

106TH CONGRESS
1ST SESSION

H. R. 1644

To provide the people of Cuba with access to food and medicines from the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 1999

Mr. SERRANO (for himself, Mr. LEACH, Mr. ALLEN, Mr. BARRETT of Wisconsin, Mr. BLUMENAUER, Mr. BOUCHER, Mr. BROWN of California, Mr. CAMPBELL, Mr. CLAY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DELAHUNT, Mr. DOOLEY of California, Mr. ENGLISH, Mr. EVANS, Mr. FARR of California, Mr. HILLIARD, Mr. JOHN, Ms. KILPATRICK, Mr. LAFALCE, Mr. LAMPSON, Ms. LEE, Ms. LOFGREN, Mrs. LOWEY, Mr. McDERMOTT, Mr. MCGOVERN, Ms. MCKINNEY, Mrs. MALONEY of New York, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Mr. MINGE, Mr. MOAKLEY, Mr. MORAN of Virginia, Mr. MORAN of Kansas, Mrs. MORELLA, Mr. NADLER, Mr. NEAL of Massachusetts, Mr. NETHERCUTT, Mr. NEY, Mr. OBERSTAR, Mr. OLVER, Ms. PELOSI, Ms. RIVERS, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. SHAYS, Mr. STARK, Ms. WATERS, and Ms. WOOLSEY) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committee on Agriculture, 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

A BILL

To provide the people of Cuba with access to food and medicines from the United States, and for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Cuban Food and Medi-
3 cine Security Act of 1999”.

4 **SEC. 2. LIMITATION ON PROHIBITIONS AND RESTRICTIONS**
5 **ON TRADE WITH CUBA TO ALLOW FOR THE**
6 **EXPORT OF FOOD AND MEDICINES TO CUBA.**

7 Notwithstanding section 620(a)(1) of the Foreign As-
8 sistance Act of 1961 (22 U.S.C. 2370(a)(1)) or any other
9 provision of law (except section 3 of this Act), the prohibi-
10 tion or restriction on trade or financial transactions with
11 Cuba shall not apply with respect to the export of any
12 food and other agricultural products (including fertilizer),
13 medicines, medical supplies, medical instruments, or med-
14 ical equipment, or with respect to travel incident to the
15 sale or delivery of food and other agricultural products (in-
16 cluding fertilizer), medicines, medical supplies, medical in-
17 struments, or medical equipment, to Cuba.

18 **SEC. 3. LIMITATION ON EXCEPTION TO ALLOW FOR THE EX-**
19 **PORT OF FOOD AND MEDICINES TO CUBA.**

20 Section 2 of this Act shall not apply—

21 (1) with respect to restrictions imposed under
22 section 5 of the Export Administration Act of 1979
23 for goods containing parts or components on which
24 export controls are in effect under that section; and

25 (2) with respect to section 203 of the Inter-
26 national Emergency Economic Powers Act, to the

1 extent the authorities under that section are exer-
2 cised to deal with a threat to the national security
3 of the United States by virtue of the technology in-
4 corporated in such instruments or equipment.

5 **SEC. 4. STUDY AND REPORT RELATING TO EXPORT PRO-**
6 **MOTION AND CREDIT PROGRAMS FOR CUBA.**

7 Title IV of the Agricultural Trade Act of 1978 (7
8 U.S.C. 5661 et seq.) is amended by adding at the end
9 the following:

10 **“SEC. 418. STUDY AND REPORT RELATING TO EXPORT PRO-**
11 **MOTION AND CREDIT PROGRAMS FOR CUBA.**

12 “(a) STUDY.—The Secretary shall carry out a study
13 of existing United States agricultural export promotion
14 and credit programs to determine how such programs can
15 be carried out to promote the consumption of United
16 States agricultural commodities in Cuba.

17 “(b) REPORT.—Not later than 90 days after the date
18 of the enactment of this section, the Secretary shall pre-
19 pare and submit to the Committee on Agriculture of the
20 House of Representatives and the Committee on Agri-
21 culture, Nutrition, and Forestry of the Senate a report
22 containing—

23 “(1) the results of the study carried out under
24 subsection (a); and

1 “(2) proposed legislation, if any, to improve the
2 ability of the Secretary to utilize United States agri-
3 cultural export promotion and credit programs with
4 respect to the consumption of United States agricul-
5 tural commodities in Cuba.”.

6 **SEC. 5. REPORT TO CONGRESS.**

7 Not later than 6 months after the date of the enact-
8 ment of this Act, the President shall transmit to the Con-
9 gress a report that sets forth—

10 (1) the extent (expressed in volume and dollar
11 amounts) of sales to Cuba of food and other agricul-
12 tural products (including fertilizer), medicines, med-
13 ical supplies, medical instruments, and medical
14 equipment, since the enactment of this Act;

15 (2) a description of the types and end users of
16 the goods so exported; and

17 (3) whether there has been any indication that
18 any medicines, medical supplies, medical instru-
19 ments, or medical equipment exported to Cuba since
20 the enactment of this Act—

21 (A) have been used for purposes of torture
22 or other human rights abuses;

23 (B) were reexported; or

1 (C) were used in the production of any bio-
2 technological product.

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