of State may designate the officially recog-*
7 *nized day of rest and worship as the day with respect*
8 *to which additional pay is authorized by the preced-*
9 *ing sentence.”.*

10 **SEC. 150. ACCESS TO RECORDS.**

11 *Section 1108 of the Foreign Service Act of 1980 (22*
12 *U.S.C. 4138) is amended by adding at the end the following*
13 *new subsection:*

14 *“(f) As used in this section, the term “agency records”*
15 *does not include records created or maintained by the Office*
16 *of the Inspector General of the employing agency. That Of-*
17 *fice may, in its discretion, provide the Board records or*
18 *information relevant to a grievance.”.*

19 **SEC. 151. TRAINING.**

20 *Section 701 of the Foreign Service Act of 1980 (22*
21 *U.S.C. 4021) is amended—*

22 (1) *by redesignating subsection (d)(4) as sub-*
23 *section (g); and*

24 (2) *by inserting after subsection (d)(3) the fol-*
25 *lowing new subsections:*

1 “(e)(1) *The Secretary is authorized to provide appro-*
2 *priate training through the institution to employees of*
3 *United States companies that are engaged in business*
4 *abroad, and to the families of such employees, when such*
5 *training is in the national interest of the United States.*

6 “(2) *In the case of companies that are under contract*
7 *to provide services to the Department of State, the Secretary*
8 *is authorized to provide job-related training to the compa-*
9 *nies’ employees who are performing such services.*

10 “(3) *Training under this subsection shall be on a reim-*
11 *bursable or advance-of-funds basis. Such reimbursements or*
12 *advances shall be credited to the currently available appli-*
13 *cable appropriation account.*

14 “(4) *Training under this subsection is authorized only*
15 *to the extent that it will not interfere with the institution’s*
16 *primary mission of training employees of the Department*
17 *and of other agencies in the field of foreign relations.*

18 “(f)(1) *The Secretary is authorized to provide on a re-*
19 *imbursable basis foreign language training programs to*
20 *Members of Congress.*

21 “(2) *Nonexecutive branch staff members may partici-*
22 *pate on reimbursable, space-available basis in foreign lan-*
23 *guage programs offered by the institution.*

1 **SEC. 162. FEE FOR EXECUTION OF PASSPORT APPLICA-**
2 **TIONS.**

3 *Section 1 of the Act of June 4, 1920 (41 Stat. 750;*
4 *22 U.S.C. 214) is amended by—*

5 *(1) inserting before the period at the end of the*
6 *first sentence the following: “; except that the Sec-*
7 *retary of State may by regulation authorize State of-*
8 *ficials or the United States Postal Service to collect*
9 *and retain the execution fee for each application for*
10 *a passport accepted by such officials or by that Serv-*
11 *ice”;* and

12 *(2) striking the second sentence.*

13 **SEC. 163. FEES FOR MACHINE READABLE VISAS.**

14 *The Secretary of State is authorized to collect amounts*
15 *under paragraph (1) of section 140(a) of the Foreign Rela-*
16 *tions Authorization Act, Fiscal Years 1994 and 1995 (Pub-*
17 *lic Law 103–236; 8 U.S.C. 1351), not to exceed*
18 *\$150,000,000 for each of the fiscal years 1996, 1997, 1998,*
19 *and 1999.*

20 **SEC. 164. CHILDREN ADOPTED ABROAD.**

21 *Section 101(b) of the Immigration and Nationality*
22 *Act (8 U.S.C. 1101(b)) is amended—*

23 *(1) in paragraph (1)(A), by striking “legitimate*
24 *child” and inserting “child born in wedlock”;* and

1 (2) in paragraphs (1)(D) and (2), by striking
2 “an illegitimate child” each time it appears and in-
3 serting “a child born out of wedlock”.

4 **SEC. 165. CONSULAR OFFICERS.**

5 (a) *PERSONS AUTHORIZED TO ISSUE REPORTS OF*
6 *BIRTHS ABROAD.*—Section 33 of the State Department
7 *Basic Authorities Act of 1956 (22 U.S.C. 2705) is amended*
8 *in paragraph (2) by adding at the end the following: “For*
9 *purposes of this paragraph, a consular officer shall include*
10 *any United States citizen employee of the Department of*
11 *State designated by the Secretary of State to adjudicate na-*
12 *tionality abroad pursuant to such regulations as the Sec-*
13 *retary may prescribe.”.*

14 (b) *PROVISIONS APPLICABLE TO CONSULAR OFFI-*
15 *CERS.*—Section 31 of the Act of August 18, 1856 (*Rev. Stat.*
16 *1689; 22 U.S.C. 4191*), is amended by inserting after “such
17 *officers” the following: “and to such other United States cit-*
18 *izen employees of the Department of State as may be des-*
19 *ignated by the Secretary of State pursuant to such regula-*
20 *tions as the Secretary may prescribe”.*

21 (c) *PERSONS AUTHORIZED TO AUTHENTICATE FOR-*
22 *EIGN DOCUMENTS.*—Section 3492(c) of title 18 of the *Unit-*
23 *ed States Code is amended by adding at the end the follow-*
24 *ing: “For purposes of this section and sections 3493 through*
25 *3496 of this title, a consular officer shall include any Unit-*

1 *ed States citizen employee of the Department of State des-*
2 *ignated to perform notarial functions pursuant to section*
3 *24 of the Act of August 18, 1856 (Rev. Stat. 1750; 22 U.S.C.*
4 *4221).”.*

5 *(d) PERSONS AUTHORIZED TO ADMINISTER OATHS.—*
6 *Section 115 of title 35 of the United States Code is amended*
7 *by adding at the end the following: “For purposes of this*
8 *section, a consular officer shall include any United States*
9 *citizen employee of the Department of State designated to*
10 *perform notarial functions pursuant to section 24 of the Act*
11 *of August 18, 1856 (Rev. Stat. 1750; 22 U.S.C. 4221).”.*

12 *(e) DEFINITION OF CONSULAR OFFICER.—Section*
13 *101(a)(9) of the Immigration and Nationality Act (8*
14 *U.S.C. 1101(a)(9)) is amended by adding at the end the*
15 *following new sentence: “As used in title III, the term “con-*
16 *sular officer” includes any United States citizen employee*
17 *of the Department of State designated by the Secretary of*
18 *State to adjudicate nationality abroad pursuant to such*
19 *regulations as the Secretary may prescribe.”.*

20 **SEC. 166. EXCLUSION FROM THE UNITED STATES FOR MEM-**
21 **BERSHIP IN A TERRORIST ORGANIZATION.**

22 *Section 212(a)(3)(B) of the Immigration and Nation-*
23 *ality Act (8 U.S.C. 1182(a)(3)(B)) is amended—*

24 *(1) by striking “or” at the end of clause (i)(I);*

25 *(2) by inserting “or” at the end of clause (i)(II);*

1 (3) by inserting after clause (i)(II) the following
2 new subclause:

3 “(III) is a member of a terrorist
4 organization or who actively supports
5 or advocates terrorist activity,”; and

6 (4) by adding at the end the following new
7 clause:

8 “(iv) *TERRORIST ORGANIZATION DE-*
9 *FINED.—As used in this subparagraph, the*
10 *term ‘terrorist organization’ means an orga-*
11 *nization that engages in, or has engaged in,*
12 *terrorist activity as determined by the At-*
13 *torney General, in consultation with the*
14 *Secretary of State.”.*

15 **SEC. 167. INCITEMENT AS A BASIS FOR EXCLUSION FROM**
16 **THE UNITED STATES.**

17 (a) *IN GENERAL.—Section 212(a)(3)(B) of the Immi-*
18 *gration and Nationality Act (8 U.S.C. 1182(a)(3)(B)), as*
19 *amended by this Act, is further amended—*

20 (1) by striking “or” at the end of clause (i)(II);

21 (2) in clause (i)(III) by inserting “or” at the
22 end; and

23 (3) by inserting after clause (i)(III) the following
24 new subclause:

1 “(IV) *has advocated terrorism or has*
2 *incited targeted racial vilification or has*
3 *advocated the death or destruction of United*
4 *States citizens, United States Government*
5 *officials, or the overthrow of the United*
6 *States Government,”.*

7 **(b) EFFECTIVE DATE.**—*The amendments made by sub-*
8 *section (a) shall apply to aliens seeking to enter the United*
9 *States on or after the date of enactment of this Act.*

10 **SEC. 168. VISIT OF THE PRESIDENT OF THE REPUBLIC OF**
11 **CHINA ON TAIWAN.**

12 *Notwithstanding any other provision of law, the Presi-*
13 *dent of the Republic of China on Taiwan shall be admitted*
14 *to the United States for a visit in 1995 with all appropriate*
15 *courtesies.*

16 **SEC. 169. TERRORIST LOOKOUT COMMITTEES.**

17 **(a) ESTABLISHMENT.**—*(1) Not later than 30 days*
18 *after the date of enactment of this Act, the Secretary of*
19 *State shall establish within each United States Embassy a*
20 *Terrorist Lookout Committee, which shall include the head*
21 *of the political section and senior representatives of all*
22 *United States law enforcement agencies and all elements*
23 *of the intelligence community under the authority of the*
24 *chief of mission.*

1 (2) *Each Committee shall be chaired by the respective*
2 *deputy chief of mission, with the head of the consular sec-*
3 *tion as vice chair.*

4 (b) *MEETINGS.—Each Terrorist Lookout Committee*
5 *established under subsection (a) shall meet at least monthly*
6 *and shall maintain records of its meetings. Upon the com-*
7 *pletion of each meeting, each Committee shall report to the*
8 *Department of State all names submitted for inclusion in*
9 *the visa lookout system.*

10 (c) *CERTIFICATION.—If no names are submitted upon*
11 *completion of a meeting under subsection (b), the deputy*
12 *chief of mission shall certify to the Secretary of State, sub-*
13 *ject to potential application the Accountability Review*
14 *Board provisions of title III of the Omnibus Diplomatic*
15 *Security and Antiterrorism Act of 1986, that none of the*
16 *relevant sections of the United States Embassy had knowl-*
17 *edge of the identity of any individual eligible for inclusion*
18 *in the visa lookout system for possible terrorist activity.*

19 (d) *REPORT.—The Secretary of State shall submit a*
20 *report on a quarterly basis to the Committee on Foreign*
21 *Relations of the Senate and the Committee on International*
22 *Relations of the House of Representatives on the status of*
23 *the Terrorist Lookout Committees.*

1 **SEC. 170. SENSE OF CONGRESS ON BORDER CROSSING**

2 **FEES.**

3 (a) *FINDINGS.—The Congress finds that—*

4 (1) *in the budget of the United States for fiscal*
5 *year 1996 that was submitted to Congress, the Presi-*
6 *dent proposed to impose and collect a border crossing*
7 *fee for individuals and vehicles entering the United*
8 *States;*

9 (2) *both the Canadian and Mexican governments*
10 *have expressed opposition to the imposition and col-*
11 *lection of such a fee and have raised the possibility*
12 *of imposing retaliatory border crossing fees of their*
13 *own;*

14 (3) *the imposition and collection of such a fee*
15 *would have adverse affects on tourism and commerce*
16 *that depend on travel across the borders of the United*
17 *States;*

18 (4) *the imposition and collection of such a fee*
19 *would have such effects without addressing illegal im-*
20 *migration in a meaningful way;*

21 (5) *on February 22, 1995, the President modified*
22 *his proposal making the imposition of the new fees*
23 *voluntary on United States border States (but tied the*
24 *availability of Federal funds to improve border cross-*
25 *ing infrastructure on their willingness to impose such*
26 *fees); and*

1 (6) on May 4, 1995, the President further modi-
2 fied the border crossing fee proposal in immigration
3 control legislation he submitted to Congress setting a
4 \$1.50 per car and \$.75 per pedestrian fee structure.

5 (b) *SENSE OF THE CONGRESS.*—It is the sense of the
6 Congress that the United States Government should not im-
7 pose or collect a border crossing fee along its borders with
8 Canada and Mexico.

9 **TITLE II—UNITED NATIONS**
10 **CHAPTER 1—FUNDING; BUDGETARY AND**
11 **MANAGEMENT REFORM**
12 **SEC. 201. ASSESSED CONTRIBUTIONS TO THE UNITED NA-**
13 **TIONS AND AFFILIATED AGENCIES.**

14 There are authorized to be appropriated under the
15 heading “Assessed Contributions to the United Nations and
16 other International Organizations” (previously known as
17 “Contributions to International Organizations”)
18 \$777,000,000 for each of the fiscal years 1996, 1997, 1998,
19 and 1999 for the Department of State to carry out the au-
20 thorities, functions, duties, and responsibilities in the con-
21 duct of the foreign affairs of the United States with respect
22 to the United Nations, its affiliated agencies, and other
23 international organizations and to carry out other authori-
24 ties in law consistent with such purposes.

1 **SEC. 202. ASSESSED CONTRIBUTIONS FOR INTERNATIONAL**
2 **PEACEKEEPING ACTIVITIES.**

3 *There are authorized to be appropriated for “Contribu-*
4 *tions for International Peacekeeping Activities”,*
5 *\$445,000,000 for the fiscal year 1996, \$375,000,000 for the*
6 *fiscal year 1997, \$300,000,000 for the fiscal year 1998, and*
7 *\$210,000,000 for the fiscal year 1999 for the Department*
8 *of State to carry out the authorities, functions, duties, and*
9 *responsibilities in the conduct of the foreign affairs of the*
10 *United States with respect to international peacekeeping*
11 *activities and to carry out other authorities in law consist-*
12 *ent with such purposes.*

13 **SEC. 203. CALCULATION OF ASSESSED CONTRIBUTIONS.**

14 *It is the sense of the Congress that the United Nations*
15 *General Assembly should reformulate the percentage shares*
16 *of total assessed contributions to the United Nations pay-*
17 *able by the member nations to reflect each nation’s share*
18 *of the total world gross national product.*

19 **SEC. 204. REFORM IN BUDGET DECISIONMAKING PROCE-**
20 **DURES OF THE UNITED NATIONS AND ITS**
21 **SPECIALIZED AGENCIES.**

22 *(a) ASSESSED CONTRIBUTIONS.—The President may*
23 *withhold 20 percent of the funds appropriated pursuant to*
24 *section 111 for the United States assessed contribution to*
25 *the United Nations, or to any of its specialized agencies,*
26 *for any calendar year, if the Secretary of State determines*

1 *that the United Nations or any such agency has failed to*
2 *implement or to continue to implement consensus-based de-*
3 *cisionmaking procedures on budgetary matters which assure*
4 *that sufficient attention is paid to the views of the United*
5 *States and other member states who are major financial*
6 *contributors to such assessed budgets.*

7 **(b) NOTICE TO CONGRESS.**—*The President shall notify*
8 *the Congress when a decision is made to withhold any share*
9 *of the United States assessed contribution to the United Na-*
10 *tions or its specialized agencies pursuant to subsection (a)*
11 *and shall notify the Congress when the decision is made*
12 *to pay any previously withheld assessed contribution. A no-*
13 *tification under this subsection shall include appropriate*
14 *consultation between the President (or the President’s rep-*
15 *resentative) and the Committee on International Relations*
16 *of the House of Representatives and the Committee on For-*
17 *ign Relations of the Senate.*

18 **(c) REPORT TO CONGRESS.**—*Not later than February*
19 *1 of each year, the President shall submit to the Congress*
20 *a report concerning the amount of United States assessed*
21 *contributions paid to the United Nations and each of its*
22 *specialized agencies during the preceding calendar year.*

1 **SEC. 205. UNITED NATIONS BUDGETARY AND MANAGEMENT**

2 **REFORM.**

3 (a) *IN GENERAL.*—*The United Nations Participation*
4 *Act of 1945 (22 U.S.C. 287 et seq.) is amended by adding*
5 *at the end the following new section:*

6 **“SEC. 10. UNITED NATIONS BUDGETARY AND MANAGEMENT**

7 **REFORM.**

8 “(a) *WITHHOLDING OF CONTRIBUTIONS.*—

9 “(1) *ASSESSED CONTRIBUTIONS FOR REGULAR*
10 *UNITED NATIONS BUDGET.*—*At the beginning of each*
11 *fiscal year, 20 percent of the amount of funds made*
12 *available for that fiscal year for United States as-*
13 *essed contributions for the regular United Nations*
14 *budget shall be withheld from obligation and expendi-*
15 *ture unless a certification for that fiscal year has been*
16 *made under subsection (b).*

17 “(2) *ASSESSED CONTRIBUTIONS FOR UNITED NA-*
18 *TIONS PEACEKEEPING.*—*At the beginning of each fis-*
19 *cal year, 50 percent of the amount of funds made*
20 *available for that fiscal year for United States as-*
21 *essed contributions for United Nations peacekeeping*
22 *activities shall be withheld from obligation and ex-*
23 *penditure unless a certification for that fiscal year*
24 *has been made under subsection (b).*

25 “(3) *VOLUNTARY CONTRIBUTIONS FOR UNITED*
26 *NATIONS PEACEKEEPING.*—*The United States may*

1 *not during any fiscal year pay any voluntary con-*
2 *tribution to the United Nations for international*
3 *peacekeeping activities unless a certification for that*
4 *fiscal year has been made under subsection (b).*

5 “(b) *CERTIFICATION.*—*The certification referred to in*
6 *subsection (a) for any fiscal year is a certification by the*
7 *President to the Congress, submitted on or after the begin-*
8 *ning of that fiscal year, of each of the following:*

9 “(1) *The United Nations has an independent of-*
10 *ice of Inspector General to conduct and supervise ob-*
11 *jective audits, inspections, and investigations relating*
12 *to programs and operations of the United Nations.*

13 “(2) *The United Nations has an Inspector Gen-*
14 *eral who was appointed by the Secretary General*
15 *with the approval of the General Assembly and whose*
16 *appointment was made principally on the basis of the*
17 *appointee’s integrity and demonstrated ability in ac-*
18 *counting, auditing, financial analysis, law, manage-*
19 *ment analysis, public administration, or investiga-*
20 *tion.*

21 “(3) *The Inspector General is authorized to—*

22 “(A) *make investigations and reports relat-*
23 *ing to the administration of the programs and*
24 *operations of the United Nations;*

1 “(B) have access to all relevant records, doc-
2 uments, and other available materials relating to
3 those programs and operations; and

4 “(C) have direct and prompt access to any
5 official of the United Nations.

6 “(4) The United Nations has fully implemented,
7 and made available to all member states, procedures
8 designed to protect the identity of, and prevent repris-
9 als against, any staff member of the United Nations
10 making a complaint or disclosing information to, or
11 cooperating in any investigation or inspection by, the
12 United Nations Inspector General.

13 “(5) The United Nations has fully implemented
14 procedures designed to ensure compliance with rec-
15 ommendations of the United Nations Inspector Gen-
16 eral.

17 “(6) The United Nations has required the United
18 Nations Inspector General to issue an annual report
19 and has ensured that the annual report and all other
20 relevant reports of the Inspector General are made
21 available to the General Assembly without modifica-
22 tion.

23 “(7) The United Nations is committed to provid-
24 ing, sufficient budgetary resources to ensure the effec-

1 *tive operation of the United Nations Inspector Gen-*
2 *eral.”.*

3 (b) *EFFECTIVE DATE.*—*Section 11 of the United Na-*
4 *tions Participation Act of 1945, as added by subsection (a),*
5 *shall apply only with respect to fiscal years after fiscal year*
6 *1995.*

7 ***SEC. 206. WHISTLEBLOWER PROVISION.***

8 *The President shall withhold 10 percent of the funds*
9 *made available under this Act for each of the fiscal years*
10 *1996, 1997, 1998, and 1999 for United States assessed con-*
11 *tributions for the regular United Nations budget until the*
12 *Secretary of State certifies to Congress that—*

13 (1) *the United Nations has developed and imple-*
14 *mented policies and regulations to protect employees*
15 *who allege or report instances of fraud or mismanage-*
16 *ment, and*

17 (2) *the Office of Internal Oversight Services*
18 *(OIOS) within the United Nations Secretariat has re-*
19 *viewed those policies and regulations and found, in*
20 *writing, that they offer adequate safeguards against*
21 *retaliation for such employees.*

1 **CHAPTER 2—UNITED NATIONS**
2 **PEACEKEEPING**

3 **SEC. 211. ANNUAL REPORT ON UNITED STATES CONTRIBU-**
4 **TIONS TO UNITED NATIONS PEACEKEEPING**
5 **ACTIVITIES.**

6 *Section 4(d)(1) of the United Nations Participation*
7 *Act of 1945 (22 U.S.C. 287b(d)(1)) is amended—*

8 (1) *by redesignating subparagraph (D) as sub-*
9 *paragraph (E); and*

10 (2) *by inserting after subparagraph (C) the fol-*
11 *lowing new subparagraph:*

12 “(D) *A description of the anticipated budget*
13 *for the next fiscal year for United States partici-*
14 *ipation in United Nations peacekeeping activi-*
15 *ties, including a statement of—*

16 “(i) *the aggregate amount of funds*
17 *available to the United Nations for that fis-*
18 *cal year, including assessed and voluntary*
19 *contributions, which may be made available*
20 *for United Nations peacekeeping activities;*
21 *and*

22 “(ii) *the aggregate amount of funds*
23 *(from all accounts) and the aggregate costs*
24 *of in-kind contributions that the United*
25 *States proposes to make available to the*

1 *United Nations for that fiscal year for*
2 *United Nations peacekeeping activities.”.*

3 **SEC. 212. PRIOR CONGRESSIONAL NOTIFICATION OF SECU-**
4 **RITY COUNCIL VOTES ON UNITED NATIONS**
5 **PEACEKEEPING ACTIVITIES.**

6 *Section 4 of the United Nations Participation Act of*
7 *1945 (22 U.S.C. 287b) is amended—*

8 *(1) by redesignating subsection (e) as subsection*
9 *(f); and*

10 *(2) by inserting after subsection (d) the follow-*
11 *ing:*

12 *“(e) NOTICE TO CONGRESS OF PROPOSED UNITED NA-*
13 *TIONS PEACEKEEPING ACTIVITIES.—(1) Except as provided*
14 *in paragraph (2), at least 5 days before any vote in the*
15 *Security Council to initiate, expand, or modify any United*
16 *Nations peacekeeping activity or any other action under the*
17 *Charter of the United Nations which would involve the use*
18 *of United States Armed Forces or the expenditure of United*
19 *States funds, the President shall submit to the designated*
20 *congressional committees a notification with respect to the*
21 *proposed action. The notification shall include the follow-*
22 *ing:*

23 *“(A) A cost assessment of such action (including*
24 *the total estimated cost and the United States share*
25 *of such cost).*

1 “(B) *Identification of the source of funding for*
2 *the United States share of the costs of the action*
3 *(whether in an annual budget request,*
4 *reprogramming notification, a rescission of funds, a*
5 *budget amendment, or a supplemental budget re-*
6 *quest).*

7 “(2)(A) *If the President determines that an emergency*
8 *exists which prevents submission of the 5-day advance noti-*
9 *fication specified in paragraph (1) and that the proposed*
10 *action is in the national security interests of the United*
11 *States, the notification described in paragraph (1) shall be*
12 *provided in a timely manner but no later than 48 hours*
13 *after the vote by the Security Council.*

14 “(B) *Determinations made under subparagraph (A)*
15 *may not be delegated.”.*

16 **SEC. 213. CODIFICATION OF REQUIRED NOTICE TO CON-**
17 **GRESS OF PROPOSED UNITED NATIONS**
18 **PEACEKEEPING ACTIVITIES.**

19 (a) *REQUIRED NOTICE.*—*Section 4 of the United Na-*
20 *tions Participation Act of 1945 (22 U.S.C. 287b) is amend-*
21 *ed—*

22 (1) *by striking the second sentence of subsection*
23 (i);

1 (2) *by redesignating subsections (e) and (f) (as*
2 *redesignated by the preceding section) as subsections*
3 *(f) and (g), respectively; and*

4 (3) *by inserting after subsection (d) a new sub-*
5 *section (e) consisting of the text of subsection (a) of*
6 *section 407 of the Foreign Relations Authorization*
7 *Act, Fiscal Years 1994 and 1995 (Public Law 103-*
8 *236), revised—*

9 (A) *in paragraph (2)—*

10 (i) *in the matter preceding subpara-*
11 *graph (A), by inserting “in written form*
12 *not later than the 10th day of” after “shall*
13 *be provided”;*

14 (ii) *in subparagraph (A)(iv), by insert-*
15 *ing “(including facilities, training, trans-*
16 *portation, communication, and logistical*
17 *support, but not including intelligence ac-*
18 *tivities reportable under title V of the Na-*
19 *tional Security Act of 1947 (50 U.S.C. 413*
20 *et seq.))” after “covered by the resolution”;*
21 *and*

22 (iii) *in subparagraph (B), by adding*
23 *at the end the following new clause:*

24 “*(iv) A description of any other United*
25 *States assistance to or support for the oper-*

1 *ation (including facilities, training, trans-*
2 *portation, communication, and logistical*
3 *support, but not including intelligence ac-*
4 *tivities reportable under title V of the Na-*
5 *tional Security Act of 1947 (50 U.S.C. 413*
6 *et seq.)), and an estimate of the cost to the*
7 *United States of such assistance or sup-*
8 *port.”;*

9 *(B) by striking paragraph (3);*

10 *(C) by redesignating paragraph (4) as*
11 *paragraph (3) and in the last sentence of sub-*
12 *paragraph (A) of that paragraph by striking*
13 *“and (ii)” and inserting “through (iv)”;*

14 *(D) by inserting after paragraph (3) (as so*
15 *redesignated) the following new paragraph:*

16 *“(4) NEW UNITED NATIONS PEACEKEEPING OP-*
17 *ERATION DEFINED.—As used in paragraphs (2)(B)*
18 *and (3), the term ‘new United Nations peacekeeping*
19 *operation’ includes any existing or otherwise ongoing*
20 *United Nations peacekeeping operation—*

21 *“(A) that is to be expanded by more than*
22 *25 percent during the period covered by the Se-*
23 *curity Council resolution, as measured by either*
24 *the number of personnel participating (or au-*

1 thorized to participate) in the operation or the
2 budget of the operation; or

3 “(B) that is to be authorized to operate in
4 a country in which it was not previously author-
5 ized to operate.”; and

6 (E) in paragraph (5)—

7 (i) by striking “(5) NOTIFICATION”
8 and all that follows through “(B) The Presi-
9 dent” and inserting “(5) QUARTERLY RE-
10 PORTS.—The President”; and

11 (ii) by striking “section 4(d)” and all
12 that follows through “of this section)” and
13 inserting “subsection (d)”.

14 (b) *CONFORMING REPEAL.*—Subsection (a) of section
15 407 of the Foreign Relations Authorization Act, Fiscal
16 Years 1994 and 1995 (Public Law 103–236), is repealed.

17 (c) *DESIGNATED CONGRESSIONAL COMMITTEES.*—
18 Subsection (g) of section 4 of the United Nations Participa-
19 tion Act of 1945 (22 U.S.C. 287b(g)), as redesignated by
20 subsection (a), is amended to read as follows:

21 “(g) *DESIGNATED CONGRESSIONAL COMMITTEES.*—As
22 used in this section, the term ‘designated congressional com-
23 mittees’ has the meaning given such term in section 11(d).”.

1 **SEC. 214. LIMITATION ON ASSESSMENT PERCENTAGE FOR**
2 **PEACEKEEPING ACTIVITIES.**

3 (a) *AMENDMENT TO THE UNPA.*—*The United Nations*
4 *Participation Act of 1945 (22 U.S.C. 287 et seq.), as*
5 *amended by this Act, is further amended by adding at the*
6 *end the following new section:*

7 **“SEC. 11. CONTRIBUTIONS FOR PEACEKEEPING ACTIVITIES.**

8 “(a) *REASSESSMENT OF CONTRIBUTION PERCENT-*
9 *AGES.*—*The Permanent Representative of the United States*
10 *to the United Nations should make every effort to ensure*
11 *that the United Nations completes an overall review and*
12 *reassessment of each nation’s assessed contributions for*
13 *United Nations peacekeeping operations. As part of the*
14 *overall review and assessment, the Permanent Representa-*
15 *tive should make every effort to advance the concept that,*
16 *when appropriate, host governments and other governments*
17 *in the region where a United Nations peacekeeping oper-*
18 *ation is carried out should bear a greater burden of its fi-*
19 *nancial cost.*

20 “(b) *LIMITATION ON ASSESSED CONTRIBUTION WITH*
21 *RESPECT TO A PEACEKEEPING OPERATION.*—(1) *Funds*
22 *authorized to be appropriated for ‘Contributions for Inter-*
23 *national Peacekeeping Activities’ for any fiscal year shall*
24 *not be available for the payment of the United States as-*
25 *essed contribution for a United Nations peacekeeping oper-*
26 *ation in an amount which is greater than 25 percent of*

1 *the total amount of all assessed contributions for that oper-*
2 *ation, and any arrearages that accumulate as a result of*
3 *assessments in excess of 25 percent of the total amount of*
4 *all assessed contributions for any United Nations peace-*
5 *keeping operation shall not be recognized or paid by the*
6 *United States.*

7 “(2) *Any penalties, interest, or other charges imposed*
8 *on the United States in connection with such contributions*
9 *shall be credited as a part of the percentage limitation con-*
10 *tained in the preceding sentence.”*

11 **(b) EFFECTIVE DATE.**—*The limitation contained in*
12 *section 11(b) of the United Nations Participation Act of*
13 *1945, as added by subsection (a), shall apply only with re-*
14 *spect to funds authorized to be appropriated for “Contribu-*
15 *tions for International Peacekeeping Activities” for fiscal*
16 *years after fiscal year 1995.*

17 **(c) CONFORMING REPEAL.**—*Section 404 of the Foreign*
18 *Relations Authorization Act, Fiscal Years 1994 and 1995,*
19 *is repealed.*

20 **SEC. 215. BUY AMERICA REQUIREMENT.**

21 *Section 11 of the United Nations Participation Act of*
22 *1945 is amended by adding after subsection (b), as added*
23 *by this Act, the following new subsections:*

24 “(c) **BUY AMERICA REQUIREMENT.**—*No funds may be*
25 *obligated or expended to pay any United States assessed*

1 *or voluntary contribution for United Nations peacekeeping*
2 *activities unless the Secretary of State determines and cer-*
3 *tifies to the designated congressional committees that Unit-*
4 *ed States manufacturers and suppliers are being given op-*
5 *portunities to provide equipment, services, and material for*
6 *such activities equal to those being given to foreign manu-*
7 *facturers and suppliers.*

8 “(d) *DESIGNATED CONGRESSIONAL COMMITTEES DE-*
9 *FINED.*—*As used in this section, the term ‘designated con-*
10 *gressional committees’ means—*

11 “(1) *the Committee on International Relations*
12 *and the Committee on Appropriations of the House of*
13 *Representatives; and*

14 “(2) *the Committee on Foreign Relations and the*
15 *Committee on Appropriations of the Senate.”.*

16 ***SEC. 216. RESTRICTIONS ON INTELLIGENCE SHARING WITH***
17 ***THE UNITED NATIONS.***

18 *The United Nations Participation Act of 1945 (22*
19 *U.S.C. 287 et seq.) is amended by adding at the end the*
20 *following new section:*

21 ***“SEC. 12. RESTRICTIONS ON INTELLIGENCE SHARING WITH***
22 ***THE UNITED NATIONS.***

23 “(a) *PROVISION OF INTELLIGENCE INFORMATION TO*
24 *THE UNITED NATIONS.*—(1) *No United States intelligence*
25 *information may be provided to the United Nations or any*

1 organization affiliated with the United Nations, or to any
2 officials or employees thereof, unless the President certifies
3 to the appropriate committees of Congress that the Director
4 of Central Intelligence (in this section referred to as the
5 'DCI'), in consultation with the Secretary of State and the
6 Secretary of Defense, has established and implemented pro-
7 cedures, and has worked with the United Nations to ensure
8 implementation of procedures, for protecting from unau-
9 thorized disclosure United States intelligence sources and
10 methods connected to such information.

11 “(2) Paragraph (1) may be waived upon written cer-
12 tification by the President to the appropriate committees
13 of Congress that providing such information to the United
14 Nations or an organization affiliated with the United Na-
15 tions, or to any officials or employees thereof, is in the na-
16 tional security interests of the United States.

17 “(b) PERIODIC AND SPECIAL REPORTS.—(1) The
18 President shall report semiannually to the Select Committee
19 on Intelligence and the Committee on Foreign Relations of
20 the Senate and the Permanent Select Committee on Intel-
21 ligence and the Committee on International Relations of the
22 House of Representatives on the types and volume of intel-
23 ligence provided to the United Nations and the purposes
24 for which it was provided during the period covered by the
25 report. The President shall also report to the Select Commit-

1 *tee on Intelligence and the Committee on Foreign Relations*
2 *of the Senate and the Permanent Select Committee on Intel-*
3 *ligence and the Committee on International Relations of the*
4 *House of Representatives within 15 days after it has become*
5 *known to the United States Government that there has been*
6 *an unauthorized disclosure of intelligence provided by the*
7 *United States to the United Nations.*

8 “(2) *The requirement for periodic reports under the*
9 *first sentence of paragraph (1) shall not apply to the provi-*
10 *sion of intelligence that is provided only to, and for the*
11 *use of, appropriately cleared United States Government*
12 *personnel serving with the United Nations.*

13 “(c) *DELEGATION OF DUTIES.—The President may*
14 *not delegate or assign the duties of the President under this*
15 *section.*

16 “(d) *RELATIONSHIP TO EXISTING LAW.—Nothing in*
17 *this section shall be construed to—*

18 “(1) *impair or otherwise affect the authority of*
19 *the Director of Central Intelligence to protect intel-*
20 *ligence sources and methods from unauthorized disclo-*
21 *sure pursuant to section 103(c)(5) of the National Se-*
22 *curity Act of 1947 (50 U.S.C. 403–3(c)(5)); or*

23 “(2) *supersede or otherwise affect the provisions*
24 *of title V of the National Security Act of 1947 (50*
25 *U.S.C. 413 et seq.).*

1 “(e) *DEFINITION.*—As used in this section, the term
2 ‘appropriate committees of Congress’ means the Select Com-
3 mittee on Intelligence and the Committee on Foreign Rela-
4 tions of the Senate and the Permanent Select Committee
5 on Intelligence and the Committee on International Rela-
6 tions of the House of Representatives.”.

7 ***SEC. 217. UNPROFOR FUNDING RESTRICTIONS.***

8 None of the funds authorized to be appropriated by this
9 Act may be made available for contributions to the United
10 Nations Protection Force (UNPROFOR) unless the Presi-
11 dent certifies and reports to the Congress during the cal-
12 endar years in which the funds are to be provided that—

13 (1) the Government of the Republic of Bosnia
14 and Herzegovina supports the continued presence of
15 UNPROFOR within its territory;

16 (2) UNPROFOR is effectively implementing its
17 mandate under United Nations Security Council reso-
18 lutions 761, 776, 786, 836, and 958, and is effectively
19 encouraging compliance with United Nations Secu-
20 rity Council resolutions 752, 757, 770, 771, 787, 820,
21 824, and 942;

22 (3) UNPROFOR is providing full cooperation
23 and support to the efforts of the United Nations War
24 Crimes Tribunal for the former Yugoslavia to inves-

1 *tigate war crimes and to apprehend and prosecute*
2 *suspected war criminals;*

3 (4) *UNPROFOR is providing full cooperation*
4 *and support to United States diplomatic, military,*
5 *and relief personnel in Bosnia, to include transpor-*
6 *tation and accurate information; and*

7 (5) *UNPROFOR has investigated and taken ap-*
8 *propriate action against any UNPROFOR civilian or*
9 *military personnel suspected of participating in ille-*
10 *gal or improper activities, such as black*
11 *marketeering, embezzlement, expropriation of prop-*
12 *erty, and assaults on civilians.*

13 **SEC. 218. ESCALATING COSTS FOR INTERNATIONAL PEACE-**
14 **KEEPING ACTIVITIES.**

15 (a) *FINDINGS.—The Congress finds that—*

16 (1) *in fiscal year 1989 the United States pro-*
17 *vided \$29,000,000 to the United Nations for assessed*
18 *United States contributions for international peace-*
19 *keeping activities, compared to \$485,000,000 paid for*
20 *combined assessed contributions for all other inter-*
21 *national organizations, including the United Nations,*
22 *all United Nations specialized agencies and the Orga-*
23 *nization for American States and all other pan Amer-*
24 *ican international organizations;*

1 (2) in fiscal year 1994 United States assessed
2 contributions to the United Nations for international
3 peacekeeping activities had grown to \$1,072,000,000,
4 compared to \$860,000,000 for combined assessed con-
5 tributions for all other international organizations;

6 (3) for fiscal year 1995 the President requested
7 a \$672,000,000 United Nations peacekeeping supple-
8 mental appropriation which, if approved, would have
9 been a direct increase in the Federal budget deficit
10 and would have brought fiscal year 1995 total appro-
11 priations for assessed contributions for United Na-
12 tions peacekeeping activities to \$1,025,000,000;

13 (4) for fiscal year 1995 the President also re-
14 quested supplemental appropriations of
15 \$1,900,000,000 to cover the Department of Defense's
16 unbudgeted costs for humanitarian and peacekeeping
17 missions in Haiti, Kuwait and Bosnia, which are in
18 addition to regular United States assessed contribu-
19 tions to the United Nations for peacekeeping activi-
20 ties; and

21 (5) for fiscal year 1996 the President requested
22 \$445,000,000 for assessed contributions to the United
23 Nations for international peacekeeping activities, a
24 funding level most observers believe to be a significant
25 understatement of actual peacekeeping obligations the

1 *Administration has committed the United States to*
2 *support and which, if accurate, would lead to the*
3 *third year in a row in which the Administration re-*
4 *quests supplemental appropriations for assessed con-*
5 *tributions to international peacekeeping in excess of*
6 *\$600,000,000 outside of the regular budget process.*

7 *(b) SENSE OF CONGRESS.—It is the sense of the Con-*
8 *gress that the Executive Branch should cease obligating the*
9 *United States to pay for international peacekeeping oper-*
10 *ations in excess of funds specifically authorized and appro-*
11 *priated for this purpose.*

12 **SEC. 219. DEFINITION.**

13 *The United Nations Participation Act of 1945, as*
14 *amended by this Act, is further amended by adding at the*
15 *end the following new section:*

16 **“SEC. 13. DEFINITION.**

17 *“For purposes of this Act, the term ‘United Nations*
18 *peacekeeping activities’ means any peacekeeping, peace-*
19 *making, peace-enforcing, or similar activity that is author-*
20 *ized by the United Nations Security Council under chapter*
21 *VI or VII of the Charter of the United Nations, the costs*
22 *of which will be assessed by the United Nations to its mem-*
23 *ber countries.”.*

1 **TITLE III—OTHER INTER-**
2 **NATIONAL ORGANIZATIONS**
3 **CHAPTER 1—AUTHORIZATION OF**
4 **APPROPRIATIONS**

5 **SEC. 301. INTERNATIONAL CONFERENCES AND CONTIN-**
6 **GENCIES.**

7 (a) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
8 *authorized to be appropriated for “International Con-*
9 *ferences and Contingencies”, \$7,000,000 for the fiscal year*
10 *1996, \$5,000,000 for the fiscal year 1997, \$4,000,000 for*
11 *the fiscal year 1998, and \$4,000,000 for the fiscal year 1999*
12 *for the Department of State to carry out the authorities,*
13 *functions, duties, and responsibilities in the conduct of the*
14 *foreign affairs of the United States with respect to inter-*
15 *national conferences and contingencies and to carry out*
16 *other authorities in law consistent with such purposes.*

17 (b) *CONDITIONAL AUTHORITY.*—

18 (1) *Subject to subparagraph (B), in addition to*
19 *such amounts as are authorized to be appropriated*
20 *under subsection (a), there is authorized to be appro-*
21 *priated for “International Conferences and Contin-*
22 *gencies”, \$1,000,000 for the fiscal year 1996 for the*
23 *Department of State to carry out the authorities,*
24 *functions, duties, and responsibilities in the conduct*
25 *of the foreign affairs of the United States with respect*

1 *to international conferences and contingencies and to*
2 *carry out other authorities in law consistent with*
3 *such purposes.*

4 (2) *The authorization of appropriations under*
5 *paragraph (1) shall take effect only after the Sec-*
6 *retary of State certifies to the appropriate congres-*
7 *sional committees, with respect to any United Nations*
8 *Fourth World Conference on Women that is held in*
9 *Beijing, that—*

10 (A) *no funds of the Department of State*
11 *were expended for travel by any United States*
12 *official or delegate to the Fourth World Con-*
13 *ference on Women, to be held in Beijing, August*
14 *and September 1995, or*

15 (B)(i) *that the United States vigorously*
16 *urged the United Nations to grant accreditation*
17 *to a wide range of nongovernmental organiza-*
18 *tions, including United States-based groups rep-*
19 *resenting Taiwanese and Tibetan women, in ac-*
20 *cordance with relevant international standards*
21 *and precedents;*

22 (ii) *that the United States pressed the Gov-*
23 *ernment of China to issue visas equitably to rep-*
24 *resentatives of accredited nongovernmental orga-*
25 *nizations;*

1 *(iii) that the United States encouraged the*
2 *Government of China and the United Nations to*
3 *provide the accredited nongovernmental organi-*
4 *zations with access to the main conference site*
5 *that is substantially equivalent in manner and*
6 *degree to access afforded at previous major Unit-*
7 *ed Nations conferences;*

8 *(iv) that the United States delegation to the*
9 *Fourth World Conference on Women vigorously*
10 *and publicly supported access by representatives*
11 *of accredited nongovernmental organizations to*
12 *the conference, especially with respect to United*
13 *States nongovernmental organizations;*

14 *(v) that the United States delegation to the*
15 *Fourth World Conference on Women vigorously*
16 *promoted universal respect for internationally*
17 *recognized human rights, including the rights of*
18 *women; and*

19 *(vi) that, if the goals of clauses (i), (ii), and*
20 *(iii) were not fully accomplished, the United*
21 *States issued a formal, public protest to the*
22 *United Nations for such a departure from ac-*
23 *cepted international standards.*

1 **SEC. 302. INTERNATIONAL COMMISSIONS.**

2 *The following amounts are authorized to be appro-*
3 *priated under “International Commissions” for the Depart-*
4 *ment of State to carry out the authorities, functions, duties,*
5 *and responsibilities in the conduct of the foreign affairs of*
6 *the United States and for other purposes authorized by law:*

7 (1) *INTERNATIONAL BOUNDARY AND WATER COM-*
8 *MISSION, UNITED STATES AND MEXICO.—For “Inter-*
9 *national Boundary and Water Commission, United*
10 *States and Mexico”—*

11 (A) *for “Salaries and Expenses”,*
12 *\$12,500,000 for the fiscal year 1996, \$12,300,000*
13 *for the fiscal year 1997, \$12,100,000 for the fis-*
14 *cal year 1998, and \$12,000,000 for the fiscal*
15 *year 1999; and*

16 (B) *for “Construction”, \$10,000,000 for the*
17 *fiscal year 1996, \$10,000,000 for the fiscal year*
18 *1997, \$6,000,000 for the fiscal year 1998, and*
19 *\$6,000,000 for the fiscal year 1999.*

20 (2) *INTERNATIONAL BOUNDARY COMMISSION,*
21 *UNITED STATES AND CANADA.—For “International*
22 *Boundary Commission, United States and Canada”,*
23 *\$740,000 for the fiscal year 1996, \$720,000 for the fis-*
24 *cal year 1997, \$700,000 for the fiscal year 1998, and*
25 *\$700,000 for the fiscal year 1999.*

1 (3) *INTERNATIONAL JOINT COMMISSION.—For*
2 *“International Joint Commission”, \$3,500,000 for the*
3 *fiscal year 1996, \$3,500,000 for the fiscal year 1997,*
4 *\$3,500,000 for the fiscal year 1998, and \$3,500,000*
5 *for the fiscal year 1999.*

6 (4) *INTERNATIONAL FISHERIES COMMISSIONS.—*
7 *For “International Fisheries Commissions”,*
8 *\$14,669,000 for the fiscal year 1996, \$14,400,000 for*
9 *the fiscal year 1997, \$14,200,000 for the fiscal year*
10 *1998, and \$14,000,000 for the fiscal year 1999.*

11 **SEC. 303. INTERNATIONAL BOUNDARY AND WATER COMMIS-**
12 **SION.**

13 *The Act of May 13, 1924 (49 Stat. 660; 22 U.S.C. 277–*
14 *277f), is amended in section 3 (22 U.S.C. 277b) by adding*
15 *the following new subsection at the end:*

16 *“(d) Pursuant to the authority of subsection (a) and*
17 *in order to facilitate further compliance with the terms of*
18 *the Convention for Equitable Distribution of the Waters of*
19 *the Rio Grande, May 21, 1906, United States-Mexico, the*
20 *Secretary of State, acting through the United States Com-*
21 *missioner of the International Boundary and Water Com-*
22 *mission, may make improvements to the Rio Grande Canal-*
23 *ization Project, originally authorized by the Act of August*
24 *29, 1935 (49 Stat. 961). Such improvements may include*
25 *all such works as may be needed to stabilize the Rio Grande*

1 *in the reach between the Percha Diversion Dam in New*
2 *Mexico and the American Diversion Dam in El Paso.”.*

3 **SEC. 304. INTER-AMERICAN ORGANIZATIONS.**

4 *Taking into consideration the long-term commitment*
5 *by the United States to the affairs of this Hemisphere and*
6 *the need to build further upon the linkages between the*
7 *United States and its neighbors, it is the sense of the Con-*
8 *gress that the Secretary of State, in allocating the level of*
9 *resources for international organizations, should pay par-*
10 *ticular attention to funding levels of the Inter-American or-*
11 *ganizations.*

12 **CHAPTER 2—GENERAL PROVISIONS**

13 **SEC. 311. INTERNATIONAL CRIMINAL COURT PARTICIPA-**
14 **TION.**

15 *The United States may not participate in an inter-*
16 *national criminal court with jurisdiction over crimes of an*
17 *international character except—*

18 *(1) pursuant to a treaty made in accordance*
19 *with Article II, section 2, clause 2 of the Constitution;*
20 *or*

21 *(2) as specifically authorized by enactment of*
22 *legislation passed by Congress.*

1 **SEC. 312. PROHIBITION ON ASSISTANCE TO INTER-**
2 **NATIONAL ORGANIZATIONS ESPOUSING**
3 **WORLD GOVERNMENT.**

4 *None of the funds made available by this Act shall be*
5 *used—*

6 *(1) to pay the United States contribution to any*
7 *international organization which engages in the di-*
8 *rect or indirect promotion of the principle or doctrine*
9 *of one world government or one world citizenship; or*

10 *(2) for the promotion, direct or indirect, of the*
11 *principle or doctrine of one world government or one*
12 *world citizenship.*

13 **SEC. 313. TERMINATION OF UNITED STATES PARTICIPA-**
14 **TION IN CERTAIN INTERNATIONAL ORGANI-**
15 **ZATIONS.**

16 *Notwithstanding any other provision of law, none of*
17 *the funds authorized to be appropriated by this or any other*
18 *Act may be used for payment of United States membership*
19 *in any of the following organizations:*

20 *(1) The United Nations Industrial Development*
21 *Organization (UNIDO).*

22 *(2) The Inter-American Indian Institute.*

23 *(3) The Pan American Railway Congress Asso-*
24 *ciation.*

25 *(4) The Interparliamentary Union.*

1 **SEC. 314. INTERNATIONAL COVENANT ON CIVIL AND POLIT-**
2 **ICAL RIGHTS.**

3 (a) *FINDINGS.*—*The Congress makes the following*
4 *findings:*

5 (1) *On April 2, 1992, the Senate approved a res-*
6 *olution advising and consenting to ratification of the*
7 *International Covenant on Civil and Political Rights,*
8 *subject to reservations, understandings, declarations,*
9 *and a proviso intended, inter alia, to protect the First*
10 *Amendment rights of American citizens and other*
11 *United States constitutional rights and practices.*

12 (2) *In accordance with the action of the Senate,*
13 *the President deposited the United States instrument*
14 *of ratification of the International Covenant on Civil*
15 *and Political Rights on June 8, 1992, and the Cov-*
16 *enant entered into force for the United States on Sep-*
17 *tember 8, 1992.*

18 (3) *On November 2, 1994, the Human Rights*
19 *Committee, established under the Covenant to inter-*
20 *pret the Covenant and to receive complaints of non-*
21 *compliance, adopted General Comment No. 24 regard-*
22 *ing reservations to the Covenant.*

23 (4) *In General Comment No. 24, the Human*
24 *Rights Committee claimed for itself the power to judge*
25 *the validity under international law of reservations to*
26 *the Covenant, and in the purported exercise of this*

1 *power asserted that reservations of the type included*
2 *in the Senate resolution of ratification are invalid,*
3 *and further asserted that invalid reservations will be*
4 *read out of instruments of ratification, “in the sense*
5 *that the Covenant will be operative for the reserving*
6 *party without benefit of the reservation”.*

7 *(5) The purpose and effect of General Comment*
8 *No. 24 is to seek to nullify as a matter of inter-*
9 *national law the reservations, understandings, dec-*
10 *larations, and proviso contained in the Senate resolu-*
11 *tion of ratification, thereby purporting to impose*
12 *legal obligations on the United States never accepted*
13 *by the United States.*

14 *(6) General Comment No. 24 threatens not only*
15 *the Supremacy Clause of the United States Constitu-*
16 *tion and the constitutional authority of the Senate*
17 *with respect to the approval of treaties, but also the*
18 *First Amendment rights of American citizens and the*
19 *other United States constitutional rights and prac-*
20 *tices protected by the reservations, understandings,*
21 *declarations, and proviso contained in the Senate res-*
22 *olution of ratification.*

23 *(b) SENSE OF THE SENATE.—It is the sense of the Sen-*
24 *ate that the Human Rights Committee established under the*
25 *International Covenant on Civil and Political Rights*

1 *should revoke its General Comment No. 24 adopted on No-*
2 *vember 2, 1994.*

3 **SEC. 315. UNITED STATES PARTICIPATION IN SINGLE COM-**
4 **MODITY INTERNATIONAL ORGANIZATIONS.**

5 (a) *REPORT ON PARTICIPATION IN SINGLE-COMMOD-*
6 *ITY ORGANIZATIONS.*—*Not later than 180 days after the*
7 *date of the enactment of this Act, the Secretary of State*
8 *shall transmit to the committees referred to in subsection*

9 *(b) a report that—*

10 (1) *identifies the national interests, if any, that*
11 *are served by continuing United States participation*
12 *in single-commodity international organizations;*

13 (2) *assesses the feasibility and desirability of the*
14 *privatization of United States representation in such*
15 *organizations; and*

16 (3) *sets forth options for achieving the privatiza-*
17 *tion of the organizations if the Secretary determines*
18 *that the privatization is feasible and desirable.*

19 (b) *DEFINITION.*—*The committees referred to in sub-*
20 *section (a) are the Committee on Foreign Relations of the*
21 *Senate and the Committee on International Relations of the*
22 *House of Representatives.*

1 **SEC. 316. PROHIBITION ON CONTRIBUTIONS TO THE INTER-**
2 **NATIONAL NATURAL RUBBER ORGANIZA-**
3 **TION.**

4 *None of the funds authorized to be appropriated by this*
5 *or any other Act may be used to fund any United States*
6 *contribution to the International Natural Rubber Organiza-*
7 *tion.*

8 **SEC. 317. PROHIBITION ON CONTRIBUTIONS TO THE INTER-**
9 **NATIONAL TROPICAL TIMBER ORGANIZA-**
10 **TION.**

11 *None of the funds authorized to be appropriated by this*
12 *or any other Act may be used to fund any United States*
13 *contribution to the International Tropical Timber Organi-*
14 *zation.*

15 **SEC. 318. GENERAL ACCOUNTING OFFICE STUDY ON THE**
16 **COST-EFFECTIVENESS AND EFFICIENCY OF**
17 **INTERNATIONAL ORGANIZATIONS TO WHICH**
18 **THE UNITED STATES MAKES CONTRIBU-**
19 **TIONS.**

20 *(a) COST-EFFECTIVENESS STUDY OF INTERNATIONAL*
21 *ORGANIZATIONS TO WHICH THE UNITED STATES MAKES*
22 *CONTRIBUTIONS.—The Comptroller General of the United*
23 *States shall conduct a study on the cost-effectiveness and*
24 *efficiency of the 51 organizations to which the United States*
25 *makes contributions through the Department of State. Such*
26 *study shall include, but not be limited to—*

1 (1) *an evaluation of whether such organizations*
 2 *undertake unique activities that are central to the*
 3 *conduct of American foreign policy and which are in-*
 4 *capable of being performed directly by an agency of*
 5 *the United States Government; and*

6 (2) *an evaluation of each organization's oper-*
 7 *ational effectiveness, and the potential consequences of*
 8 *terminated United States funding.*

9 (b) *REPORT TO CONGRESS.*—*Not later than one year*
 10 *after the date of enactment of this Act, the Comptroller Gen-*
 11 *eral of the United States shall prepare and submit a report*
 12 *of the findings of such study to the Committee on Foreign*
 13 *Relations of the Senate and the Committee on International*
 14 *Relations of the House of Representatives.*

15 **SEC. 319. SENSE OF CONGRESS ON UNITED NATIONS**
 16 **FOURTH WORLD CONFERENCE ON WOMEN IN**
 17 **BEIJING, CHINA.**

18 *It is the sense of the Congress that—*

19 (1) *the United Nations Fourth World Conference*
 20 *on Women in Beijing, China, should promote a rep-*
 21 *resentative American perspective on issues of equality,*
 22 *peace, and development; and*

23 (2) *in the event the United States sends a delega-*
 24 *tion to the Conference, the United States delegation*
 25 *should use the voice and vote of the United States—*

1 (A) to ensure that the biological and social
2 activity of motherhood is recognized as a valu-
3 able and worthwhile endeavor that should in no
4 way, in its form or actions, be demeaned by soci-
5 ety or by the state;

6 (B) to ensure that the traditional family is
7 upheld as the fundamental unit of society upon
8 which healthy cultures are built and, therefore,
9 receives esteem and protection by society and the
10 state; and

11 (C) to define or agree with any definitions
12 that define gender as the biological classification
13 of male and female, which are the two sexes of
14 the human being.

15 **TITLE IV—UNITED STATES IN-**
16 **FORMATIONAL, EDU-**
17 **CATIONAL, AND CULTURAL**
18 **PROGRAMS**

19 **CHAPTER 1—AUTHORIZATION OF**
20 **APPROPRIATIONS**

21 **SEC. 401. AUTHORIZATION OF APPROPRIATIONS.**

22 The following amounts are authorized to be appro-
23 priated to carry out international information activities,
24 and educational and cultural exchange programs under the
25 United States Information and Educational Exchange Act

1 of 1948, the *Mutual Educational and Cultural Exchange*
2 *Act of 1961, Reorganization Plan Number 2 of 1977, the*
3 *Radio Broadcasting to Cuba Act, the Television Broadcast-*
4 *ing to Cuba Act, the Board for International Broadcasting*
5 *Act, the Inspector General Act of 1978, the National En-*
6 *dowment for Democracy Act, and to carry out other au-*
7 *thorities in law consistent with such purposes:*

8 (1) *SALARIES AND EXPENSES.—For “Salaries*
9 *and Expenses”, \$429,000,000 for the fiscal year 1996,*
10 *\$387,000,000 for the fiscal year 1997. No funds are*
11 *authorized to be appropriated for fiscal years 1998*
12 *and 1999.*

13 (2) *EDUCATIONAL AND CULTURAL EXCHANGE*
14 *PROGRAMS.—*

15 (A) *FULBRIGHT ACADEMIC EXCHANGE PRO-*
16 *GRAMS.—For the “Fulbright Academic Exchange*
17 *Programs”, \$109,500,000 for the fiscal year*
18 *1996, \$101,000,000 for the fiscal year 1997,*
19 *\$93,000,000 for the fiscal year 1998, and*
20 *\$93,000,000 for the fiscal year 1999.*

21 (B) *OTHER PROGRAMS.—For other edu-*
22 *cational and cultural exchange programs author-*
23 *ized by law, \$118,322,000 for the fiscal year*
24 *1996, \$107,300,000 for the fiscal year 1997,*

1 \$101,280,000 for the fiscal year 1998, and
2 \$101,280,000 for the fiscal year 1999.

3 (3) *INTERNATIONAL BROADCASTING ACTIVITIES.*—For “*International Broadcasting Activities*”
4 under title III, \$310,000,000 for the fiscal year 1996,
5 \$300,000,000 for the fiscal year 1997, \$290,000,000
6 for the fiscal year 1998, and \$290,000,000 for the fis-
7 cal year 1999.

9 (4) *RADIO FREE EUROPE/RADIO LIBERTY.*—For
10 the activities of RFE/RL, Incorporated, there are au-
11 thorized to be appropriated \$75,000,000 for each of
12 the fiscal years 1996, 1997, 1998, and 1999.

13 (5) *RADIO CONSTRUCTION.*—For “*Radio Con-*
14 *struction*”, \$83,000,000 for the fiscal year 1996,
15 \$79,500,000 for the fiscal year 1997, \$69,000,000 for
16 the fiscal year 1998, and \$65,000,000 for the fiscal
17 year 1999.

18 (6) *TECHNOLOGY INVESTMENT FUND.*—For the
19 “*Technology Investment Fund*”, \$10,100,000 for the
20 fiscal year 1996, \$9,500,000 for the fiscal year 1997.

21 (7) *OFFICE OF THE INSPECTOR GENERAL.*—For
22 “*Office of the Inspector General*”, \$4,100,000 for the
23 fiscal year 1996, \$3,900,000 for the fiscal year 1997.

24 (8) *CENTER FOR CULTURAL AND TECHNICAL*
25 *INTERCHANGE BETWEEN EAST AND WEST.*—For “*Cen-*

1 *ter for Cultural and Technical Interchange between*
2 *East and West”, \$20,000,000 for the fiscal year 1996,*
3 *\$8,000,000 for the fiscal year 1997, \$5,000,000 for the*
4 *fiscal year 1998, and \$5,000,000 for the fiscal year*
5 *1999.*

6 **SEC. 402. NATIONAL ENDOWMENT FOR DEMOCRACY.**

7 *There are authorized to be appropriated to the Director*
8 *of the United States Information Agency \$32,000,000 for*
9 *the fiscal year 1996 and \$29,000,000 for the fiscal year*
10 *1997, \$25,000,000 for the fiscal year 1998, and \$21,000,000*
11 *for the fiscal year 1999 to carry out the National Endow-*
12 *ment for Democracy Act (title V of Public Law 98–164),*
13 *of which amount in each fiscal year not more than 55 per-*
14 *cent shall be available only for the following organizations,*
15 *in equal allotments:*

16 (1) *The International Republican Institute*
17 *(IRI).*

18 (2) *The National Democratic Institute (NDI).*

19 (3) *The Free Trade Union Institute (FTUI).*

20 (4) *The Center for International Private Enter-*
21 *prise (CIPE).*

1 **CHAPTER 2—USIA AND RELATED**
2 **AGENCIES AUTHORITIES AND ACTIVITIES**
3 **SEC. 411. PARTICIPATION IN INTERNATIONAL FAIRS AND**
4 **EXPOSITIONS.**

5 *None of the funds made available by this Act may be*
6 *used by any department, agency, or other entity of the Unit-*
7 *ed States to participate in an international fair, pavilion,*
8 *or other major exhibit at any international exposition or*
9 *world's fair in excess of amounts expressly authorized to*
10 *be appropriated for such purpose.*

11 **SEC. 412. EXTENSION OF AU PAIR PROGRAMS.**

12 (i) *REPEAL.*—Section 8 of the *Eisenhower Exchange*
13 *Fellowship Act of 1990 (Public Law 101–454) is repealed.*

14 (ii) *AUTHORITY FOR AU PAIR PROGRAMS.*—The *Direc-*
15 *tor of the United States Information Agency is authorized*
16 *to continue to administer an au pair program, operating*
17 *on a world-wide basis, through fiscal year 1999.*

18 (iii) *REPORT.*—Not later than October 1, 1998, the *Di-*
19 *rector of the United States Information Agency shall submit*
20 *a report regarding the continued extension of au pair pro-*
21 *grams to the Committee on Foreign Relations of the Senate*
22 *and the Committee on International Relations of the House*
23 *of Representatives. This report shall specifically detail the*
24 *compliance of all au pair organizations with regulations*

1 *governing au pair programs as published on February 15,*
2 *1995.*

3 **SEC. 413. PILOT PROGRAM ON ADVERTISING ON USIA TELE-**
4 **VISION AND RADIO BROADCASTS.**

5 (a) *IN GENERAL.*—(1) *The Director of the United*
6 *States Information Agency shall carry out a pilot program*
7 *to determine the feasibility and advisability of permitting*
8 *advertisements on the television broadcasts and radio*
9 *broadcasts of the agency, including broadcasts of the Voice*
10 *of America, Radio Marti/TV Marti, Worldnet, Radio Free*
11 *Europe/Radio Liberty, and Radio Free Asia.*

12 (2) *The Director shall commence carrying out the pilot*
13 *program not later than 90 days after the date of the trans-*
14 *mittal to Congress of the plan required under subsection*
15 *(b).*

16 (3) *The Director shall carry out the pilot program for*
17 *6 months.*

18 (b) *PROGRAM PLAN.*—(1) *Not later than 120 days*
19 *after the date of the enactment of this Act, the Director shall*
20 *prepare and transmit to Congress a plan for carrying out*
21 *the pilot program required under subsection (a).*

22 (2) *In preparing the plan, the Director shall solicit*
23 *and take into account the comments of other broadcasting*
24 *entities funded by the United States Government on the ex-*
25 *periences of and advantages and disadvantages to public*

1 *television and radio broadcast stations of permitting adver-*
2 *tisements on the broadcasts of such stations.*

3 (c) *TREATMENT OF REVENUES.*—*Notwithstanding any*
4 *other provision of law, the Director may use any revenues*
5 *received by the agency under the pilot program to pay for*
6 *the cost of the radio and television broadcasting activities*
7 *of the agency. Such funds shall be available for that purpose*
8 *without fiscal year limitation.*

9 (d) *PROGRAM REPORT.*—*Not later than 60 days after*
10 *the date of the completion of the pilot program, the Director*
11 *shall transmit to Congress a report on the pilot program.*
12 *The report shall include the following:*

13 (1) *A description of the pilot program, including*
14 *the number and type of advertisements aired under*
15 *the pilot program and the revenues received as a re-*
16 *sult of the advertisements.*

17 (2) *An estimate of the number and type of adver-*
18 *tisements that would be carried on the television*
19 *broadcasts and radio broadcasts of the agency on an*
20 *annual basis after the completion of the pilot program*
21 *if the agency were authorized to continue to carry*
22 *such advertisements, and the revenues that the agency*
23 *would receive as a result of carrying such advertise-*
24 *ments.*

1 (3) *An assessment of the feasibility and advis-*
2 *ability of permitting advertisements on the television*
3 *broadcasts and radio broadcasts of the agency, includ-*
4 *ing a discussion of the advisability of permitting such*
5 *advertisements by—*

6 (A) *United States entities;*

7 (B) *foreign governments;*

8 (C) *foreign individuals or entities; and*

9 (D) *a combination of such entities, govern-*
10 *ments, and individuals.*

11 (e) *REGULATIONS.—The Director may prescribe regu-*
12 *lations to carry out the pilot program.*

13 **SEC. 414. AVAILABILITY OF VOICE OF AMERICA AND RADIO**

14 **MARTI MULTILINGUAL COMPUTER READABLE**

15 **TEXT AND VOICE RECORDINGS.**

16 (a) *AUTHORITY.—Notwithstanding section 208 of the*
17 *Foreign Relations Authorization Act, Fiscal Years 1986*
18 *and 1987 (22 U.S.C. 1461–1a) and the second sentence of*
19 *section 501 of the United States Information and Edu-*
20 *cational Exchange Act of 1948 (22 U.S.C. 1461), the Direc-*
21 *tor of the United States Information Agency is authorized*
22 *to make available, upon request, to the Linguistic Data*
23 *Consortium of the University of Pennsylvania computer*
24 *readable multilingual text and recorded speech in various*
25 *languages.*

1 (b) *REIMBURSEMENT.*—*The Linguistic Data Consor-*
2 *tium shall, directly or indirectly as appropriate, reimburse*
3 *the United States Information Agency for any expenses in-*
4 *volved in making such materials available.*

5 (c) *TERMINATION DATE.*—*The authority of this section*
6 *shall terminate 5 years after the date of enactment of this*
7 *Act.*

8 **SEC. 415. PLAN FOR RADIO FREE ASIA.**

9 (a) *PLAN REQUIRED.*—*Not later than 90 days after*
10 *the date of the enactment of this Act, the Director of the*
11 *United States Information Agency shall submit to the Con-*
12 *gress a detailed plan for the establishment and operation*
13 *of Radio Free Asia.*

14 (b) *CONTENTS OF PLAN.*—*The plan required by sub-*
15 *section (a) shall meet the requirements of subparagraphs*
16 *(A) through (C) of section 309(c)(1) of the Foreign Relations*
17 *Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C.*
18 *6208(c)(1)), except that the plan shall describe the manner*
19 *in which Radio Free Asia would meet the funding limita-*
20 *tions provided in this Act.*

21 (c) *STATUTORY CONSTRUCTION.*—*Nothing in this sec-*
22 *tion may be construed to make inapplicable any of the re-*
23 *quirements contained in section 309 of such Act.*

1 **SEC. 416. EXPANSION OF MUSKIE FELLOWSHIP PROGRAM.**

2 *Section 227 of the Foreign Relations Authorization*
3 *Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2452 note) is*
4 *amended—*

5 *(1) in subsection (a), by striking “Soviet Union,*
6 *Lithuania, Latvia, and Estonia” and inserting*
7 *“former Soviet Union, Lithuania, Latvia, Estonia,*
8 *Albania, Bulgaria, Croatia, Czech Republic, Hun-*
9 *gary, Poland, Romania, Slovenia, and the Former*
10 *Yugoslav Republic of Macedonia”;*

11 *(2) in subsection (c)(5), by striking out after*
12 *“potential” all that follows and inserting in lieu*
13 *thereof the following: “in the fields of business admin-*
14 *istration, economics, journalism, law, library and in-*
15 *formation science, public administration, and public*
16 *policy.”;*

17 *(3) in subsection (b) of the section, by striking*
18 *out “Soviet Union, Lithuania, Latvia, and Estonia”*
19 *and inserting in lieu thereof “countries specified in*
20 *subsection (a)”;*

21 *(4) in subsection (c)(11), by striking “Soviet re-*
22 *publics, Lithuania, Latvia, and Estonia” and insert-*
23 *ing “countries specified in subsection (a)”;* and

24 *(5) in the section heading, by striking “**THE SO-***
25 ***VIET UNION, LITHUANIA, LATVIA, AND ESTO-***

1 *NIA*” and inserting “**CERTAIN EURASIAN COUN-**
2 **TRIES**”.

3 **SEC. 417. CHANGES IN ADMINISTRATIVE AUTHORITIES.**

4 (a) *CONTRACT AUTHORITY FOR VOICE OF AMERICA*
5 *RADIO FACILITY*.—Section 235 of the *Foreign Relations*
6 *Authorization Act, Fiscal Years 1990 and 1991* (Public
7 Law 101–246) is amended by inserting “*Tinian,*” after
8 “*Sao Tome,*”.

9 (b) *AVAILABILITY OF APPROPRIATIONS*.—Section
10 701(f)(4) of the *United States Information and Educational*
11 *Exchange Act of 1948* (22 U.S.C. 1476(f)) is amended by
12 striking “*September 30, 1995*” and inserting “*March 1,*
13 *1997*”.

14 (c) *TECHNICAL CORRECTION*.—Section 314(2)(B) of
15 the *Foreign Relations Authorization Act, Fiscal Years 1994*
16 and 1995 (22 U.S.C. 6213(2)(B)) is amended by striking
17 “*section 307(e)*” and inserting “*section 308(d)*”.

18 (d) *RADIO BROADCASTING TO CUBA*.—Section 4 of the
19 *Radio Broadcasting to Cuba Act* (22 U.S.C. 1465b) is
20 amended by striking “*Director of the Voice of America*” and
21 inserting “*Director of the International Broadcasting Bu-*
22 *reau*”.

23 (e) *TELEVISION BROADCASTING TO CUBA*.—Section
24 244(a) of the *Television Broadcasting to Cuba Act* (22
25 U.S.C. 1465cc(a)) is amended by striking in the third sen-

1 tence thereof “Voice of America” and inserting “Inter-
2 national Broadcasting Bureau”.

3 (f) *INTERNATIONAL BROADCASTING BUREAU.*—Section
4 307 of the Foreign Relations Authorization Act, Fiscal
5 Years 1994 and 1995 (Public Law 103–236) is amended
6 by adding at the end the following new subsection:

7 “(g) *CONSOLIDATION OF ENGINEERING FUNCTION.*—
8 For the purpose of achieving economies and eliminating du-
9 plication, the Director of the United States Information
10 Agency is authorized to appoint, during 1995, up to 15 oth-
11 erwise qualified United States citizens employed in the Of-
12 fice of the Vice President for Engineering and Technical
13 Operations of RFE/RL, Incorporated, to the competitive
14 service or the career Foreign Service of the United States
15 Information Agency in accordance with the provisions of
16 title 5 of the United States Code, and without regard to
17 sections 301(b) and 306 of the Foreign Service Act of 1980,
18 governing appointments in the Foreign Service. Prior serv-
19 ice with RFE/RL, Incorporated, by an individual ap-
20 pointed under this subsection shall be credited in determin-
21 ing the length of service of the individual for reduction in
22 force purposes and toward establishing the career tenure of
23 the individual.”.

24 (h) *USE OF FEES FROM EDUCATIONAL ADVISING.*—
25 Section 810 of the United States Information and Edu-

1 *ational Exchange Act of 1948 (22 U.S.C. 1475e) is amend-*
2 *ed by inserting “educational advising,” after “library serv-*
3 *ices,”.*

4 **SEC. 418. GENERAL ACCOUNTING OFFICE STUDY OF DUPLI-**
5 **CATION AMONG CERTAIN INTERNATIONAL**
6 **AFFAIRS GRANTEES.**

7 *(a) STUDY OF CERTAIN GRANTEES FOR DUPLICATION*
8 *OF FUNCTIONS.—The Comptroller General of the United*
9 *States shall conduct a study on the purposes and activities*
10 *of the North/South Center, East-West Center, Asia Founda-*
11 *tion, and the National Endowment for Democracy and on*
12 *the extent to which the activities of these organizations du-*
13 *plicate activities that are conducted elsewhere in the United*
14 *States Government. Such study shall include, but not be*
15 *limited to, an evaluation of whether such organizations un-*
16 *dertake unique activities that are central to the conduct of*
17 *American foreign policy and that are incapable of being*
18 *performed directly by an agency of the United States Gov-*
19 *ernment.*

20 *(b) REPORT TO CONGRESS.—Not later than one year*
21 *after the date of enactment of this Act, the Comptroller Gen-*
22 *eral of the United States shall prepare and submit a report*
23 *of the findings of such study to the Committee on Foreign*
24 *Relations of the Senate and Committee on International*
25 *Relations of the House of Representatives.*

1 **SEC. 419. GENERAL ACCOUNTING OFFICE STUDY OF ACTIVI-**
2 **TIES OF THE NORTH/SOUTH CENTER IN SUP-**
3 **PORT OF THE NORTH AMERICAN FREE TRADE**
4 **AGREEMENT.**

5 (a) *STUDY OF CERTAIN ACTIVITIES OF THE NORTH/*
6 *SOUTH CENTER DURING CONSIDERATION OF THE NORTH*
7 *AFRICAN FREE TRADE AGREEMENT.*—*The Comptroller*
8 *General of the United States shall conduct a study on the*
9 *activities of the North/South Center located in Miami, Flor-*
10 *ida that had the affect of encouraging Congress to approve*
11 *implementing legislation for the North American Free*
12 *Trade Agreement. This study shall include, but shall not*
13 *be limited to, consideration of whether any United States*
14 *Government funds were used for books (including Assess-*
15 *ments of the North American Free Trade Agreement pub-*
16 *lished in 1993), publications, or other activities which had*
17 *the affect of advocating congressional approval of the North*
18 *American Free Trade Agreement, and whether such mate-*
19 *rials or activities violated any laws, regulations, or guide-*
20 *lines on the use of Federal funds for lobbying activities.*

21 (b) *REPORT TO CONGRESS.*—*Not later than six months*
22 *after the date of enactment of this Act, the Comptroller Gen-*
23 *eral of the United States shall prepare and submit a report*
24 *of the findings of such study to the Committee on Foreign*
25 *Relations of the Senate and Committee on International*
26 *Relations of the House of Representatives.*

1 **SEC. 420. MANSFIELD FELLOWSHIP PROGRAM REQUIRE-**
2 **MENTS.**

3 *Section 253(4)(B) of the Foreign Relations Authoriza-*
4 *tion Act, Fiscal Years 1994 and 1995 (22 U.S.C.*
5 *6102(4)(B)) is amended by striking “certain” and inserting*
6 *the following: “, under criteria established by the Mansfield*
7 *Center for Pacific Affairs, certain allowances and benefits*
8 *not to exceed the amount of equivalent”.*

9 **SEC. 421. DISTRIBUTION WITHIN THE UNITED STATES OF**
10 **THE UNITED STATES INFORMATION AGENCY**
11 **FILM ENTITLED “THE FRAGILE RING OF**
12 **LIFE”.**

13 *Notwithstanding section 208 of the Foreign Relations*
14 *Authorization Act, Fiscal Years 1986 and 1987 (22 U.S.C.*
15 *1461–1(a)) and the second sentence of section 501 of the*
16 *United States Information and Education Act of 1948 (22*
17 *U.S.C. 1461), the Director of the United States Information*
18 *Agency may make available for distribution within the*
19 *United States the documentary entitled “The Fragile Ring*
20 *of Life”, a film about coral reefs around the world.*

1 **TITLE V—UNITED STATES ARMS**
2 **CONTROL AND DISARMAMENT**
3 **AGENCY AND THE AGENCY**
4 **FOR INTERNATIONAL DEVEL-**
5 **OPMENT**

6 **SEC. 501. AUTHORIZATION OF APPROPRIATIONS.**

7 (a) *FISCAL YEAR 1996.*—There are authorized to be
8 appropriated to carry out the Arms Control and Disar-
9 mament Act (22 U.S.C. 2551 et seq.) \$22,700,000 for the
10 fiscal year 1996.

11 (b) *FUTURE FISCAL YEARS.*—No funds may be obli-
12 gated or expended by the United States Arms Control and
13 Disarmament Agency after March 1, 1997.

14 **SEC. 502. STATUTORY CONSTRUCTION.**

15 Section 33 of the Arms Control and Disarmament Act
16 (22 U.S.C. 2573) is amended by adding at the end the fol-
17 lowing new subsection:

18 “(c) *STATUTORY CONSTRUCTION.*—Nothing contained
19 in this chapter shall be construed to authorize any policy
20 or action by any Government agency which would interfere
21 with, restrict, or prohibit the acquisition, possession, or use
22 of firearms by an individual for the lawful purpose of per-
23 sonal defense, sport, recreation, education, or training.”.

1 **SEC. 503. OPERATING EXPENSES.**

2 *Section 667(a)(1) of the Foreign Assistance Act of 1961*
3 *(22 U.S.C. 2427(a)(1)) is amended to read as follows:*

4 *“(1) \$432,000,000 for fiscal year 1996 and*
5 *\$389,000,000 for 1997 for necessary operating ex-*
6 *penditures of the agency primarily responsible for admin-*
7 *istering part I of this Act (other than the office of the*
8 *inspector general of such agency); and”.*

9 **SEC. 504. OPERATING EXPENSES OF THE OFFICE OF THE**
10 **INSPECTOR GENERAL.**

11 *Section 667(a) of the Foreign Assistance Act of 1961*
12 *(22 U.S.C. 2427(a)), as amended by section 503, is further*
13 *amended—*

14 *(1) by redesignating paragraph (2) as para-*
15 *graph (3);*

16 *(2) by striking “and” at the end of paragraph*
17 *(1) (as amended by section 503); and*

18 *(3) by inserting after paragraph (1) the follow-*
19 *ing:*

20 *“(2) \$35,000,000 for fiscal year 1996 and*
21 *\$31,500,000 for fiscal 1997 for necessary operating*
22 *expenses of the office of the inspector general of such*
23 *agency; and”.*

TITLE VI—FOREIGN POLICY**SEC. 601. REPEAL OF PROVISIONS RELATING TO
INTERPARLIAMENTARY GROUPS.**

The following provisions of law are hereby repealed:

(1) *Section 109(b) of the Department of State Authorization Act, fiscal years 1984 and 1985 (Public Law 98–164) (relating to the British-American Parliamentary Group).*

(2) *Section 109(c) of the Department of State Authorization Act, fiscal years 1984 and 1985 (Public Law 98–164) (relating to the United States-European Community Interparliamentary Group).*

(3) *Section 105 of the Legislative Branch Appropriation Act of 1961 (22 U.S.C. 276c–1; relating to reporting requirements for Interparliamentary Groups).*

(4) *The Act entitled “An Act to authorize participation by the United States in the Interparliamentary Union”, approved June 28, 1935 (22 U.S.C. 276–276a–4).*

(5) *The proviso under “Missions to International Organizations” in the Departments of State and Justice, the Judiciary, and Related Agencies Appropriations Act of 1959, approved June 30, 1958 (Public Law 85–474, as amended).*

1 (6) *Section 7(a) of the Anglo-Irish Agreement*
2 *Support Act of 1986 (Public Law 99–415).*

3 (7) *Section 168 (relating to the British-Amer-*
4 *ican Interparliamentary Group) and section 169 (re-*
5 *lating to the Parliamentary Assembly of the Organi-*
6 *zation on Security and Cooperation in Europe) of the*
7 *Foreign Relations Authorization Act, Fiscal Years*
8 *1992 and 1993 (22 U.S.C. 276l, 276m).*

9 **SEC. 602. REPEAL OF EXECUTIVE BRANCH MEMBERSHIP ON**
10 **THE COMMISSION ON SECURITY AND CO-**
11 **OPERATION IN EUROPE.**

12 *Section 3 of the Act entitled “An Act to establish a*
13 *Commission on Security and Cooperation in Europe”, ap-*
14 *proved June 3, 1976 (22 U.S.C. 3003 et seq.) is amended—*

15 (1) *by striking “twenty-one members” and in-*
16 *serting “18 members”; and*

17 (2) *by striking paragraphs (3), (4), and (5).*

18 **SEC. 603. AUTHORIZED PAYMENTS.**

19 (a) *PAYMENT OF LETTERS OF CREDIT.—(1) In addi-*
20 *tion to licenses required to be issued under section 575.510*
21 *of title 31, Code of Federal Regulations, the Secretary of*
22 *the Treasury shall direct that licenses be issued to permit*
23 *payments, as certified under subsection (b), from blocked*
24 *Iraqi accounts involving an irrevocable letter of credit is-*
25 *sued or confirmed by a foreign bank for the benefit of a*

1 *United States person of amounts owed to such person with*
2 *respect to goods or services lawfully exported to Iraq before*
3 *August 2, 1990, whether or not such letter was confirmed*
4 *by a United States bank.*

5 *(2) Licenses shall be issued under paragraph (1) not*
6 *later than 120 days after the date on which the Foreign*
7 *Claims Settlement Commission certifies an award pursuant*
8 *to subsection (b).*

9 *(3) Payments made in compliance with this subsection*
10 *or any regulation, order, instruction, or issued under this*
11 *section, shall, to the extent of such payment, fully acquit*
12 *and discharge for all purposes the obligation of the person*
13 *making the payment. No person may be held liable for or*
14 *with respect to anything done or omitted in good faith pur-*
15 *suant to and in reliance on this section or any such regula-*
16 *tion, order, instruction, or direction.*

17 *(b) DETERMINATION OF CLAIMS.—(1) The Foreign*
18 *Claims Settlement Commission of the United States is au-*
19 *thorized to receive and determine the validity of any claims*
20 *of United States persons against the Government of Iraq*
21 *(including its agencies, instrumentalities, and controlled*
22 *entities).*

23 *(2) The Foreign Claims Settlement Commission shall*
24 *certify awards under this subsection to the Secretary of the*

1 *Treasury not later than 270 days after the date of enact-*
2 *ment of this Act.*

3 (c) *VESTING AUTHORITY.*—*The President is authorized*
4 *to vest and liquidate as much of the assets of the Govern-*
5 *ment of Iraq in the United States that have been blocked*
6 *pursuant to the International Emergency Economic Powers*
7 *Act (50 U.S.C. 1701 et. seq.) as may be necessary to satisfy*
8 *claims under subsections (a) and (b).*

9 (d) *DEFINITIONS.*—*For purposes of this section:*

10 (1) *BLOCKED IRAQI ACCOUNTS.*—*The term*
11 *“blocked Iraqi accounts” means funds on deposit in*
12 *United States financial institutions in which the*
13 *Government of Iraq has an interest and which were*
14 *blocked under the International Emergency Economic*
15 *Powers Act (50 U.S.C. 1701 et seq.) on or after Au-*
16 *gust 2, 1990.*

17 (2) *UNITED STATES PERSON.*—*The term “United*
18 *States person” means a person subject to the jurisdic-*
19 *tion of the United States, including—*

20 (A) *any person, wherever located, who is a*
21 *citizen or resident of the United States,*

22 (B) *any person actually within the United*
23 *States,*

24 (C) *any corporation organized under the*
25 *laws of the United States or of any State, terri-*

1 *tory, possession, or district of the United States,*
2 *and*
3 *(D) any partnership, association, corpora-*
4 *tion, or other organization wherever organized or*
5 *doing business which is owned or controlled by*
6 *persons described in subparagraph (A), (B), or*
7 *(C),*
8 *and does not include the United States Government*
9 *or any officer or employee thereof acting in an official*
10 *capacity.*

11 **SEC. 604. REPORTS REGARDING HONG KONG.**

12 *(a) EXTENSION OF REPORTING REQUIREMENT.—Sec-*
13 *tion 301 of the United States-Hong Kong Policy Act of 1992*
14 *(22 U.S.C. 5731) is amended in the text above paragraph*
15 *(1)—*

16 *(1) by inserting “March 31, 1996,” after “March*
17 *31, 1995,”; and*

18 *(2) by striking “and March 31, 2000,” and in-*
19 *serting “March 31, 2000, and every year thereafter,”.*

20 *(b) ADDITIONAL REQUIREMENTS.—In light of defi-*
21 *ciencies in reports submitted to the Congress pursuant to*
22 *section 301 of the United States-Hong Kong Policy Act (22*
23 *U.S.C. 5731), the Congress directs that reports required to*
24 *be submitted under that section on or after the date of enact-*
25 *ment of this Act include detailed information on the status*

1 of, and other developments affecting, implementation of the
2 Sino-British Joint Declaration on the Question of Hong
3 Kong, including—

4 (1) the Basic Law and its consistency with the
5 Joint Declaration;

6 (2) the openness and fairness of elections to the
7 legislature;

8 (3) the openness and fairness of the election of
9 the chief executive and the executive's accountability
10 to the legislature;

11 (4) the treatment of political parties;

12 (5) the independence of the judiciary and its
13 ability to exercise the power of final judgment over
14 Hong Kong law; and

15 (6) the Bill of Rights.

16 **SEC. 605. APPLICABILITY OF TAIWAN RELATIONS ACT.**

17 Section 3 of the Taiwan Relations Act (22 U.S.C.
18 3302) is amended by adding at the end the following new
19 subsection:

20 “(d) The provisions of subsections (a) and (b) super-
21 sede any provision of the Joint Communiqué of the United
22 States and China of August 17, 1982.”.

23 **SEC. 606. TAIPEI REPRESENTATIVE OFFICE.**

24 For purposes of carrying out its activities in the Unit-
25 ed States, the instrumentality known as the Taipei Eco-

1 *nomic and Cultural Representative Office as of the date of*
2 *enactment of this Act shall, on and after such date, be*
3 *known as the “Taipei Representative Office”.*

4 **SEC. 607. REPORT ON OCCUPIED TIBET.**

5 (a) *FINDINGS AND DECLARATIONS OF CONGRESS.—*

6 *The Congress makes the following findings and declarations:*

7 (1) *Historically, Tibet has demonstrated those*
8 *attributes which under international law constitute*
9 *statehood. It has had a defined territory and a per-*
10 *manent population, been under the control of its own*
11 *government, and has engaged in, or had the capacity*
12 *to engage in, formal relations with other states.*

13 (2) *Between 1951 and 1959, Tibet was forcibly*
14 *and coercively incorporated into the People’s Republic*
15 *of China as an “autonomous region”.*

16 (3) *Because Tibet’s incorporation into the Peo-*
17 *ple’s Republic of China was involuntary, under inter-*
18 *national law it is an occupied sovereign country and*
19 *its true representatives continue to be the Dalai Lama*
20 *and the Tibetan Government in exile.*

21 (4) *Because the Tibetan people are historically,*
22 *territorially, and culturally distinct from the Han*
23 *Chinese population in the People’s Republic of China,*
24 *and because of the involuntary loss of their sov-*

1 *ereignty, they are entitled to the right of self-deter-*
2 *mination.*

3 *(5) Credible evidence exists which demonstrates*
4 *that the Government of the People's Republic of China*
5 *has consistently denied the Tibetan people that right,*
6 *and instead have subjected them to a serious pattern*
7 *of human rights abuses. For example, in 1960 the*
8 *International Commission of Jurists found that the*
9 *Chinese authorities in Tibet had violated sixteen arti-*
10 *cles of the United Nations Human Rights Declara-*
11 *tion.*

12 *(6) The United States should seek to establish a*
13 *dialogue with those recognized by Congress as the true*
14 *representatives of the Tibetan people, the Dalai*
15 *Lama, his representatives, and the Tibetan Govern-*
16 *ment in exile, concerning the situation in Tibet and*
17 *the future of the Tibetan people and to expand and*
18 *strengthen United States-Tibet cultural and edu-*
19 *cational relations, including promoting bilateral ex-*
20 *changes arranged directly with the Tibetan Govern-*
21 *ment in exile.*

22 *(b) REPORT ON UNITED STATES-TIBET RELATIONS.—*
23 *Not later than 6 months after the date of enactment of this*
24 *Act, and every 12 months thereafter, the Secretary of State*
25 *shall transmit to the Chairman of the Committee on For-*

1 *eign Relations and the Speaker of the House of Representa-*
2 *tives a report on the state of relations between the United*
3 *States and those recognized by Congress as the true rep-*
4 *resentatives of the Tibetan people, the Dalai Lama, his rep-*
5 *resentatives, and the Tibetan Government in exile, and on*
6 *conditions in Tibet.*

7 (c) *SEPARATE TIBET REPORTS.*—

8 (1) *It is the sense of the Congress that whenever*
9 *an executive branch report is transmitted to the Con-*
10 *gress on a country-by-country basis there should be*
11 *included in such report, where applicable, a separate*
12 *report on Tibet listed alphabetically with its own*
13 *state heading.*

14 (2) *The reports referred to in paragraph (1) in-*
15 *clude, but are not limited to, reports transmitted*
16 *under sections 116(d) and 502B(b) of the Foreign As-*
17 *sistance Act of 1961 (relating to human rights).*

18 **SEC. 608. SPECIAL ENVOY FOR TIBET ACT OF 1995.**

19 (a) *SHORT TITLE.*—*This section may be cited as the*
20 *“Special Envoy for Tibet Act of 1995”.*

21 (b) *FINDINGS.*—*The Congress finds that—*

22 (1) *the Government of the People’s Republic of*
23 *China withholds meaningful participation in the gov-*
24 *ernance of Tibet from Tibetans and has failed to*

1 *abide by its own constitutional guarantee of auton-*
2 *omy for Tibetans;*

3 *(2) the Government of the People's Republic of*
4 *China is responsible for the destruction of much of Ti-*
5 *bet's cultural and religious heritage since 1959 and*
6 *continues to threaten the survival of Tibetan culture*
7 *and religion;*

8 *(3) the Government of the People's Republic of*
9 *China, through direct and indirect incentives—*

10 *(A) has established discriminatory develop-*
11 *ment and other programs which have resulted in*
12 *an overwhelming flow of Chinese immigrants*
13 *into Tibet, including those areas incorporated*
14 *into the Chinese provinces of Sichuan, Yunnan,*
15 *Gansu, and Qinghai; and*

16 *(B) has excluded Tibetans from participa-*
17 *tion in important policy decisions, further*
18 *threatening traditional Tibetan life;*

19 *(4) the Government of the People's Republic of*
20 *China denies Tibetans their fundamental human*
21 *rights, as reported in the Department of State's Coun-*
22 *try Reports on Human Rights Practices for 1993;*

23 *(5) the President and the Congress have deter-*
24 *mined that the promotion of human rights in Tibet*
25 *and the protection of Tibet's religion and culture are*

1 *important elements in United States-China relations*
2 *and have urged senior members of the Government of*
3 *the People's Republic of China to enter into sub-*
4 *stantive negotiations on these matters with the Dalai*
5 *Lama or his representative; and*

6 *(6) the Government of the People's Republic of*
7 *China has failed to respond in a good faith manner*
8 *by reciprocating a willingness to begin negotiations*
9 *without preconditions, and no substantive negotia-*
10 *tions have begun.*

11 *(c) POSITION OF UNITED STATES SPECIAL ENVOY FOR*
12 *TIBET.—*

13 *(1) ESTABLISHMENT OF POSITION.—There shall*
14 *be within the Department of State a United States*
15 *Special Envoy for Tibet, who shall be appointed by*
16 *the President, by and with the advice and consent of*
17 *the Senate. The United States Special Envoy for*
18 *Tibet shall hold office at the pleasure of the President.*

19 *(2) RANK OF AMBASSADOR.—The United States*
20 *Special Envoy for Tibet shall have the personal rank*
21 *of ambassador.*

22 *(d) RESPONSIBILITIES.—*

23 *(1) AUTHORITIES.—The United States Special*
24 *Envoy for Tibet is authorized and encouraged—*

1 (A) to promote substantive negotiations be-
2 tween the Dalai Lama or his representatives and
3 senior members of the Government of the People's
4 Republic of China;

5 (B) to promote good relations between the
6 Dalai Lama and his representatives and the
7 United States Government, including meeting
8 with members or representatives of the Tibetan
9 Government in exile; and

10 (C) to travel regularly throughout Tibet and
11 Tibetan refugee settlements.

12 (2) *DUTIES.*—The United States Special Envoy
13 for Tibet shall—

14 (A) consult with the Congress on policies
15 relevant to Tibet and the future and welfare of
16 all Tibetan people;

17 (B) coordinate United States Government
18 policies, programs, and projects concerning
19 Tibet; and

20 (C) report to the Secretary of State regard-
21 ing the matters described in section 536(a)(2) of
22 the Foreign Relations Authorization Act, Fiscal
23 Years 1994 and 1995 (Public Law 103–236).

1 **SEC. 609. PROHIBITION ON USE OF FUNDS TO FACILITATE**
2 **IRAQI REFUGEE ADMISSIONS INTO THE UNIT-**
3 **ED STATES.**

4 *None of the funds authorized to be appropriated by this*
5 *or any other Act may be used for resettlement in the United*
6 *States, or to provide education, medical examinations,*
7 *training, screening, or otherwise facilitate the admission*
8 *into the United States of Iraqi nationals seeking refugee*
9 *status in the United States who are in Saudi Arabia or*
10 *Turkey as of the date of enactment of this Act.*

11 **SEC. 610. SPECIAL ENVOY FOR NAGORNO-KARABAKH.**

12 *It is the sense of Congress that the President should*
13 *immediately appoint a special envoy having the rank of*
14 *Ambassador to offer assistance in facilitating a negotiated*
15 *settlement to the conflict in Nagorno-Karabakh and to press*
16 *for the development of an oil pipeline through Azerbaijan,*
17 *Armenia, and Turkey.*

18 **SEC. 611. REPORT TO CONGRESS CONCERNING CUBAN EMI-**
19 **GRATION POLICIES.**

20 *Beginning 3 months after the date of the enactment*
21 *of this Act, and every 6 months thereafter, the President*
22 *shall transmit a report to the appropriate congressional*
23 *committees concerning the methods employed by the Govern-*
24 *ment of Cuba to enforce the United States-Cuba agreement*
25 *of September 1994 to restrict the emigration of the Cuban*
26 *people from Cuba to the United States, and the treatment*

1 *by the Government of Cuba of persons who have been re-*
2 *turned to Cuba pursuant to the United States-Cuba agree-*
3 *ment of May 1995. Each report transmitted pursuant to*
4 *this section shall include a detailed account of United*
5 *States efforts to monitor such enforcement and treatment.*

6 **SEC. 612. EFFORTS AGAINST EMERGING INFECTIOUS DIS-**
7 **EASES.**

8 (a) *PRIORITIZATION.*—*The President shall give urgent*
9 *priority to the strengthening of efforts against emerging in-*
10 *fectious diseases through the development of appropriate*
11 *United States Government strategies and response mecha-*
12 *nisms.*

13 (b) *STRATEGIC PLAN.*—*Not later than February 1,*
14 *1996, the President shall submit to the Speaker of the House*
15 *of Representatives and the Committee on Foreign Relations*
16 *of the Senate a report outlining a United States strategic*
17 *plan, in cooperation with the international public health*
18 *infrastructure, to identify and respond to the threat of*
19 *emerging infectious diseases to the health of the people of*
20 *the United States.*

21 **SEC. 613. REPORT ON FIRMS ENGAGED IN EXPORT OF**
22 **DUAL-USE ITEMS.**

23 *The Under Secretary of State for International Secu-*
24 *rity shall submit a report to Congress no later than 180*
25 *days after the date of enactment of this Act, and every 180*

1 *days thereafter until 1998, detailing an organizational plan*
2 *to include those firms on the Department of State licensing*
3 *watch-lists that engage in the exportation of potentially sen-*
4 *sitive or dual-use technologies and have been identified or*
5 *tracked by similar systems maintained by the Department*
6 *of Defense, Department of Commerce, or the United States*
7 *Customs Service. The report shall also detail further meas-*
8 *ures to be taken to strengthen United States export-control*
9 *mechanisms.*

10 ***SEC. 614. PROHIBITION ON THE TRANSFER OF ARMS TO IN-***
11 ***DONESIA.***

12 *Consistent with section 582 of Public Law 103–306,*
13 *the United States is prohibited from selling or licensing for*
14 *export to the Government of Indonesia light arms, small*
15 *weapons, and crowd control ordnances, including heli-*
16 *copter-mounted equipment, until the Secretary of State de-*
17 *termines and reports to the Committee on Foreign Relations*
18 *of the Senate and the Committee on International Relations*
19 *of the House of Representatives that there has been signifi-*
20 *cant progress made on human rights in East Timor and*
21 *elsewhere in Indonesia, including—*

22 *(1) compliance with the recommendations in the*
23 *United Nations Special Rapporteur’s January 1992*
24 *report and the March 1993 recommendations of the*
25 *United Nations Human Rights Commission;*

1 (2) *significant reduction in Indonesia's troop*
2 *presence in East Timor;*

3 (3) *thorough and impartial investigation of*
4 *gangs and violent civilian groups operating in East*
5 *Timor;*

6 (4) *improved access to East Timor for Indo-*
7 *nesian and international human rights and humani-*
8 *tarian organizations and journalists, including the*
9 *deployment of United Nations human rights monitors*
10 *if so requested;*

11 (5) *constructive participation in the United Na-*
12 *tions Secretary General's efforts to resolve the status*
13 *of East Timor; and*

14 (6) *greater local control over political, economic,*
15 *and cultural affairs, with an aim toward resolving*
16 *the future status of East Timor.*

17 **SEC. 615. MIDDLE EAST PEACE FACILITATION ACT OF 1995.**

18 (a) *SHORT TITLE.*—*This section may be cited as the*
19 *“Middle East Peace Facilitation Act of 1995”.*

20 (b) *FINDINGS.*—*The Congress finds that—*

21 (1) *the Palestine Liberation Organization (in*
22 *this section referred to as the “PLO”) has recognized*
23 *the State of Israel's right to exist in peace and secu-*
24 *rity; accepted United Nations Security Council Reso-*
25 *lutions 242 and 338; committed itself to the peace*

1 *process and peaceful coexistence with Israel, free from*
2 *violence and all other acts which endanger peace and*
3 *stability; and assumed responsibility over all PLO*
4 *elements and personnel in order to assure their com-*
5 *pliance, prevent violations, and discipline violators;*

6 *(2) Israel has recognized the PLO as the rep-*
7 *resentative of the Palestinian people;*

8 *(3) Israel and the PLO signed a Declaration of*
9 *Principles on Interim Self-Government Arrangements*
10 *(in this section referred to as the “Declaration of*
11 *Principles”) on September 13, 1993, at the White*
12 *House;*

13 *(4) Israel and the PLO signed an Agreement on*
14 *the Gaza Strip and the Jericho Area (in this section*
15 *referred to as the “Gaza-Jericho Agreement”) on May*
16 *4, 1994, which established a Palestinian Authority for*
17 *the Gaza and Jericho areas;*

18 *(5) Israel and the PLO signed an Agreement on*
19 *Preparatory Transfer of Powers and Responsibilities*
20 *(in this section referred to as the “Early*
21 *Empowerment Agreement”) on August 29, 1994,*
22 *which provided for the transfer to the Palestinian Au-*
23 *thority of certain powers and responsibilities in the*
24 *West Bank outside of the Jericho Area;*

1 (6) *under the terms of the Declaration of Prin-*
2 *ciples, the Gaza-Jericho Agreement and the Early*
3 *Empowerment Agreement, the powers and responsibil-*
4 *ities of the Palestinian Authority are to be assumed*
5 *by an elected Palestinian Council with jurisdiction in*
6 *the West Bank and Gaza Strip in accordance with*
7 *the Interim Agreement to be concluded between Israel*
8 *and the PLO;*

9 (7) *permanent status negotiations relating to the*
10 *West Bank and Gaza Strip are scheduled to begin by*
11 *May 1996;*

12 (8) *the Congress has, since the conclusion of the*
13 *Declaration of Principles and the PLO's renunciation*
14 *of terrorism, provided authorities to the President to*
15 *suspend certain statutory restrictions relating to the*
16 *PLO, subject to Presidential certifications that the*
17 *PLO has continued to abide by commitments made in*
18 *and in connection with or resulting from the good*
19 *faith implementation of, the Declaration of Prin-*
20 *ciples;*

21 (9) *the PLO commitments relevant to Presi-*
22 *dential certifications have included commitments to*
23 *renounce and condemn terrorism, to submit to the*
24 *Palestinian National Council for formal approval the*
25 *necessary changes to those articles of the Palestinian*

1 *Covenant which call for Israel's destruction, and to*
2 *prevent acts of terrorism and hostilities against Is-*
3 *rael; and*

4 *(10) the President, in exercising the authorities*
5 *described in paragraph (8), has certified to the Con-*
6 *gress on four occasions that the PLO was abiding by*
7 *its relevant commitments.*

8 *(c) SENSE OF CONGRESS.—It is the sense of the Con-*
9 *gress that although the PLO has recently shown improve-*
10 *ment in its efforts to fulfill its commitments, the PLO must*
11 *do far more to demonstrate an irrevocable denunciation of*
12 *terrorism and ensure a peaceful settlement of the Middle*
13 *East dispute, and in particular the PLO must—*

14 *(1) submit to the Palestine National Council for*
15 *formal approval the necessary changes to those arti-*
16 *cles of the Palestinian National Covenant which call*
17 *for Israel's destruction;*

18 *(2) make greater efforts to preempt acts of terror,*
19 *to discipline violators, and to contribute to stemming*
20 *the violence that has resulted in the deaths of 123 Is-*
21 *raeli citizens since the signing of the Declaration of*
22 *Principles;*

23 *(3) prohibit participation in its activities and in*
24 *the Palestinian Authority and its successors by any*

1 *groups or individuals which continue to promote and*
2 *commit acts of terrorism;*

3 *(4) cease all anti-Israel rhetoric, which poten-*
4 *tially undermines the peace process;*

5 *(5) confiscate all unlicensed weapons and restrict*
6 *the issuance of licenses to those with legitimate need;*

7 *(6) transfer any person, and cooperate in trans-*
8 *fer proceedings relating to any person, accused by Is-*
9 *rael of acts of terrorism; and*

10 *(7) respect civil liberties, human rights and*
11 *democratic norms.*

12 *(d) AUTHORITY TO SUSPEND CERTAIN PROVISIONS.—*

13 *(1) IN GENERAL.—Subject to paragraph (2), be-*
14 *ginning on the date of enactment of this Act and for*
15 *18 months thereafter the President may suspend for*
16 *a period of not more than 6 months at a time any*
17 *provision of law specified in paragraph (4). Any such*
18 *suspension shall cease to be effective after 6 months,*
19 *or at such earlier date as the President may specify.*

20 *(2) CONDITIONS.—*

21 *(A) CONSULTATIONS.—Prior to each exer-*
22 *cise of the authority provided in paragraph (1)*
23 *or certification pursuant to paragraph (3), the*
24 *President shall consult with the relevant congres-*
25 *sional committees. The President may not exer-*

1 *cise that authority to make such certification*
2 *until 30 days after a written policy justification*
3 *is submitted to the relevant congressional com-*
4 *mittees.*

5 (B) *PRESIDENTIAL CERTIFICATION.*—*The*
6 *President may exercise the authority provided in*
7 *paragraph (1) only if the President certifies to*
8 *the relevant congressional committees each time*
9 *he exercises such authority that—*

10 *(i) it is in the national interest of the*
11 *United States to exercise such authority;*

12 *(ii) the PLO continues to comply with*
13 *all the commitments described in subpara-*
14 *graph (D); and*

15 *(iii) funds provided pursuant to the*
16 *exercise of this authority and the authorities*
17 *under section 583(a) of Public Law 103–*
18 *236 and section 3(a) of Public Law 103–*
19 *125 have been used for the purposes for*
20 *which they were intended.*

21 (C) *REQUIREMENT FOR CONTINUING PLO*
22 *COMPLIANCE.*—

23 *(i) The President shall ensure that*
24 *PLO performance is continuously mon-*
25 *itored, and if the President at any time de-*

1 *termines that the PLO has not continued to*
2 *comply with all the commitments described*
3 *in subparagraph (D), he shall so notify the*
4 *appropriate congressional committees. Any*
5 *suspension under paragraph (1) of a provi-*
6 *sion of law specified in paragraph (4) shall*
7 *cease to be effective.*

8 *(ii) Beginning six months after the*
9 *date of enactment of this Act, if the Presi-*
10 *dent on the basis of the continuous monitor-*
11 *ing of the PLO's performance determines*
12 *that the PLO is not complying with the re-*
13 *quirements described in paragraph (3), he*
14 *shall so notify the appropriate congressional*
15 *committees and no assistance shall be pro-*
16 *vided pursuant to the exercise by the Presi-*
17 *dent of the authority provided by para-*
18 *graph (1) until such time as the President*
19 *makes the certification provided for in*
20 *paragraph (3).*

21 *(D) PLO COMMITMENTS DESCRIBED.—The*
22 *commitments referred to in subparagraphs (B)*
23 *and (C)(i) are the commitments made by the*
24 *PLO—*

1 *(i) in its letter of September 9, 1993,*
2 *to the Prime Minister of Israel and in its*
3 *letter of September 9, 1993, to the Foreign*
4 *Minister of Norway to—*

5 *(I) recognize the right of the State*
6 *of Israel to exist in peace and security;*

7 *(II) accept United Nations Secu-*
8 *rity Council Resolutions 242 and 338;*

9 *(III) renounce the use of terrorism*
10 *and other acts of violence;*

11 *(IV) assume responsibility over all*
12 *PLO elements and personnel in order*
13 *to assure their compliance, prevent vio-*
14 *lations, and discipline violators;*

15 *(V) call upon the Palestinian peo-*
16 *ple in the West Bank and Gaza Strip*
17 *to take part in the steps leading to the*
18 *normalization of life, rejecting violence*
19 *and terrorism, and contributing to*
20 *peace and stability; and*

21 *(VI) submit to the Palestine Na-*
22 *tional Council for formal approval the*
23 *necessary changes to the Palestinian*
24 *National Covenant eliminating calls*
25 *for Israel's destruction; and*

1 (ii) *in, and resulting from, the good*
2 *faith implementation of the Declaration of*
3 *Principles, including good faith implemen-*
4 *tation of subsequent agreements with Israel,*
5 *with particular attention to the objective of*
6 *preventing terrorism, as reflected in the pro-*
7 *visions of the Gaza-Jericho Agreement con-*
8 *cerning—*

9 (I) *prevention of acts of terrorism*
10 *and legal measures against terrorists;*

11 (II) *abstention from and preven-*
12 *tion of incitement, including hostile*
13 *propaganda;*

14 (III) *operation of armed forces*
15 *other than the Palestinian Police;*

16 (IV) *possession, manufacture, sale,*
17 *acquisition, or importation of weapons;*

18 (V) *employment of police who*
19 *have been convicted of serious crimes or*
20 *have been found to be actively involved*
21 *in terrorist activities subsequent to*
22 *their employment;*

23 (VI) *transfers to Israel of individ-*
24 *uals suspected of, charged with, or con-*

1 *victed of an offense that falls within Is-*
2 *raeli criminal jurisdiction;*

3 *(VII) cooperation with the Gov-*
4 *ernment of Israel in criminal matters,*
5 *including cooperation in the conduct of*
6 *investigations; and*

7 *(VIII) exercise of powers and re-*
8 *sponsibilities under the agreement with*
9 *due regard to internationally accepted*
10 *norms and principles of human rights*
11 *and the rule of law.*

12 *(E) POLICY JUSTIFICATION.—As part of the*
13 *President’s written policy justification to be sub-*
14 *mitted to the relevant congressional committees*
15 *pursuant to subparagraph (A), the President*
16 *shall report on—*

17 *(i) the manner in which the PLO has*
18 *complied with the commitments specified in*
19 *subparagraph (D), including responses to*
20 *individual acts of terrorism and violence,*
21 *actions to discipline perpetrators of terror*
22 *and violence, and actions to preempt acts of*
23 *terror and violence;*

1 (ii) the extent to which the PLO has
2 fulfilled the requirements specified in para-
3 graph (3);

4 (iii) actions that the PLO has taken
5 with regard to the Arab League boycott of
6 Israel;

7 (iv) the status and activities of the
8 PLO office in the United States; and

9 (v) the status of United States and
10 international assistance efforts in the areas
11 subject to jurisdiction of the Palestinian
12 Authority or its successors.

13 (3) *REQUIREMENT FOR CONTINUED PROVISION*
14 *OF ASSISTANCE.*—Six months after the date of enact-
15 ment of this Act, no assistance shall be provided pur-
16 suant to the exercise by the President of the authority
17 provided by paragraph (1), unless and until the
18 President determines and so certifies to the Congress
19 that—

20 (A) if the Palestinian Council has been
21 elected and assumed its responsibilities, the
22 Council has, within a reasonable time, effectively
23 disavowed the articles of the Palestine National
24 Covenant which call for Israel's destruction, un-
25 less the necessary changes to the Covenant have

1 *already been submitted to the Palestine National*
2 *Council for formal approval;*

3 *(B) the PLO has exercised its authority res-*
4 *olutely to establish the necessary enforcement in-*
5 *stitution, including laws, police, and a judicial*
6 *system, for apprehending, prosecuting, convict-*
7 *ing, and imprisoning terrorists;*

8 *(C) the PLO has limited participation in*
9 *the Palestinian Authority and its successors to*
10 *individuals and groups in accordance with the*
11 *terms that may be agreed with Israel;*

12 *(D) the PLO has not provided any finan-*
13 *cial or material assistance or training to any*
14 *group, whether or not affiliated with the PLO to*
15 *carry out actions inconsistent with the Declara-*
16 *tion of Principles, particularly acts of terrorism*
17 *against Israel;*

18 *(E) the PLO has cooperated in good faith*
19 *with Israeli authorities in the preemption of acts*
20 *of terrorism and in the apprehension and trial*
21 *of perpetrators of terrorist acts in Israel, terri-*
22 *tories controlled by Israel, and all areas subject*
23 *to jurisdiction of the Palestinian Authority and*
24 *its successors; and*

1 (F) the PLO has exercised its authority res-
2 olutely to enact and implement laws requiring
3 the disarming of civilians not specifically li-
4 censed to possess or carry weapons.

5 (4) PROVISIONS THAT MAY BE SUSPENDED.—The
6 provisions that may be suspended under the authority
7 of paragraph (1) are the following:

8 (A) Section 307 of the Foreign Assistance
9 Act of 1961 (22 U.S.C. 2227) as it applies with
10 respect to the PLO or entities associated with it.

11 (B) Section 114 of the Department of State
12 Authorization Act, Fiscal Years 1984 and 1985
13 (22 U.S.C. 287e note) as it applies with respect
14 to the PLO or entities associated with it.

15 (C) Section 1003 of the Foreign Relations
16 Authorization Act, Fiscal Years 1988 and 1989
17 (22 U.S.C. 5202).

18 (D) Section 37 of the Bretton Woods Agree-
19 ment Act (22 U.S.C. 286W) as it applies to the
20 granting to the PLO of observer status or other
21 official status at any meeting sponsored by or
22 associated with International Monetary Fund.
23 As used in this subparagraph, the term “other of-
24 ficial status” does not include membership in the
25 International Monetary Fund.

1 (5) *RELEVANT CONGRESSIONAL COMMITTEES DE-*
2 *FINED.—As used in this subsection, the term “rel-*
3 *evant congressional committees” means—*

4 (A) *the Committee on International Rela-*
5 *tions, the Committee on Banking, Finance and*
6 *Urban Affairs, and the Committee on Appro-*
7 *priations of the House of Representatives; and*

8 (B) *the Committee on Foreign Relations*
9 *and the Committee on Appropriations of the*
10 *Senate.*

11 ***DIVISION B—CONSOLIDATION***
12 ***AND REINVENTION OF FOR-***
13 ***EIGN AFFAIRS AGENCIES***

14 ***SEC. 1001. SHORT TITLE.***

15 *This division may be cited as the “Foreign Affairs*
16 *Reinvention Act of 1995”.*

17 ***SEC. 1002. PURPOSES.***

18 *The purposes of this division are—*

19 (1) *to reorganize and reinvent the foreign affairs*
20 *agencies of the United States in order to enhance the*
21 *formulation, coordination, and implementation of*
22 *United States foreign policy;*

23 (2) *to streamline and consolidate the functions*
24 *and personnel of the Department of State, the Agency*
25 *for International Development, the United States In-*

1 *formation Agency, and the United States Arms Con-*
2 *trol and Disarmament Agency in order to eliminate*
3 *redundancies in the functions and personnel of such*
4 *agencies;*

5 *(3) to assist congressional efforts to balance the*
6 *Federal budget and reduce the Federal debt;*

7 *(4) to ensure that the United States maintain*
8 *adequate representation abroad within budgetary re-*
9 *straints;*

10 *(5) to ensure that programs critical to the pro-*
11 *motion of United States national interests be main-*
12 *tained;*

13 *(6) to strengthen the authority of United States*
14 *ambassadors over all United States Government per-*
15 *sonnel and resources located in United States diplo-*
16 *matic missions in order to enhance the ability of the*
17 *ambassadors to deploy such personnel and resources*
18 *to the best effect to attain the President's foreign pol-*
19 *icy objectives;*

20 *(7) to encourage United States foreign affairs*
21 *agencies to maintain a high percentage of the best*
22 *qualified, most competent United States citizens serv-*
23 *ing in the United States Government while*
24 *downsizing significantly the total number of people*
25 *employed by such agencies; and*

1 (8) to ensure that all functions of United States
2 diplomacy be subject to recruitment, training, assign-
3 ment, promotion, and egress based on common stand-
4 ards and procedures while preserving maximum
5 interchange among such functions.

6 **TITLE XI—ORGANIZATION OF**
7 **THE DEPARTMENT OF STATE**
8 **AND FOREIGN SERVICE**

9 **SEC. 1101. OFFICE OF THE SECRETARY OF STATE.**

10 Section 1 of the State Department Basic Authorities
11 of 1956 (22 U.S.C. 2651a) is amended—

12 (1) by redesignating paragraphs (3) and (4) as
13 paragraphs (4) and (5), respectively; and

14 (2) by inserting after paragraph (2) the follow-
15 ing new paragraph:

16 “(3) The Secretary shall serve as the principal
17 foreign policy adviser to the President and shall,
18 under the direction of the President, be responsible for
19 the overall direction, coordination, and supervision of
20 United States foreign relations and for the inter-
21 departmental activities of the United States Govern-
22 ment abroad.”.

1 **SEC. 1102. ASSUMPTION OF DUTIES BY INCUMBENT AP-**
2 **POINTEES.**

3 *An individual holding an office immediately prior to*
4 *the date of enactment of this Act—*

5 *(1) who was appointed to the office by the Presi-*
6 *dent, by and with the advice and consent of the Sen-*
7 *ate; and*

8 *(2) who performs duties substantially similar to*
9 *the duties of an office proposed to be created under a*
10 *reorganization plan submitted under section 1501,*
11 *may, in the discretion of the Secretary of State, assume the*
12 *duties of such new office, and shall not be required to be*
13 *reappointed by reason of the implementation of the reorga-*
14 *nization plan.*

15 **SEC. 1103. CONSOLIDATION OF UNITED STATES DIPLO-**
16 **MATIC MISSIONS AND CONSULAR POSTS.**

17 *(a) CONSOLIDATION PLAN.—The Secretary of State*
18 *shall develop a worldwide plan for the consolidation, wher-*
19 *ever practicable, on a regional or areawide basis, of United*
20 *States missions and consular posts abroad in order to carry*
21 *out this section.*

22 *(b) CONTENTS OF PLAN.—The plan shall—*

23 *(1) identify the specific United States diplomatic*
24 *missions and consular posts for consolidation;*

25 *(2) identify those missions and posts at which*
26 *the resident ambassador would also be accredited to*

1 *other specified states in which the United States ei-*
2 *ther maintained no resident official presence or main-*
3 *tained such a presence only at staff level; and*

4 *(3) provide an estimate of—*

5 *(A) the amount by which expenditures*
6 *would be reduced through the reduction in the*
7 *number of United States Government personnel*
8 *assigned abroad;*

9 *(B) the amount by which expenditures*
10 *would be reduced through a reduction in the*
11 *costs of maintaining United States properties*
12 *abroad; and*

13 *(C) the amount of revenues generated to the*
14 *United States through the sale or other disposi-*
15 *tion of United States properties associated with*
16 *the posts to be consolidated abroad.*

17 *(c) TRANSMITTAL.—Not later than 180 days after the*
18 *date of enactment of this Act, the Secretary of State shall*
19 *transmit a copy of the plan to the appropriate congressional*
20 *committees.*

21 *(d) IMPLEMENTATION.—Not later than 60 days after*
22 *transmittal of the plan under subsection (c), the Secretary*
23 *of State shall take steps to implement the plan unless the*
24 *Congress before such date enacts legislation disapproving*
25 *the plan.*

1 (f) *RESUBMISSION OF PLAN.*—If, within 60 days of
 2 transmittal of a plan under subsection (c), Congress enacts
 3 legislation disapproving the plan, the President shall trans-
 4 mit to the appropriate congressional committees a revised
 5 plan developed under subsection (a).

6 (g) *STATUTORY CONSTRUCTION.*—Nothing in this sec-
 7 tion requires the termination of United States diplomatic
 8 or consular relations with any foreign country.

9 (h) *DEFINITIONS.*—As used in this section:

10 (1) *APPROPRIATE CONGRESSIONAL COMMIT-*
 11 *TEES.*—The term “appropriate congressional commit-
 12 tees” means the Committee on International Relations
 13 of the House of Representatives and the Committee on
 14 Foreign Relations of the Senate.

15 (2) *PLAN.*—The term “plan” means the plan de-
 16 veloped under subsection (a).

17 **SEC. 1104. PROCEDURES FOR COORDINATION OF GOVERN-**
 18 **MENT PERSONNEL AT OVERSEAS POSTS.**

19 (a) *AMENDMENT OF THE FOREIGN SERVICE ACT OF*
 20 *1980.*—Section 207 of the Foreign Service Act of 1980 (22
 21 U.S.C. 3927) is amended—

22 (1) by redesignating subsection (c) as subsection
 23 (e); and

24 (2) by inserting after subsection (b) the follow-
 25 ing:

1 “(c)(1) *In carrying out subsection (b), the head of each*
2 *department, agency, or other entity of the executive branch*
3 *of Government shall ensure that, in coordination with the*
4 *Department of State, the approval of the chief of mission*
5 *to a foreign country is sought on any proposed change in*
6 *the size, composition, or mandate of employees of the respec-*
7 *tive department, agency, or entity (other than employees*
8 *under the command of a United States area military com-*
9 *mander) if the employees are performing duties in that*
10 *country.*

11 “(2) *In seeking the approval of the chief of mission*
12 *under paragraph (1), the head of a department, agency, or*
13 *other entity of the executive branch of Government shall*
14 *comply with the procedures set forth in National Security*
15 *Decision Directive Number 38, as in effect on June 2, 1982,*
16 *and the implementing guidelines issued thereunder.*

17 “(d) *The Secretary of State, in the sole discretion of*
18 *the Secretary, may accord diplomatic titles, privileges, and*
19 *immunities to employees of the executive branch of Govern-*
20 *ment who are performing duties in a foreign country.”.*

21 (b) *REVIEW OF PROCEDURES FOR COORDINATION.—*
22 *(1) The President shall conduct a review of the procedures*
23 *contained in National Security Decision Directive Number*
24 *38, as in effect on June 2, 1982, and the practices in imple-*
25 *mentation of those procedures, to determine whether the pro-*

1 *cedures and practices have been effective to enhance signifi-*
2 *cantly the coordination among the several departments,*
3 *agencies, and entities of the executive branch of Government*
4 *represented in foreign countries.*

5 (2) *Not later than 180 days after the date of enactment*
6 *of this Act, the President shall submit to the Committee on*
7 *Foreign Relations of the Senate and the Committee on*
8 *International Relations of the House of Representatives a*
9 *report containing the findings of the review conducted*
10 *under paragraph (1), together with any recommendations*
11 *for legislation as the President may determine to be nec-*
12 *essary.*

13 ***TITLE XII—UNITED STATES***
14 ***ARMS CONTROL AND DISAR-***
15 ***MAMENT AGENCY***

16 ***SEC. 1201. ABOLITION OF THE ACDA; REFERENCES IN PART.***

17 (a) *ABOLITION.*—*The United States Arms Control and*
18 *Disarmament Agency is abolished on the effective date of*
19 *this title.*

20 (b) *CONFORMING REPEAL.*—*Section 21 of the Arms*
21 *Control and Disarmament Act (22 U.S.C. 2561) is repealed.*

22 (c) *REFERENCES IN TITLE.*—*Except as specifically*
23 *provided in this title, whenever in this title an amendment*
24 *or repeal is expressed as an amendment to or repeal of a*

1 *provision, the reference shall be deemed to be made to the*
2 *Arms Control and Disarmament Act.*

3 **SEC. 1202. REPEAL OF POSITIONS AND OFFICES.**

4 *The following sections are repealed:*

5 (1) *Section 22 (22 U.S.C. 2562; relating to the*
6 *Director).*

7 (2) *Section 23 (22 U.S.C. 2563; relating to the*
8 *Deputy Director).*

9 (3) *Section 24 (22 U.S.C. 2564; relating to As-*
10 *stant Directors).*

11 (4) *Section 25 (22 U.S.C. 2565; relating to bu-*
12 *reaus, offices, and divisions).*

13 **SEC. 1203. AUTHORITIES OF THE SECRETARY OF STATE.**

14 (a) *IN GENERAL.—(1) Except as provided in para-*
15 *graph (2), the Arms Control and Disarmament Act (22*
16 *U.S.C. 2551 et seq.) is amended by striking “Agency” and*
17 *“Director” each place it appears and inserting “Depart-*
18 *ment” and “Secretary”, respectively.*

19 (2) *No amendment shall be made under paragraph (1)*
20 *to references to the On-Site Inspection Agency or to the Di-*
21 *rector of Central Intelligence.*

22 (b) *PURPOSE.—Section 2 (22 U.S.C. 2551) is amend-*
23 *ed—*

24 (1) *by striking the second, fourth, fifth, and sixth*
25 *sentences; and*

1 (2) *in the seventh sentence, by striking “It” and*
2 *all that follows through “State,” and inserting “The*
3 *Department of State shall have the authority”.*

4 (c) *DEFINITIONS.—Section 3 (22 U.S.C. 2552) is*
5 *amended by striking paragraph (c) and inserting the fol-*
6 *lowing:*

7 “(c) *The term ‘Department’ means the Depart-*
8 *ment of State.*

9 “(d) *The term ‘Secretary’ means the Secretary of*
10 *State.”.*

11 (d) *SCIENTIFIC AND POLICY ADVISORY COMMITTEE.—*
12 *Section 26(b) (22 U.S.C. 2566(b)) is amended by striking*
13 *“, the Secretary of State, and the Director” and inserting*
14 *“and the Secretary of State”.*

15 (e) *PRESIDENTIAL SPECIAL REPRESENTATIVES.—Sec-*
16 *tion 27 (22 U.S.C. 2567) is amended by striking “, acting*
17 *through the Director”.*

18 (f) *PROGRAM FOR VISITING SCHOLARS.—Section 28*
19 *(22 U.S.C. 2568) is amended—*

20 (1) *in the second sentence, by striking “Agency’s*
21 *activities” and inserting “Department’s arms control,*
22 *nonproliferation, and disarmament activities”; and*

23 (2) *in the fourth sentence, by striking “, and all*
24 *former Directors of the Agency”.*

1 (g) *POLICY FORMULATION.*—Section 33(a) (22 U.S.C.
2 2573(a)) is amended by striking “shall prepare for the
3 President, the Secretary of State,” and inserting “shall pre-
4 pare for the President”.

5 (h) *NEGOTIATION MANAGEMENT.*—Section 34 (22
6 U.S.C. 2574) is amended—

7 (1) in subsection (a), by striking “the President
8 and the Secretary of State” and inserting “the Presi-
9 dent”; and

10 (2) by striking subsection (b).

11 (i) *VERIFICATION OF COMPLIANCE.*—Section 37(d) (22
12 U.S.C. 2577(d)) is amended by striking “Director’s des-
13 ignee” and inserting “Secretary’s designee”.

14 (j) *GENERAL AUTHORITY.*—Section 41 (22 U.S.C.
15 2581) is repealed.

16 (k) *USE OF FUNDS.*—Section 48 (22 U.S.C. 2588) is
17 repealed.

18 (l) *ANNUAL REPORT.*—Section 51(a) (22 U.S.C.
19 2593a(a)) is amended by striking “the Secretary of State,”.

20 (m) *REQUIREMENT FOR AUTHORIZATION OF APPRO-*
21 *PRIATIONS.*—Section 53 (22 U.S.C. 2593c) is repealed.

22 (n) *ON-SITE INSPECTION AGENCY.*—Section 61 (22
23 U.S.C. 2595) is amended—

24 (1) in paragraph (1), by striking “United States
25 Arms Control and Disarmament Agency is” and in-

1 serting “Department of State and the Department of
2 Defense are respectively”; and

3 (2) in paragraph (7), by striking “the United
4 States Arms Control and Disarmament Agency and”.

5 **SEC. 1204. AUTHORIZATION OF APPROPRIATIONS.**

6 Section 106 of the Foreign Relations Authorization
7 Act, Fiscal Years 1994 and 1995 (Public Law 103–236) is
8 amended—

9 (1) by amending the section heading to read as
10 follows:

11 **“SEC. 106. DEPARTMENT OF STATE ARMS CONTROL AND**
12 **DISARMAMENT ACTIVITIES.”;**

13 and

14 (2) in subsection (a), by inserting “to the Sec-
15 retary of State” after “appropriated”.

16 **SEC. 1205. CONFORMING AMENDMENTS.**

17 (a) *The Arms Export Control Act* is amended—

18 (1) in section 36(b)(1)(D) (22 U.S.C.
19 2776(b)(1)(D)), by striking “Director of the Arms
20 Control and Disarmament Agency in consultation
21 with the Secretary of State and” and inserting “Sec-
22 retary of State in consultation with”;

23 (2) in section 38(a)(2) (22 U.S.C. 2778(a)(2))—

24 (A) in the first sentence, by striking “Direc-
25 tor of the United States Arms Control and Dis-

1 *armament Agency, taking into account the Di-*
2 *rector's” and inserting “Secretary of State, tak-*
3 *ing into account the Secretary's”;* and

4 *(B) in the second sentence, by striking “The*
5 *Director of the Arms Control and Disarmament*
6 *Agency is authorized, whenever the Director”*
7 *and inserting “The Secretary of State is author-*
8 *ized, whenever the Secretary”;*

9 *(3) in section 42(a) (22 U.S.C. 2791(a))—*

10 *(A) in paragraph (1)(C), by striking “Di-*
11 *rector of the United States Arms Control and*
12 *Disarmament Agency” and inserting “Secretary*
13 *of State”;* and

14 *(B) in paragraph (2)—*

15 *(i) in the first sentence, by striking*
16 *“Director of the United States Arms Control*
17 *and Disarmament Agency” and inserting*
18 *“Secretary of State”;* and

19 *(ii) in the second sentence, by striking*
20 *“Director of the Arms Control and Disar-*
21 *mament Agency is authorized, whenever the*
22 *Director” and inserting “Secretary of State*
23 *is authorized, whenever the Secretary”;*

24 *(4) in section 71(a) of such Act (22 U.S.C.*
25 *2797(a)), by striking “, the Director of the Arms Con-*

1 *trol and Disarmament Agency,” and inserting “Sec-*
2 *retary of State”;*

3 *(5) in section 71(b)(1) of such Act (22 U.S.C.*
4 *2797(b)(1)), by striking “Director of the United*
5 *States Arms Control and Disarmament Agency” and*
6 *inserting “Secretary of State;*

7 *(6) in section 71(b)(2) of such Act (22 U.S.C.*
8 *2797(b)(2))—*

9 *(A) by striking “Director of the United*
10 *States Arms Control and Disarmament Agency”*
11 *and inserting “Secretary of State”; and*

12 *(B) by striking “or the Director”;*

13 *(7) in section 71(c) of such Act (22 U.S.C.*
14 *2797(c)), by striking “Director of the United States*
15 *Arms Control and Disarmament Agency,” and insert-*
16 *ing “Secretary of State”; and*

17 *(8) in section 73(d) of such Act (22 U.S.C.*
18 *2797b(d)), by striking “, the Secretary of Commerce,*
19 *and the Director of the United States Arms Control*
20 *and Disarmament Agency” and inserting “and the*
21 *Secretary of Commerce”.*

22 *(b) Section 1706(b) of the United States Institute of*
23 *Peace Act (22 U.S.C. 4605(b)) is amended—*

24 *(1) by striking out paragraph (3);*

1 (2) *by redesignating paragraphs (4) and (5) as*
2 *paragraphs (3) and (4), respectively; and*

3 (3) *in paragraph (4) (as redesignated by para-*
4 *graph (2)), by striking “Eleven” and inserting*
5 *“Twelve”.*

6 (c) *The Atomic Energy Act of 1954 is amended—*

7 (1) *in section 57 b. (42 U.S.C. 2077(b))—*

8 (A) *in the first sentence, by striking “the*
9 *Arms Control and Disarmament Agency,” and*

10 (B) *in the second sentence, by striking “the*
11 *Director of the Arms Control and Disarmament*
12 *Agency,” and*

13 (2) *in section 123 (42 U.S.C. 2153)—*

14 (A) *in subsection a. (in the text below para-*
15 *graph (9))—*

16 (i) *by striking “and in consultation*
17 *with the Director of the Arms Control and*
18 *Disarmament Agency (‘the Director’), and*

19 (ii) *by striking “and the Director” and*
20 *inserting “and the Secretary of Defense”,*

21 (B) *in subsection d., in the first proviso, by*
22 *striking “Director of the Arms Control and Dis-*
23 *armament Agency” and inserting “Secretary of*
24 *Defense”, and*

1 (C) in the first undesignated paragraph fol-
2 lowing subsection d., by striking “the Arms Con-
3 trol and Disarmament Agency,”.

4 (d) *The Nuclear Non-Proliferation Act of 1978* is
5 amended—

6 (1) in section 4, by striking paragraph (2);

7 (2) in section 102, by striking “the Secretary of
8 State, and the Director of the Arms Control and Dis-
9 armament Agency” and inserting “and the Secretary
10 of State”; and

11 (3) in section 602(c), by striking “the Arms Con-
12 trol and Disarmament Agency,”.

13 (e) *Title 5, United States Code*, is amended—

14 (1) in section 5313, by striking “Director of the
15 United States Arms Control and Disarmament Agen-
16 cy.”,

17 (2) in section 5314, by striking “Deputy Direc-
18 tor of the United States Arms Control and Disar-
19 mament Agency.”,

20 (3) in section 5315—

21 (A) by striking “Assistant Directors, United
22 States Arms Control and Disarmament Agency
23 (4).”, and

24 (B) by striking “Special Representatives of
25 the President for arms control, nonproliferation,

1 *and disarmament matters, United States Arms*
2 *Control and Disarmament Agency”, and insert-*
3 *ing “Special Representatives of the President for*
4 *arms control, nonproliferation, and disarmament*
5 *matters, Department of State”, and*
6 *(4) in section 5316, by striking “General Counsel*
7 *of the United States Arms Control and Disarmament*
8 *Agency.”.*

9 **SEC. 1206. REFERENCES IN LAW.**

10 *Any reference in any statute, reorganization plan, Ex-*
11 *ecutive order, regulation, agreement, determination, or*
12 *other official document or proceeding to the United States*
13 *Arms Control and Disarmament Agency or the Director or*
14 *other official of the United States Arms Control and Disar-*
15 *mament Agency shall be deemed to refer respectively to the*
16 *Department of State or the Secretary of State or other offi-*
17 *cial of the Department of State.*

18 **SEC. 1207. EFFECTIVE DATE.**

19 *This title, and the amendments made by this title,*
20 *shall take effect only in the event of the abolition of the inde-*
21 *pendent foreign affairs agencies specified in section 1501(e).*

1 **TITLE XIII—UNITED STATES**
2 **INFORMATION AGENCY**

3 **SEC. 1301. ABOLITION.**

4 *The United States Information Agency is abolished*
5 *upon the effective date of this title.*

6 **SEC. 1302. REFERENCES IN LAW.**

7 *Any reference in any statute, reorganization plan, Ex-*
8 *ecutive order, regulation, agreement, determination, or*
9 *other official document or proceeding to—*

10 (1) *the Director of the United States Information*
11 *Agency or the Director of the International Commu-*
12 *nication Agency shall be deemed to refer to the Sec-*
13 *retary of State; and*

14 (2) *the United States Information Agency,*
15 *USIA, or the International Communication Agency*
16 *shall be deemed to refer to the Department of State.*

17 **SEC. 1303. AMENDMENTS TO TITLE 5.**

18 *Title 5, United States Code, is amended—*

19 (1) *in section 5313, by striking “Director of the*
20 *United States Information Agency.”;*

21 (2) *in section 5315, by striking “Deputy Direc-*
22 *tor of the United States Information Agency.”; and*

23 (3) *in section 5316, by striking “Deputy Direc-*
24 *tor, Policy and Plans, United States Information*

1 *Agency.” and striking “Associate Director (Policy*
2 *and Plans), United States Information Agency.”.*

3 **SEC. 1304. AMENDMENTS TO UNITED STATES INFORMATION**
4 **AND EDUCATIONAL EXCHANGE ACT OF 1948.**

5 *(a) REFERENCES IN SECTION.—Except as specifically*
6 *provided in this section, whenever in this section an amend-*
7 *ment or repeal is expressed as an amendment or repeal of*
8 *a provision, the reference shall be deemed to be made to*
9 *the United States Information and Educational Exchange*
10 *Act of 1948 (22 U.S.C. 1431 et seq.).*

11 *(b) IN GENERAL.—Except as otherwise provided in*
12 *this section, the Act (other than section 604 and subsections*
13 *(a) and (c) of section 701) is amended—*

14 (1) *by striking “United States Information*
15 *Agency” each place it appears and inserting “Depart-*
16 *ment of State”;*

17 (2) *by striking “Director of the United States*
18 *Information Agency” each place it appears and in-*
19 *serting “Secretary of State”;*

20 (3) *by striking “Director” each place it appears*
21 *and inserting “Secretary of State”;*

22 (4) *by striking “USIA” each place it appears*
23 *and inserting “Department of State”; and*

24 (5) *by striking “Agency” each place it appears*
25 *and inserting “Department of State.*

1 (c) *SATELLITE AND TELEVISION BROADCASTS.*—*Sec-*
2 *tion 505 (22 U.S.C. 1464a) is amended—*

3 (1) *by striking “Director of the United States*
4 *Information Agency” each of the three places it ap-*
5 *pears and inserting “Secretary of State”;*

6 (2) *in subsection (b), by striking “To be effective,*
7 *the United States Information Agency” and inserting*
8 *“To be effective in carrying out this subsection, the*
9 *Department of State”;*

10 (3) *by striking “USIA-TV” each place it ap-*
11 *pears and inserting “DEPARTMENT OF STATE-*
12 *TV”; and*

13 (4) *by striking subsection (e).*

14 (d) *NONDISCRETIONARY PERSONNEL COSTS AND CUR-*
15 *RENCY FLUCTUATIONS.*—*Section 704 (22 U.S.C. 1477b) is*
16 *amended—*

17 (1) *in subsection (b), by inserting after “author-*
18 *ized by law” the following: “in connection with carry-*
19 *ing out the informational and educational exchange*
20 *functions of the Department”;* *and*

21 (2) *in subsection (c), by striking “United States*
22 *Information Agency” each place it appears and in-*
23 *serting “Department of State in carrying out the in-*
24 *formational and educational exchange functions of the*
25 *Department”.*

1 (e) *REPROGRAMMING NOTIFICATIONS.*—Section 705
2 (22 U.S.C. 1477c) is amended by striking “United States
3 Information Agency” each place it appears and inserting
4 “Department of State in carrying out its informational and
5 educational exchange functions”.

6 (f) *AUTHORITIES OF THE SECRETARY.*—Section
7 801(3) (22 U.S.C. 1471(3)) is amended by striking all “if
8 the sufficiency” and all that follows and inserting “if the
9 Secretary determines that title to such real property or in-
10 terests is sufficient;”.

11 (g) *REPEAL OF THE USIA SEAL.*—Section 807 (22
12 U.S.C. 1475b) is repealed.

13 (h) *ACTING ASSOCIATE DIRECTORS.*—Section 808 (22
14 U.S.C. 1475c) is repealed.

15 (i) *DEBT COLLECTION.*—Section 811 (22 U.S.C.
16 1475f) is amended by inserting “informational and edu-
17 cational exchange” before “activities” each place it appears.

18 (j) *OVERSEAS POSTS.*—Section 812 (22 U.S.C. 1475g)
19 is amended by striking “United States Information Agency
20 post” each place it appears and inserting “informational
21 and educational exchange post of the Department of State”.

22 (k) *DEFINITION.*—Section 4 (22 U.S.C. 1433) is
23 amended by adding at the end the following:

24 “(4) ‘informational and educational exchange
25 functions’, with respect to the Department of State,

1 *refers to functions exercised by the United States In-*
2 *formation Agency before the effective date of title XIII*
3 *of the Foreign Affairs Reinvention Act of 1995.”.*

4 ***SEC. 1305. AMENDMENTS TO THE MUTUAL EDUCATIONAL***
5 ***AND CULTURAL EXCHANGE ACT OF 1961 (FUL-***
6 ***BRIGHT-HAYS ACT).***

7 (a) *REFERENCES IN SECTION.—Except as specifically*
8 *provided in this section, whenever in this section an amend-*
9 *ment or repeal is expressed as an amendment or repeal of*
10 *a provision, the reference shall be deemed to be made to*
11 *the Mutual Educational and Cultural Exchange Act of 1961*
12 *(22 U.S.C. 2451 et seq.).*

13 (b) *IN GENERAL.—The Act (22 U.S.C. 2451 et seq.)*
14 *is amended by striking “Director of the International Com-*
15 *munication Agency” each place it appears and inserting*
16 *“Secretary of State”.*

17 (c) *PROGRAM AUTHORITIES.—(1) Section 102(a) (22*
18 *U.S.C. 2452(a)) is amended by striking “President” each*
19 *place it appears and inserting “Secretary of State”.*

20 (2) *Section 102(b) (22 U.S.C. 2452(b)) is amended by*
21 *striking “President” and inserting “Secretary of State (ex-*
22 *cept, in the case of paragraphs (6) and (10), the Presi-*
23 *dent)”.*

1 (d) *INTERNATIONAL AGREEMENTS.*—Section 103 (22
2 U.S.C. 2453) is amended by striking “President” each place
3 it appears and inserting “Secretary of State”.

4 (e) *PERSONNEL BENEFITS.*—Section 104(d) (22
5 U.S.C. 2454(d)) is amended by striking “President” each
6 place it appears and inserting “Secretary of State”.

7 (f) *FOREIGN STUDENT COUNSELING.*—Section
8 104(e)(3) (22 U.S.C. 2454(e)(3)) is amended by striking
9 “President” and inserting “Secretary of State”.

10 (g) *PUBLICITY AND PROMOTION OVERSEAS.*—Section
11 104(e)(4) (22 U.S.C. 2454(e)(4)) is amended by striking
12 “President” and inserting “Secretary of State”.

13 (h) *USE OF FUNDS.*—Section 105(e) (22 U.S.C.
14 2455(e)) is amended by striking “President” each place it
15 appears and inserting “Secretary of State”.

16 (i) *REPEAL OF AUTHORITY FOR ABOLISHED ADVISORY*
17 *COMMITTEE.*—Section 106(c) of the Mutual Educational
18 and Cultural Exchange Act of 1961 (22 U.S.C. 2456(c)) is
19 repealed.

20 (j) *BUREAU OF EDUCATIONAL AND CULTURAL AF-*
21 *FAIRS.*—

22 (1) *IN GENERAL.*—Section 112(a) (22 U.S.C.
23 2460(a)) is amended by striking the first sentence and
24 inserting the following: “In order to carry out the
25 purposes of this Act, there is established in the De-

1 *partment of State a Bureau for International Ex-*
2 *change Activities (in this section referred to as the*
3 *“Bureau”).*

4 (2) *IMPLEMENTATION OF PROGRAMS.—Section*
5 *112(c) (22 U.S.C. 2460(c)) is amended by striking*
6 *“President” each place it appears and inserting “Sec-*
7 *retary of State”.*

8 ***SEC. 1306. INTERNATIONAL BROADCASTING ACTIVITIES.***

9 (a) *IN GENERAL.—(1) Except as otherwise provided*
10 *in paragraph (2), title III of the Foreign Relations Author-*
11 *ization Act, Fiscal Years 1994 and 1995 (Public Law 103–*
12 *236) is amended—*

13 (A) *by striking “Director of the United States*
14 *Information Agency” or “Director” each place it ap-*
15 *pears and inserting “Under Secretary of State for*
16 *Public Diplomacy”;*

17 (B) *by striking all references to “United States*
18 *Information Agency” that were not stricken in sub-*
19 *paragraph (A) and inserting “Department of State”;*

20 (C) *in section 305(a)(1), by inserting “(includ-*
21 *ing activities of the Voice of America previously car-*
22 *ried out by the United States Information Agency)”*
23 *after “this title”;*

1 (D) in section 305(b), by striking “Agency’s”
2 each place it appears and inserting “Department’s”;
3 and

4 (E) by striking “Bureau” each place it appears
5 and inserting “Office”.

6 (2) Title III of such Act is amended—

7 (A) in section 304(c)—

8 (i) by striking “Director’s” and inserting
9 “Under Secretary’s”; and

10 (ii) in the fifth sentence, by striking “Direc-
11 tor of the United States Information Agency, the
12 acting Director of the agency” and inserting
13 “Under Secretary of State for Public Diplomacy,
14 the acting Under Secretary”;

15 (B) in sections 305(b) and 307(b)(1), by striking
16 “Director of the Bureau” each place it appears and
17 inserting “Director of the Office”;

18 (C) in subsections (i) and (j) of section 308, by
19 striking “Inspector General of the United States In-
20 formation Agency” each place it appears and insert-
21 ing “Inspector General for Foreign Affairs”; and

22 (D) in section 310(d), by striking “Director on
23 the date of enactment of this Act, to the extent that
24 the Director” and inserting “Under Secretary on the
25 effective date of title XIII of the Foreign Affairs

1 *Reinvention Act of 1995, to the extent that the Under*
2 *Secretary”.*

3 (b) *CONFORMING AMENDMENT TO TITLE 5.—Section*
4 *5315 of title 5, United States Code, is amended by striking*
5 *“Director of the International Broadcasting Bureau, the*
6 *United States Information Agency” and inserting “Direc-*
7 *tor of the International Broadcasting Office, the Depart-*
8 *ment of State”.*

9 ***SEC. 1307. TELEVISION BROADCASTING TO CUBA.***

10 (a) *AUTHORITY.—Section 243(a) of the Television*
11 *Broadcasting to Cuba Act (as contained in part D of title*
12 *II of Public Law 101–246) (22 U.S.C. 1465bb(a)) is amend-*
13 *ed by striking “United States Information Agency (here-*
14 *after in this part referred to as the ‘Agency’)” and inserting*
15 *“Department of State (hereafter in this title referred to as*
16 *the ‘Department’)”.*

17 (b) *TELEVISION MARTI SERVICE.—Section 244 of such*
18 *Act (22 U.S.C. 1465cc) is amended—*

19 (1) *in subsection (a)—*

20 (A) *by amending the first sentence to read*
21 *as follows: “The Secretary of State shall admin-*
22 *ister within the Voice of America the Television*
23 *Marti Service.”, and*

1 (B) in the third sentence, by striking “Di-
2 rector of the United States Information Agency”
3 and inserting “Secretary of State”;

4 (2) in subsection (b)—

5 (A) in the subsection heading, by striking
6 “USIA” and inserting “Department of State”,

7 (B) by striking “Agency facilities” and in-
8 serting “Department facilities”, and

9 (C) by striking “United States Information
10 Agency Television Service” and inserting “De-
11 partment of State Television Service”; and

12 (3) in subsection (c)—

13 (A) by striking “USIA AUTHORITY.—The
14 Agency” and inserting “SECRETARY OF STATE
15 AUTHORITY.—The Secretary of State”; and

16 (B) by striking “Agency” the second place it
17 appears and inserting “Secretary of State”.

18 (c) ASSISTANCE FROM OTHER GOVERNMENT AGEN-
19 CIES.—Section 246 of such Act (22 U.S.C. 1465dd) is
20 amended—

21 (1) by striking “United States Information
22 Agency” and inserting “Department of State”; and

23 (2) by striking “the Agency” and inserting “the
24 Department”.

1 (d) *AUTHORIZATION OF APPROPRIATIONS.*—Section
2 247(a) of such Act (22 U.S.C. 1465ee(a)) is repealed.

3 **SEC. 1308. RADIO BROADCASTING TO CUBA.**

4 (a) *FUNCTIONS OF THE DEPARTMENT OF STATE.*—
5 Section 3 of the Radio Broadcasting to Cuba Act (22 U.S.C.
6 1465a) is amended—

7 (1) in the section heading, by striking “United
8 States Information Agency” and inserting “Depart-
9 ment of State”;

10 (2) in subsection (a), by striking “United States
11 Information Agency (hereafter in this Act referred to
12 as the ‘Agency’)” and inserting “Department of State
13 (hereafter in this Act referred to as the ‘Depart-
14 ment’)”;

15 (3) by striking subsection (d); and

16 (4) in subsection (f), by striking “Director of the
17 United States Information Agency” and inserting
18 “Secretary of State”.

19 (b) *CUBA SERVICE.*—Section 4 of such Act (22 U.S.C.
20 1465b) is amended—

21 (1) by amending the first sentence to read as fol-
22 lows: “The Secretary of State shall administer within
23 the Voice of America the Cuba Service (hereafter in
24 this section referred to as the ‘Service’).”; and

1 (2) *in the third sentence, by striking “Director*
2 *of the United States Information Agency” and insert-*
3 *ing “Secretary of State”.*

4 (c) *ASSISTANCE FROM OTHER GOVERNMENT AGEN-*
5 *CIES.—Section 6 of such Act (22 U.S.C. 1465d) is amend-*
6 *ed—*

7 (1) *in subsection (a)—*

8 (A) *by striking “United States Information*
9 *Agency” and inserting “Department of State”;*
10 *and*

11 (B) *by striking “the Agency” and inserting*
12 *“the Department”;* *and*

13 (2) *in subsection (b)—*

14 (A) *by striking “The Agency” and inserting*
15 *“The Department”;* *and*

16 (B) *by striking “the Agency” and inserting*
17 *“the Secretary of State”.*

18 (d) *FACILITY COMPENSATION.—Section 7 of such Act*
19 *(22 U.S.C. 1465e) is amended—*

20 (1) *in subsection (b), by striking “the Agency”*
21 *and inserting “the Department”;* *and*

22 (2) *in subsection (d), by striking “Agency” and*
23 *inserting “Department”.*

24 (e) *AUTHORIZATION OF APPROPRIATIONS.—Section 8*
25 *of such Act (22 U.S.C. 1465f) is amended—*

1 (1) *by striking subsections (a) and (b) and in-*
2 *serting the following:*

3 “(a) *The amount obligated by the Department of State*
4 *each fiscal year to carry out this Act shall be sufficient to*
5 *maintain broadcasts to Cuba under this Act at rates no*
6 *less than the fiscal year 1985 level of obligations by the*
7 *former United States Information Agency for such broad-*
8 *casts.”; and*

9 (2) *by redesignating subsection (c) as subsection*
10 *(b).*

11 **SEC. 1309. NATIONAL ENDOWMENT FOR DEMOCRACY.**

12 (a) *GRANTS.*—*Section 503 of Public Law 98–164, as*
13 *amended (22 U.S.C. 4412) is amended—*

14 (1) *in subsection (a)—*

15 (A) *by striking “Director of the United*
16 *States Information Agency” and inserting “Sec-*
17 *retary of State”;*

18 (B) *by striking “the Agency” and inserting*
19 *“the Department of State”; and*

20 (C) *by striking “the Director” and inserting*
21 *“the Secretary of State”; and*

22 (2) *in subsection (b), by striking “United States*
23 *Information Agency” and inserting “Department of*
24 *State”.*

1 (b) *AUDITS*.—Section 504(g) of such Act (22 U.S.C.
2 4413(g)) is amended by striking “United States Informa-
3 tion Agency” and inserting “Department of State”.

4 (c) *FREEDOM OF INFORMATION*.—Section 506 of such
5 Act (22 U.S.C. 4415) is amended—

6 (1) in subsection (b)—

7 (A) by striking “Director” each of the three
8 places it appears and inserting “Secretary”; and

9 (B) by striking “of the United States Infor-
10 mation Agency” and inserting “of State”; and

11 (2) in subsection (c)—

12 (A) in the subsection heading by striking
13 “USIA” and inserting “DEPARTMENT OF
14 STATE”;

15 (B) by striking “Director” each of the three
16 places it appears and inserting “Secretary”;

17 (C) by striking “of the United States Infor-
18 mation Agency” and inserting “of State”; and

19 (D) by striking “United States Information
20 Agency” and inserting “Department of State”.

21 **SEC. 1310. UNITED STATES SCHOLARSHIP PROGRAM FOR**
22 **DEVELOPING COUNTRIES.**

23 (a) *PROGRAM AUTHORITY*.—Section 603 of the For-
24 eign Relations Authorization Act, Fiscal Years 1986 and
25 1987 (22 U.S.C. 4703) is amended by striking “United

1 *States Information Agency*” and inserting “*Department of*
2 *State*”.

3 (b) *GUIDELINES*.—Section 604(11) of such Act (22
4 *U.S.C. 4704(11)*) is amended by striking “*United States In-*
5 *formation Agency*” and inserting “*Department of State*”.

6 (c) *POLICY REGARDING OTHER INTERNATIONAL EDU-*
7 *CATIONAL PROGRAMS*.—Section 606(b) of such Act (22
8 *U.S.C. 4706(b)*) is amended—

9 (1) in the subsection heading, by striking
10 “*USIA*” and inserting “*STATE DEPARTMENT*”; and

11 (2) by striking “*Director of the United States*
12 *Information Agency*” and inserting “*Secretary of*
13 *State*”.

14 (d) *GENERAL AUTHORITIES*.—Section 609(e) of such
15 Act (22 *U.S.C. 4709(e)*) is amended by striking “*United*
16 *States Information Agency*” and inserting “*Department of*
17 *State*”.

18 **SEC. 1311. NATIONAL SECURITY EDUCATION BOARD.**

19 Section 803 of the *Intelligence Authorization Act, Fis-*
20 *cal Year 1992 (50 U.S.C. 1903(b))* is amended—

21 (1) in subsection (b)—

22 (A) by striking paragraph (6); and

23 (B) by redesignating paragraph (7) as
24 paragraph (6); and

1 (2) *in subsection (c), by striking “subsection*
2 *(b)(7)” and inserting “subsection (b)(6)”.*

3 **SEC. 1312. CENTER FOR CULTURAL AND TECHNICAL INTER-**
4 **CHANGE BETWEEN NORTH AND SOUTH.**

5 *Section 208 of the Foreign Relations Authorization*
6 *Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2075) is*
7 *amended by striking “Director of the United States Infor-*
8 *mation Agency” each place it appears and inserting “Sec-*
9 *retary of State”.*

10 **SEC. 1313. CENTER FOR CULTURAL AND TECHNICAL INTER-**
11 **CHANGE BETWEEN EAST AND WEST.**

12 (a) *DUTIES.*—*Section 703 of the Mutual Security Act*
13 *of 1960 (22 U.S.C. 2055) is amended—*

14 (1) *in the text above paragraph (1), by striking*
15 *“Director of the United States Information Agency”*
16 *(hereinafter referred to as the ‘Director’)*” *and insert-*
17 *ing “Secretary of State (hereinafter referred to as the*
18 *‘Secretary’); and*

19 (2) *in paragraph (1), by striking “establishment*
20 *and”.*

21 (b) *ADMINISTRATION.*—*Section 704 of such Act (22*
22 *U.S.C. 2056) is amended—*

23 (1) *by striking “Director of the United States*
24 *Information Agency” and inserting “Secretary of*
25 *State”;* *and*

1 (2) by striking “Director” each place it appears
2 and inserting “Secretary”.

3 **SEC. 1314. MISSION OF THE DEPARTMENT OF STATE.**

4 Section 202 of the Foreign Relations Authorization
5 Act, Fiscal Year 1979 (22 U.S.C. 1461–1) is amended—

6 (1) in the first sentence, by striking “mission of
7 the United States Information Agency” and inserting
8 “mission of the Department of State in carrying out
9 its information, educational, and cultural functions”;

10 (2) in the second sentence, in the text above
11 paragraph (1), by striking “United States Informa-
12 tion Agency” and inserting “Department of State”;

13 (3) in paragraph (1)(B), by striking “Agency”
14 and inserting “Department”; and

15 (4) in paragraph (5), by striking “mission of the
16 Agency” and inserting “mission described in this sec-
17 tion”.

18 **SEC. 1315. CONSOLIDATION OF ADMINISTRATIVE SERVICES.**

19 Section 23 of the State Department Basic Authorities
20 Act of 1956 (22 U.S.C. 2695(a)) is amended—

21 (1) by striking “(including” and all that follows
22 through “Agency)”; and

23 (2) by striking “other such agencies” and insert-
24 ing “other Federal agencies”.

1 **SEC. 1316. GRANTS.**

2 *Section 212 of the Foreign Relations Authorization*
3 *Act, Fiscal Years 1992 and 1993 (22 U.S.C. 1475h) is*
4 *amended—*

5 *(1) in subsection (a), by striking “United States*
6 *Information Agency” and inserting “Department of*
7 *State, in carrying out its international information,*
8 *educational, and cultural functions,”;*

9 *(2) in subsection (b), by striking “United States*
10 *Information Agency” and inserting “Department of*
11 *State”;*

12 *(3) in subsection (c)—*

13 *(A) in paragraph (1), by striking “United*
14 *States Information Agency shall substantially*
15 *comply with United States Information Agency”*
16 *and inserting “Department of State, in carrying*
17 *out its international information, educational,*
18 *and cultural functions, shall substantially com-*
19 *ply with Department of State”; and*

20 *(B) in paragraph (2), by striking “United*
21 *States Information Agency” and inserting “De-*
22 *partment of State”; and*

23 *(C) in paragraphs (2) and (3), by striking*
24 *“Agency” each of the two places it appears and*
25 *inserting “Department”; and*

26 *(4) by striking subsection (d).*

1 **SEC. 1317. BAN ON DOMESTIC ACTIVITIES.**

2 *Section 208 of the Foreign Relations Authorization*
3 *Act, Fiscal Years 1986 and 1987 (22 U.S.C. 1461–1a) is*
4 *amended—*

5 *(1) by striking out “United States Information*
6 *Agency” each of the two places it appears and insert-*
7 *ing “Department of State”; and*

8 *(2) by inserting “in carrying out international*
9 *information, educational, and cultural activities com-*
10 *parable to those previously administered by the Unit-*
11 *ed States Information Agency” before “shall be dis-*
12 *tributed”.*

13 **SEC. 1318. CONFORMING REPEAL TO THE ARMS CONTROL**
14 **AND DISARMAMENT ACT.**

15 *Section 34(b) of the Arms Control and Disarmament*
16 *Act (22 U.S.C. 2574(b)) is repealed.*

17 **SEC. 1319. REPEAL RELATING TO PROCUREMENT OF LEGAL**
18 **SERVICES.**

19 *Section 26(b) of the State Department Basic Authori-*
20 *ties Act of 1956 (22 U.S.C. 2698(b)) is repealed.*

21 **SEC. 1320. REPEAL RELATING TO PAYMENT OF SUBSIST-**
22 **ENCE EXPENSES.**

23 *Section 32 of the State Department Basic Authorities*
24 *Act of 1956 (22 U.S.C. 2704) is amended by striking the*
25 *second sentence.*

1 **SEC. 1321. CONFORMING AMENDMENT TO THE SEED ACT.**

2 *Section 2(c) of the Support for East European Democ-*
3 *racy (SEED) Act of 1989 (22 U.S.C. 5401(c)) is amended*
4 *in paragraph (17) by striking “United States Information*
5 *Agency” and inserting “Department of State”.*

6 **SEC. 1322. INTERNATIONAL CULTURAL AND TRADE CENTER**
7 **COMMISSION.**

8 *Section 7(c)(1) of the Federal Triangle Development*
9 *Act (40 U.S.C. 1106(c)(1)) is amended—*

10 *(1) in the text above subparagraph (A), by strik-*
11 *ing “15 members” and inserting “14 members”;*

12 *(2) by striking subparagraph (F); and*

13 *(3) by redesignating subparagraphs (G) through*
14 *(J) as subparagraphs (F) through (I), respectively.*

15 **SEC. 1323. OTHER LAWS REFERENCED IN REORGANIZATION**
16 **PLAN NO. 2 OF 1977.**

17 *(a) IMMIGRATION AND NATIONALITY ACT.—(1) Section*
18 *101(a)(15)(J) of the Immigration and Nationality Act (8*
19 *U.S.C. 1101(a)(15)(J)) is amended by striking “Director*
20 *of the United States Information Agency” and inserting*
21 *“Secretary of State”.*

22 *(2) Section 212(e) of such Act (8 U.S.C. 1182(e)) is*
23 *amended—*

24 *(A) by striking “Director of the United States*
25 *Information Agency” and inserting “Secretary of*
26 *State”; and*

1 (B) by striking “Director” each place it appears
2 and inserting “Secretary”.

3 (b) *ARTS AND ARTIFACTS INDEMNITY ACT*.—Section
4 3(a) of the Arts and Artifacts Indemnity Act (20 U.S.C.
5 972(a)) is amended by striking out “Director of the United
6 States Information Agency” and inserting in lieu thereof
7 “Secretary of State”.

8 (c) *NATIONAL FOUNDATION ON THE ARTS AND THE*
9 *HUMANITIES ACT OF 1965*.—Section 9(b) of the National
10 Foundation on the Arts and the Humanities Act of 1965
11 (20 U.S.C. 958(b)) is amended by striking out “a member
12 designated by the Director of the United States Information
13 Agency,” and inserting in lieu thereof “a member des-
14 ignated by the Secretary of State,”.

15 (d) *WOODROW WILSON MEMORIAL ACT OF 1968*.—
16 Section 3(b) of the Woodrow Wilson Memorial Act of 1968
17 (20 U.S.C. 80f(b)) is amended—

18 (1) in the matter preceding paragraph (1), by
19 striking out “19 members” and inserting in lieu
20 thereof “18 members”;

21 (2) by striking out paragraph (7); and

22 (3) by redesignating paragraphs (8), (9), and
23 (10) as paragraphs (7), (8), and (9), respectively.

24 (e) *PUBLIC LAW 95–86*.—Title V of the Departments
25 of State, Justice, and Commerce, the Judiciary, and Relat-

1 *ed Agencies Appropriations Act, 1978 (Public Law 95–86)*
2 *is amended in the third proviso of the paragraph “SALA-*
3 *RIES AND EXPENSES” under the heading “UNITED STATES*
4 *INFORMATION AGENCY” (22 U.S.C. 1461b) by striking out*
5 *“the United States Information Agency is authorized,” and*
6 *inserting in lieu thereof “the Secretary of State may.”*

7 (f) *ACT OF JULY 9, 1949.—The Act of July 9, 1949*
8 *(63 Stat. 408; chapter 301; 22 U.S.C. 2681 et seq.) is re-*
9 *pealed.*

10 ***SEC. 1324. EXCHANGE PROGRAM WITH COUNTRIES IN***
11 ***TRANSITION FROM TOTALITARIANISM TO DE-***
12 ***MOCRACY.***

13 *Section 602 of the National and Community Service*
14 *Act of 1990 (22 U.S.C. 2452a) is amended—*

15 (1) *in the second sentence of subsection (a), by*
16 *striking “United States Information Agency” and in-*
17 *serting “Department of State”; and*

18 (2) *in subsection (b)—*

19 (A) *by striking “appropriations account of*
20 *the United States Information Agency” and in-*
21 *serting “appropriate appropriations account of*
22 *the Department of State”; and*

23 (B) *by striking “and the United States In-*
24 *formation Agency”.*

1 **SEC. 1325. EDMUND S. MUSKIE FELLOWSHIP PROGRAM.**

2 *Section 227 of the Foreign Relations Authorization*
3 *Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2452 note) is*
4 *amended—*

5 *(1) in subsection (b), by striking “United States*
6 *Information Agency” and inserting “Department of*
7 *State”; and*

8 *(2) by striking subsection (d).*

9 **SEC. 1326. IMPLEMENTATION OF CONVENTION ON CUL-**
10 **TURAL PROPERTY.**

11 *Title III of the Convention on Cultural Property Im-*
12 *plementation Act (19 U.S.C. 2601 et seq.) is amended by*
13 *striking “Director of the United States Information Agen-*
14 *cy” each place it appears and inserting “Secretary of*
15 *State”.*

16 **SEC. 1327. MIKE MANSFIELD FELLOWSHIPS.**

17 *Part C of title II of the Foreign Relations Authoriza-*
18 *tion Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6101 et*
19 *seq.) is amended—*

20 *(1) by striking “Director of the United States*
21 *Information Agency” each place it appears and in-*
22 *serting “Secretary of State”; and*

23 *(2) by striking “United States Information*
24 *Agency” each place it appears and inserting “Depart-*
25 *ment of State”.*

1 **SEC. 1328. UNITED STATES ADVISORY COMMITTEE FOR**
2 **PUBLIC DIPLOMACY.**

3 *Section 604 of the United States Information and*
4 *Educational Exchange Act of 1948 (22 U.S.C. 1469) is*
5 *amended—*

6 *(1) in subsection (c)(1)—*

7 *(A) by striking “the Director of the United*
8 *States Information Agency,”; and*

9 *(B) by striking “Director or the Agency,*
10 *and shall appraise the effectiveness of policies*
11 *and programs of the Agency” and inserting*
12 *“Secretary of State or the Department of State,*
13 *and shall appraise the effectiveness of the infor-*
14 *mation, educational, and cultural policies and*
15 *programs of the Department”;*

16 *(2) in subsection (c)(2), in the first sentence—*

17 *(A) by striking “the Secretary of State, and*
18 *the Director of the United States Information*
19 *Agency” and inserting “, and the Secretary of*
20 *State”;*

21 *(B) by striking “Agency” the first place it*
22 *appears and inserting “Department of State”;*
23 *and*

24 *(C) by striking “Director for effectuating*
25 *the purposes of the Agency” and inserting “Sec-*
26 *retary for effectuating the information, edu-*

1 *ational, and cultural functions of the Depart-*
 2 *ment”;*

3 *(3) in subsection (c)(3), by striking “programs*
 4 *conducted by the Agency” and inserting “informa-*
 5 *tion, educational, and cultural programs conducted*
 6 *by the Department of State”; and*

7 *(4) in subsection (c)(4), by striking “Director of*
 8 *the United States Information Agency” and inserting*
 9 *“Secretary of State”.*

10 ***SEC. 1329. EFFECTIVE DATE.***

11 *This title, and the amendments made by this title,*
 12 *shall take effect only in the event of the abolition of the inde-*
 13 *pendent foreign affairs agencies specified in section 1501(e).*

14 ***TITLE XIV—AGENCY FOR INTER-***
 15 ***NATIONAL DEVELOPMENT***
 16 ***AND THE INTERNATIONAL DE-***
 17 ***VELOPMENT COOPERATION***
 18 ***AGENCY***

19 ***SEC. 1401. ABOLITIONS; REFERENCES IN PART.***

20 *(a) ABOLITIONS.—The Agency for International Devel-*
 21 *opment and the International Development Cooperation*
 22 *Agency (exclusive of components expressly established by*
 23 *statute or reorganization plan) are abolished upon the effec-*
 24 *tive date of this title.*

1 (b) *REFERENCES IN PART.*—*Except as specifically*
2 *provided in this title, whenever in this title an amendment*
3 *or repeal is expressed as an amendment to or repeal of a*
4 *provision, the reference shall be deemed to be made to the*
5 *Foreign Assistance Act of 1961.*

6 **SEC. 1402. REFERENCES IN THE FOREIGN ASSISTANCE ACT**
7 **OF 1961.**

8 *References in the Foreign Assistance Act of 1961 (22*
9 *U.S.C. 2151 et seq.) to—*

10 (1) *the “administrator of the agency primarily*
11 *responsible for administering part I of this Act”, “ad-*
12 *ministrator of the agency primarily responsible for*
13 *administering this part”, and the “Administrator”*
14 *shall be deemed to be references to the Secretary of*
15 *State; and*

16 (2) *the “agency primarily responsible for admin-*
17 *istering part I of this Act”, the “agency primarily re-*
18 *sponsible for administering this part”, and “agency”*
19 *(except as used in sections 231 and 661 of such Act)*
20 *shall be deemed to be the Department of State.*

21 **SEC. 1403. EXERCISE OF FUNCTIONS BY THE SECRETARY OF**
22 **STATE.**

23 *Section 621(a) (22 U.S.C. 2381(a)) is amended—*

24 (1) *in the first sentence, by inserting before the*
25 *period the following: “, except that functions conferred*

1 upon the President in part I of this Act may be exer-
2 cised by the Secretary of State”; and

3 (2) in the second and third sentences, by striking
4 “head of any such agency” each place it appears and
5 inserting “Secretary of State and any other head of
6 any such agency”.

7 **SEC. 1404. REPEAL OF POSITIONS; EMPLOYMENT AND CON-**
8 **TRACTING AUTHORITIES.**

9 *The following sections are repealed:*

10 (1) Section 624 (a), (b), (c), and (e) (22 U.S.C.
11 2384 (a), (b), (c), and (e); relating to statutory offi-
12 cers).

13 (2) Section 626 (a) and (b) (22 U.S.C. 2386 (a)
14 and (b); relating to experts and consultants).

15 **SEC. 1405. DEVELOPMENT LOAN COMMITTEE.**

16 Section 122(e) (22 U.S.C. 2151t(e)) is amended by in-
17 serting after the first sentence the following new sentence:

18 *“The Secretary of State shall serve as Chairman of the*
19 *Committee.”*

20 **SEC. 1406. DEVELOPMENT COORDINATION COMMITTEE.**

21 (a) *ANNUAL REPORT.*—Section 634(a) (22 U.S.C.
22 2394(a)) is amended in the text above paragraph (1)(A)
23 by striking “Chairman of the Development Coordination
24 Committee” and inserting “Secretary of State”.

1 (b) *COORDINATION*.—Section 640B(a) (22 U.S.C.
2 2399(a)) is amended by striking “head of the agency pri-
3 marily responsible for administering part I, Chairman,
4 and representatives of the Departments of State,” and in-
5 serting “Secretary of State.”

6 **SEC. 1407. PUBLIC LAW 83-480 PROGRAM.**

7 *The Agricultural Trade Development and Assistance*
8 *Act of 1954 (Public Law 83-480; 7 U.S.C. 1691 et seq.)*
9 *is amended—*

10 (1) by striking “Administrator” each place it
11 appears and inserting “Secretary of State”; and

12 (2) in section 402 (7 U.S.C. 1732)—

13 (A) by striking paragraph (1); and

14 (B) by redesignating paragraphs (2)
15 through (8) as paragraphs (1) through (7), re-
16 spectively.

17 **SEC. 1408. CONFORMING AMENDMENTS TO TITLE 5, UNITED**
18 **STATES CODE.**

19 (a) *ADMINISTRATOR*.—Section 5313 of title 5, *United*
20 *States Code*, is amended by striking “Administrator, Agen-
21 cy for International Development.”

22 (b) *DEPUTY ADMINISTRATOR*.—Section 5314 of title 5,
23 *United States Code*, is amended by striking “Deputy Ad-
24 ministrator, Agency for International Development.”

1 (c) *ASSISTANT ADMINISTRATORS.*—Section 5315 of
2 title 5, United States Code, is amended by striking “Assist-
3 ant Administrators, Agency for International Development
4 (6).”.

5 (d) *REGIONAL ASSISTANT ADMINISTRATORS.*—Section
6 5315 of title 5, United States Code, is amended by striking
7 “Regional Assistant Administrators, Agency for Inter-
8 national Development (4).”.

9 (e) *GENERAL COUNSEL.*—Section 5316 of title 5, Unit-
10 ed States Code, is amended by striking “General Counsel
11 of the Agency for International Development.”.

12 **SEC. 1409. TRADE PROMOTION COORDINATING COMMITTEE.**

13 Section 2312 of the Export Enhancement Act of 1988
14 (15 U.S.C. 4727) is amended—

15 (1) in subsection (d)(1)—

16 (A) by striking subparagraph (I); and

17 (B) by redesignating subparagraphs (J)

18 through (M) as subparagraphs (I) through (L),

19 respectively; and

20 (2) in subsection (f)—

21 (A) by inserting “the Committee on Foreign

22 Relations and” after “submit to”; and

23 (B) by striking “Foreign Affairs” and in-

24 serting “International Relations”.

1 **SEC. 1410. CHIEF FINANCIAL OFFICER.**

2 *Section 901(b)(2) of title 31, United States Code, is*
3 *amended—*

4 *(1) by striking subparagraph (A) (relating to the*
5 *Agency for International Development); and*

6 *(2) by redesignating subparagraphs (B) through*
7 *(H) as subparagraphs (A) through (G), respectively.*

8 **SEC. 1411. REFERENCES IN LAW.**

9 *Any reference in any statute, reorganization plan, Ex-*
10 *ecutive order, regulation, agreement, determination, or*
11 *other official document or proceeding to the Agency for*
12 *International Development or the International Develop-*
13 *ment Cooperation Agency (insofar as it exercises AID func-*
14 *tions) or the Administrator or other official of the Agency*
15 *for International Development (or the Director or other offi-*
16 *cial of IDCA exercising AID functions) shall be deemed to*
17 *refer respectively to the Department of State or the Sec-*
18 *retary of State or other official of the Department of State.*

19 **SEC. 1412. EFFECTIVE DATE.**

20 *This title, and the amendments made by this title,*
21 *shall take effect only in the event of the abolition of the inde-*
22 *pendent foreign affairs agencies specified in section 1501(e).*

1 **TITLE XV—PLANS FOR CONSOLI-**
2 **DATION AND REINVENTION**
3 **OF FOREIGN AFFAIRS AGEN-**
4 **CIES**

5 **SEC. 1501. REORGANIZATION OF THE DEPARTMENT OF**
6 **STATE AND THE INDEPENDENT FOREIGN AF-**
7 **FAIRS AGENCIES.**

8 *(a) SUBMISSION OF REORGANIZATION PLANS.—*

9 *(1) IN GENERAL.—The President is authorized to*
10 *transmit to the appropriate congressional committees*
11 *a reorganization plan or plans providing for the*
12 *streamlining, consolidation, and merger of the func-*
13 *tions of the foreign affairs agencies of the United*
14 *States in order to carry out the purposes of section*
15 *1002.*

16 *(2) SPECIFIC OBJECTIVES.—Pursuant to para-*
17 *graph (1), the President is authorized to transmit a*
18 *reorganization plan meeting the following objectives:*

19 *(A) The elimination in the duplication of*
20 *functions and personnel between the Department*
21 *of State and the independent foreign affairs*
22 *agencies, which may include the abolition of any*
23 *such agency.*

24 *(B) The reduction in the aggregate number*
25 *of positions in the Department of State and the*

1 *independent foreign affairs agencies which are*
2 *classified at each of levels II, III, and IV of the*
3 *Executive Schedule.*

4 (C) *The reorganization and streamlining of*
5 *the Department of State.*

6 (D) *The achievement of \$1,700,000,000 in*
7 *savings over 5 years through the streamlining,*
8 *consolidation, and merger of the functions of the*
9 *foreign affairs agencies.*

10 (E) *The enhancement of the formulation, co-*
11 *ordination, and implementation of policy.*

12 (F) *The maintenance, to the maximum ex-*
13 *tent possible, of a United States diplomatic and*
14 *consular presence abroad.*

15 (G) *The maintenance of programs vital to*
16 *the national interests of the United States.*

17 (b) *PLAN ELEMENTS.—A reorganization plan trans-*
18 *mitted under subsection (a)(2), consistent with the provi-*
19 *sions of this Act, shall—*

20 (1) *identify the functions of the independent for-*
21 *ign affairs agency or agencies that will be trans-*
22 *ferred to the Department of State or any other agency*
23 *under the plan, as well as those that may be abolished*
24 *under the plan;*

1 (2) *identify the personnel and positions of the*
2 *agency or agencies (including civil service personnel,*
3 *Foreign Service personnel, and detailees) that will be*
4 *transferred to the Department or any other agency,*
5 *separated from service with the agency or agencies, or*
6 *be terminated under the plan, and set forth a schedule*
7 *for such transfers, separations, and terminations;*

8 (3) *identify the personnel and positions of the*
9 *Department (including civil service personnel, For-*
10 *ign Service personnel, and detailees) that will be*
11 *transferred within the Department or any other agen-*
12 *cy, separated from service with the Department, or*
13 *terminated under the plan and set forth a schedule for*
14 *such transfers, separations, and terminations;*

15 (4) *specify the consolidations, mergers, and reor-*
16 *ganization of functions of the Department that will be*
17 *required under the plan in order to permit the De-*
18 *partment to carry out the functions transferred to the*
19 *Department under the plan;*

20 (5) *specify the funds available to the independent*
21 *foreign affairs agency or agencies that will be trans-*
22 *ferred to the Department or any other agency under*
23 *this Act as a result of the implementation of the plan;*

1 (6) *specify the proposed allocations within the*
2 *Department of the funds specified for transfer under*
3 *paragraph (5);*

4 (7) *specify the proposed disposition of the prop-*
5 *erty, facilities, contracts, records, and other assets and*
6 *liabilities of the independent foreign affairs agency or*
7 *agencies resulting from the abolition of any such*
8 *agency and the transfer of the functions of the inde-*
9 *pendent foreign affairs agencies to the Department or*
10 *to any other agency;*

11 (8) *specify a proposed consolidation of adminis-*
12 *trative functions to serve the Department of State and*
13 *all independent foreign affairs agencies; and*

14 (9) *contain a certification by the Director of the*
15 *Office of Management and Budget that the Director*
16 *estimates that the plan will save \$1,700,000,000 in*
17 *budget authority during fiscal years 1996 through*
18 *2000 from the initial level appropriated for fiscal*
19 *year 1995 for the following agencies (including ap-*
20 *propriations made to accounts administered by such*
21 *agencies): the Department of State, the United States*
22 *Information Agency, the United States Agency for*
23 *International Development, and the United States*
24 *Arms Control and Disarmament Agency.*

25 (c) *LIMITATIONS.—*

1 (1) *LIMITATION ON REDUCTIONS IN PROGRAM*
2 *LEVELS.*—*Not more than 30 percent of the savings re-*
3 *quired under subsection (b)(9) may be realized from*
4 *reductions in program levels.*

5 (2) *LIMITATION ON SAVINGS FROM ADMINISTRA-*
6 *TIVE EXPENSES OF THE DEPARTMENT OF STATE.*—
7 *Not more than 15 percent of the savings required*
8 *under subsection (b)(9) may come from the adminis-*
9 *trative expenses of the Department of State.*

10 (3) *LIMITATIONS ON CONTENTS OF PLAN.*—*Sec-*
11 *tions 1606 and 1607 of this Act shall apply to a plan*
12 *transmitted under subsection (a).*

13 (d) *EFFECTIVE DATE OF PLAN.*—(1) *A plan transmit-*
14 *ted under subsection (a) shall become effective on a date*
15 *which is 90 calendar days of continuous session of Congress*
16 *after the date on which the plan is transmitted to Congress,*
17 *unless the Congress enacts a joint resolution, in accordance*
18 *with section 1608, disapproving the plan.*

19 (2) *Any provision of a plan submitted under sub-*
20 *section (a) may take effect later than the date on which*
21 *the plan becomes effective.*

22 (e) *ABOLITION OF SPECIFIED INDEPENDENT FOREIGN*
23 *AFFAIRS AGENCIES.*—*If the President does not transmit to*
24 *Congress within six months after the date of enactment of*
25 *this Act a reorganization plan meeting the objectives of sub-*

1 *section (a)(2), then the United States Arms Control and*
2 *Disarmament Agency, the United States Information Agen-*
3 *cy, the Agency for International Development, and the*
4 *International Development Cooperation Agency (exclusive*
5 *of components expressly established by statute or reorga-*
6 *nization plan) shall be abolished six months after the expi-*
7 *ration of the period for submission of the plan, and the*
8 *functions of such agencies shall be transferred in accordance*
9 *with section 1601.*

10 *(f) DEFINITIONS.—As used in this section—*

11 *(1) the term “foreign affairs agencies” means the*
12 *Department of State and the independent foreign af-*
13 *airs agencies; and*

14 *(2) the term “independent foreign affairs agen-*
15 *cies” means such Federal agencies (other than the De-*
16 *partment of State) that solely perform functions that*
17 *are funded under major budget category 150 and in-*
18 *cludes the United States Arms Control and Disar-*
19 *mament Agency, the United States Information Agen-*
20 *cy, the Agency for International Development, and*
21 *the International Development Cooperation Agency.*

1 **TITLE XVI—TRANSITION**
2 **PROVISIONS**

3 **SEC. 1601. TRANSFER OF FUNCTIONS.**

4 (a) *DEPARTMENT OF STATE.*—*Except as otherwise*
5 *provided in this Act, there are transferred to, and vested*
6 *in, the Secretary of State on the effective dates specified*
7 *under this section all functions vested by law (including*
8 *by reorganization plan approved before the date of the en-*
9 *actment of this Act pursuant to chapter 9 of title 5, United*
10 *States Code) in, or exercised by, the head of each of the*
11 *following agencies, the agencies themselves, or officers, em-*
12 *ployees, or components thereof, immediately prior to such*
13 *date:*

14 (1) *The United States Arms Control and Disar-*
15 *mament Agency, on the effective date of title XII.*

16 (2) *The United States Information Agency, on*
17 *the effective date of title XIII.*

18 (3) *The Agency for International Development*
19 *and the International Development Cooperation Agen-*
20 *cy (exclusive of components expressly established by*
21 *statute or reorganization plan), on the effective date*
22 *of title XIV.*

23 (b) *BROADCASTING BOARD OF GOVERNORS.*—*There*
24 *are transferred to, and vested in, the Broadcasting Board*
25 *of Governors of the Department of State under title III of*

1 *the Foreign Relations Authorization Act, Fiscal Years 1994*
2 *and 1995 (as amended by section 1306 of this Act) on the*
3 *effective date of title XIII all functions vested by law in,*
4 *or exercised by, the Broadcasting Board of Governors of the*
5 *United States Information Agency as of the day before that*
6 *date.*

7 (c) *OFFICE OF CHIEF FINANCIAL OFFICER OF THE*
8 *DEPARTMENT OF STATE.—There are transferred to the*
9 *Chief Financial Officer of the Department of State on the*
10 *effective date of title XIV all functions that were vested by*
11 *law in, or exercised by, the Chief Financial Officer of the*
12 *Agency for International Development immediately prior*
13 *to such date.*

14 (d) *OFFICE OF INSPECTOR GENERAL FOR FOREIGN*
15 *AFFAIRS OF THE DEPARTMENT OF STATE.—There are*
16 *transferred to the Inspector General for Foreign Affairs of*
17 *the Department of State, as established in section 209 of*
18 *the Foreign Service Act of 1980 (as amended by this Act)*
19 *on the effective dates specified under this subsection the fol-*
20 *lowing functions:*

21 (1) *On the effective date of title XIII: All func-*
22 *tions that were vested by law in, or exercised by, the*
23 *Inspector General of the United States Information*
24 *Agency immediately prior to such date.*

1 (2) *On the effective date of title XIV: All func-*
2 *tions that were vested by law in, or exercised by, the*
3 *Inspector General of the Agency for International De-*
4 *velopment immediately prior to such date.*

5 (e) *STATUTORY CONSTRUCTION.—Nothing in this sec-*
6 *tion precludes a transfer of functions on a date prior to*
7 *an effective date specified under this section if the transfer*
8 *is made in accordance with the schedule of transfers set*
9 *forth in a reorganization plan approved under this title.*

10 **SEC. 1602. DETERMINATION OF TRANSFERRED FUNCTIONS**
11 **AND EMPLOYEES.**

12 (a) *IN GENERAL.—Except as provided in subsection*
13 *(b), the Secretary of State shall, with the cooperation of the*
14 *head of the transferor agency, identify the functions or em-*
15 *ployees, or both, of the agency that are to be transferred*
16 *to the Department of State pursuant to section 1601. Any*
17 *disagreements between the head of such an agency and the*
18 *Secretary with respect to such an identification shall be re-*
19 *solved by the Director of the Office of Management and*
20 *Budget.*

21 (b) *AGENCY FOR INTERNATIONAL DEVELOPMENT.—*
22 *The Secretary of State shall determine the functions of the*
23 *Agency for International Development, and the number of*
24 *employees of such Agency necessary to perform or support*
25 *such functions, which are to be transferred from the Agency*

1 *for International Development to the Department of State*
2 *pursuant to section 1601.*

3 **SEC. 1603. REORGANIZATION PLAN FOR THE UNITED**
4 **STATES ARMS CONTROL AND DISARMAMENT**
5 **AGENCY.**

6 (a) *SUBMISSION OF PLAN.*—*In the event of the aboli-*
7 *tion of the independent foreign affairs agencies specified in*
8 *section 1501(e), not later than 90 days before their aboli-*
9 *tion, the President, in consultation with the Secretary of*
10 *State, shall transmit to the appropriate congressional com-*
11 *mittees a reorganization plan providing for—*

12 (1) *the abolition of the United States Arms Con-*
13 *trol and Disarmament Agency in accordance with*
14 *this title;*

15 (2) *the transfer to the Department of State of the*
16 *functions and personnel of the Arms Control and Dis-*
17 *armament Agency as the President determines nec-*
18 *essary to carry out the primary functions of the*
19 *Agency, consistent with this title and title XII; and*

20 (3) *the consolidation, reorganization, and*
21 *streamlining of the Department upon the transfer of*
22 *functions under this title in order to carry out such*
23 *functions.*

24 (b) *PLAN ELEMENTS.*—*The plan under subsection (a)*
25 *shall—*

1 (1) *identify the functions of the Arms Control*
2 *and Disarmament Agency that will be transferred to*
3 *the Department under the plan, as well as those that*
4 *will be abolished under the plan;*

5 (2) *identify the personnel and positions of the*
6 *Agency (including civil service personnel, Foreign*
7 *Service personnel, and detailees) that will be trans-*
8 *ferred to the Department, separated from service with*
9 *the Agency, or be terminated under the plan, and set*
10 *forth a schedule for such transfers, separations, and*
11 *terminations;*

12 (3) *identify the personnel and positions of the*
13 *Department (including civil service personnel, For-*
14 *oreign Service personnel, and detailees) that will be*
15 *transferred within the Department, separated from*
16 *service with the Department, or terminated under the*
17 *plan and set forth a schedule for such transfers, sepa-*
18 *rations, and terminations;*

19 (4) *specify the consolidations and reorganization*
20 *of functions of the Department that will be required*
21 *under the plan in order to permit the Department to*
22 *carry out the functions transferred to the Department*
23 *under the plan;*

24 (5) *specify the funds available to the Arms Con-*
25 *trol and Disarmament Agency that will be transferred*

1 to the Department under this title as a result of the
2 abolition of the Agency;

3 (6) specify the proposed allocations within the
4 Department of unexpended funds of the Agency that
5 will be transferred to the Department under the plan;
6 and

7 (7) specify the proposed disposition of the prop-
8 erty, facilities, contracts, records, and other assets and
9 liabilities of the Agency that will result from the abo-
10 lition of the Agency and the transfer of the functions
11 of the Agency to the Department under the plan.

12 (c) *EFFECTIVE DATE OF PLAN.*—The plan transmitted
13 under subsection (a) shall become effective on the date which
14 is 90 calendar days of continuous session of Congress after
15 the date on which the plan is transmitted to Congress, un-
16 less the Congress enacts a joint resolution, in accordance
17 with section 1608, disapproving the plan.

18 (d) *REDUCTION OF EMPLOYEES.*—(1) In implementa-
19 tion of any plan submitted under subsection (a), the Direc-
20 tor of the United States Arms Control and Disarmament
21 Agency shall take such actions as necessary, including ac-
22 tions under section 611 of the Foreign Service Act of 1980
23 (22 U.S.C. 4010a), in the case of members of the Foreign
24 Service, or under regulations prescribed under section 3502
25 of title 5, United States Code, and procedures established

1 *under section 3595, of title 5, United States Code, in the*
2 *case of Federal employees who are not members of the For-*
3 *ign Service, to reduce by eight percent the number of em-*
4 *ployees employed by the Agency on the date of the enactment*
5 *of this Act. The Director shall achieve the reduction not*
6 *later than the effective date of the plan submitted under*
7 *subsection (a).*

8 (2) *For purposes of this subsection, the transfer of any*
9 *employee of the Agency to the Department of State, or to*
10 *any other department or agency of the United States, shall*
11 *be excluded from the computation of the percentage reduc-*
12 *tion in personnel under this subsection.*

13 (e) *REDUCTION IN FUNDS FOR SALARIES AND EX-*
14 *PENSES FOR FAILURE TO IMPLEMENT PLAN.—If the Sec-*
15 *retary of State and the Director of the United States Arms*
16 *Control and Disarmament Agency do not complete the im-*
17 *plementation of the reorganization plan of the Agency*
18 *under this section in accordance with the schedule in the*
19 *plan as approved under section 1608, the amount of funds*
20 *that the Secretary and the Director may obligate for sala-*
21 *ries and expenses of the Department of State and the Agen-*
22 *cy, respectively, in the fiscal year in which the implementa-*
23 *tion of the plan is otherwise scheduled to be completed under*
24 *the plan shall be reduced by an amount equal to 20 percent*
25 *of the amount otherwise appropriated to the Department*

1 *and the Agency, respectively, in that fiscal year for salaries*
2 *and expenses.*

3 **SEC. 1604. REORGANIZATION PLAN FOR THE UNITED**
4 **STATES INFORMATION AGENCY.**

5 (a) *SUBMISSION OF PLAN.*—*In the event of the aboli-*
6 *tion of the independent foreign affairs agencies specified in*
7 *section 1501(e), not later than 90 days before their aboli-*
8 *tion, the President, in consultation with the Secretary of*
9 *State, shall transmit to the appropriate congressional com-*
10 *mittees a reorganization plan providing for—*

11 (1) *the abolition of the United States Informa-*
12 *tion Agency in accordance with this title;*

13 (2) *the transfer to the Department of State of the*
14 *functions and personnel of the United States Informa-*
15 *tion Agency as the President determines necessary to*
16 *carry out the primary functions of the Agency, con-*
17 *sistent with this title and title XIII and subject to*
18 *paragraph (3);*

19 (3) *the transfer to the corresponding components*
20 *of the Department of State of such functions and per-*
21 *sonnel of the components of the Agency described in*
22 *sections 1601(b) and 1601(d)(1) as the President de-*
23 *termines necessary to carry out the primary functions*
24 *of those components; and*

1 (4) *the consolidation, reorganization, and*
2 *streamlining of the Department upon the transfer of*
3 *functions under this title in order to carry out such*
4 *functions.*

5 (b) *PLAN ELEMENTS.—The plan under subsection (a)*
6 *shall—*

7 (1) *identify the functions of the United States*
8 *Information Agency that will be transferred to the*
9 *Department under the plan, as well as those that will*
10 *be abolished under the plan;*

11 (2) *identify the personnel and positions of the*
12 *Agency (including civil service personnel, Foreign*
13 *Service personnel, and detailees) that will be trans-*
14 *ferred to the Department, separated from service with*
15 *the Agency, or be terminated under the plan, and set*
16 *forth a schedule for such transfers, separations, and*
17 *terminations;*

18 (3) *identify the personnel and positions of the*
19 *Department (including civil service personnel, For-*
20 *oreign Service personnel, and detailees) that will be*
21 *transferred within the Department, separated from*
22 *service with the Department, or terminated under the*
23 *plan, and set forth a schedule for such transfers, sepa-*
24 *rations, and terminations;*

1 (4) *specify the consolidations and reorganization*
2 *of functions of the Department that will be required*
3 *under the plan in order to permit the Department to*
4 *carry out the functions transferred to the Department*
5 *under the plan;*

6 (5) *specify the funds available to the United*
7 *States Information Agency that will be transferred to*
8 *the Department under this title as a result of the abo-*
9 *lition of the Agency;*

10 (6) *specify the proposed allocations within the*
11 *Department of unexpended funds of the Agency that*
12 *will be transferred to the Department under the plan;*
13 *and*

14 (7) *specify the proposed disposition of the prop-*
15 *erty, facilities, contracts, records, and other assets and*
16 *liabilities of the Agency that will result from the abo-*
17 *lition of the Agency and the transfer of the functions*
18 *of the Agency to the Department under the plan.*

19 (c) *EFFECTIVE DATE OF PLAN.*—*The plan transmitted*
20 *under subsection (a) shall become effective on the date which*
21 *is 90 calendar days of continuous session of Congress after*
22 *the date on which the plan is transmitted to Congress, un-*
23 *less the Congress enacts a joint resolution, in accordance*
24 *with section 1608, disapproving the plan.*

1 (d) *REDUCTION OF EMPLOYEES.*—(1) *Subject to para-*
2 *graph (2), in implementation of any plan submitted under*
3 *subsection (a), the Director of the United States Informa-*
4 *tion Agency shall take such actions as necessary, including*
5 *actions under section 611 of the Foreign Service Act of 1980*
6 *(22 U.S.C. 4010a), in the case of members of the Foreign*
7 *Service, or under regulations prescribed under section 3502*
8 *of title 5, United States Code, and procedures established*
9 *under section 3595, of title 5, United States Code, in the*
10 *case of Federal employees who are not members of the For-*
11 *ign Service, to reduce by 25 percent the number of employ-*
12 *ees employed by the Agency on the date of the enactment*
13 *of this Act. The Director shall achieve the reduction not*
14 *later than the effective date of the plan submitted under*
15 *subsection (a).*

16 (2) *For purposes of this subsection, the transfer of any*
17 *employee of the Agency to the Department of State, or to*
18 *any other department or agency of the United States, shall*
19 *be excluded from the computation of the percentage reduc-*
20 *tion in personnel under this subsection.*

21 (3) *In reducing the number of employees employed by*
22 *the Agency under this subsection, the Director shall ensure*
23 *that the number of members of the Foreign Service em-*
24 *ployed by the Agency does not exceed the number of such*

1 *members authorized to be employed by the Agency under*
2 *section 141.*

3 (e) *REDUCTION IN FUNDS FOR SALARIES AND EX-*
4 *PENSES FOR FAILURE TO IMPLEMENT PLAN.*—*If the Sec-*
5 *retary of State and the Director of the United States Infor-*
6 *mation Agency do not complete the implementation of the*
7 *reorganization plan of the Agency under this section in ac-*
8 *cordance with the schedule in the plan as approved under*
9 *section 1608, the amount of funds that the Secretary and*
10 *the Director may obligate for salaries and expenses of the*
11 *Department of State and the Agency, respectively, in the*
12 *fiscal year in which the implementation of the plan is other-*
13 *wise scheduled to be completed under the plan shall be re-*
14 *duced by an amount equal to 20 percent of the amount oth-*
15 *erwise appropriated to the Department and the Agency, re-*
16 *spectively, in that fiscal year for salaries and expenses.*

17 **SEC. 1605. REORGANIZATION PLAN FOR THE AGENCY FOR**
18 **INTERNATIONAL DEVELOPMENT.**

19 (a) *SUBMISSION OF PLAN.*—*In the event of the aboli-*
20 *tion of the independent foreign affairs agencies specified in*
21 *section 1501(e), not later than 90 days before their aboli-*
22 *tion, the President, in consultation with the Secretary of*
23 *State, shall transmit to the appropriate congressional com-*
24 *mittees a reorganization plan providing for—*

1 (1) *the abolition of the Agency for International*
2 *Development in accordance with this title;*

3 (2) *the transfer to the Department of State of the*
4 *functions and personnel of the Agency for Inter-*
5 *national Development as the President determines*
6 *necessary to carry out the primary functions of the*
7 *Agency, consistent with this title and title XIV;*

8 (3) *the transfer to the corresponding components*
9 *of the Department of State of such functions and per-*
10 *sonnel of the components of the Agency described in*
11 *sections 1601(c) and 1601(d)(2) as the President de-*
12 *termines necessary to carry out the primary functions*
13 *of those components; and*

14 (4) *the consolidation, reorganization, and*
15 *streamlining of the Department upon the transfer of*
16 *functions under this title in order to carry out such*
17 *functions.*

18 (b) *PLAN ELEMENTS.—The plan under subsection (a)*
19 *shall—*

20 (1) *identify the functions of the Agency for Inter-*
21 *national Development that will be transferred to the*
22 *Department under the plan, as well as those that will*
23 *be abolished under the plan;*

24 (2) *identify the personnel and positions of the*
25 *Agency (including civil service personnel, Foreign*

1 *Service personnel, and detailees) that will be trans-*
2 *ferred to the Department, separated from service with*
3 *the Agency, or be terminated under the plan, and set*
4 *forth a schedule for such transfers, separations, and*
5 *terminations;*

6 *(3) identify the personnel and positions of the*
7 *Department (including civil service personnel, For-*
8 *oreign Service personnel, and detailees) that will be*
9 *transferred within the Department, separated from*
10 *service with the Department, or terminated under the*
11 *plan and set forth a schedule for such transfers, sepa-*
12 *rations, and terminations;*

13 *(4) specify the consolidations and reorganization*
14 *of functions of the Department that will be required*
15 *under the plan in order to permit the Department to*
16 *carry out the functions transferred to the Department*
17 *under the plan;*

18 *(5) specify the funds available to the Agency for*
19 *International Development that will be transferred to*
20 *the Department under this title as a result of the abo-*
21 *lition of the Agency;*

22 *(6) specify the proposed allocations within the*
23 *Department of unexpended funds of the Agency that*
24 *will be transferred to the Department under the plan;*
25 *and*

1 (7) *specify the proposed disposition of the prop-*
2 *erty, facilities, contracts, records, and other assets and*
3 *liabilities of the Agency that will result from the abo-*
4 *lition of the Agency and the transfer of the functions*
5 *of the Agency to the Department under the plan.*

6 (c) *EFFECTIVE DATE OF PLAN.—The plan transmitted*
7 *under subsection (a) shall become effective on the date which*
8 *is 90 calendar days of continuous session of Congress after*
9 *the date on which the plan is transmitted to Congress, un-*
10 *less the Congress enacts a joint resolution, in accordance*
11 *with section 1608, disapproving the plan.*

12 (d) *REDUCTION OF EMPLOYEES.—(1) Subject to para-*
13 *graph (2), in implementation of any plan submitted under*
14 *subsection (a), the Administrator of the Agency for Inter-*
15 *national Development shall take such actions as necessary,*
16 *including actions under section 611 of the Foreign Service*
17 *Act of 1980 (22 U.S.C. 4010a), in the case of members of*
18 *the Foreign Service, or under regulations prescribed under*
19 *section 3502 of title 5, United States Code, and procedures*
20 *established under section 3595, of title 5, United States*
21 *Code, in the case of Federal employees who are not members*
22 *of the Foreign Service, to reduce by 50 percent the number*
23 *of employees employed by the Agency on the date of the en-*
24 *actment of this Act. The Administrator shall achieve the*

1 *reduction not later than the effective date of the plan sub-*
2 *mitted under subsection (a).*

3 (2) *For purposes of this subsection, the transfer of any*
4 *employee of the Agency to the Department of State, or any*
5 *other department or agency of the United States, shall be*
6 *excluded from the computation of the percentage reduction*
7 *in personnel under this subsection.*

8 (3) *In reducing the number of employees employed by*
9 *the Agency under this subsection, the Administrator shall*
10 *ensure that the number of members of the Foreign Service*
11 *employed by the Agency does not exceed the number of such*
12 *members authorized to be employed by the Agency under*
13 *section 141.*

14 (e) *REDUCTION IN FUNDS FOR SALARIES AND EX-*
15 *PENSES FOR FAILURE TO IMPLEMENT PLAN.—If the Sec-*
16 *retary of State and the Administrator of the Agency for*
17 *International Development do not complete the implemen-*
18 *tation of the reorganization plan of the Agency under this*
19 *section in accordance with the schedule in the plan as ap-*
20 *proved under section 1608, the amount of funds that the*
21 *Secretary and the Administrator may obligate for salaries*
22 *and expenses of the Department of State and the Agency,*
23 *respectively, in the fiscal year in which the implementation*
24 *of the plan is otherwise scheduled to be completed under*
25 *the plan shall be reduced by an amount equal to 20 percent*

1 of the amount otherwise appropriated to the Department
2 and the Agency, respectively, in that fiscal year for salaries
3 and expenses.

4 **SEC. 1606. ADDITIONAL REQUIREMENTS AND LIMITATIONS**
5 **ON REORGANIZATION PLANS.**

6 (a) *LIMITATION ON POWERS.*—A reorganization plan
7 under section 1501, 1603, 1604, or 1605 may not have the
8 effect of—

9 (1) creating a new executive department;

10 (2) continuing a function beyond the period au-
11 thorized by law for its exercise or beyond the time
12 when it would have terminated if the reorganization
13 had not been made;

14 (3) authorizing an agency to exercise a function
15 which is not authorized by law at the time the plan
16 is transmitted to Congress;

17 (4) creating a new agency which is not a compo-
18 nent or part of an existing executive department or
19 independent agency;

20 (5) increasing the term of an office beyond that
21 provided by law for the office; or

22 (6) terminating any function authorized by law.

23 (b) *EFFECT ON OTHER LAWS, PENDING LEGAL PRO-*
24 *CEEDINGS, AND UNEXPENDED APPROPRIATIONS.*—(1) A
25 statute enacted, and a regulation or other action made, pre-

1 scribed, issued, granted, or performed in respect of or by
2 the agency or function affected by a reorganization under
3 this title, before the effective date of the reorganization, has,
4 except to the extent rescinded, modified, superseded, or made
5 inapplicable by or under authority of law or by the aboli-
6 tion of a function, the same effect as if the reorganization
7 had not been made. However, if the statute, regulation, or
8 other action has vested the functions in a transferor agency,
9 the function, insofar as it is to be exercised after the plan
10 becomes effective, shall be deemed as vested in the transferee
11 agency concerned.

12 (2) For the purpose of paragraph (1), the term “regu-
13 lation or other action” means a regulation, rule, order, pol-
14 icy, determination, directive, authorization, permit, privi-
15 lege, requirement, designation, or other action.

16 (c) NOTICE OF IMPLEMENTATION OF PLANS.—The
17 President shall cause to be published in the Federal Register
18 for each reorganization plan submitted under section 1501,
19 1603, 1604, or 1605 a notice of the date by which all func-
20 tions of the transferor agency are to be transferred or termi-
21 nated under the plan.

22 (d) TRANSMITTAL OF REORGANIZATION PLANS.—Sec-
23 tion 903(b) of title 5, United States Code, shall apply to
24 each reorganization plan submitted under section 1501,
25 1603, 1604, or 1605.

1 **SEC. 1607. AMENDMENTS OR MODIFICATIONS TO REORGA-**
2 **NIZATION PLANS.**

3 *Any time during the period of 30 calendar days after*
4 *the date on which a reorganization plan is transmitted to*
5 *Congress under section 1501, 1603, 1604, or 1605, or after*
6 *the date on which the President transmits to Congress any*
7 *other plan having the effect of revising such a plan, but*
8 *before any resolution described in section 1608 has been or-*
9 *dered reported in (or deemed to be discharged from) either*
10 *House of Congress, the President may make amendments*
11 *or modifications to the plan, consistent with section 1501,*
12 *1603, 1604, or 1605, as the case may be, which modifica-*
13 *tions or revisions shall thereafter be treated as a part of*
14 *the reorganization plan originally transmitted and shall*
15 *not affect in any way the time limits otherwise provided*
16 *for in section 1608. The President may withdraw the plan*
17 *at any time prior to the conclusion of 45 calendar days*
18 *beginning on the date on which the plan is submitted to*
19 *Congress, except that the President may only withdraw a*
20 *plan if a revised plan is immediately substituted for that*
21 *plan.*

22 **SEC. 1608. PROCEDURES FOR CONGRESSIONAL CONSIDER-**
23 **ATION OF REORGANIZATION PLANS.**

24 (a) *PROCEDURES.—(1) A joint resolution described in*
25 *subsection (b) which is introduced in a House of Congress*
26 *in accordance with subsection (c) shall be considered in*

1 Congress in accordance with the procedures set forth in this
2 section.

3 (2) For purposes of this title and title XV—

4 (A) continuity of session of Congress is broken
5 only by an adjournment of Congress sine die; and

6 (B) the days on which either House is not in ses-
7 sion because of an adjournment of more than 3 days
8 to a day certain are excluded in the computation of
9 any period of time in which Congress is in continu-
10 ous session.

11 (b) *TERMS OF RESOLUTION.*—For the purpose of sub-
12 section (a), the term “resolution” means only a joint resolu-
13 tion of the Congress, the matter after the resolving clause
14 of which is as follows: “That the Congress disapproves the
15 reorganization plan numbered _____ transmitted to the Con-
16 gress by the President on _____, 19____, pursuant
17 to section _____ of the Foreign Affairs Reinvention Act of
18 1995.”, and includes such modifications and revisions as
19 are submitted by the President under section 1607. The
20 blank spaces therein are to be filled appropriately. The term
21 does not include a resolution which specifies more than one
22 reorganization plan.

23 (c) *INTRODUCTION AND REFERENCE OF RESOLU-*
24 *TION.*—(1) A joint resolution described in subsection (b) is
25 only entitled to expedited procedures set forth in this section

1 *if the resolution is introduced in a House of Congress by*
2 *a Member of that House within 10 calendar days of contin-*
3 *uous session of Congress of the transmittal of a reorganiza-*
4 *tion plan under section 1501, 1603, 1604, or 1605.*

5 (2) *Any resolution with respect to a reorganization*
6 *plan shall be referred to the Committee on Foreign Rela-*
7 *tions of the Senate and the Committee on International Re-*
8 *lations of the House of Representatives by the President of*
9 *the Senate or the Speaker of the House of Representatives,*
10 *as the case may be. The committee shall make its rec-*
11 *ommendations to the House of Representatives or the Sen-*
12 *ate, as the case may be, within 30 calendar days following*
13 *the date of such resolution's introduction.*

14 (d) *MOTION TO DISCHARGE COMMITTEE CONSIDERING*
15 *RESOLUTION.—(1) If the committee to which is referred a*
16 *resolution introduced pursuant to paragraph (1) of sub-*
17 *section (c) has not reported such resolution at the end of*
18 *30 calendar days of continuous session of Congress after its*
19 *introduction, it shall be in order to move either to discharge*
20 *the committee from further consideration of the resolution*
21 *or to discharge the committee from further consideration of*
22 *any other resolution introduced with respect to the same*
23 *plan which has been referred to the committee, except that*
24 *no motion to discharge shall be in order after the committee*
25 *has reported a resolution with respect to the same plan.*

1 (2) *A motion to discharge under paragraph (1) may*
2 *be made only by a Senator favoring the resolution, is privi-*
3 *leged, and debate thereon shall be limited to not more than*
4 *1 hour, to be divided equally between those favoring and*
5 *those opposing the resolution, the time to be divided equally*
6 *between, and controlled by, the majority leader and the mi-*
7 *nority leader or their designees. An amendment to the mo-*
8 *tion is not in order, and it is not in order to move to recon-*
9 *sider the vote by which the motion is agreed to or disagreed*
10 *to.*

11 (e) *PROCEDURE AFTER REPORT OR DISCHARGE OF*
12 *COMMITTEE; DEBATE; VOTE ON FINAL PASSAGE.—(1)*
13 *When the committee has reported, or has been discharged*
14 *(under subsection (d)) from further consideration of, a reso-*
15 *lution with respect to a reorganization plan, it is at any*
16 *time thereafter in order (even though a previous motion to*
17 *the same effect has been disagreed to) for any Member of*
18 *the respective House to move to proceed to the consideration*
19 *of the resolution. The motion is highly privileged and is*
20 *not debatable. The motion shall not be subject to amend-*
21 *ment, or to a motion to postpone, or a motion to proceed*
22 *to the consideration of other business. A motion to recon-*
23 *sider the vote by which the motion is agreed to or disagreed*
24 *to shall not be in order. If a motion to proceed to the consid-*
25 *eration of the resolution is agreed to, the resolution shall*

1 *remain the unfinished business of the respective House until*
2 *disposed of.*

3 (2) *Debate on the resolution, and on all debatable mo-*
4 *tions and appeals in connection therewith, shall be limited*
5 *to not more than ten hours, which shall be divided equally*
6 *between individuals favoring and individuals opposing the*
7 *resolution. A motion further to limit debate is in order and*
8 *not debatable. An amendment to, or a motion to postpone,*
9 *or a motion to proceed to the consideration of other busi-*
10 *ness, or a motion to recommit the resolution is not in order.*
11 *A motion to reconsider the vote by which the resolution is*
12 *passed or rejected shall not be in order.*

13 (3) *Immediately following the conclusion of the debate*
14 *on the resolution with respect to a reorganization plan, and*
15 *a single quorum call at the conclusion of the debate if re-*
16 *quested in accordance with the rules of the appropriate*
17 *House, the vote on final passage of the resolution shall*
18 *occur.*

19 (4) *Appeals from the decisions of the Chair relating*
20 *to the application of the rules of the Senate or the House*
21 *of Representatives, as the case may be, to the procedure re-*
22 *lating to a resolution with respect to a reorganization plan*
23 *shall be decided without debate.*

24 (5) *If, prior to the passage by one House of a resolution*
25 *of that House, that House receives a resolution with respect*

1 *to the same reorganization plan from the other House,*
2 *then—*

3 (A) *the procedure in that House shall be the*
4 *same as if no resolution had been received from the*
5 *other House; but*

6 (B) *the vote on final passage shall be on the reso-*
7 *lution of the other House.*

8 (f) *RULES OF SENATE AND HOUSE OF REPRESENTA-*
9 *TIVES ON REORGANIZATION PLANS.—Subsections (b), (c),*
10 *(d), and (e) of this section are enacted by Congress—*

11 (1) *as an exercise of the rulemaking power of the*
12 *Senate and the House of Representatives, respectively,*
13 *and as such they are deemed a part of the rules of*
14 *each House, respectively, but applicable only with re-*
15 *spect to the procedure to be followed in that House in*
16 *the case of resolutions with respect to any reorganiza-*
17 *tion plans transmitted to Congress in accordance*
18 *with section 1501, 1603, 1604, or 1605, or any other*
19 *plan transmitted by the President to Congress having*
20 *the effect of revising such a plan, and they supersede*
21 *other rules only to the extent that they are inconsis-*
22 *ent therewith; and*

23 (2) *with full recognition of the constitutional*
24 *right of either House to change the rules (so far as re-*
25 *lating to the procedure of that House) at any time,*

1 *in the same manner and to the same extent as in the*
2 *case of any other rule of that House.*

3 **SEC. 1609. TRANSITION FUND.**

4 (a) *ESTABLISHMENT.*—*There is hereby established on*
5 *the books of the Treasury an account to be known as the*
6 *“Foreign Affairs Reorganization Transition Fund”.*

7 (b) *PURPOSE.*—*The purpose of the account is to pro-*
8 *vide funds for the orderly transfer of functions and person-*
9 *nel to the Department of State as a result of the implemen-*
10 *tation of this title and for payment of other costs associated*
11 *with the consolidation of foreign affairs agencies under this*
12 *title.*

13 (c) *DEPOSITS.*—(1) *Subject to paragraphs (2) and (3),*
14 *there shall be deposited into the account the following:*

15 (A) *Funds appropriated to the account pursuant*
16 *to the authorization of appropriations in subsection*
17 (j).

18 (B) *Funds transferred to the account by the Sec-*
19 *retary of State from funds that are transferred to the*
20 *Secretary by the head of an agency under subsection*
21 (d).

22 (C) *Funds transferred to the account by the Sec-*
23 *retary from funds that are transferred to the Depart-*
24 *ment of State together with the transfer of functions*
25 *to the Department under this title and that are not*

1 *required by the Secretary in order to carry out the*
2 *functions.*

3 *(D) Funds transferred to the account by the Sec-*
4 *retary from any unobligated funds that are appro-*
5 *propriated or otherwise made available to the Depart-*
6 *ment.*

7 *(2) The Secretary may transfer funds to the account*
8 *under subparagraph (C) of paragraph (1) only if the Sec-*
9 *retary determines that the amount of funds deposited in the*
10 *account pursuant to subparagraphs (A) and (B) of that*
11 *paragraph is inadequate to pay the costs of carrying out*
12 *this title.*

13 *(3) The Secretary may transfer funds to the account*
14 *under subparagraph (D) of paragraph (1) only if the Sec-*
15 *retary determines that the amount of funds deposited in the*
16 *account pursuant to subparagraphs (A), (B), and (C) of*
17 *that paragraph is inadequate to pay the costs of carrying*
18 *out this title.*

19 *(d) TRANSFER OF FUNDS TO SECRETARY OF STATE.—*
20 *The head of a transferor agency shall transfer to the Sec-*
21 *retary the amount, if any, of the unobligated funds appro-*
22 *propriated or otherwise made available to the agency for func-*
23 *tions of the agency that are abolished under this title which*
24 *funds are not required to carry out the functions of the*

1 *agency as a result of the abolishment of the functions under*
2 *this title.*

3 (e) *USE OF FUNDS.—(1)(A) Notwithstanding any*
4 *other provision of law and subject to paragraph (2), the*
5 *Secretary shall use sums in the account for payment of the*
6 *costs of carrying out this title, including costs relating to*
7 *the consolidation of functions of the Department of State*
8 *and the termination of employees of the Department.*

9 (B) *The Secretary may transfer sums in the account*
10 *to the head of an agency to be abolished under this division*
11 *for payment by the head of the agency of the cost of carrying*
12 *out a voluntary separation incentive program at the agency*
13 *under section 1610.*

14 (2)(A) *Except as provided in subparagraph (B), the*
15 *Secretary may not use sums in the account for payment*
16 *of the costs described in paragraph (1) unless the appro-*
17 *priate congressional committees are notified 15 days in ad-*
18 *vance of such use in accordance with procedures applicable*
19 *to reprogramming notifications under section 34 of the*
20 *State Department Basic Authorities Act of 1956 (22 U.S.C.*
21 *2706).*

22 (B) *Subparagraph (A) does not apply to the following*
23 *uses of sums in the account:*

24 (i) *For payment of the cost of carrying out a vol-*
25 *untary separation incentive program at the Depart-*

1 *ment under section 1610, but only if the total cost of*
2 *the program with respect to the Department is less*
3 *than \$10,000,000.*

4 *(ii) For transfer to the head of an agency to be*
5 *abolished under this division for payment of the cost*
6 *of carrying out a voluntary separation incentive pro-*
7 *gram at the agency under section 1610, but only if*
8 *the total amount transferred with respect to the agen-*
9 *cy is less than \$30,000,000.*

10 *(iii) For payment of the cost of any severance*
11 *payments required to be paid by the Secretary to em-*
12 *ployees of the Department, but only if the cost of such*
13 *payments is less than \$10,000,000.*

14 *(iv) For transfer to the head of an agency to be*
15 *abolished under this division for payment of the cost*
16 *of any severance payments required to be paid to em-*
17 *ployees of the agency, but only if the total amount*
18 *transferred with respect to the agency is less than*
19 *\$40,000,000.*

20 *(v) For payment of the cost of any improvements*
21 *of the information management systems of the De-*
22 *partment that are carried out as a result of the abol-*
23 *ishment of agencies under this division, but only if*
24 *the cost of such improvements is less than*
25 *\$15,000,000.*

1 (vi) *For payment of the cost of the physical relo-*
2 *cation of fixtures, materials, and other resources from*
3 *an agency to be abolished under this division to the*
4 *Department or of such relocation within the Depart-*
5 *ment, but only if the cost of such relocation is less*
6 *than \$10,000,000.*

7 (3) *Funds in the account shall be available for the pay-*
8 *ment of costs under paragraph (1) without fiscal year limi-*
9 *tation.*

10 (4) *Funds in the account may be used only for pur-*
11 *poses of paying the costs of carrying out this title.*

12 (f) *TREATMENT OF UNOBLIGATED BALANCES.—(1)*
13 *Subject to paragraph (2), unobligated funds, if any, which*
14 *remain in the account after the payment of the costs de-*
15 *scribed in subsection (e)(1) shall be transferred to the De-*
16 *partment of State and shall be available to the Secretary*
17 *of State for purposes of carrying out the functions of the*
18 *Department.*

19 (2) *The Secretary may not transfer funds in the ac-*
20 *count to the Department under paragraph (1) unless the*
21 *appropriate congressional committees are notified in ad-*
22 *vance of such transfer in accordance with the procedures*
23 *applicable to reprogramming notifications under section 34*
24 *of the State Department Basic Authorities Act of 1956.*

1 (g) *REPORT ON ACCOUNT.*—Not later than October 1,
2 1998, the Secretary of State shall transmit to the appro-
3 priate congressional committees a report containing an ac-
4 counting of—

5 (1) *the expenditures from the account established*
6 *under this section; and*

7 (2) *in the event of any transfer of funds to the*
8 *Department of State under subsection (f), the func-*
9 *tions for which the funds so transferred were ex-*
10 *pended.*

11 (h) *TERMINATION OF AUTHORITY TO USE AC-*
12 *COUNT.*—The Secretary may not obligate funds in the ac-
13 count after September 30, 1999.

14 (i) *AUTHORIZATION OF APPROPRIATIONS.*—There are
15 authorized to be appropriated for the fiscal year 1996
16 \$125,000,000 and for the fiscal year 1997 \$100,000,000, for
17 deposit under subsection (c)(1)(A) into the account estab-
18 lished under subsection (a).

19 **SEC. 1610. VOLUNTARY SEPARATION INCENTIVES.**

20 (a) *AUTHORITY TO PAY INCENTIVES.*—The head of an
21 agency referred to in subsection (b) may pay voluntary in-
22 centive payments to employees of the agency in order to
23 avoid or minimize the need for involuntary separations
24 from the agency as a result of the abolition of the agency

1 *and the consolidation of functions of the Department of*
2 *State under this title.*

3 (b) *COVERED AGENCIES.*—*Subsection (a) applies to*
4 *the following agencies:*

5 (1) *The Department of State.*

6 (2) *The United States Arms Control and Disar-*
7 *mament Agency.*

8 (3) *The United States Information Agency.*

9 (4) *The Agency for International Development.*

10 (c) *PAYMENT REQUIREMENTS.*—(1) *The head of an*
11 *agency shall pay voluntary separation incentive payments*
12 *in accordance with the provisions of section 3 of the Federal*
13 *Workforce Restructuring Act of 1994 (Public Law 103–226;*
14 *108 Stat. 111), except that an employee of the agency shall*
15 *be deemed to be eligible for payment of a voluntary separa-*
16 *tion incentive payment under that section if the employee*
17 *separates from service with the agency during the period*
18 *beginning on the date of enactment of this Act and ending*
19 *on September 30, 1996.*

20 (2) *The provisions of subsection (d) of such section 3*
21 *shall apply to any employee who is paid a voluntary separa-*
22 *tion incentive payment under this section.*

23 (d) *FUNDING.*—*The payment of voluntary separation*
24 *incentive payments under this section shall be made from*
25 *funds in the Foreign Affairs Reorganization Transition*

1 *Fund established under section 1609. The Secretary of State*
2 *may transfer sums in that fund to the head of an agency*
3 *under subsection (e)(1)(B) of that section for payment of*
4 *such payments by the agency head.*

5 *(e) TERMINATION OF AUTHORITY.—The authority of*
6 *the head of an agency to authorize payment of voluntary*
7 *separation incentive payments under this section shall ex-*
8 *pire on September 30, 1996.*

9 *(f) BUDGET ACT COMPLIANCE.—Any new spending*
10 *authority (within the meaning of section 401 of the Con-*
11 *gressional Budget Act of 1974) which is provided under this*
12 *section shall be effective for any fiscal year only to the ex-*
13 *tent or in such amounts as are provided in advance in ap-*
14 *propriations Acts.*

15 *(g) ADDITIONAL REQUIREMENTS FOR BUDGET PUR-*
16 *POSES.—(1) In addition to any other payments which an*
17 *agency referred to in subsection (b) is required to make*
18 *under section 4(a)(1) of the Federal Workforce Restructur-*
19 *ing Act of 1994 (Public Law 103–226; 108 Stat. 114; 5*
20 *U.S.C. 8331 note), each such agency shall remit to the Office*
21 *of Personnel Management for deposit in the Treasury to the*
22 *credit of the Civil Service Retirement and Disability Fund*
23 *an amount equal to 9 percent of final basic pay of each*
24 *employee of the agency—*

1 (A) *who, on or after the date of the enactment*
2 *of this Act, retires under section 8336(d)(2) of title 5,*
3 *United States Code; and*

4 (B) *to whom a voluntary separation incentive*
5 *payment is paid under this section by such agency*
6 *based on that retirement.*

7 (2) *In addition to any other payments which an agen-*
8 *cy referred to in subsection (b) is required to make under*
9 *section 4(b)(1) of such Act in fiscal years 1996, 1997, and*
10 *1998, each such agency shall remit to the Office of Personnel*
11 *Management for deposit in the Treasury to the credit of*
12 *the Civil Service Retirement and Disability Fund an*
13 *amount equal to 0.5 percent of the basic pay of each em-*
14 *ployee of the agency who, as of March 31 of such fiscal year,*
15 *is subject to subchapter III of chapter 83 or chapter 84 of*
16 *title 5, United States Code.*

17 (3) *Notwithstanding any other provision of this sec-*
18 *tion, the head of an agency referred to in subsection (b)*
19 *may not pay voluntary separation incentive payments*
20 *under this section unless sufficient funds are available in*
21 *the Foreign Affairs Reorganization Transition Fund to*
22 *cover the cost of such payments and the amount of the re-*
23 *mittances required of the agency under paragraphs (1) and*
24 (2).

1 **SEC. 1611. RIGHTS OF EMPLOYEES OF ABOLISHED AGEN-**
2 **CIES.**

3 (a) *IN GENERAL.*—*Except as otherwise provided by*
4 *this title, the transfer pursuant to this title of full-time per-*
5 *sonnel (except special Government employees) and part-*
6 *time personnel holding permanent positions shall not cause*
7 *any such employee to be separated or reduced in grade or*
8 *compensation for one year after the date of transfer of such*
9 *employee under this title.*

10 (b) *EXECUTIVE SCHEDULE POSITIONS.*—*Except as*
11 *otherwise provided in this title, any person who, on the day*
12 *preceding the date of the abolition of a transferor agency*
13 *under this title, held a position in such an agency that was*
14 *compensated in accordance with the Executive Schedule*
15 *prescribed in chapter 53 of title 5, United States Code, and*
16 *who, without a break in service, is appointed in a transferee*
17 *agency to a position having duties comparable to the duties*
18 *performed immediately preceding such appointment, shall*
19 *continue to be compensated in such new position at not less*
20 *than the rate provided for such previous position for the*
21 *duration of the service of such person in such new position.*

22 (c) *TERMINATION OF CERTAIN POSITIONS.*—*Positions*
23 *whose incumbents are appointed by the President, by and*
24 *with the advice and consent of the Senate, the functions of*
25 *which are transferred or abolished under this title, shall ter-*

1 *minate on the date of the transferal or abolition, as the case*
2 *may be, of the functions under this title.*

3 *(d) EXCEPTED SERVICE.—(1) Subject to paragraph*
4 *(2), in the case of employees occupying positions in the ex-*
5 *cepted service or the Senior Executive Service, any appoint-*
6 *ment authority established pursuant to law or regulations*
7 *of the Office of Personnel Management for filling such posi-*
8 *tions shall be transferred.*

9 *(2) The Department of State may decline a transfer*
10 *of authority under paragraph (1) (and the employees ap-*
11 *pointed pursuant thereto) to the extent that such authority*
12 *relates to positions excepted from the competitive service be-*
13 *cause of their confidential, policy-making, policy-determin-*
14 *ing, or policy-advocating character, and noncareer posi-*
15 *tions in the Senior Executive Service (within the meaning*
16 *of section 3132(a)(7) of title 5, United States Code).*

17 *(e) SENIOR EXECUTIVE SERVICE.—A transferring em-*
18 *ployee in the Senior Executive Service shall be placed in*
19 *a comparable position at the Department of State.*

20 *(f) EMPLOYEE BENEFIT PROGRAMS.—(1) Any em-*
21 *ployee accepting employment with the Department of State*
22 *as a result of a transfer under this title may retain member-*
23 *ship for 1 year after the date such transfer occurs in any*
24 *employee benefit program of the transferor agency, includ-*

1 *ing insurance, to which such employee belongs on the date*
2 *of the enactment of this Act if—*

3 *(A) the employee does not elect to give up the*
4 *benefit or membership in the program; and*

5 *(B) the benefit or program is continued by the*
6 *Secretary of State.*

7 *(2) The difference in the costs between the benefits*
8 *which would have been provided by such agency or entity*
9 *and those provided under this subsection shall be paid by*
10 *the Secretary of State.*

11 *(3) If an employee elects to give up membership in a*
12 *health insurance program or the health insurance program*
13 *is not continued by the Secretary of State, the employee*
14 *shall be permitted to select an alternate Federal health in-*
15 *surance program within 30 days of such election or notice,*
16 *without regard to any other regularly scheduled open sea-*
17 *son.*

18 *(g) ASSIGNMENTS.—(1) Transferring employees shall*
19 *receive notice of their position assignments not later than*
20 *the date on which the reorganization plan setting forth the*
21 *transferal of such employees is transmitted to the appro-*
22 *priate congressional committees under this title.*

23 *(2) Foreign Service personnel transferred to the De-*
24 *partment of State pursuant to this title shall be eligible for*

1 *any assignment open to Foreign Service personnel within*
2 *the Department.*

3 **SEC. 1612. TRANSFER AND ALLOCATIONS OF APPROPRIA-**
4 **TIONS AND PERSONNEL.**

5 (a) *IN GENERAL.*—*Except as otherwise provided in*
6 *this title, the personnel employed in connection with, and*
7 *the assets, liabilities, contracts, property, records, and unex-*
8 *pected balances of appropriations, authorizations, alloca-*
9 *tions, and other funds employed, used, held, arising from,*
10 *available to, or to be made available in connection with*
11 *the functions transferred under this title, subject to section*
12 *1531 of title 31, United States Code, shall be transferred*
13 *to the transferee agency concerned.*

14 (b) *TREATMENT OF PERSONNEL EMPLOYED IN TERMI-*
15 *NATED FUNCTIONS.*—*The following shall apply with respect*
16 *to officers and employees of a transferor agency that are*
17 *not transferred under this title:*

18 (1) *Under such regulations as the Office of Per-*
19 *sonnel Management may prescribe, the head of any*
20 *agency in the executive branch may appoint in the*
21 *competitive service any person who is certified by the*
22 *head of the transferor agency as having served satis-*
23 *factorily in the transferor agency and who passes*
24 *such examination as the Office of Personnel Manage-*
25 *ment may prescribe. Any person so appointed shall,*

1 upon completion of the prescribed probationary pe-
2 riod, acquire a competitive status.

3 (2) *The head of any agency in the executive*
4 *branch having an established merit system in the ex-*
5 *cepted service may appoint in such service any per-*
6 *son who is certified by the head of the transferor*
7 *agency as having served satisfactorily in the trans-*
8 *feror agency and who passes such examination as the*
9 *head of such agency in the executive branch may pre-*
10 *scribe.*

11 (3) *Any appointment under this subsection shall*
12 *be made within a period of one year after completion*
13 *of the appointee's service in the transferor agency.*

14 (4) *Any law, Executive order, or regulation*
15 *which would disqualify an applicant for appointment*
16 *in the competitive service or in the excepted service*
17 *concerned shall also disqualify an applicant for ap-*
18 *pointment under this subsection.*

19 (c) *AUTHORIZED STRENGTH OF THE FOREIGN SERV-*
20 *ICE.—When an agency is abolished under this division, the*
21 *limitations for fiscal years 1996 and 1997 under section*
22 *141 of this Act on the members of the Foreign Service au-*
23 *thorized to be employed by such agency shall be added to*
24 *the limitations under such section which apply to the De-*
25 *partment of State.*

1 **SEC. 1613. PERSONNEL AUTHORITIES FOR TRANSFERRED**
2 **FUNCTIONS.**

3 (a) *APPOINTMENTS.*—(1) *Subject to paragraph (2), the*
4 *head of a transferee agency may appoint and fix the com-*
5 *ensation of such officers and employees, including inves-*
6 *tigators, attorneys, and administrative law judges, as may*
7 *be necessary to carry out the respective functions trans-*
8 *ferred to the agency under this title. Except as otherwise*
9 *provided by law, such officers and employees shall be ap-*
10 *pointed in accordance with the civil service laws and their*
11 *compensation fixed in accordance with title 5, United*
12 *States Code.*

13 (2) *A person employed under paragraph (1) may not*
14 *continue in such employment after the end of the period*
15 *(as determined by the Secretary of State) required for the*
16 *transferal of functions under this title.*

17 (b) *EXPERTS AND CONSULTANTS.*—*The head of a*
18 *transferee agency may obtain the services of experts and*
19 *consultants in connection with functions transferred to the*
20 *agency under this title in accordance with section 3109 of*
21 *title 5, United States Code, and compensate such experts*
22 *and consultants for each day (including traveltime) at rates*
23 *not in excess of the rate of pay for level IV of the Executive*
24 *Schedule under section 5315 of such title. The head of the*
25 *transferee agency may pay experts and consultants who are*
26 *servng away from their homes or regular place of business*

1 *travel expenses and per diem in lieu of subsistence at rates*
2 *authorized by sections 5702 and 5703 of such title for per-*
3 *sons in Government service employed intermittently.*

4 **SEC. 1614. PROPERTY AND FACILITIES.**

5 (a) *IN GENERAL.*—*The Secretary of State shall review*
6 *the property and facilities of each transferor agency for*
7 *purposes of determining if the property is required by the*
8 *Department of State in order to carry out the functions*
9 *of the Department after the transfer of functions to the De-*
10 *partment under this title.*

11 (b) *DEADLINE FOR TRANSFER.*—*Not later than March*
12 *1, 1997, all property and facilities within the custody of*
13 *the transferor agency shall be transferred to the custody of*
14 *the Secretary of State.*

15 **SEC. 1615. DELEGATION AND ASSIGNMENT.**

16 *Except where otherwise expressly prohibited by law or*
17 *otherwise provided by this Act, the head of a transferee*
18 *agency may delegate any of the functions transferred to the*
19 *head of the transferee agency under section 1601 and any*
20 *function transferred or granted to such head of the trans-*
21 *feree agency after the appropriate effective date specified in*
22 *section 1601 to such officers and employees of the transferee*
23 *agency as the head of the transferee agency may designate,*
24 *and may authorize successive redelegations of such func-*
25 *tions as may be necessary or appropriate. No delegation*

1 of functions by the head of the transferee agency under this
2 section or under any other provision of this title shall re-
3 lieve such head of the transferee agency of responsibility for
4 the administration of such functions.

5 **SEC. 1616. RULES.**

6 The head of a transferee agency may prescribe, in ac-
7 cordance with the provisions of chapters 5 and 6 of title
8 5, United States Code, such rules and regulations as the
9 head of the transferee agency determines necessary or ap-
10 propriate to administer and manage the functions of the
11 transferee agency after the transfer of functions to the agen-
12 cy under this title.

13 **SEC. 1617. INCIDENTAL TRANSFERS.**

14 The Director of the Office of Management and Budget
15 may, at such time or times as the Director shall provide,
16 make such additional incidental dispositions of personnel,
17 assets, liabilities, grants, contracts, property, records, and
18 unexpended balances of appropriations, authorizations, al-
19 locations, and other funds held, used, arising from, avail-
20 able to, or to be made available in connection with functions
21 abolished or transferred under this title, as may be nec-
22 essary to carry out the provisions of this title. The Director
23 shall provide for the termination of the affairs of all entities
24 terminated by this title and for such further measures and

1 *dispositions as may be necessary to effectuate the purposes*
2 *of this title.*

3 **SEC. 1618. EFFECT ON CONTRACTS AND GRANTS.**

4 *(a) PROHIBITION ON NEW OR EXTENDED CONTRACTS*
5 *OR GRANTS.—Except as provided in subsection (b), the*
6 *United States Arms Control and Disarmament Agency, the*
7 *United States Information Agency, and the Agency for*
8 *International Development may not—*

9 *(1) enter into a contract or agreement which will*
10 *continue in force after the date of abolition of such*
11 *agency under this division;*

12 *(2) extend the term of an existing contract or*
13 *agreement of such agency to a date after such date;*
14 *or*

15 *(3) make a grant which will continue in force*
16 *after such date.*

17 *(b) EXCEPTION.—Subsection (a) does not apply to the*
18 *following:*

19 *(1) Contracts and agreements for carrying out*
20 *essential administrative functions.*

21 *(2) Contracts and agreements for functions and*
22 *activities that the Secretary of State determines will*
23 *be carried out by the Department of State after the*
24 *termination of the agency concerned under this title.*

1 (3) *Grants relating to the functions and activi-*
2 *ties referred to in paragraph (2).*

3 (c) *EVALUATION AND TERMINATION OF EXISTING CON-*
4 *TRACTS.—The Secretary of State and the head of each agen-*
5 *cy referred to in subsection (a) shall—*

6 (1) *review the contracts of such agency that will*
7 *continue in force after the date of the abolition of the*
8 *agency under this division in order to determine if*
9 *the cost of abrogating such contracts before that date*
10 *would exceed the cost of carrying out the contract ac-*
11 *ording to its terms; and*

12 (2) *in the case of each contract so determined,*
13 *provide for the termination of the contract in the*
14 *most cost-effective manner practicable.*

15 **SEC. 1619. SAVINGS PROVISIONS.**

16 (a) *CONTINUING EFFECT OF LEGAL DOCUMENTS.—All*
17 *orders, determinations, rules, regulations, permits, agree-*
18 *ments, grants, contracts, certificates, licenses, registrations,*
19 *privileges, and other administrative actions—*

20 (1) *which have been issued, made, granted, or al-*
21 *lowed to become effective by the President, any Fed-*
22 *eral agency or official thereof, or by a court of com-*
23 *petent jurisdiction, in the performance of functions*
24 *which are transferred under this title, and*

1 (2) *which are in effect at the time of the appro-*
2 *prate effective date specified in section 1601, or were*
3 *final before such effective date and are to become effec-*
4 *tive on or after such effective date,*
5 *shall continue in effect according to their terms until modi-*
6 *fied, terminated, superseded, set aside, or revoked in accord-*
7 *ance with law by the President, the head of the transferee*
8 *agency concerned or other authorized official, a court of*
9 *competent jurisdiction, or by operation of law.*

10 (b) *PROCEEDINGS NOT AFFECTED.*—*The provisions of*
11 *this title shall not affect any proceedings, including notices*
12 *of proposed rulemaking, or any application for any license,*
13 *permit, certificate, or financial assistance pending before*
14 *a transferor agency at the time this title takes effect for*
15 *the agency, with respect to functions transferred under this*
16 *title but such proceedings and applications shall be contin-*
17 *ued. Orders shall be issued in such proceedings, appeals*
18 *shall be taken therefrom, and payments shall be made pur-*
19 *suant to such orders, as if this title had not been enacted,*
20 *and orders issued in any such proceedings shall continue*
21 *in effect until modified, terminated, superseded, or revoked*
22 *by a duly authorized official, by a court of competent juris-*
23 *isdiction, or by operation of law. Nothing in this subsection*
24 *shall be deemed to prohibit the discontinuance or modifica-*
25 *tion of any such proceeding under the same terms and con-*

1 *ditions and to the same extent that such proceeding could*
2 *have been discontinued or modified if this title had not been*
3 *enacted.*

4 *(c) SUITS NOT AFFECTED.—The provisions of this title*
5 *shall not affect suits commenced before the appropriate ef-*
6 *fective date specified in section 1601, and in all such suits,*
7 *proceedings shall be had, appeals taken, and judgments ren-*
8 *dered in the same manner and with the same effect as if*
9 *this title had not been enacted.*

10 *(d) NONABATEMENT OF ACTIONS.—No suit, action, or*
11 *other proceeding commenced by or against a transferor*
12 *agency, or by or against any individual in the official ca-*
13 *capacity of such individual as an officer of the transferor*
14 *agency, shall abate by reason of the enactment of this title.*

15 *(e) ADMINISTRATIVE ACTIONS RELATING TO PROMUL-*
16 *GATION OF REGULATIONS.—Any administrative action re-*
17 *lating to the preparation or promulgation of a regulation*
18 *by a transferor agency relating to a function transferred*
19 *under this title may be continued by the transferee agency*
20 *with the same effect as if this title had not been enacted.*

21 **SEC. 1620. SEPARABILITY.**

22 *If a provision of this title or its application to any*
23 *person or circumstance is held invalid, neither the remain-*
24 *der of this title nor the application of the provision to other*
25 *persons or circumstances shall be affected.*

1 **SEC. 1621. OTHER TRANSITION AUTHORITIES.**

2 *The head of a transferee agency may utilize—*

3 *(1) the services of such officers, employees, and*
4 *other personnel of the transferor agency with respect*
5 *to functions transferred to the transferee agency under*
6 *this title; and*

7 *(2) funds appropriated to such functions for such*
8 *period of time as may reasonably be needed to facili-*
9 *tate the orderly implementation of this title.*

10 **SEC. 1622. ADDITIONAL CONFORMING AMENDMENTS.**

11 *The President may submit a report to the appropriate*
12 *congressional committees containing such recommendations*
13 *for such additional technical and conforming amendments*
14 *to the laws of the United States as may be appropriate to*
15 *reflect the changes made by this division.*

16 **SEC. 1623. FINAL REPORT.**

17 *Not later than October 1, 1998, the President shall pro-*
18 *vide by written report to the Congress a final accounting*
19 *of the finances and operations of the United States Arms*
20 *Control and Disarmament Agency, the United States Infor-*
21 *mation Agency, and the Agency for International Develop-*
22 *ment, and a projection of the personnel end-strengths of the*
23 *Foreign Service and the Senior Foreign Service as of Sep-*
24 *tember 30, 1999.*

1 **SEC. 1624. DEFINITIONS.**

2 *For purposes of this title, unless otherwise provided or*
3 *indicated by the context—*

4 *(1) the term “appropriate congressional commit-*
5 *tees” means the Committee on Foreign Relations of*
6 *the Senate and the Committee on International Rela-*
7 *tions of the House of Representatives;*

8 *(2) the term “Federal agency” has the meaning*
9 *given to the term “agency” by section 551(1) of title*
10 *5, United States Code;*

11 *(3) the term “function” means any duty, obliga-*
12 *tion, power, authority, responsibility, right, privilege,*
13 *activity, or program;*

14 *(4) the term “office” includes any office, admin-*
15 *istration, agency, institute, unit, organizational en-*
16 *tity, or component thereof;*

17 *(5) the term “transferee agency” means—*

18 *(A) the Department of State, with respect to*
19 *functions transferred under section 1601(a);*

20 *(B) the Broadcasting Board of Governors of*
21 *the Department of State, with respect to func-*
22 *tions transferred under section 1601(b);*

23 *(C) the Chief Financial Officer of the De-*
24 *partment of State, with respect to functions*
25 *transferred under section 1601(c); and*

1 (D) *the Inspector General for Foreign Af-*
2 *fairs of the Department of State, with respect to*
3 *functions transferred under section 1601(d); and*
4 (6) *the term “transferor agency” refers to each of*
5 *the following agencies:*

6 (A) *The United States Arms Control and*
7 *Disarmament Agency, with respect to the func-*
8 *tions transferred under section 1601(a)(1).*

9 (B) *The United States Information Agency*
10 *(exclusive of the Broadcasting Board of Gov-*
11 *ernors), with respect to the functions transferred*
12 *under section 1601(a)(2).*

13 (C) *The Agency for International Develop-*
14 *ment, a component of the International Develop-*
15 *ment Cooperation Agency, with respect to the*
16 *functions transferred under section 1601(a)(3).*

17 (D) *The International Development Co-*
18 *operation Agency (exclusive of components ex-*
19 *pressly established by statute or reorganization*
20 *plan), with respect to the functions transferred*
21 *under section 1601(a)(3).*

22 (E) *The Broadcasting Board of Governors,*
23 *with respect to the functions transferred under*
24 *section 1601(b).*

1 *(F) The Officer of the Chief Financial Offi-*
2 *cer, Agency for International Development, with*
3 *respect to the functions transferred under section*
4 *1601(c).*

5 *(G) The Office of Inspector General, United*
6 *States Information Agency, with respect to the*
7 *functions transferred under section 1601(d)(1).*

8 *(H) The Office of Inspector General, Agency*
9 *for International Development, with respect to*
10 *the functions transferred under section*
11 *1601(d)(2).*

Attest:

Secretary.

104TH CONGRESS
1ST SESSION

H. R. 1561

AMENDMENT

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