

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 519

To prohibit foreign assistance to Russia unless certain requirements relating to Russian intelligence activities, relations between Russia and certain countries, Russian arms control policy, and the reform of the Russian economy are met.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 13, 1995

Mr. SOLOMON introduced the following bill; which was referred to the Committee on International Relations and, in addition, to the Committee on Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To prohibit foreign assistance to Russia unless certain requirements relating to Russian intelligence activities, relations between Russia and certain countries, Russian arms control policy, and the reform of the Russian economy are met.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Freedom and Self-De-  
5 termination for the Former Soviet Union Act”.

1 **SEC. 2. PROHIBITION ON FOREIGN ASSISTANCE TO RUSSIA.**

2 (a) IN GENERAL.—Foreign assistance may not be ob-  
3 ligated or expended for Russia for any fiscal year unless  
4 the President certifies to the Congress for such fiscal year  
5 the following:

6 (1) The President has received satisfactory as-  
7 surances from the Government of Russia, which  
8 have been confirmed by the Director of the Federal  
9 Bureau of Investigation, that the intelligence activi-  
10 ties of Russia in the United States are confined to  
11 what is considered routine, non-adversarial informa-  
12 tion gathering activities.

13 (2) Russia has begun, and is making continual  
14 progress toward, the unconditional implementation  
15 of the Russian-Moldovan troop withdrawal agree-  
16 ment, signed by the prime ministers of Russia and  
17 Moldova on October 21, 1994.

18 (3) Russia is not providing military assistance  
19 to any military forces in the Transdnistria region of  
20 Moldova.

21 (4) Russian troops in the Kaliningrad region of  
22 Russia are respecting the sovereign territory of Lith-  
23 uania and other neighboring countries and such  
24 troops are not offensively postured against any other  
25 country.

1           (5) The activities of Russia in the other inde-  
2           pendent states of the former Soviet Union do not  
3           represent an attempt by Russia to violate or other-  
4           wise diminish the sovereignty and independence of  
5           such states.

6           (6) Russia is not providing military assistance  
7           to any Bosnian Serb military units or combatants or  
8           to the Government of the Federal Republic of Yugo-  
9           slavia.

10          (7) The Government of Russia has ceased the  
11          unilateral demarcation of the border between Russia  
12          and Estonia begun in 1994, is engaged in dialogue  
13          with the Government of Estonia to resolve this bor-  
14          der dispute, and has demonstrated a willingness to  
15          submit this issue to international arbitration.

16          (8) Russia is not providing any intelligence in-  
17          formation to Cuba and is not providing any assist-  
18          ance to Cuba with respect to the signal intelligence  
19          facility at Lourdes.

20          (9)(A) Russia is not providing to the countries  
21          described in subparagraph (B) goods or technology,  
22          including conventional weapons, which could materi-  
23          ally contribute to the acquisition by these countries  
24          of chemical, biological, nuclear, or destabilizing num-  
25          bers and types of advanced conventional weapons.

1           (B) The countries described in this subpara-  
2 graph are Iran, Iraq, Syria, or any country, the gov-  
3 ernment of which the Secretary of State has deter-  
4 mined, for purposes of section 6(j)(1) of the Export  
5 Administration Act of 1979 (50 U.S.C. app.  
6 2405(6)(j)(1)), has repeatedly provided support for  
7 acts of international terrorism.

8           (10) Russia is in compliance with the Conven-  
9 tion on the Prohibition of the Development, Produc-  
10 tion and Stockpiling of Bacteriological (Biological)  
11 and Toxin Weapons and on Their Destruction,  
12 signed at Washington, London, and Moscow on  
13 April 10, 1972 (TIAS 8062).

14           (11) Russia is in compliance with the 1989 Wy-  
15 oming Memorandum of Understanding relating to  
16 the restriction of chemical weapons.

17           (12) The Government of Russia is committed to  
18 reforming the Russian economy along free-market  
19 lines, and is taking concrete steps in this direction.

20           (b) CERTIFICATIONS FOR FISCAL YEAR 1995 AND  
21 1996.—In addition to the requirements contained in sub-  
22 section (a), with respect to each of the fiscal years 1995  
23 and 1996, foreign assistance may not be obligated or ex-  
24 pended for Russia unless the President certifies to the

1 Congress for each such fiscal year that the Government  
2 of Russia—

3 (1) has ceased its military offensive in  
4 Chechnya and is committed to resolving the problem  
5 of the status of Chechnya through negotiations; and

6 (2) has provided the President with a full and  
7 accurate accounting of the espionage activities relat-  
8 ing to the case of Aldrich Hazen Ames of the  
9 Central Intelligence Agency and has reimbursed the  
10 United States Government for all amounts paid by  
11 Russia to Rosario Ames since her arrest in 1994.

12 (c) REPORT.—The President shall submit to the Con-  
13 gress for each fiscal year a report containing the certifi-  
14 cations required by subsection (a), and with respect to  
15 each of the fiscal years 1995 and 1996, subsections (a)  
16 and (b). Such report shall be submitted in unclassified and  
17 classified versions.

18 **SEC. 3. ANNUAL REPORTS.**

19 At the beginning of each fiscal year, the President  
20 and the Comptroller General of the United States shall  
21 each submit to the Congress a report containing the fol-  
22 lowing:

23 (1) The amount of foreign assistance provided  
24 to Russia for the preceding fiscal year, including—

1 (A) the name of each organization or en-  
2 tity to which such assistance was provided;

3 (B) the purpose of such assistance; and

4 (C) an assessment of the effectiveness of  
5 such assistance.

6 (2) A detailed accounting of the amount of for-  
7 eign assistance appropriated for Russia which has  
8 not been expended and the status of such assistance.

9 (3) An estimate of the total amount of capital  
10 exported from Russia during the previous fiscal year  
11 and an analysis of the reasons for the export of such  
12 capital.

13 **SEC. 4. REQUIREMENT TO OPPOSE ASSISTANCE TO RUSSIA**  
14 **FROM INTERNATIONAL FINANCIAL INSTITU-**  
15 **TIONS.**

16 The President shall instruct the United States execu-  
17 tive director of each international financial institution to  
18 use the voice and vote of the United States to oppose any  
19 assistance from that financial institution to Russia unless  
20 Russia is in compliance with the requirements contained  
21 in section 2.

22 **SEC. 5. DEFINITIONS.**

23 For purposes of this Act:

24 (1) FOREIGN ASSISTANCE.—The term “foreign  
25 assistance” means assistance under the Foreign As-

1       sistance Act of 1961 (22 U.S.C. 2151 et seq.) or the  
2       Freedom for Russia and Emerging Eurasian Democ-  
3       racies and Open Markets Support Act of 1992 (22  
4       U.S.C. 5801 et seq.), except that such term does not  
5       include—

6               (A) humanitarian assistance;

7               (B) educational and cultural exchanges be-  
8       tween the United States and Russia;

9               (C) assistance provided by the National  
10       Endowment for Democracy; and

11              (D) assistance for the purpose of destroy-  
12       ing nuclear weapons, chemical weapons, and  
13       other weapons, and related assistance.

14              (2) GOODS OR TECHNOLOGY.—The term  
15       “goods or technology” has the meaning given such  
16       term in section 1608(3) of the Iran-Iraq Arms Non-  
17       Proliferation Act of 1992 (50 U.S.C. 1701 note).

18              (3) INTERNATIONAL FINANCIAL INSTITU-  
19       TION.—The term “international financial institu-  
20       tion” means the European Bank for Reconstruction  
21       and Development, the International Bank for Recon-  
22       struction and Development, the International Devel-  
23       opment Association, the International Financial Cor-  
24       poration, or the International Monetary Fund.

1           (4) OTHER INDEPENDENT STATES OF THE  
2 FORMER SOVIET UNION.—The term “other inde-  
3 pendent states of the former Soviet Union” means  
4 the following: Armenia, Azerbaijan, Belarus, Esto-  
5 nia, Georgia, Kazakhstan, Kyrgyzstan, Latvia, Lith-  
6 uania, Moldova, Tajikistan, Turkmenistan, Ukraine,  
7 and Uzbekistan.

8 **SEC. 6. EFFECTIVE DATE.**

9           (a) IN GENERAL.—Except as provided in subsection  
10 (b), this Act shall apply only with respect to fiscal years  
11 beginning on or after the date of the enactment of this  
12 Act.

13           (b) EXCEPTIONS.—In the case of the fiscal year in  
14 which this Act is enacted—

15                 (1) the prohibition contained in subsections (a)  
16 and (b) of section 2 shall apply with respect to the  
17 obligation or expenditure of foreign assistance on or  
18 after the date of the enactment of this Act (includ-  
19 ing foreign assistance which has been obligated but  
20 not expended before the date of the enactment of  
21 this Act); and

22                 (2) the requirement contained in section 4 shall  
23 apply with respect to the provision of assistance by

1 an international financial institution on or after the  
2 date of the enactment of this Act.

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