

105TH CONGRESS
2D SESSION

S. 2194

To amend the Arms Export Control Act to provide the President with discretionary authority to impose nuclear non-proliferation controls on a foreign country.

IN THE SENATE OF THE UNITED STATES

JUNE 19, 1998

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

A BILL

To amend the Arms Export Control Act to provide the President with discretionary authority to impose nuclear non-proliferation controls on a foreign country.

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. PRESIDENTIAL AUTHORITY TO IMPOSE NU-**
4 **CLEAR NONPROLIFERATION CONTROLS.**

5 (a) AMENDMENT OF THE ARMS EXPORT CONTROL
6 ACT.—

7 (1) REPROCESSING TRANSFERS; ILLEGAL EX-
8 PORTS.—Section 102(a) of the Arms Export Control
9 Act (22 U.S.C. 2799aa–1(a)) is amended by striking

1 “no funds” and all that follows through “making
 2 guarantees,” and inserting the following: “the Presi-
 3 dent may suspend or terminate the provision of eco-
 4 nomic assistance under the Foreign Assistance Act
 5 of 1961 (including economic support fund assistance
 6 under chapter 4 of part II of that Act) or military
 7 assistance, grant military education and training, or
 8 peacekeeping assistance under part II of that Act, or
 9 the extension of military credits or the making of
 10 guarantees under the Arms Export Control Act,”.

11 (2) TRANSFER OR USE OF NUCLEAR EXPLOSIVE
 12 DEVICES.—Section 102(b) of the Arms Export Con-
 13 trol Act (22 U.S.C. 2799aa–1(b)) is amended—

14 (A) in paragraph (1), by striking “shall
 15 forthwith impose” and inserting “may impose”;

16 (B) by striking paragraphs (4), (5), and
 17 (7);

18 (C) by redesignating paragraphs (6) and
 19 (8) as paragraphs (4) and (5), respectively; and

20 (D) by amending paragraph (4) (as redes-
 21 ignated) to read as follows:

22 “(4) If the President decides to impose any sanction
 23 against a country under paragraph (1)(C) or (1)(D), the
 24 President shall forthwith so inform that country and shall
 25 impose the sanction beginning 30 days after submitting

1 to Congress the report required by paragraph (1) unless,
2 and to the extent that, there is enacted during the 30-
3 day period a law prohibiting the imposition of that sanc-
4 tion.”.

5 (b) EFFECTIVE DATE.—The amendments made by
6 subsection (a) shall apply to determinations made by the
7 President before, on, or after the date of enactment of
8 this Act.

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