

106TH CONGRESS
1ST SESSION

H. R. 2606

IN THE SENATE OF THE UNITED STATES

AUGUST 4, 1999

Received

AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, 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 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 fiscal year ending September 30, 2000, and for other pur-
4 poses, namely:

5 TITLE I—EXPORT AND INVESTMENT

6 ASSISTANCE

7 EXPORT-IMPORT BANK OF THE UNITED STATES

8 The Export-Import Bank of the United States is au-
9 thorized to make such expenditures within the limits of
10 funds and borrowing authority available to such corpora-
11 tion, and in accordance with law, and to make such con-
12 tracts and commitments without regard to fiscal year limi-
13 tations, as provided by section 104 of the Government
14 Corporation Control Act, as may be necessary in carrying
15 out the program for the current fiscal year for such cor-
16 poration: *Provided*, That none of the funds available dur-
17 ing the current fiscal year may be used to make expendi-
18 tures, contracts, or commitments for the export of nuclear
19 equipment, fuel, or technology to any country other than
20 a nuclear-weapon state as defined in Article IX of the
21 Treaty on the Non-Proliferation of Nuclear Weapons eligi-
22 ble to receive economic or military assistance under this
23 Act that has detonated a nuclear explosive after the date
24 of the enactment of this Act.

SUBSIDY APPROPRIATION

For the cost of direct loans, loan guarantees, insurance, and tied-aid grants as authorized by section 10 of the Export-Import Bank Act of 1945, as amended, \$759,000,000 to remain available until September 30, 2003: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That such sums shall remain available until September 30, 2018 for the disbursement of direct loans, loan guarantees, insurance and tied-aid grants obligated in fiscal years 2000, 2001, 2002, and 2003: *Provided further*, That none of the funds appropriated by this Act or any prior Act appropriating funds for foreign operations, export financing, or related programs for tied-aid credits or grants may be used for any other purpose except through the regular notification procedures of the Committees on Appropriations: *Provided further*, That funds appropriated by this paragraph are made available notwithstanding section 2(b)(2) of the Export Import Bank Act of 1945, in connection with the purchase or lease of any product by any East European country, any Baltic State or any agency or national thereof.

ADMINISTRATIVE EXPENSES

For administrative expenses to carry out the direct and guaranteed loan and insurance programs (to be com-

1 puted on an accrual basis), including hire of passenger
 2 motor vehicles and services as authorized by 5 U.S.C.
 3 3109, and not to exceed \$25,000 for official reception and
 4 representation expenses for members of the Board of Di-
 5 rectors, \$55,000,000: *Provided*, That necessary expenses
 6 (including special services performed on a contract or fee
 7 basis, but not including other personal services) in connec-
 8 tion with the collection of moneys owed the Export-Import
 9 Bank, repossession or sale of pledged collateral or other
 10 assets acquired by the Export-Import Bank in satisfaction
 11 of moneys owed the Export-Import Bank, or the investiga-
 12 tion or appraisal of any property, or the evaluation of the
 13 legal or technical aspects of any transaction for which an
 14 application for a loan, guarantee or insurance commitment
 15 has been made, shall be considered nonadministrative ex-
 16 penses for the purposes of this heading: *Provided further*,
 17 That, notwithstanding subsection (b) of section 117 of the
 18 Export Enhancement Act of 1992, subsection (a) thereof
 19 shall remain in effect until October 1, 2000.

20 OVERSEAS PRIVATE INVESTMENT CORPORATION

21 NONCREDIT ACCOUNT

22 The Overseas Private Investment Corporation is au-
 23 thorized to make, without regard to fiscal year limitations,
 24 as provided by 31 U.S.C. 9104, such expenditures and
 25 commitments within the limits of funds available to it and
 26 in accordance with law as may be necessary: *Provided*,

1 That the amount available for administrative expenses to
2 carry out the credit and insurance programs (including an
3 amount for official reception and representation expenses
4 which shall not exceed \$35,000) shall not exceed
5 \$35,000,000: *Provided further*, That project-specific trans-
6 action costs, including direct and indirect costs incurred
7 in claims settlements, and other direct costs associated
8 with services provided to specific investors or potential in-
9 vestors pursuant to section 234 of the Foreign Assistance
10 Act of 1961, shall not be considered administrative ex-
11 penses for the purposes of this heading.

12 PROGRAM ACCOUNT

13 For the cost of direct and guaranteed loans,
14 \$20,500,000, as authorized by section 234 of the Foreign
15 Assistance Act of 1961 to be derived by transfer from the
16 Overseas Private Investment Corporation Noncredit Ac-
17 count: *Provided*, That such costs, including the cost of
18 modifying such loans, shall be as defined in section 502
19 of the Congressional Budget Act of 1974: *Provided fur-*
20 *ther*, That such sums shall be available for direct loan obli-
21 gations and loan guaranty commitments incurred or made
22 during fiscal years 2000 and 2001: *Provided further*, That
23 such sums shall remain available through fiscal year 2008
24 for the disbursement of direct and guaranteed loans obli-
25 gated in fiscal year 2000, and through fiscal year 2009
26 for the disbursement of direct and guaranteed loans obli-

1 gated in fiscal year 2001: *Provided further*, That in addi-
2 tion, such sums as may be necessary for administrative
3 expenses to carry out the credit program may be derived
4 from amounts available for administrative expenses to
5 carry out the credit and insurance programs in the Over-
6 seas Private Investment Corporation Noncredit Account
7 and merged with said account: *Provided further*, That
8 funds made available under this heading or in prior appro-
9 priations Acts that are available for the cost of financing
10 under section 234 of the Foreign Assistance Act of 1961,
11 shall be available for purposes of section 234(g) of such
12 Act, to remain available until expended.

13 FUNDS APPROPRIATED TO THE PRESIDENT

14 TRADE AND DEVELOPMENT AGENCY

15 For necessary expenses to carry out the provisions
16 of section 661 of the Foreign Assistance Act of 1961,
17 \$44,000,000, to remain available until September 30,
18 2001: *Provided*, That the Trade and Development Agency
19 may receive reimbursements from corporations and other
20 entities for the costs of grants for feasibility studies and
21 other project planning services, to be deposited as an off-
22 setting collection to this account and to be available for
23 obligation until September 30, 2001, for necessary ex-
24 penses under this paragraph: *Provided further*, That such

1 reimbursements shall not cover, or be allocated against,
2 direct or indirect administrative costs of the agency.

3 TITLE II—BILATERAL ECONOMIC ASSISTANCE

4 FUNDS APPROPRIATED TO THE PRESIDENT

5 For expenses necessary to enable the President to
6 carry out the provisions of the Foreign Assistance Act of
7 1961, and for other purposes, to remain available until
8 September 30, 2000, unless otherwise specified herein, as
9 follows:

10 AGENCY FOR INTERNATIONAL DEVELOPMENT

11 CHILD SURVIVAL AND DISEASE PROGRAMS FUND

12 For necessary expenses to carry out the provisions
13 of chapters 1 and 10 of part I of the Foreign Assistance
14 Act of 1961, for child survival, basic education, assistance
15 to combat tropical and other diseases, and related activi-
16 ties, in addition to funds otherwise available for such pur-
17 poses, \$680,000,000 (increased by \$5,000,000), to remain
18 available until expended: *Provided*, That this amount shall
19 be made available for such activities as: (1) immunization
20 programs; (2) oral rehydration programs; (3) health and
21 nutrition programs, and related education programs,
22 which address the needs of mothers and children; (4)
23 water and sanitation programs; (5) assistance for dis-
24 placed and orphaned children; (6) programs for the pre-
25 vention, treatment, and control of, and research on, tuber-
26 culosis, HIV/AIDS, polio, malaria and other diseases; and

1 (7) up to \$98,000,000 for basic education programs for
 2 children: *Provided further*, That none of the funds appro-
 3 priated under this heading may be made available for non-
 4 project assistance for health and child survival programs,
 5 except that funds may be made available for such assist-
 6 ance for ongoing health programs.

7 DEVELOPMENT ASSISTANCE

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses to carry out the provisions
 10 of sections 103 through 106, and chapter 10 of part I
 11 of the Foreign Assistance Act of 1961, title V of the Inter-
 12 national Security and Development Cooperation Act of
 13 1980 (Public Law 96–533) and the provisions of section
 14 401 of the Foreign Assistance Act of 1969,
 15 \$1,201,000,000, to remain available until September 30,
 16 2001: *Provided*, That of the amount appropriated under
 17 this heading, up to \$5,000,000 may be made available for
 18 and apportioned directly to the Inter-American Founda-
 19 tion: *Provided further*, That of the amount appropriated
 20 under this heading, up to \$14,400,000 may be made avail-
 21 able for the African Development Foundation and shall
 22 be apportioned directly to that agency: *Provided further*,
 23 That none of the funds made available in this Act nor
 24 any unobligated balances from prior appropriations may
 25 be made available to any organization or program which,
 26 as determined by the President of the United States, sup-

1 ports or participates in the management of a program of
2 coercive abortion or involuntary sterilization: *Provided fur-*
3 *ther*, That none of the funds made available under this
4 heading may be used to pay for the performance of abor-
5 tion as a method of family planning or to motivate or co-
6 erce any person to practice abortions; and that in order
7 to reduce reliance on abortion in developing nations, funds
8 shall be available only to voluntary family planning
9 projects which offer, either directly or through referral to,
10 or information about access to, a broad range of family
11 planning methods and services, and that any such vol-
12 untary family planning project shall meet the following re-
13 quirements: (1) service providers or referral agents in the
14 project shall not implement or be subject to quotas, or
15 other numerical targets, of total number of births, number
16 of family planning acceptors, or acceptors of a particular
17 method of family planning (this provision shall not be con-
18 strued to include the use of quantitative estimates or indi-
19 cators for budgeting and planning purposes); (2) the
20 project shall not include payment of incentives, bribes,
21 gratuities, or financial reward to: (A) an individual in ex-
22 change for becoming a family planning acceptor; or (B)
23 program personnel for achieving a numerical target or
24 quota of total number of births, number of family planning
25 acceptors, or acceptors of a particular method of family

1 planning; (3) the project shall not deny any right or ben-
2 efit, including the right of access to participate in any pro-
3 gram of general welfare or the right of access to health
4 care, as a consequence of any individual's decision not to
5 accept family planning services; (4) the project shall pro-
6 vide family planning acceptors comprehensible information
7 on the health benefits and risks of the method chosen, in-
8 cluding those conditions that might render the use of the
9 method inadvisable and those adverse side effects known
10 to be consequent to the use of the method; and (5) the
11 project shall ensure that experimental contraceptive drugs
12 and devices and medical procedures are provided only in
13 the context of a scientific study in which participants are
14 advised of potential risks and benefits; and, not less than
15 60 days after the date on which the Administrator of the
16 United States Agency for International Development de-
17 termines that there has been a violation of the require-
18 ments contained in paragraph (1), (2), (3), or (5) of this
19 proviso, or a pattern or practice of violations of the re-
20 quirements contained in paragraph (4) of this proviso, the
21 Administrator shall submit to the Committee on Inter-
22 national Relations and the Committee on Appropriations
23 of the House of Representatives and to the Committee on
24 Foreign Relations and the Committee on Appropriations
25 of the Senate, a report containing a description of such

1 violation and the corrective action taken by the Agency:
2 *Provided further*, That in awarding grants for natural
3 family planning under section 104 of the Foreign Assist-
4 ance Act of 1961 no applicant shall be discriminated
5 against because of such applicant's religious or conscien-
6 tious commitment to offer only natural family planning;
7 and, additionally, all such applicants shall comply with the
8 requirements of the previous proviso: *Provided further*,
9 That for purposes of this or any other Act authorizing
10 or appropriating funds for foreign operations, export fi-
11 nancing, and related programs, the term "motivate", as
12 it relates to family planning assistance, shall not be con-
13 strued to prohibit the provision, consistent with local law,
14 of information or counseling about all pregnancy options:
15 *Provided further*, That nothing in this paragraph shall be
16 construed to alter any existing statutory prohibitions
17 against abortion under section 104 of the Foreign Assist-
18 ance Act of 1961: *Provided further*, That, notwithstanding
19 section 109 of the Foreign Assistance Act of 1961, of the
20 funds appropriated under this heading in this Act, and
21 of the unobligated balances of funds previously appro-
22 priated under this heading, \$2,500,000 may be trans-
23 ferred to "International Organizations and Programs" for
24 a contribution to the International Fund for Agricultural
25 Development (IFAD): *Provided further*, That none of the

1 funds appropriated under this heading may be made avail-
2 able for any activity which is in contravention to the Con-
3 vention on International Trade in Endangered Species of
4 Flora and Fauna (CITES): *Provided further*, That, of the
5 funds made available by this Act for the “Microenterprise
6 Initiative” (including any local currencies made available
7 for the purposes of the Initiative), not less than 50 percent
8 of the funds used for microcredit should be made available
9 for support of programs providing loans of less than \$300
10 to very poor people, particularly women, or for institu-
11 tional support of organizations primarily engaged in mak-
12 ing such loans.

13 PRIVATE AND VOLUNTARY ORGANIZATIONS

14 None of the funds appropriated or otherwise made
15 available by this Act for development assistance may be
16 made available to any United States private and voluntary
17 organization, except any cooperative development organi-
18 zation, which obtains less than 20 percent of its total an-
19 nual funding for international activities from sources other
20 than the United States Government: *Provided*, That the
21 Administrator of the Agency for International Develop-
22 ment may, on a case-by-case basis, waive the restriction
23 contained in this paragraph, after taking into account the
24 effectiveness of the overseas development activities of the
25 organization, its level of volunteer support, its financial

1 viability and stability, and the degree of its dependence
2 for its financial support on the agency.

3 Funds appropriated or otherwise made available
4 under title II of this Act should be made available to pri-
5 vate and voluntary organizations at a level which is at
6 least equivalent to the level provided in fiscal year 1995.

7 INTERNATIONAL DISASTER ASSISTANCE

8 For necessary expenses for international disaster re-
9 lief, rehabilitation, and reconstruction assistance pursuant
10 to section 491 of the Foreign Assistance Act of 1961, as
11 amended, \$200,880,000, to remain available until ex-
12 pended: *Provided*, That of the funds appropriated under
13 this heading, not more than \$35,000,000 shall be made
14 available for activities carried out by the Office of Transi-
15 tion Initiatives, except that this amount may be exceeded
16 subject to the regular notification procedures of the Com-
17 mittees on Appropriations.

18 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM

19 ACCOUNT

20 For the cost of direct loans and loan guarantees,
21 \$1,500,000, as authorized by section 108 of the Foreign
22 Assistance Act of 1961, as amended: *Provided*, That such
23 costs shall be as defined in section 502 of the Congres-
24 sional Budget Act of 1974: *Provided further*, That guaran-
25 tees of loans made under this heading in support of micro-
26 enterprise activities may guarantee up to 70 percent of

1 the principal amount of any such loans notwithstanding
2 section 108 of the Foreign Assistance Act of 1961. In ad-
3 dition, for administrative expenses to carry out programs
4 under this heading, \$500,000, all of which may be trans-
5 ferred to and merged with the appropriation for Operating
6 Expenses of the Agency for International Development:
7 *Provided further*, That funds made available under this
8 heading shall remain available until September 30, 2001.

9 URBAN AND ENVIRONMENTAL CREDIT PROGRAM

10 ACCOUNT

11 For administrative expenses to carry out guaranteed
12 loan programs, \$5,000,000, all of which may be trans-
13 ferred to and merged with the appropriation for Operating
14 Expenses of the Agency for International Development.

15 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND

16 DISABILITY FUND

17 For payment to the “Foreign Service Retirement and
18 Disability Fund”, as authorized by the Foreign Service
19 Act of 1980, \$43,837,000.

20 OPERATING EXPENSES OF THE AGENCY FOR

21 INTERNATIONAL DEVELOPMENT

22 For necessary expenses to carry out the provisions
23 of section 667, \$479,950,000.

1 OPERATING EXPENSES OF THE AGENCY FOR INTER-
2 NATIONAL DEVELOPMENT OFFICE OF INSPECTOR
3 GENERAL

4 For necessary expenses to carry out the provisions
5 of section 667, \$25,000,000, to remain available until Sep-
6 tember 30, 2001, which sum shall be available for the Of-
7 fice of the Inspector General of the Agency for Inter-
8 national Development.

9 OTHER BILATERAL ECONOMIC ASSISTANCE
10 ECONOMIC SUPPORT FUND

11 For necessary expenses to carry out the provisions
12 of chapter 4 of part II, \$2,227,000,000, to remain avail-
13 able until September 30, 2001: *Provided*, That of the
14 funds appropriated under this heading, not to exceed
15 \$960,000,000 shall be available only for Israel, which sum
16 shall be available on a grant basis as a cash transfer and
17 shall be disbursed within 30 days of the enactment of this
18 Act or by October 31, 1999, whichever is later: *Provided*
19 *further*, That not to exceed \$735,000,000 shall be avail-
20 able only for Egypt, which sum shall be provided on a
21 grant basis, and of which sum cash transfer assistance
22 shall be provided with the understanding that Egypt will
23 undertake significant economic reforms which are addi-
24 tional to those which were undertaken in previous fiscal
25 years: *Provided further*, That in exercising the authority

1 to provide cash transfer assistance for Israel, the Presi-
2 dent shall ensure that the level of such assistance does
3 not cause an adverse impact on the total level of non-
4 military exports from the United States to such country.

5 INTERNATIONAL FUND FOR IRELAND

6 For necessary expenses to carry out the provisions
7 of chapter 4 of part II of the Foreign Assistance Act of
8 1961, \$19,600,000, which shall be available for the United
9 States contribution to the International Fund for Ireland
10 and shall be made available in accordance with the provi-
11 sions of the Anglo-Irish Agreement Support Act of 1986
12 (Public Law 99–415): *Provided*, That such amount shall
13 be expended at the minimum rate necessary to make time-
14 ly payment for projects and activities: *Provided further*,
15 That funds made available under this heading shall re-
16 main available until September 30, 2001.

17 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC
18 STATES

19 (a) For necessary expenses to carry out the provisions
20 of the Foreign Assistance Act of 1961 and the Support
21 for East European Democracy (SEED) Act of 1989,
22 \$393,000,000, to remain available until September 30,
23 2001, which shall be available, notwithstanding any other
24 provision of law, for economic assistance and for related
25 programs for Eastern Europe and the Baltic States.

1 (b) Funds appropriated under this heading shall be
2 considered to be economic assistance under the Foreign
3 Assistance Act of 1961 for purposes of making available
4 the administrative authorities contained in that Act for
5 the use of economic assistance.

6 (c) None of the funds appropriated under this head-
7 ing may be made available for new housing construction
8 or repair or reconstruction of existing housing in Bosnia
9 and Herzegovina unless directly related to the efforts of
10 United States troops to promote peace in said country.

11 (d) With regard to funds appropriated under this
12 heading for the economic revitalization program in Bosnia
13 and Herzegovina, and local currencies generated by such
14 funds (including the conversion of funds appropriated
15 under this heading into currency used by Bosnia and
16 Herzegovina as local currency and local currency returned
17 or repaid under such program) the Administrator of the
18 Agency for International Development shall provide writ-
19 ten approval for grants and loans prior to the obligation
20 and expenditure of funds for such purposes, and prior to
21 the use of funds that have been returned or repaid to any
22 lending facility or grantee.

23 (e) The provisions of section 532 of this Act shall
24 apply to funds made available under subsection (d) and
25 to funds appropriated under this heading.

1 (f) The President is authorized to withhold funds ap-
2 propriated under this heading made available for economic
3 revitalization programs in Bosnia and Herzegovina, if he
4 determines and certifies to the Committees on Appropria-
5 tions that the Federation of Bosnia and Herzegovina has
6 not complied with article III of annex 1–A of the General
7 Framework Agreement for Peace in Bosnia and
8 Herzegovina concerning the withdrawal of foreign forces,
9 and that intelligence cooperation on training, investiga-
10 tions, and related activities between Iranian officials and
11 Bosnian officials has not been terminated.

12 (g) Funds appropriated under this heading or in prior
13 appropriations Acts that are or have been made available
14 for an Enterprise Fund may be deposited by such Fund
15 in interest-bearing accounts prior to the Fund’s disburse-
16 ment of such funds for program purposes. The Fund may
17 retain for such program purposes any interest earned on
18 such deposits without returning such interest to the Treas-
19 ury of the United States and without further appropria-
20 tion by the Congress. Funds made available for Enterprise
21 Funds shall be expended at the minimum rate necessary
22 to make timely payment for projects and activities.

23 ASSISTANCE FOR THE INDEPENDENT STATES OF THE
24 FORMER SOVIET UNION

25 (a) For necessary expenses to carry out the provisions
26 of chapter 11 of part I of the Foreign Assistance Act of

1 1961 and the FREEDOM Support Act, for assistance for
2 the Independent States of the former Soviet Union and
3 for related programs, \$725,000,000, to remain available
4 until September 30, 2001: *Provided*, That the provisions
5 of such chapter shall apply to funds appropriated by this
6 paragraph: *Provided further*, That such sums as may be
7 necessary may be transferred to the Export-Import Bank
8 of the United States for the cost of any financing under
9 the Export-Import Bank Act of 1945 for activities for the
10 Independent States: *Provided further*, That of the funds
11 made available for the Southern Caucasus region, 17.5
12 percent should be used for confidence-building measures
13 and other activities in furtherance of the peaceful resolu-
14 tion of the regional conflicts, especially those in the vicin-
15 ity of Abkhazia and Nagorno-Karabagh.

16 (b) Funds appropriated under title II of this Act, in-
17 cluding funds appropriated under this heading, may be
18 made available for assistance for Mongolia: *Provided*, That
19 funds made available for assistance for Mongolia may be
20 made available in accordance with the purposes and uti-
21 lizing the authorities provided in chapter 11 of part I of
22 the Foreign Assistance Act of 1961.

23 (c)(1) Of the funds appropriated under this heading
24 that are allocated for assistance for the Government of
25 the Russian Federation, 50 percent shall be withheld from

1 obligation until the President determines and certifies in
2 writing to the Committees on Appropriations that the Gov-
3 ernment of the Russian Federation has terminated imple-
4 mentation of arrangements to provide Iran with technical
5 expertise, training, technology, or equipment necessary to
6 develop a nuclear reactor, related nuclear research facili-
7 ties or programs, or ballistic missile capability.

8 (2) Paragraph (1) shall not apply to—

9 (A) assistance to combat infectious diseases and
10 child survival activities; and

11 (B) activities authorized under title V (Non-
12 proliferation and Disarmament Programs and Ac-
13 tivities) of the FREEDOM Support Act.

14 (d) Not more than 25 percent of the funds appro-
15 priated under this heading may be made available for as-
16 sistance for any country in the region.

17 (e) Allocations for Georgia and for Armenia shall re-
18 flect a percentage of the amount appropriated under this
19 heading that is at least equivalent to the percentage of
20 the total funding available under this heading that was
21 allocated for each nation in fiscal year 1999: *Provided*,
22 That assistance under title V of the FREEDOM Support
23 Act shall not be included in such calculations.

24 (f) Section 907 of the FREEDOM Support Act shall
25 not apply to—

1 (1) activities to support democracy or assist-
2 ance under title V of the FREEDOM Support Act
3 and section 1424 of Public Law 104–201;

4 (2) any assistance provided by the Trade and
5 Development Agency under section 661 of the For-
6 eign Assistance Act of 1961 (22 U.S.C. 2421);

7 (3) any activity carried out by a member of the
8 United States and Foreign Commercial Service while
9 acting within his or her official capacity;

10 (4) any insurance, reinsurance, guarantee, or
11 other assistance provided by the Overseas Private
12 Investment Corporation under title IV of chapter 2
13 of part I of the Foreign Assistance Act of 1961 (22
14 U.S.C. 2191 et seq.);

15 (5) any financing provided under the Export-
16 Import Bank Act of 1945; or

17 (6) humanitarian assistance including activities
18 funded under the heading “Child Survival and Dis-
19 ease Programs Fund”.

20 INDEPENDENT AGENCY

21 PEACE CORPS

22 For expenses necessary to carry out the provisions
23 of the Peace Corps Act (75 Stat. 612), \$240,000,000, in-
24 cluding the purchase of not to exceed five passenger motor
25 vehicles for administrative purposes for use outside of the

1 United States: *Provided*, That none of the funds appro-
2 priated under this heading shall be used to pay for abor-
3 tions: *Provided further*, That funds appropriated under
4 this heading shall remain available until September 30,
5 2001.

6 DEPARTMENT OF STATE

7 INTERNATIONAL NARCOTICS CONTROL AND LAW

8 ENFORCEMENT

9 For necessary expenses to carry out section 481 of
10 the Foreign Assistance Act of 1961, \$285,000,000: *Pro-*
11 *vided*, That not more than \$20,000,000 of the funds made
12 available under this heading shall be available for anti-
13 crime programs and that all such programs shall be sub-
14 ject to the regular notification procedures of the Commit-
15 tees on Appropriations: *Provided further*, That during fis-
16 cal year 2000, the Department of State may also use the
17 authority of section 608 of the Foreign Assistance Act of
18 1961, without regard to its restrictions, to receive excess
19 property from an agency of the United States Government
20 for the purpose of providing it to a foreign country under
21 chapter 8 of part I of that Act subject to the regular noti-
22 fication procedures of the Committees on Appropriations.

23 MIGRATION AND REFUGEE ASSISTANCE

24 For expenses, not otherwise provided for, necessary
25 to enable the Secretary of State to provide, as authorized
26 by law, a contribution to the International Committee of

1 the Red Cross, assistance to refugees, including contribu-
2 tions to the International Organization for Migration and
3 the United Nations High Commissioner for Refugees, and
4 other activities to meet refugee and migration needs; sala-
5 ries and expenses of personnel and dependents as author-
6 ized by the Foreign Service Act of 1980; allowances as
7 authorized by sections 5921 through 5925 of title 5,
8 United States Code; purchase and hire of passenger motor
9 vehicles; and services as authorized by section 3109 of title
10 5, United States Code, \$640,000,000: *Provided*, That not
11 more than \$13,800,000 shall be available for administra-
12 tive expenses.

13 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
14 ASSISTANCE FUND

15 For necessary expenses to carry out the provisions
16 of section 2(c) of the Migration and Refugee Assistance
17 Act of 1962, as amended (22 U.S.C. 260(c)),
18 \$30,000,000, to remain available until expended: *Pro-*
19 *vided*, That the funds made available under this heading
20 are appropriated notwithstanding the provisions contained
21 in section 2(c)(2) of the Migration and Refugee Assistance
22 Act of 1962 which would limit the amount of funds which
23 could be appropriated for this purpose.

1 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
2 RELATED PROGRAMS

3 For necessary expenses for nonproliferation, anti-ter-
4 rorism and related programs and activities, \$181,630,000,
5 to carry out the provisions of chapter 8 of part II of the
6 Foreign Assistance Act of 1961 for anti-terrorism assist-
7 ance, section 504 of the FREEDOM Support Act for the
8 Nonproliferation and Disarmament Fund, section 23 of
9 the Arms Export Control Act or the Foreign Assistance
10 Act of 1961 for demining activities, the clearance of
11 unexploded ordnance, and related activities, notwith-
12 standing any other provision of law, including activities
13 implemented through nongovernmental and international
14 organizations, section 301 of the Foreign Assistance Act
15 of 1961 for a voluntary contribution to the International
16 Atomic Energy Agency (IAEA) and a voluntary contribu-
17 tion to the Korean Peninsula Energy Development Orga-
18 nization (KEDO), and for a United States contribution
19 to the Comprehensive Nuclear Test Ban Treaty Pre-
20 paratory Commission: *Provided*, That the Secretary of
21 State shall inform the Committees on Appropriations at
22 least 20 days prior to the obligation of funds for the Com-
23 prehensive Nuclear Test Ban Treaty Preparatory Com-
24 mission: *Provided further*, That of this amount not to ex-
25 ceed \$15,000,000, to remain available until expended, may

1 be made available for the Nonproliferation and Disar-
2 mament Fund, notwithstanding any other provision of
3 law, to promote bilateral and multilateral activities relat-
4 ing to nonproliferation and disarmament: *Provided fur-*
5 *ther*, That such funds may also be used for such countries
6 other than the Independent States of the former Soviet
7 Union and international organizations when it is in the
8 national security interest of the United States to do so:
9 *Provided further*, That such funds shall be subject to the
10 regular notification procedures of the Committees on Ap-
11 propriations: *Provided further*, That funds appropriated
12 under this heading may be made available for the Inter-
13 national Atomic Energy Agency only if the Secretary of
14 State determines (and so reports to the Congress) that
15 Israel is not being denied its right to participate in the
16 activities of that Agency.

17 DEPARTMENT OF THE TREASURY

18 DEBT RESTRUCTURING

19 For the cost, as defined in section 502 of the Con-
20 gressional Budget Act of 1974, of modifying loans and
21 loan guarantees, as the President may determine, for
22 which funds have been appropriated or otherwise made
23 available for programs within the International Affairs
24 Budget Function 150, including the cost of selling, reduc-
25 ing, or canceling amounts owed to the United States as

1 a result of concessional loans made to eligible countries,
2 pursuant to parts IV and V of the Foreign Assistance Act
3 of 1961 (including up to \$1,000,000 for necessary ex-
4 penses for the administration of activities carried out
5 under these parts), and of modifying concessional credit
6 agreements with least developed countries, as authorized
7 under section 411 of the Agricultural Trade Development
8 and Assistance Act of 1954, as amended, and concessional
9 loans, guarantees and credit agreements with any country
10 in Sub-Saharan Africa, as authorized under section 572
11 of the Foreign Operations, Export Financing, and Related
12 Programs Appropriations Act, 1989 (Public Law 100–
13 461), \$33,000,000, to remain available until expended:
14 *Provided*, That any limitation of subsection (e) of section
15 411 of the Agricultural Trade Development and Assist-
16 ance Act of 1954 to the extent that limitation applies to
17 sub-Saharan African countries shall not apply to funds ap-
18 propriated hereunder or previously appropriated under
19 this heading: *Provided further*, That the authority pro-
20 vided by section 572 of Public Law 100–461 may be exer-
21 cised only with respect to countries that are eligible to bor-
22 row from the International Development Association, but
23 not from the International Bank for Reconstruction and
24 Development, commonly referred to as “IDA-only” coun-
25 tries.

1 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

2 For necessary expenses to carry out the provisions
3 of section 129 of the Foreign Assistance Act of 1961 (re-
4 lating to international affairs technical assistance activi-
5 ties), \$1,500,000, to remain available until expended.

6 TITLE III—MILITARY ASSISTANCE

7 FUNDS APPROPRIATED TO THE PRESIDENT

8 INTERNATIONAL MILITARY EDUCATION AND TRAINING

9 For necessary expenses to carry out the provisions
10 of section 541 of the Foreign Assistance Act of 1961,
11 \$50,000,000 (reduced by \$5,000,000), of which up to
12 \$1,000,000 may remain available until expended: *Pro-*
13 *vided*, That the civilian personnel for whom military edu-
14 cation and training may be provided under this heading
15 may include civilians who are not members of a govern-
16 ment whose participation would contribute to improved
17 civil-military relations, civilian control of the military, or
18 respect for human rights: *Provided further*, That funds ap-
19 propriated under this heading for grant financed military
20 education and training for Indonesia and Guatemala may
21 only be available for expanded international military edu-
22 cation and training and funds made available for Guate-
23 mala may only be provided through the regular notifica-
24 tion procedures of the Committees on Appropriations: *Pro-*
25 *vided further*, That none of the funds appropriated under

1 this heading may be made available to support grant fi-
2 nanced military education and training at the School of
3 the Americas unless the Secretary of Defense certifies that
4 the instruction and training provided by the School of the
5 Americas is fully consistent with training and doctrine,
6 particularly with respect to the observance of human
7 rights, provided by the Department of Defense to United
8 States military students at Department of Defense institu-
9 tions whose primary purpose is to train United States
10 military personnel: *Provided further*, That the Secretary
11 of Defense shall submit to the Committees on Appropria-
12 tions, no later than January 15, 2000, a report detailing
13 the training activities of the School of the Americas and
14 a general assessment regarding the performance of its
15 graduates during 1997 and 1998.

16 FOREIGN MILITARY FINANCING PROGRAM

17 For expenses necessary for grants to enable the
18 President to carry out the provisions of section 23 of the
19 Arms Export Control Act, \$3,470,000,000: *Provided*,
20 That of the funds appropriated under this heading, not
21 to exceed \$1,920,000,000 shall be available for grants only
22 for Israel, and not to exceed \$1,300,000,000 shall be made
23 available for grants only for Egypt: *Provided further*, That
24 the funds appropriated by this paragraph for Israel shall
25 be disbursed within 30 days of the enactment of this Act
26 or by October 31, 1999, whichever is later: *Provided fur-*

1 *ther*, That to the extent that the Government of Israel re-
2 quests that funds be used for such purposes, grants made
3 available for Israel by this paragraph shall, as agreed by
4 Israel and the United States, be available for advanced
5 weapons systems, of which not less than \$505,000,000
6 should be available for the procurement in Israel of de-
7 fense articles and defense services, including research and
8 development: *Provided further*, That none of the funds
9 made available under this heading shall be available for
10 any non-NATO country participating in the Partnership
11 for Peace Program except through the regular notification
12 procedures of the Committees on Appropriations: *Provided*
13 *further*, That funds appropriated by this paragraph shall
14 be nonrepayable notwithstanding any requirement in sec-
15 tion 23 of the Arms Export Control Act: *Provided further*,
16 That funds made available under this paragraph shall be
17 obligated upon apportionment in accordance with para-
18 graph (5)(C) of title 31, United States Code, section
19 1501(a).

20 None of the funds made available under this heading
21 shall be available to finance the procurement of defense
22 articles, defense services, or design and construction serv-
23 ices that are not sold by the United States Government
24 under the Arms Export Control Act unless the foreign
25 country proposing to make such procurements has first

1 signed an agreement with the United States Government
2 specifying the conditions under which such procurements
3 may be financed with such funds: *Provided*, That all coun-
4 try and funding level increases in allocations shall be sub-
5 mitted through the regular notification procedures of sec-
6 tion 515 of this Act: *Provided further*, That none of the
7 funds appropriated under this heading shall be available
8 for assistance for Sudan and Liberia: *Provided further*,
9 That funds made available under this heading may be
10 used, notwithstanding any other provision of law, for
11 demining, the clearance of unexploded ordnance, and re-
12 lated activities, and may include activities implemented
13 through nongovernmental and international organizations:
14 *Provided further*, That none of the funds appropriated
15 under this heading shall be available for assistance for
16 Guatemala: *Provided further*, That only those countries for
17 which assistance was justified for the “Foreign Military
18 Sales Financing Program” in the fiscal year 1989 con-
19 gressional presentation for security assistance programs
20 may utilize funds made available under this heading for
21 procurement of defense articles, defense services or design
22 and construction services that are not sold by the United
23 States Government under the Arms Export Control Act:
24 *Provided further*, That funds appropriated under this
25 heading shall be expended at the minimum rate necessary

1 to make timely payment for defense articles and services:
2 *Provided further*, That not more than \$30,495,000 of the
3 funds appropriated under this heading may be obligated
4 for necessary expenses, including the purchase of pas-
5 senger motor vehicles for replacement only for use outside
6 of the United States, for the general costs of admin-
7 istering military assistance and sales: *Provided further*,
8 That not more than \$330,000,000 of funds realized pursu-
9 ant to section 21(e)(1)(A) of the Arms Export Control Act
10 may be obligated for expenses incurred by the Department
11 of Defense during fiscal year 2000 pursuant to section
12 43(b) of the Arms Export Control Act, except that this
13 limitation may be exceeded only through the regular notifi-
14 cation procedures of the Committees on Appropriations.

15 PEACEKEEPING OPERATIONS

16 For necessary expenses to carry out the provisions
17 of section 551 of the Foreign Assistance Act of 1961,
18 \$76,500,000: *Provided*, That none of the funds appro-
19 priated under this heading shall be obligated or expended
20 except as provided through the regular notification proce-
21 dures of the Committees on Appropriations.

1 TITLE IV—MULTILATERAL ECONOMIC
2 ASSISTANCE
3 FUNDS APPROPRIATED TO THE PRESIDENT
4 INTERNATIONAL FINANCIAL INSTITUTIONS
5 GLOBAL ENVIRONMENT FACILITY

6 For the United States contribution for the Global En-
7 vironment Facility, \$50,000,000, to the International
8 Bank for Reconstruction and Development as trustee for
9 the Global Environment Facility, by the Secretary of the
10 Treasury, to remain available until expended.

11 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT
12 ASSOCIATION

13 For payment to the International Development Asso-
14 ciation (IDA) by the Secretary of the Treasury,
15 \$576,600,000 (reduced by \$8,000,000), to remain avail-
16 able until expended.

17 CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT
18 BANK

19 For payment to the Inter-American Development
20 Bank by the Secretary of the Treasury, for the United
21 States share of the paid-in share portion of the increase
22 in capital stock, \$25,610,667, to remain available until ex-
23 pended.

1 CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT
2 BANK

3 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

4 The United States Governor of the Inter-American
5 Development Bank may subscribe without fiscal year limi-
6 tation to the callable capital portion of the United States
7 share of such capital stock in an amount not to exceed
8 \$1,503,718,910.

9 CONTRIBUTION TO THE ASIAN DEVELOPMENT BANK

10 For payment to the Asian Development Bank by the
11 Secretary of the Treasury for the United States share of
12 the paid-in portion of the increase in capital stock,
13 \$13,728,263, to remain available until expended.

14 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

15 The United States Governor of the Asian Develop-
16 ment Bank may subscribe without fiscal year limitation
17 to the callable capital portion of the United States share
18 of such capital stock in an amount not to exceed
19 \$672,745,205.

20 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

21 For the United States contribution by the Secretary
22 of the Treasury to the increase in resources of the Asian
23 Development Fund, as authorized by the Asian Develop-
24 ment Bank Act, as amended, \$100,000,000, to remain
25 available until expended.

1 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

2 For the United States contribution by the Secretary
3 of the Treasury to the increase in resources of the African
4 Development Fund, \$100,000,000 (increased by
5 \$8,000,000), to remain available until expended.

6 CONTRIBUTION TO THE EUROPEAN BANK FOR
7 RECONSTRUCTION AND DEVELOPMENT

8 For payment to the European Bank for Reconstruc-
9 tion and Development by the Secretary of the Treasury,
10 \$35,778,717, for the United States share of the paid-in
11 portion of the increase in capital stock, to remain available
12 until expended.

13 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

14 The United States Governor of the European Bank
15 for Reconstruction and Development may subscribe with-
16 out fiscal year limitation to the callable capital portion of
17 the United States share of such capital stock in an amount
18 not to exceed \$123,237,803.

19 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

20 For necessary expenses to carry out the provisions
21 of section 301 of the Foreign Assistance Act of 1961, and
22 of section 2 of the United Nations Environment Program
23 Participation Act of 1973, \$167,000,000: *Provided*, That
24 none of the funds appropriated under this heading shall
25 be made available for the United Nations Fund for
26 Science and Technology: *Provided further*, That none of

1 the funds made available under this heading, may be pro-
2 vided to the Climate Stabilization Fund until 15 days after
3 the Department of State provides a report to the Commit-
4 tees on Foreign Relations and Appropriations in the Sen-
5 ate and the Committees on International Relations and
6 Appropriations in the House of Representatives that con-
7 tains the number of employees of the Fund, their func-
8 tions and salaries, and descriptions of the Fund's activi-
9 ties, programs, and projects (including associated costs)
10 for the fiscal years 1999 and 2000: *Provided further*, That
11 none of the funds appropriated under this heading may
12 be made available to the Korean Peninsula Energy Devel-
13 opment Organization (KEDO) or the International Atomic
14 Energy Agency (IAEA).

15 TITLE V—GENERAL PROVISIONS

16 OBLIGATIONS DURING LAST MONTH OF AVAILABILITY

17 SEC. 501. Except for the appropriations entitled
18 “International Disaster Assistance”, and “United States
19 Emergency Refugee and Migration Assistance Fund”, not
20 more than 15 percent of any appropriation item made
21 available by this Act shall be obligated during the last
22 month of availability.

23 PROHIBITION OF BILATERAL FUNDING FOR

24 INTERNATIONAL FINANCIAL INSTITUTIONS

25 SEC. 502. Notwithstanding section 614 of the For-
26 eign Assistance Act of 1961, none of the funds contained

1 in title II of this Act may be used to carry out the provi-
2 sions of section 209(d) of the Foreign Assistance Act of
3 1961: *Provided*, That none of the funds appropriated by
4 title II of this Act may be transferred by the Agency for
5 International Development directly to an international fi-
6 nancial institution (as defined in section 533 of this Act)
7 for the purpose of repaying a foreign country's loan obliga-
8 tions to such institution.

9 LIMITATION ON RESIDENCE EXPENSES

10 SEC. 503. Of the funds appropriated or made avail-
11 able pursuant to this Act, not to exceed \$126,500 shall
12 be for official residence expenses of the Agency for Inter-
13 national Development during the current fiscal year: *Pro-*
14 *vided*, That appropriate steps shall be taken to assure
15 that, to the maximum extent possible, United States-
16 owned foreign currencies are utilized in lieu of dollars.

17 LIMITATION ON EXPENSES

18 SEC. 504. Of the funds appropriated or made avail-
19 able pursuant to this Act, not to exceed \$5,000 shall be
20 for entertainment expenses of the Agency for International
21 Development during the current fiscal year.

22 LIMITATION ON REPRESENTATIONAL ALLOWANCES

23 SEC. 505. Of the funds appropriated or made avail-
24 able pursuant to this Act, not to exceed \$95,000 shall be
25 available for representation allowances for the Agency for
26 International Development during the current fiscal year:

1 *Provided*, That appropriate steps shall be taken to assure
2 that, to the maximum extent possible, United States-
3 owned foreign currencies are utilized in lieu of dollars:
4 *Provided further*, That of the funds made available by this
5 Act for general costs of administering military assistance
6 and sales under the heading “Foreign Military Financing
7 Program”, not to exceed \$2,000 shall be available for en-
8 tertainment expenses and not to exceed \$50,000 shall be
9 available for representation allowances: *Provided further*,
10 That of the funds made available by this Act under the
11 heading “International Military Education and Training”,
12 not to exceed \$50,000 shall be available for entertainment
13 allowances: *Provided further*, That of the funds made
14 available by this Act for the Inter-American Foundation,
15 not to exceed \$2,000 shall be available for entertainment
16 and representation allowances: *Provided further*, That of
17 the funds made available by this Act for the Peace Corps,
18 not to exceed a total of \$4,000 shall be available for enter-
19 tainment expenses: *Provided further*, That of the funds
20 made available by this Act under the heading “Trade and
21 Development Agency”, not to exceed \$2,000 shall be avail-
22 able for representation and entertainment allowances.

23 PROHIBITION ON FINANCING NUCLEAR GOODS

24 SEC. 506. None of the funds appropriated or made
25 available (other than funds for “Nonproliferation, Anti-
26 terrorism, Demining and Related Programs”) pursuant to

1 this Act, for carrying out the Foreign Assistance Act of
2 1961, may be used, except for purposes of nuclear safety,
3 to finance the export of nuclear equipment, fuel, or tech-
4 nology.

5 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
6 COUNTRIES

7 SEC. 507. None of the funds appropriated or other-
8 wise made available pursuant to this Act shall be obligated
9 or expended to finance directly any assistance or repara-
10 tions to Cuba, Iraq, Libya, North Korea, Iran, Sudan, or
11 Syria: *Provided*, That for purposes of this section, the pro-
12 hibition on obligations or expenditures shall include direct
13 loans, credits, insurance and guarantees of the Export-Im-
14 port Bank or its agents.

15 MILITARY COUPS

16 SEC. 508. None of the funds appropriated or other-
17 wise made available pursuant to this Act shall be obligated
18 or expended to finance directly any assistance to any coun-
19 try whose duly elected head of government is deposed by
20 military coup or decree: *Provided*, That assistance may be
21 resumed to such country if the President determines and
22 reports to the Committees on Appropriations that subse-
23 quent to the termination of assistance a democratically
24 elected government has taken office.

TRANSFERS BETWEEN ACCOUNTS

1
2 SEC. 509. None of the funds made available by this
3 Act may be obligated under an appropriation account to
4 which they were not appropriated, except for transfers
5 specifically provided for in this Act, unless the President,
6 prior to the exercise of any authority contained in the For-
7 eign Assistance Act of 1961 to transfer funds, consults
8 with and provides a written policy justification to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate: *Provided*, That the exercise of such
11 authority shall be subject to the regular notification proce-
12 dures of the Committees on Appropriations.

DEOBLIGATION/REOBLIGATION AUTHORITY

13
14 SEC. 510. (a) Amounts certified pursuant to section
15 1311 of the Supplemental Appropriations Act, 1955, as
16 having been obligated against appropriations heretofore
17 made under the authority of the Foreign Assistance Act
18 of 1961 for the same general purpose as any of the head-
19 ings under title II of this Act are, if deobligated, hereby
20 continued available for the same period as the respective
21 appropriations under such headings or until September
22 30, 2000, whichever is later, and for the same general pur-
23 pose, and for countries within the same region as origi-
24 nally obligated: *Provided*, That the Appropriations Com-
25 mittees of both Houses of the Congress are notified 15
26 days in advance of the reobligation of such funds in ac-

1 cordance with regular notification procedures of the Com-
2 mittees on Appropriations.

3 (b) Obligated balances of funds appropriated to carry
4 out section 23 of the Arms Export Control Act as of the
5 end of the fiscal year immediately preceding the current
6 fiscal year are, if deobligated, hereby continued available
7 during the current fiscal year for the same purpose under
8 any authority applicable to such appropriations under this
9 Act: *Provided*, That the authority of this subsection may
10 not be used in fiscal year 2000.

11 AVAILABILITY OF FUNDS

12 SEC. 511. No part of any appropriation contained in
13 this Act shall remain available for obligation after the ex-
14 piration of the current fiscal year unless expressly so pro-
15 vided in this Act: *Provided*, That funds appropriated for
16 the purposes of chapters 1, 8, and 11 of part I, section
17 667, and chapter 4 of part II of the Foreign Assistance
18 Act of 1961, as amended, and funds provided under the
19 heading “Assistance for Eastern Europe and the Baltic
20 States”, shall remain available until expended if such
21 funds are initially obligated before the expiration of their
22 respective periods of availability contained in this Act:
23 *Provided further*, That, notwithstanding any other provi-
24 sion of this Act, any funds made available for the purposes
25 of chapter 1 of part I and chapter 4 of part II of the
26 Foreign Assistance Act of 1961 which are allocated or ob-

1 ligated for cash disbursements in order to address balance
2 of payments or economic policy reform objectives, shall re-
3 main available until expended: *Provided further*, That the
4 report required by section 653(a) of the Foreign Assist-
5 ance Act of 1961 shall designate for each country, to the
6 extent known at the time of submission of such report,
7 those funds allocated for cash disbursement for balance
8 of payment and economic policy reform purposes.

9 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

10 SEC. 512. No part of any appropriation contained in
11 this Act shall be used to furnish assistance to any country
12 which is in default during a period in excess of one cal-
13 endar year in payment to the United States of principal
14 or interest on any loan made to such country by the
15 United States pursuant to a program for which funds are
16 appropriated under this Act: *Provided*, That this section
17 and section 620(q) of the Foreign Assistance Act of 1961
18 shall not apply to funds made available in this Act or dur-
19 ing the current fiscal year for Nicaragua, Brazil, Liberia,
20 and for any narcotics-related assistance for Colombia, Bo-
21 livia, and Peru authorized by the Foreign Assistance Act
22 of 1961 or the Arms Export Control Act.

23 COMMERCE AND TRADE

24 SEC. 513. (a) None of the funds appropriated or
25 made available pursuant to this Act for direct assistance
26 and none of the funds otherwise made available pursuant

1 to this Act to the Export-Import Bank and the Overseas
2 Private Investment Corporation shall be obligated or ex-
3 pended to finance any loan, any assistance or any other
4 financial commitments for establishing or expanding pro-
5 duction of any commodity for export by any country other
6 than the United States, if the commodity is likely to be
7 in surplus on world markets at the time the resulting pro-
8 ductive capacity is expected to become operative and if the
9 assistance will cause substantial injury to United States
10 producers of the same, similar, or competing commodity:
11 *Provided*, That such prohibition shall not apply to the Ex-
12 port-Import Bank if in the judgment of its Board of Direc-
13 tors the benefits to industry and employment in the
14 United States are likely to outweigh the injury to United
15 States producers of the same, similar, or competing com-
16 modity, and the Chairman of the Board so notifies the
17 Committees on Appropriations.

18 (b) None of the funds appropriated by this or any
19 other Act to carry out chapter 1 of part I of the Foreign
20 Assistance Act of 1961 shall be available for any testing
21 or breeding feasibility study, variety improvement or intro-
22 duction, consultancy, publication, conference, or training
23 in connection with the growth or production in a foreign
24 country of an agricultural commodity for export which
25 would compete with a similar commodity grown or pro-

duced in the United States: *Provided*, That this subsection shall not prohibit—

(1) activities designed to increase food security in developing countries where such activities will not have a significant impact in the export of agricultural commodities of the United States; or

(2) research activities intended primarily to benefit American producers.

SURPLUS COMMODITIES

SEC. 514. (a) The Secretary of the Treasury shall instruct the United States Executive Directors of the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Inter-American Development Bank, the International Monetary Fund, the Asian Development Bank, the Inter-American Investment Corporation, the North American Development Bank, the European Bank for Reconstruction and Development, the African Development Bank, and the African Development Fund to use the voice and vote of the United States to oppose any assistance by these institutions, using funds appropriated or made available pursuant to this Act, for the production or extraction of any commodity or mineral for export, if it is in surplus on world markets and if the assistance will cause substantial injury to United States producers of the same, similar, or competing commodity.

1 (b) The Secretary of the Treasury should instruct the
2 United States executive directors of international financial
3 institutions listed in subsection (a) of this section to use
4 the voice and vote of the United States to support the
5 purchase of American produced agricultural commodities
6 with funds appropriated or made available pursuant to
7 this Act.

8 NOTIFICATION REQUIREMENTS

9 SEC. 515. (a) For the purposes of providing the exec-
10 utive branch with the necessary administrative flexibility,
11 none of the funds made available under this Act for “Child
12 Survival and Disease Programs Fund”, “Development As-
13 sistance”, “International Organizations and Programs”,
14 “Trade and Development Agency”, “International Nar-
15 cotics Control and Law Enforcement”, “Assistance for
16 Eastern Europe and the Baltic States”, “Assistance for
17 the Independent States of the Former Soviet Union”,
18 “Economic Support Fund”, “Peacekeeping operations”,
19 “Operating Expenses of the Agency for International De-
20 velopment”, “Operating Expenses of the Agency for Inter-
21 national Development Office of Inspector General”, “Non-
22 proliferation, Anti-terrorism, Demining and Related Pro-
23 grams”, “International Affairs Technical Assistance”,
24 “Foreign Military Financing Program”, “International
25 Military Education and Training”, “Peace Corps”, and
26 “Migration and Refugee Assistance”, shall be available for

1 obligation for activities, programs, projects, type of mate-
2 riel assistance, countries, or other operations not justified
3 or in excess of the amount justified to the Appropriations
4 Committees for obligation under any of these specific
5 headings unless the Appropriations Committees of both
6 Houses of Congress are previously notified 15 days in ad-
7 vance: *Provided*, That the President shall not enter into
8 any commitment of funds appropriated for the purposes
9 of section 23 of the Arms Export Control Act for the pro-
10 vision of major defense equipment, other than conven-
11 tional ammunition, or other major defense items defined
12 to be aircraft, ships, missiles, or combat vehicles, not pre-
13 viously justified to Congress or 20 percent in excess of
14 the quantities justified to Congress unless the Committees
15 on Appropriations are notified 15 days in advance of such
16 commitment: *Provided further*, That this section shall not
17 apply to any reprogramming for an activity, program, or
18 project under chapter 1 of part I of the Foreign Assistance
19 Act of 1961 of less than 10 percent of the amount pre-
20 viously justified to the Congress for obligation for such
21 activity, program, or project for the current fiscal year:
22 *Provided further*, That the requirements of this section or
23 any similar provision of this Act or any other Act, includ-
24 ing any prior Act requiring notification in accordance with
25 the regular notification procedures of the Committees on

1 Appropriations, may be waived if failure to do so would
2 pose a substantial risk to human health or welfare: *Pro-*
3 *vided further*, That in case of any such waiver, notification
4 to the Congress, or the appropriate congressional commit-
5 tees, shall be provided as early as practicable, but in no
6 event later than 3 days after taking the action to which
7 such notification requirement was applicable, in the con-
8 text of the circumstances necessitating such waiver: *Pro-*
9 *vided further*, That any notification provided pursuant to
10 such a waiver shall contain an explanation of the emer-
11 gency circumstances.

12 (b) Drawdowns made pursuant to section 506(a)(2)
13 of the Foreign Assistance Act of 1961 shall be subject to
14 the regular notification procedures of the Committees on
15 Appropriations.

16 LIMITATION ON AVAILABILITY OF FUNDS FOR
17 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

18 SEC. 516. Subject to the regular notification proce-
19 dures of the Committees on Appropriations, funds appro-
20 priated under this Act or any previously enacted Act mak-
21 ing appropriations for foreign operations, export financ-
22 ing, and related programs, which are returned or not made
23 available for organizations and programs because of the
24 implementation of section 307(a) of the Foreign Assist-
25 ance Act of 1961, shall remain available for obligation
26 until September 30, 2001.

1 INDEPENDENT STATES OF THE FORMER SOVIET UNION

2 SEC. 517. (a) None of the funds appropriated under
3 the heading “Assistance for the Independent States of the
4 Former Soviet Union” shall be made available for assist-
5 ance for a government of an Independent State of the
6 former Soviet Union—

7 (1) unless that government is making progress
8 in implementing comprehensive economic reforms
9 based on market principles, private ownership, re-
10 spect for commercial contracts, and equitable treat-
11 ment of foreign private investment; and

12 (2) if that government applies or transfers
13 United States assistance to any entity for the pur-
14 pose of expropriating or seizing ownership or control
15 of assets, investments, or ventures.

16 Assistance may be furnished without regard to this sub-
17 section if the President determines that to do so is in the
18 national interest.

19 (b) None of the funds appropriated under the heading
20 “Assistance for the Independent States of the Former So-
21 viet Union” shall be made available for assistance for a
22 government of an Independent State of the former Soviet
23 Union if that government directs any action in violation
24 of the territorial integrity or national sovereignty of any
25 other Independent State of the former Soviet Union, such

1 as those violations included in the Helsinki Final Act: *Pro-*
2 *vided*, That such funds may be made available without re-
3 gard to the restriction in this subsection if the President
4 determines that to do so is in the national security interest
5 of the United States.

6 (c) None of the funds appropriated under the heading
7 “Assistance for the Independent States of the Former So-
8 viet Union” shall be made available for any state to en-
9 hance its military capability: *Provided*, That this restric-
10 tion does not apply to demilitarization, demining or non-
11 proliferation programs.

12 (d) Funds appropriated under the heading “Assist-
13 ance for the Independent States of the Former Soviet
14 Union” shall be subject to the regular notification proce-
15 dures of the Committees on Appropriations.

16 (e) Funds made available in this Act for assistance
17 for the Independent States of the former Soviet Union
18 shall be subject to the provisions of section 117 (relating
19 to environment and natural resources) of the Foreign As-
20 sistance Act of 1961.

21 (f) Funds appropriated in this or prior appropriations
22 Acts that are or have been made available for an Enter-
23 prise Fund in the Independent States of the Former So-
24 viet Union may be deposited by such Fund in interest-
25 bearing accounts prior to the disbursement of such funds

1 by the Fund for program purposes. The Fund may retain
2 for such program purposes any interest earned on such
3 deposits without returning such interest to the Treasury
4 of the United States and without further appropriation by
5 the Congress. Funds made available for Enterprise Funds
6 shall be expended at the minimum rate necessary to make
7 timely payment for projects and activities.

8 (g) In issuing new task orders, entering into con-
9 tracts, or making grants, with funds appropriated in this
10 Act or prior appropriations Acts under the headings “As-
11 sistance for the New Independent States of the Former
12 Soviet Union” and “Assistance for the Independent States
13 of the Former Soviet Union”, for projects or activities that
14 have as one of their primary purposes the fostering of pri-
15 vate sector development, the Coordinator for United
16 States Assistance to the New Independent States and the
17 implementing agency shall encourage the participation of
18 and give significant weight to contractors and grantees
19 who propose investing a significant amount of their own
20 resources (including volunteer services and in-kind con-
21 tributions) in such projects and activities.

22 PROHIBITION ON FUNDING FOR ABORTIONS AND
23 INVOLUNTARY STERILIZATION

24 SEC. 518. None of the funds made available to carry
25 out part I of the Foreign Assistance Act of 1961, as
26 amended, may be used to pay for the performance of abor-

1 tions as a method of family planning or to motivate or
2 coerce any person to practice abortions. None of the funds
3 made available to carry out part I of the Foreign Assist-
4 ance Act of 1961, as amended, may be used to pay for
5 the performance of involuntary sterilization as a method
6 of family planning or to coerce or provide any financial
7 incentive to any person to undergo sterilizations. None of
8 the funds made available to carry out part I of the Foreign
9 Assistance Act of 1961, as amended, may be used to pay
10 for any biomedical research which relates in whole or in
11 part, to methods of, or the performance of, abortions or
12 involuntary sterilization as a means of family planning.
13 None of the funds made available to carry out part I of
14 the Foreign Assistance Act of 1961, as amended, may be
15 obligated or expended for any country or organization if
16 the President certifies that the use of these funds by any
17 such country or organization would violate any of the
18 above provisions related to abortions and involuntary steri-
19 lizations: *Provided*, That none of the funds made available
20 under this Act may be used to lobby for or against abor-
21 tion.

22 EXPORT FINANCING TRANSFER AUTHORITIES

23 SEC. 519. Not to exceed 5 percent of any appropria-
24 tion other than for administrative expenses made available
25 for fiscal year 2000, for programs under title I of this
26 Act may be transferred between such appropriations for

1 use for any of the purposes, programs, and activities for
2 which the funds in such receiving account may be used,
3 but no such appropriation, except as otherwise specifically
4 provided, shall be increased by more than 25 percent by
5 any such transfer: *Provided*, That the exercise of such au-
6 thority shall be subject to the regular notification proce-
7 dures of the Committees on Appropriations.

8 SPECIAL NOTIFICATION REQUIREMENTS

9 SEC. 520. None of the funds appropriated by this Act
10 shall be obligated or expended for Colombia, Haiti, Libe-
11 ria, Pakistan, Panama, Serbia, Sudan, or the Democratic
12 Republic of Congo except as provided through the regular
13 notification procedures of the Committees on Appropria-
14 tions.

15 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

16 SEC. 521. For the purpose of this Act, “program,
17 project, and activity” shall be defined at the appropria-
18 tions Act account level and shall include all appropriations
19 and authorizations Acts earmarks, ceilings, and limita-
20 tions with the exception that for the following accounts:
21 Economic Support Fund and Foreign Military Financing
22 Program, “program, project, and activity” shall also be
23 considered to include country, regional, and central pro-
24 gram level funding within each such account; for the devel-
25 opment assistance accounts of the Agency for Inter-
26 national Development “program, project, and activity”

1 shall also be considered to include central program level
2 funding, either as: (1) justified to the Congress; or (2)
3 allocated by the executive branch in accordance with a re-
4 port, to be provided to the Committees on Appropriations
5 within 30 days of the enactment of this Act, as required
6 by section 653(a) of the Foreign Assistance Act of 1961.

7 CHILD SURVIVAL AND DISEASE PREVENTION ACTIVITIES

8 SEC. 522. Up to \$10,000,000 of the funds made
9 available by this Act for assistance under the heading
10 “Child Survival and Disease Programs Fund”, may be
11 used to reimburse United States Government agencies,
12 agencies of State governments, institutions of higher
13 learning, and private and voluntary organizations for the
14 full cost of individuals (including for the personal services
15 of such individuals) detailed or assigned to, or contracted
16 by, as the case may be, the Agency for International De-
17 velopment for the purpose of carrying out child survival
18 basic education, and infectious disease activities: *Provided*,
19 That funds appropriated by this Act that are made avail-
20 able for child survival activities or disease programs in-
21 cluding activities relating to research on, and the preven-
22 tion, treatment and control of, Acquired Immune Defi-
23 ciency Syndrome may be made available notwithstanding
24 any provision of law that restricts assistance to foreign
25 countries: *Provided further*, That funds appropriated
26 under title II of this Act may be made available pursuant

1 to section 301 of the Foreign Assistance Act of 1961 if
2 a primary purpose of the assistance is for child survival
3 and related programs: *Provided further*, That funds appro-
4 priated by this Act that are made available for family
5 planning activities may be made available notwithstanding
6 section 512 of this Act and section 620(q) of the Foreign
7 Assistance Act of 1961.

8 PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN
9 COUNTRIES

10 SEC. 523. None of the funds appropriated or other-
11 wise made available pursuant to this Act shall be obligated
12 to finance indirectly any assistance or reparations to
13 Cuba, Iraq, Libya, Iran, Syria, North Korea, or the Peo-
14 ple's Republic of China, unless the President of the United
15 States certifies that the withholding of these funds is con-
16 trary to the national interest of the United States.

17 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

18 SEC. 524. Prior to providing excess Department of
19 Defense articles in accordance with section 516(a) of the
20 Foreign Assistance Act of 1961, the Department of De-
21 fense shall notify the Committees on Appropriations to the
22 same extent and under the same conditions as are other
23 committees pursuant to subsection (c) of that section: *Pro-*
24 *vided*, That before issuing a letter of offer to sell excess
25 defense articles under the Arms Export Control Act, the
26 Department of Defense shall notify the Committees on

1 Appropriations in accordance with the regular notification
2 procedures of such Committees: *Provided further*, That
3 such Committees shall also be informed of the original ac-
4 quisition cost of such defense articles.

5 AUTHORIZATION REQUIREMENT

6 SEC. 525. Funds appropriated by this Act may be
7 obligated and expended notwithstanding section 10 of
8 Public Law 91–672 and section 15 of the State Depart-
9 ment Basic Authorities Act of 1956.

10 DEMOCRACY IN CHINA

11 SEC. 526. Notwithstanding any other provision of law
12 that restricts assistance to foreign countries, funds appro-
13 priated by this Act for “Economic Support Fund” may
14 be made available to provide general support and grants
15 for nongovernmental organizations located outside the
16 People’s Republic of China that have as their primary pur-
17 pose fostering democracy in that country, and for activi-
18 ties of nongovernmental organizations located outside the
19 People’s Republic of China to foster democracy in that
20 country: *Provided*, That none of the funds made available
21 for activities to foster democracy in the People’s Republic
22 of China may be made available for assistance to the gov-
23 ernment of that country: *Provided further*, That funds
24 made available pursuant to the authority of this section
25 shall be subject to the regular notification procedures of
26 the Committees on Appropriations.

1 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST
2 COUNTRIES

3 SEC. 527. (a) Notwithstanding any other provision
4 of law, funds appropriated for bilateral assistance under
5 any heading of this Act and funds appropriated under any
6 such heading in a provision of law enacted prior to enact-
7 ment of this Act, shall not be made available to any coun-
8 try which the President determines—

9 (1) grants sanctuary from prosecution to any
10 individual or group which has committed an act of
11 international terrorism; or

12 (2) otherwise supports international terrorism.

13 (b) The President may waive the application of sub-
14 section (a) to a country if the President determines that
15 national security or humanitarian reasons justify such
16 waiver. The President shall publish each waiver in the
17 Federal Register and, at least 15 days before the waiver
18 takes effect, shall notify the Committees on Appropria-
19 tions of the waiver (including the justification for the waiv-
20 er) in accordance with the regular notification procedures
21 of the Committees on Appropriations.

22 COMMERCIAL LEASING OF DEFENSE ARTICLES

23 SEC. 528. Notwithstanding any other provision of
24 law, and subject to the regular notification procedures of
25 the Committees on Appropriations, the authority of sec-
26 tion 23(a) of the Arms Export Control Act may be used

1 to provide financing to Israel, Egypt and NATO and
2 major non-NATO allies for the procurement by leasing
3 (including leasing with an option to purchase) of defense
4 articles from United States commercial suppliers, not in-
5 cluding Major Defense Equipment (other than helicopters
6 and other types of aircraft having possible civilian applica-
7 tion), if the President determines that there are compel-
8 ling foreign policy or national security reasons for those
9 defense articles being provided by commercial lease rather
10 than by government-to-government sale under such Act.

11 COMPETITIVE INSURANCE

12 SEC. 529. All Agency for International Development
13 contracts and solicitations, and subcontracts entered into
14 under such contracts, shall include a clause requiring that
15 United States insurance companies have a fair oppor-
16 tunity to bid for insurance when such insurance is nec-
17 essary or appropriate.

18 STINGERS IN THE PERSIAN GULF REGION

19 SEC. 530. Except as provided in section 581 of the
20 Foreign Operations, Export Financing, and Related Pro-
21 grams Appropriations Act, 1990, the United States may
22 not sell or otherwise make available any Stingers to any
23 country bordering the Persian Gulf under the Arms Ex-
24 port Control Act or chapter 2 of part II of the Foreign
25 Assistance Act of 1961.

DEBT-FOR-DEVELOPMENT

1
2 SEC. 531. In order to enhance the continued partici-
3 pation of nongovernmental organizations in economic as-
4 sistance activities under the Foreign Assistance Act of
5 1961, including endowments, debt-for-development and
6 debt-for-nature exchanges, a nongovernmental organiza-
7 tion which is a grantee or contractor of the Agency for
8 International Development may place in interest bearing
9 accounts funds made available under this Act or prior Acts
10 or local currencies which accrue to that organization as
11 a result of economic assistance provided under title II of
12 this Act and any interest earned on such investment shall
13 be used for the purpose for which the assistance was pro-
14 vided to that organization.

SEPARATE ACCOUNTS

15
16 SEC. 532. (a) SEPARATE ACCOUNTS FOR LOCAL
17 CURRENCIES.—(1) If assistance is furnished to the gov-
18 ernment of a foreign country under chapters 1 and 10 of
19 part I or chapter 4 of part II of the Foreign Assistance
20 Act of 1961 under agreements which result in the genera-
21 tion of local currencies of that country, the Administrator
22 of the Agency for International Development shall—

23 (A) require that local currencies be deposited in
24 a separate account established by that government;

25 (B) enter into an agreement with that govern-
26 ment which sets forth—

1 (i) the amount of the local currencies to be
2 generated; and

3 (ii) the terms and conditions under which
4 the currencies so deposited may be utilized, con-
5 sistent with this section; and

6 (C) establish by agreement with that govern-
7 ment the responsibilities of the Agency for Inter-
8 national Development and that government to mon-
9 itor and account for deposits into and disbursements
10 from the separate account.

11 (2) USES OF LOCAL CURRENCIES.—As may be
12 agreed upon with the foreign government, local currencies
13 deposited in a separate account pursuant to subsection
14 (a), or an equivalent amount of local currencies, shall be
15 used only—

16 (A) to carry out chapters 1 or 10 of part I or
17 chapter 4 of part II (as the case may be), for such
18 purposes as—

19 (i) project and sector assistance activities;
20 or

21 (ii) debt and deficit financing; or

22 (B) for the administrative requirements of the
23 United States Government.

24 (3) PROGRAMMING ACCOUNTABILITY.—The Agency
25 for International Development shall take all necessary

1 steps to ensure that the equivalent of the local currencies
2 disbursed pursuant to subsection (a)(2)(A) from the sepa-
3 rate account established pursuant to subsection (a)(1) are
4 used for the purposes agreed upon pursuant to subsection
5 (a)(2).

6 (4) TERMINATION OF ASSISTANCE PROGRAMS.—
7 Upon termination of assistance to a country under chap-
8 ters 1 or 10 of part I or chapter 4 of part II (as the case
9 may be), any unencumbered balances of funds which re-
10 main in a separate account established pursuant to sub-
11 section (a) shall be disposed of for such purposes as may
12 be agreed to by the government of that country and the
13 United States Government.

14 (5) REPORTING REQUIREMENT.—The Administrator
15 of the Agency for International Development shall report
16 on an annual basis as part of the justification documents
17 submitted to the Committees on Appropriations on the use
18 of local currencies for the administrative requirements of
19 the United States Government as authorized in subsection
20 (a)(2)(B), and such report shall include the amount of
21 local currency (and United States dollar equivalent) used
22 and/or to be used for such purpose in each applicable
23 country.

24 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—
25 (1) If assistance is made available to the government of

1 a foreign country, under chapters 1 or 10 of part I or
2 chapter 4 of part II of the Foreign Assistance Act of 1961,
3 as cash transfer assistance or as nonproject sector assist-
4 ance, that country shall be required to maintain such
5 funds in a separate account and not commingle them with
6 any other funds.

7 (2) APPLICABILITY OF OTHER PROVISIONS OF
8 LAW.—Such funds may be obligated and expended not-
9 withstanding provisions of law which are inconsistent with
10 the nature of this assistance including provisions which
11 are referenced in the Joint Explanatory Statement of the
12 Committee of Conference accompanying House Joint Res-
13 olution 648 (H. Report No. 98–1159).

14 (3) NOTIFICATION.—At least 15 days prior to obli-
15 gating any such cash transfer or nonproject sector assist-
16 ance, the President shall submit a notification through the
17 regular notification procedures of the Committees on Ap-
18 propriations, which shall include a detailed description of
19 how the funds proposed to be made available will be used,
20 with a discussion of the United States interests that will
21 be served by the assistance (including, as appropriate, a
22 description of the economic policy reforms that will be pro-
23 moted by such assistance).

24 (4) EXEMPTION.—Nonproject sector assistance funds
25 may be exempt from the requirements of subsection (b)(1)

1 only through the notification procedures of the Commit-
2 tees on Appropriations.

3 COMPENSATION FOR UNITED STATES EXECUTIVE
4 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

5 SEC. 533. (a) No funds appropriated by this Act may
6 be made as payment to any international financial institu-
7 tion while the United States Executive Director to such
8 institution is compensated by the institution at a rate
9 which, together with whatever compensation such Director
10 receives from the United States, is in excess of the rate
11 provided for an individual occupying a position at level IV
12 of the Executive Schedule under section 5315 of title 5,
13 United States Code, or while any alternate United States
14 Director to such institution is compensated by the institu-
15 tion at a rate in excess of the rate provided for an indi-
16 vidual occupying a position at level V of the Executive
17 Schedule under section 5316 of title 5, United States
18 Code.

19 (b) For purposes of this section, “international finan-
20 cial institutions” are: the International Bank for Recon-
21 struction and Development, the Inter-American Develop-
22 ment Bank, the Asian Development Bank, the Asian De-
23 velopment Fund, the African Development Bank, the Afri-
24 can Development Fund, the International Monetary Fund,
25 the North American Development Bank, and the Euro-
26 pean Bank for Reconstruction and Development.

1 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST
2 IRAQ

3 SEC. 534. None of the funds appropriated or other-
4 wise made available pursuant to this Act to carry out the
5 Foreign Assistance Act of 1961 (including title IV of
6 chapter 2 of part I, relating to the Overseas Private In-
7 vestment Corporation) or the Arms Export Control Act
8 may be used to provide assistance to any country that is
9 not in compliance with the United Nations Security Coun-
10 cil sanctions against Iraq unless the President determines
11 and so certifies to the Congress that—

12 (1) such assistance is in the national interest of
13 the United States;

14 (2) such assistance will directly benefit the
15 needy people in that country; or

16 (3) the assistance to be provided will be human-
17 itarian assistance for foreign nationals who have fled
18 Iraq and Kuwait.

19 AUTHORITIES FOR THE PEACE CORPS, THE INTER-AMER-
20 ICAN FOUNDATION, THE AFRICAN DEVELOPMENT
21 FOUNDATION AND THE INTERNATIONAL FUND FOR
22 AGRICULTURAL DEVELOPMENT

23 SEC. 535. (a) Unless expressly provided to the con-
24 trary, provisions of this or any other Act, including provi-
25 sions contained in prior Acts authorizing or making appro-
26 priations for foreign operations, export financing, and re-

lated programs, shall not be construed to prohibit activities authorized by or conducted under the Peace Corps Act, the Inter-American Foundation Act, or the African Development Foundation Act. The appropriate agency shall promptly report to the Committees on Appropriations whenever it is conducting activities or is proposing to conduct activities in a country for which assistance is prohibited.

(b) Unless expressly provided to the contrary, limitations on the availability of funds for “International Organizations and Programs” in this or any other Act, including prior appropriations Acts, shall not be construed to be applicable to the International Fund for Agricultural Development.

IMPACT ON JOBS IN THE UNITED STATES

SEC. 536. None of the funds appropriated by this Act may be obligated or expended to provide—

(a) any financial incentive to a business enterprise currently located in the United States for the purpose of inducing such an enterprise to relocate outside the United States if such incentive or inducement is likely to reduce the number of employees of such business enterprise in the United States because United States production is being replaced by such enterprise outside the United States;

1 (b) assistance for the purpose of establishing or
2 developing in a foreign country any export proc-
3 essing zone or designated area in which the tax, tar-
4 iff, labor, environment, and safety laws of that coun-
5 try do not apply, in part or in whole, to activities
6 carried out within that zone or area, unless the
7 President determines and certifies that such assist-
8 ance is not likely to cause a loss of jobs within the
9 United States; or

10 (c) assistance for any project or activity that
11 contributes to the violation of internationally recog-
12 nized workers rights, as defined in section 502(a)(4)
13 of the Trade Act of 1974, of workers in the recipient
14 country, including any designated zone or area in
15 that country: *Provided*, That in recognition that the
16 application of this subsection should be commensu-
17 rate with the level of development of the recipient
18 country and sector, the provisions of this subsection
19 shall not preclude assistance for the informal sector
20 in such country, micro and small-scale enterprise,
21 and smallholder agriculture.

22 FUNDING PROHIBITION FOR SERBIA

23 SEC. 537. None of the funds appropriated by this Act
24 may be made available for assistance for the Republic of
25 Serbia: *Provided*, That this restriction shall not apply to

1 assistance for Kosova or Montenegro, or to assistance to
2 promote democratization.

3 SPECIAL AUTHORITIES

4 SEC. 538. (a) Funds appropriated in titles I and II
5 of this Act that are made available for Afghanistan, Leb-
6 anon, Montenegro, and for victims of war, displaced chil-
7 dren, displaced Burmese, humanitarian assistance for Ro-
8 mania, and humanitarian assistance for the peoples of
9 Kosova, may be made available notwithstanding any other
10 provision of law.

11 (b) Funds appropriated by this Act to carry out the
12 provisions of sections 103 through 106 of the Foreign As-
13 sistance Act of 1961 may be used, notwithstanding any
14 other provision of law, for the purpose of supporting trop-
15 ical forestry and biodiversity conservation activities and,
16 subject to the regular notification procedures of the Com-
17 mittees on Appropriations, energy programs aimed at re-
18 ducing greenhouse gas emissions: *Provided*, That such as-
19 sistance shall be subject to sections 116, 502B, and 620A
20 of the Foreign Assistance Act of 1961.

21 (c) The Agency for International Development may
22 employ personal services contractors, notwithstanding any
23 other provision of law, for the purpose of administering
24 programs for the West Bank and Gaza.

25 (d)(1) WAIVER.—The President may waive the provi-
26 sions of section 1003 of Public Law 100–204 if the Presi-

1 dent determines and certifies in writing to the Speaker
2 of the House of Representatives and the President pro
3 tempore of the Senate that it is important to the national
4 security interests of the United States.

5 (2) PERIOD OF APPLICATION OF WAIVER.—Any
6 waiver pursuant to paragraph (1) shall be effective for no
7 more than a period of 6 months at a time and shall not
8 apply beyond 12 months after enactment of this Act.

9 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT
10 OF ISRAEL

11 SEC. 539. It is the sense of the Congress that—

12 (1) the Arab League countries should imme-
13 diately and publicly renounce the primary boycott of
14 Israel and the secondary and tertiary boycott of
15 American firms that have commercial ties with
16 Israel;

17 (2) the decision by the Arab League in 1997 to
18 reinstate the boycott against Israel was deeply trou-
19 bling and disappointing;

20 (3) the Arab League should immediately re-
21 scind its decision on the boycott and its members
22 should develop normal relations with their neighbor
23 Israel; and

24 (4) the President should—

25 (A) take more concrete steps to encourage
26 vigorously Arab League countries to renounce

1 publicly the primary boycotts of Israel and the
2 secondary and tertiary boycotts of American
3 firms that have commercial relations with Israel
4 as a confidence-building measure;

5 (B) take into consideration the participa-
6 tion of any recipient country in the primary
7 boycott of Israel and the secondary and tertiary
8 boycotts of American firms that have commer-
9 cial relations with Israel when determining
10 whether to sell weapons to said country;

11 (C) report to Congress on the specific
12 steps being taken by the President to bring
13 about a public renunciation of the Arab primary
14 boycott of Israel and the secondary and tertiary
15 boycotts of American firms that have commer-
16 cial relations with Israel and to expand the
17 process of normalizing ties between Arab
18 League countries and Israel; and

19 (D) encourage the allies and trading part-
20 ners of the United States to enact laws prohib-
21 iting businesses from complying with the boy-
22 cott and penalizing businesses that do comply.

23 ANTI-NARCOTICS ACTIVITIES

24 SEC. 540. (a) Of the funds appropriated by this Act
25 for “Economic Support Fund”, assistance may be pro-
26 vided to strengthen the administration of justice in coun-

1 tries in Latin America and the Caribbean and in other
2 regions consistent with the provisions of section 534(b) of
3 the Foreign Assistance Act of 1961, except that programs
4 to enhance protection of participants in judicial cases may
5 be conducted notwithstanding section 660 of that Act.

6 (b) Funds made available pursuant to this section
7 may be made available notwithstanding section 534(c) and
8 the second and third sentences of section 534(e) of the
9 Foreign Assistance Act of 1961.

10 ELIGIBILITY FOR ASSISTANCE

11 SEC. 541. (a) ASSISTANCE THROUGH NONGOVERN-
12 MENTAL ORGANIZATIONS.—Restrictions contained in this
13 or any other Act with respect to assistance for a country
14 shall not be construed to restrict assistance in support of
15 programs of nongovernmental organizations from funds
16 appropriated by this Act to carry out the provisions of
17 chapters 1, 10, and 11 of part I and chapter 4 of part
18 II of the Foreign Assistance Act of 1961, and from funds
19 appropriated under the heading “Assistance for Eastern
20 Europe and the Baltic States”: *Provided*, That the Presi-
21 dent shall take into consideration, in any case in which
22 a restriction on assistance would be applicable but for this
23 subsection, whether assistance in support of programs of
24 nongovernmental organizations is in the national interest
25 of the United States: *Provided further*, That before using
26 the authority of this subsection to furnish assistance in

1 support of programs of nongovernmental organizations,
2 the President shall notify the Committees on Appropria-
3 tions under the regular notification procedures of those
4 committees, including a description of the program to be
5 assisted, the assistance to be provided, and the reasons
6 for furnishing such assistance: *Provided further*, That
7 nothing in this subsection shall be construed to alter any
8 existing statutory prohibitions against abortion or involun-
9 tary sterilizations contained in this or any other Act.

10 (b) PUBLIC LAW 480.—During fiscal year 2000, re-
11 strictions contained in this or any other Act with respect
12 to assistance for a country shall not be construed to re-
13 strict assistance under the Agricultural Trade Develop-
14 ment and Assistance Act of 1954: *Provided*, That none
15 of the funds appropriated to carry out title I of such Act
16 and made available pursuant to this subsection may be
17 obligated or expended except as provided through the reg-
18 ular notification procedures of the Committees on Appro-
19 priations.

20 (c) EXCEPTION.—This section shall not apply—

21 (1) with respect to section 620A of the Foreign
22 Assistance Act or any comparable provision of law
23 prohibiting assistance to countries that support
24 international terrorism; or

1 (2) with respect to section 116 of the Foreign
2 Assistance Act of 1961 or any comparable provision
3 of law prohibiting assistance to countries that violate
4 internationally recognized human rights.

5 EARMARKS

6 SEC. 542. (a) Funds appropriated by this Act which
7 are earmarked may be reprogrammed for other programs
8 within the same account notwithstanding the earmark if
9 compliance with the earmark is made impossible by oper-
10 ation of any provision of this or any other Act or, with
11 respect to a country with which the United States has an
12 agreement providing the United States with base rights
13 or base access in that country, if the President determines
14 that the recipient for which funds are earmarked has sig-
15 nificantly reduced its military or economic cooperation
16 with the United States since enactment of the Foreign Op-
17 erations, Export Financing, and Related Programs Appro-
18 priations Act, 1991; however, before exercising the author-
19 ity of this subsection with regard to a base rights or base
20 access country which has significantly reduced its military
21 or economic cooperation with the United States, the Presi-
22 dent shall consult with, and shall provide a written policy
23 justification to the Committees on Appropriations: *Pro-*
24 *vided*, That any such reprogramming shall be subject to
25 the regular notification procedures of the Committees on
26 Appropriations: *Provided further*, That assistance that is

1 reprogrammed pursuant to this subsection shall be made
2 available under the same terms and conditions as origi-
3 nally provided.

4 (b) In addition to the authority contained in sub-
5 section (a), the original period of availability of funds ap-
6 propriated by this Act and administered by the Agency
7 for International Development that are earmarked for par-
8 ticular programs or activities by this or any other Act shall
9 be extended for an additional fiscal year if the Adminis-
10 trator of such agency determines and reports promptly to
11 the Committees on Appropriations that the termination of
12 assistance to a country or a significant change in cir-
13 cumstances makes it unlikely that such earmarked funds
14 can be obligated during the original period of availability:
15 *Provided*, That such earmarked funds that are continued
16 available for an additional fiscal year shall be obligated
17 only for the purpose of such earmark.

18 CEILINGS AND EARMARKS

19 SEC. 543. Ceilings and earmarks contained in this
20 Act shall not be applicable to funds or authorities appro-
21 priated or otherwise made available by any subsequent Act
22 unless such Act specifically so directs. Earmarks or min-
23 imum funding requirements contained in any other Act
24 shall not be applicable to funds appropriated by this Act.

6 PURCHASE OF AMERICAN-MADE EQUIPMENT AND
7 PRODUCTS

(b) It is the sense of the Congress that, to the greatest extent practicable, all agriculture commodities, equipment and products purchased with funds made available in this Act should be American-made.

22 PROHIBITION OF PAYMENTS TO UNITED NATIONS
23 MEMBERS

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1 in part any assessments, arrearages, or dues of any mem-
2 ber of the United Nations or costs for attendance of an-
3 other country's delegation at international conferences.

4 CONSULTING SERVICES

5 SEC. 547. The expenditure of any appropriation
6 under this Act for any consulting service through procure-
7 ment contract, pursuant to section 3109 of title 5, United
8 States Code, shall be limited to those contracts where such
9 expenditures are a matter of public record and available
10 for public inspection, except where otherwise provided
11 under existing law, or under existing Executive order pur-
12 suant to existing law.

13 PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION

14 SEC. 548. None of the funds appropriated or made
15 available pursuant to this Act shall be available to a pri-
16 vate voluntary organization which fails to provide upon
17 timely request any document, file, or record necessary to
18 the auditing requirements of the Agency for International
19 Development.

20 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-
21 MENTS THAT EXPORT LETHAL MILITARY EQUIP-
22 MENT TO COUNTRIES SUPPORTING INTERNATIONAL
23 TERRORISM

24 SEC. 549. (a) None of the funds appropriated or oth-
25 erwise made available by this Act may be available to any
26 foreign government which provides lethal military equip-

1 ment to a country the government of which the Secretary
2 of State has determined is a terrorist government for pur-
3 poses of section 40(d) of the Arms Export Control Act
4 or any other comparable provision of law. The prohibition
5 under this section with respect to a foreign government
6 shall terminate 12 months after that government ceases
7 to provide such military equipment. This section applies
8 with respect to lethal military equipment provided under
9 a contract entered into after October 1, 1997.

10 (b) Assistance restricted by subsection (a) or any
11 other similar provision of law, may be furnished if the
12 President determines that furnishing such assistance is
13 important to the national interests of the United States.

14 (c) Whenever the waiver of subsection (b) is exer-
15 cised, the President shall submit to the appropriate con-
16 gressional committees a report with respect to the fur-
17 nishing of such assistance. Any such report shall include
18 a detailed explanation of the assistance estimated to be
19 provided, including the estimated dollar amount of such
20 assistance, and an explanation of how the assistance fur-
21 thers United States national interests.

22 WITHHOLDING OF ASSISTANCE FOR PARKING FINES

23 OWED BY FOREIGN COUNTRIES

24 SEC. 550. (a) IN GENERAL.—Of the funds made
25 available for a foreign country under part I of the Foreign
26 Assistance Act of 1961, an amount equivalent to 110 per-

1 cent of the total unpaid fully adjudicated parking fines
2 and penalties owed to the District of Columbia by such
3 country as of the date of the enactment of this Act shall
4 be withheld from obligation for such country until the Sec-
5 retary of State certifies and reports in writing to the ap-
6 propriate congressional committees that such fines and
7 penalties are fully paid to the government of the District
8 of Columbia.

9 (b) DEFINITION.—For purposes of this section, the
10 term “appropriate congressional committees” means the
11 Committee on Foreign Relations and the Committee on
12 Appropriations of the Senate and the Committee on Inter-
13 national Relations and the Committee on Appropriations
14 of the House of Representatives.

15 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE
16 WEST BANK AND GAZA

17 SEC. 551. None of the funds appropriated by this Act
18 may be obligated for assistance for the Palestine Libera-
19 tion Organization for the West Bank and Gaza unless the
20 President has exercised the authority under section 604(a)
21 of the Middle East Peace Facilitation Act of 1995 (title
22 VI of Public Law 104–107) or any other legislation to sus-
23 pend or make inapplicable section 307 of the Foreign As-
24 sistance Act of 1961 and that suspension is still in effect:
25 *Provided*, That if the President fails to make the certifi-
26 cation under section 604(b)(2) of the Middle East Peace

1 Facilitation Act of 1995 or to suspend the prohibition
2 under other legislation, funds appropriated by this Act
3 may not be obligated for assistance for the Palestine Lib-
4 eration Organization for the West Bank and Gaza.

5 WAR CRIMES TRIBUNALS DRAWDOWN

6 SEC. 552. If the President determines that doing so
7 will contribute to a just resolution of charges regarding
8 genocide or other violations of international humanitarian
9 law, the President may direct a drawdown pursuant to sec-
10 tion 552(c) of the Foreign Assistance Act of 1961, as
11 amended, of up to \$30,000,000 of commodities and serv-
12 ices for the United Nations War Crimes Tribunal estab-
13 lished with regard to the former Yugoslavia by the United
14 Nations Security Council or such other tribunals or com-
15 missions as the Council may establish to deal with such
16 violations, without regard to the ceiling limitation con-
17 tained in paragraph (2) thereof: *Provided*, That the deter-
18 mination required under this section shall be in lieu of
19 any determinations otherwise required under section
20 552(c): *Provided further*, That 60 days after the date of
21 the enactment of this Act, and every 180 days thereafter,
22 the Secretary of State shall submit a report to the Com-
23 mittees on Appropriations describing the steps the United
24 States Government is taking to collect information regard-
25 ing allegations of genocide or other violations of inter-
26 national law in the former Yugoslavia and to furnish that

1 information to the United Nations War Crimes Tribunal
2 for the former Yugoslavia: *Provided further*, That the
3 drawdown made under this section for any tribunal shall
4 not be construed as an endorsement or precedent for the
5 establishment of any standing or permanent international
6 criminal tribunal or court: *Provided further*, That funds
7 made available for tribunals or commissions shall be made
8 available subject to the regular notification procedures of
9 the Committees on Appropriations.

10 LANDMINES

11 SEC. 553. Notwithstanding any other provision of
12 law, demining equipment available to the Agency for Inter-
13 national Development and the Department of State and
14 used in support of the clearance of landmines and
15 unexploded ordnance for humanitarian purposes may be
16 disposed of on a grant basis in foreign countries, subject
17 to such terms and conditions as the President may pre-
18 scribe.

19 RESTRICTIONS CONCERNING THE PALESTINIAN

20 AUTHORITY

21 SEC. 554. None of the funds appropriated by this Act
22 may be obligated or expended to create in any part of Je-
23 rusalem a new office of any department or agency of the
24 United States Government for the purpose of conducting
25 official United States Government business with the Pal-
26 estinian Authority over Gaza and Jericho or any successor

1 Palestinian governing entity provided for in the Israel-
2 PLO Declaration of Principles: *Provided*, That this re-
3 striction shall not apply to the acquisition of additional
4 space for the existing Consulate General in Jerusalem:
5 *Provided further*, That meetings between officers and em-
6 ployees of the United States and officials of the Pales-
7 tinian Authority, or any successor Palestinian governing
8 entity provided for in the Israel-PLO Declaration of Prin-
9 ciples, for the purpose of conducting official United States
10 Government business with such authority should continue
11 to take place in locations other than Jerusalem. As has
12 been true in the past, officers and employees of the United
13 States Government may continue to meet in Jerusalem on
14 other subjects with Palestinians (including those who now
15 occupy positions in the Palestinian Authority), have social
16 contacts, and have incidental discussions.

17 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

18 SEC. 555. None of the funds appropriated or other-
19 wise made available by this Act under the heading “Inter-
20 national Military Education and Training” or “Foreign
21 Military Financing Program” for Informational Program
22 activities may be obligated or expended to pay for—

- 23 (1) alcoholic beverages;
24 (2) food (other than food provided at a military
25 installation) not provided in conjunction with Infor-

1 mational Program trips where students do not stay
2 at a military installation; or

3 (3) entertainment expenses for activities that
4 are substantially of a recreational character, includ-
5 ing entrance fees at sporting events and amusement
6 parks.

7 **EQUITABLE ALLOCATION OF FUNDS**

8 **SEC. 556.** Not more than 17 percent of the funds
9 appropriated by this Act to carry out the provisions of sec-
10 tions 103 through 106 and chapter 4 of part II of the
11 Foreign Assistance Act of 1961, that are made available
12 for Latin America and the Caribbean region may be made
13 available, through bilateral and Latin America and the
14 Caribbean regional programs, to provide assistance for
15 any country in such region.

16 **SPECIAL DEBT RELIEF FOR THE POOREST**

17 **SEC. 557. (a) AUTHORITY TO REDUCE DEBT.**—The
18 President may reduce amounts owed to the United States
19 (or any agency of the United States) by an eligible country
20 as a result of—

21 (1) guarantees issued under sections 221 and
22 222 of the Foreign Assistance Act of 1961;

23 (2) credits extended or guarantees issued under
24 the Arms Export Control Act; or

25 (3) any obligation or portion of such obligation
26 for a Latin American country, to pay for purchases

1 of United States agricultural commodities guaran-
2 teed by the Commodity Credit Corporation under ex-
3 port credit guarantee programs authorized pursuant
4 to section 5(f) of the Commodity Credit Corporation
5 Charter Act of June 29, 1948, as amended, section
6 4(b) of the Food for Peace Act of 1966, as amended
7 (Public Law 89–808), or section 202 of the Agricul-
8 tural Trade Act of 1978, as amended (Public Law
9 95–501).

10 (b) LIMITATIONS.—

11 (1) The authority provided by subsection (a)
12 may be exercised only to implement multilateral offi-
13 cial debt relief ad referendum agreements, commonly
14 referred to as “Paris Club Agreed Minutes”.

15 (2) The authority provided by subsection (a)
16 may be exercised only in such amounts or to such
17 extent as is provided in advance by appropriations
18 Acts.

19 (3) The authority provided by subsection (a)
20 may be exercised only with respect to countries with
21 heavy debt burdens that are eligible to borrow from
22 the International Development Association, but not
23 from the International Bank for Reconstruction and
24 Development, commonly referred to as “IDA-only”
25 countries.

1 (c) CONDITIONS.—The authority provided by sub-
2 section (a) may be exercised only with respect to a country
3 whose government—

4 (1) does not have an excessive level of military
5 expenditures;

6 (2) has not repeatedly provided support for acts
7 of international terrorism;

8 (3) is not failing to cooperate on international
9 narcotics control matters;

10 (4) (including its military or other security
11 forces) does not engage in a consistent pattern of
12 gross violations of internationally recognized human
13 rights; and

14 (5) is not ineligible for assistance because of the
15 application of section 527 of the Foreign Relations
16 Authorization Act, Fiscal Years 1994 and 1995.

17 (d) AVAILABILITY OF FUNDS.—The authority pro-
18 vided by subsection (a) may be used only with regard to
19 funds appropriated by this Act under the heading “Debt
20 Restructuring”.

21 (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A re-
22 duction of debt pursuant to subsection (a) shall not be
23 considered assistance for purposes of any provision of law
24 limiting assistance to a country. The authority provided

1 by subsection (a) may be exercised notwithstanding sec-
2 tion 620(r) of the Foreign Assistance Act of 1961.

3 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES

4 SEC. 558. (a) LOANS ELIGIBLE FOR SALE, REDUC-
5 TION, OR CANCELLATION.—

6 (1) AUTHORITY TO SELL, REDUCE, OR CANCEL
7 CERTAIN LOANS.—Notwithstanding any other provi-
8 sion of law, the President may, in accordance with
9 this section, sell to any eligible purchaser any
10 concessional loan or portion thereof made before
11 January 1, 1995, pursuant to the Foreign Assist-
12 ance Act of 1961, to the government of any eligible
13 country as defined in section 702(6) of that Act or
14 on receipt of payment from an eligible purchaser, re-
15 duce or cancel such loan or portion thereof, only for
16 the purpose of facilitating—

17 (A) debt-for-equity swaps, debt-for-develop-
18 ment swaps, or debt-for-nature swaps; or

19 (B) a debt buyback by an eligible country
20 of its own qualified debt, only if the eligible
21 country uses an additional amount of the local
22 currency of the eligible country, equal to not
23 less than 40 percent of the price paid for such
24 debt by such eligible country, or the difference
25 between the price paid for such debt and the
26 face value of such debt, to support activities

1 that link conservation and sustainable use of
2 natural resources with local community develop-
3 ment, and child survival and other child devel-
4 opment, in a manner consistent with sections
5 707 through 710 of the Foreign Assistance Act
6 of 1961, if the sale, reduction, or cancellation
7 would not contravene any term or condition of
8 any prior agreement relating to such loan.

9 (2) TERMS AND CONDITIONS.—Notwithstanding
10 any other provision of law, the President shall, in ac-
11 cordance with this section, establish the terms and
12 conditions under which loans may be sold, reduced,
13 or canceled pursuant to this section.

14 (3) ADMINISTRATION.—The Facility, as defined
15 in section 702(8) of the Foreign Assistance Act of
16 1961, shall notify the administrator of the agency
17 primarily responsible for administering part I of the
18 Foreign Assistance Act of 1961 of purchasers that
19 the President has determined to be eligible, and
20 shall direct such agency to carry out the sale, reduc-
21 tion, or cancellation of a loan pursuant to this sec-
22 tion. Such agency shall make an adjustment in its
23 accounts to reflect the sale, reduction, or cancella-
24 tion.

1 (4) LIMITATION.—The authorities of this sub-
2 section shall be available only to the extent that ap-
3 propriations for the cost of the modification, as de-
4 fined in section 502 of the Congressional Budget Act
5 of 1974, are made in advance.

6 (b) DEPOSIT OF PROCEEDS.—The proceeds from the
7 sale, reduction, or cancellation of any loan sold, reduced,
8 or canceled pursuant to this section shall be deposited in
9 the United States Government account or accounts estab-
10 lished for the repayment of such loan.

11 (c) ELIGIBLE PURCHASERS.—A loan may be sold
12 pursuant to subsection (a)(1)(A) only to a purchaser who
13 presents plans satisfactory to the President for using the
14 loan for the purpose of engaging in debt-for-equity swaps,
15 debt-for-development swaps, or debt-for-nature swaps.

16 (d) DEBTOR CONSULTATIONS.—Before the sale to
17 any eligible purchaser, or any reduction or cancellation
18 pursuant to this section, of any loan made to an eligible
19 country, the President should consult with the country
20 concerning the amount of loans to be sold, reduced, or
21 canceled and their uses for debt-for-equity swaps, debt-
22 for-development swaps, or debt-for-nature swaps.

23 (e) AVAILABILITY OF FUNDS.—The authority pro-
24 vided by subsection (a) may be used only with regard to

1 funds appropriated by this Act under the heading “Debt
2 Restructuring”.

3 ASSISTANCE FOR HAITI

4 SEC. 559. (a) POLICY.—In providing assistance to
5 Haiti, the President should place a priority on the fol-
6 lowing areas:

7 (1) aggressive action to support the Haitian
8 National Police, including support for efforts by the
9 Inspector General to purge corrupt and politicized
10 elements from the Haitian National Police;

11 (2) steps to ensure that any elections under-
12 taken in Haiti with United States assistance are full,
13 free, fair, transparent, and democratic;

14 (3) support for a program designed to develop
15 an indigenous human rights monitoring capacity;

16 (4) steps to facilitate the continued privatiza-
17 tion of state-owned enterprises;

18 (5) establishment of an economic development
19 fund for Haiti to provide long-term, low interest
20 loans to U.S. investors and businesses that have a
21 demonstrated commitment to, and expertise in,
22 doing business in Haiti, in particular those busi-
23 nesses present in Haiti prior to the 1994 United Na-
24 tions embargo; and

25 (6) a substantial agricultural development pro-
26 gram.

1 (b) REPORT.—Beginning 6 months after the date of
2 the enactment of this Act, and 6 months thereafter until
3 September 30, 2001, the President shall submit a report
4 to the Committee on Appropriations and the Committee
5 on Foreign Relations of the Senate and the Committee
6 on Appropriations and the Committee on International
7 Relations of the House of Representatives with regard
8 to—

9 (1) the status of each of the governmental insti-
10 tutions envisioned in the 1987 Haitian Constitution,
11 including an assessment of the extent to which offi-
12 cials in such institutions hold their positions on the
13 basis of a regular, constitutional process;

14 (2) the status of the privatization (or placement
15 under long-term private management or concession)
16 of the major public entities, including a detailed as-
17 sessment of the extent to which the Government of
18 Haiti has completed all required incorporating docu-
19 ments, the transfer of assets, and the eviction of un-
20 authorized occupants from such facilities;

21 (3) the status of efforts to re-sign and imple-
22 ment the lapsed bilateral Repatriation Agreement
23 and an assessment of the extent to which the Gov-
24 ernment of Haiti has been cooperating with the

1 United States in halting illegal emigration from
2 Haiti;

3 (4) the status of the Government of Haiti's ef-
4 forts to conduct thorough investigations of
5 extrajudicial and political killings and—

6 (A) an assessment of the progress that has
7 been made in bringing to justice the persons re-
8 sponsible for these extrajudicial or political
9 killings in Haiti; and

10 (B) an assessment of the extent to which
11 the Government of Haiti is cooperating with
12 United States authorities and with United
13 States-funded technical advisors to the Haitian
14 National Police in such investigations;

15 (5) an assessment of actions taken by the Gov-
16 ernment of Haiti to remove and maintain the sepa-
17 ration from the Haitian National Police, national
18 palace and residential guard, ministerial guard, and
19 any other public security entity or unit of Haiti
20 those individuals who are credibly alleged to have en-
21 gaged in or conspired to conceal gross violations of
22 internationally recognized human rights;

23 (6) the status of steps being taken to secure the
24 ratification of the maritime counter-narcotics agree-
25 ments signed October 1997;

1 (7) an assessment of the extent to which do-
 2 mestic capacity to conduct free, fair, democratic, and
 3 administratively sound elections has been developed
 4 in Haiti; and

5 (8) an assessment of the extent to which Haiti's
 6 Minister of Justice has demonstrated a commitment
 7 to the professionalism of judicial personnel by con-
 8 sistently placing students graduated by the Judicial
 9 School in appropriate judicial positions and has
 10 made a commitment to share program costs associ-
 11 ated with the Judicial School, and is achieving
 12 progress in making the judicial branch in Haiti inde-
 13 pendent from the executive branch.

14 REQUIREMENT FOR DISCLOSURE OF FOREIGN AID IN
 15 REPORT OF SECRETARY OF STATE

16 SEC. 560. (a) FOREIGN AID REPORTING REQUIRE-
 17 MENT.—In addition to the voting practices of a foreign
 18 country, the report required to be submitted to Congress
 19 under section 406(a) of the Foreign Relations Authoriza-
 20 tion Act, fiscal years 1990 and 1991 (22 U.S.C. 2414a),
 21 shall include a side-by-side comparison of individual coun-
 22 tries' overall support for the United States at the United
 23 Nations and the amount of United States assistance pro-
 24 vided to such country in fiscal year 1999.

25 (b) UNITED STATES ASSISTANCE.—For purposes of
 26 this section, the term “United States assistance” has the

1 meaning given the term in section 481(e)(4) of the For-
2 eign Assistance Act of 1961 (22 U.S.C. 2291(e)(4)).

3 RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO
4 UNITED NATIONS AGENCIES

5 SEC. 561. (a) PROHIBITION ON VOLUNTARY CON-
6 TRIBUTIONS FOR THE UNITED NATIONS.—None of the
7 funds appropriated by this Act may be made available to
8 pay any voluntary contribution of the United States to the
9 United Nations (including the United Nations Develop-
10 ment Program) if the United Nations implements or im-
11 poses any taxation on any United States persons.

12 (b) CERTIFICATION REQUIRED FOR DISBURSEMENT
13 OF FUNDS.—None of the funds appropriated by this Act
14 may be made available to pay any voluntary contribution
15 of the United States to the United Nations (including the
16 United Nations Development Program) unless the Presi-
17 dent certifies to the Congress 15 days in advance of such
18 payment that the United Nations is not engaged in any
19 effort to implement or impose any taxation on United
20 States persons in order to raise revenue for the United
21 Nations or any of its specialized agencies.

22 (c) DEFINITIONS.—As used in this section the term
23 “United States person” refers to—

24 (1) a natural person who is a citizen or national
25 of the United States; or

6 SEC. 562. The Government of Haiti shall be eligible
7 to purchase defense articles and services under the Arms
8 Export Control Act (22 U.S.C. 2751 et seq.), for the civil-
9 ian-led Haitian National Police and Coast Guard: *Pro-*
10 *vided*, That the authority provided by this section shall
11 be subject to the regular notification procedures of the
12 Committees on Appropriations.

15 SEC. 563. (a) PROHIBITION OF FUNDS.—None of the
16 funds appropriated by this Act to carry out the provisions
17 of chapter 4 of part II of the Foreign Assistance Act of
18 1961 may be obligated or expended with respect to pro-
19 viding funds to the Palestinian Authority.

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1 (c) PERIOD OF APPLICATION OF WAIVER.—Any
2 waiver pursuant to subsection (b) shall be effective for no
3 more than a period of 6 months at a time and shall not
4 apply beyond 12 months after enactment of this Act.

5 LIMITATION ON ASSISTANCE TO SECURITY FORCES

6 SEC. 564. None of the funds made available by this
7 Act may be provided to any unit of the security forces
8 of a foreign country if the Secretary of State has credible
9 evidence that such unit has committed gross violations of
10 human rights, unless the Secretary determines and reports
11 to the Committees on Appropriations that the government
12 of such country is taking effective measures to bring the
13 responsible members of the security forces unit to justice:
14 *Provided*, That nothing in this section shall be construed
15 to withhold funds made available by this Act from any
16 unit of the security forces of a foreign country not credibly
17 alleged to be involved in gross violations of human rights:
18 *Provided further*, That in the event that funds are withheld
19 from any unit pursuant to this section, the Secretary of
20 State shall promptly inform the foreign government of the
21 basis for such action and shall, to the maximum extent
22 practicable, assist the foreign government in taking effective
23 measures to bring the responsible members of the security
24 forces to justice.

1 LIMITATIONS ON TRANSFER OF MILITARY EQUIPMENT TO
2 EAST TIMOR

3 SEC. 565. In any agreement for the sale, transfer,
4 or licensing of any lethal equipment or helicopter for Indo-
5 nesia entered into by the United States pursuant to the
6 authority of this Act or any other Act, the agreement shall
7 state that the United States expects that the items will
8 not be used in East Timor: *Provided*, That nothing in this
9 section shall be construed to limit Indonesia's inherent
10 right to legitimate national self-defense as recognized
11 under the United Nations Charter and international law.

12 RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING
13 SANCTUARY TO INDICTED WAR CRIMINALS

14 SEC. 566. (a) BILATERAL ASSISTANCE.—None of the
15 funds made available by this or any prior Act making ap-
16 propriations for foreign operations, export financing and
17 related programs, may be provided for any country, entity
18 or canton described in subsection (e).

19 (b) MULTILATERAL ASSISTANCE.—

20 (1) PROHIBITION.—The Secretary of the Treas-
21 ury shall instruct the United States executive direc-
22 tors of the international financial institutions to
23 work in opposition to, and vote against, any exten-
24 sion by such institutions of any financial or technical
25 assistance or grants of any kind to any country or
26 entity described in subsection (e).

1 (2) NOTIFICATION.—Not less than 15 days be-
2 fore any vote in an international financial institution
3 regarding the extension of financial or technical as-
4 sistance or grants to any country or entity described
5 in subsection (e), the Secretary of the Treasury, in
6 consultation with the Secretary of State, shall pro-
7 vide to the Committee on Appropriations and the
8 Committee on Foreign Relations of the Senate and
9 the Committee on Appropriations and the Com-
10 mittee on Banking and Financial Services of the
11 House of Representatives a written justification for
12 the proposed assistance, including an explanation of
13 the United States position regarding any such vote,
14 as well as a description of the location of the pro-
15 posed assistance by municipality, its purpose, and its
16 intended beneficiaries.

17 (3) DEFINITION.—The term “international fi-
18 nancial institution” includes the International Mone-
19 tary Fund, the International Bank for Reconstruc-
20 tion and Development, the International Develop-
21 ment Association, the International Finance Cor-
22 poration, the Multilateral Investment Guaranty
23 Agency, and the European Bank for Reconstruction
24 and Development.

25 (c) EXCEPTIONS.—

1 (1) IN GENERAL.—Subject to paragraph (2),
2 subsections (a) and (b) shall not apply to the provi-
3 sion of—

4 (A) humanitarian assistance;

5 (B) democratization assistance;

6 (C) assistance for cross border physical in-
7 frastructure projects involving activities in both
8 a sanctioned country, entity, or canton and a
9 nonsanctioned contiguous country, entity, or
10 canton, if the project is primarily located in and
11 primarily benefits the nonsanctioned country,
12 entity, or canton and if the portion of the
13 project located in the sanctioned country, enti-
14 ty, or canton is necessary only to complete the
15 project;

16 (D) small-scale assistance projects or ac-
17 tivities requested by United States Armed
18 Forces that promote good relations between
19 such forces and the officials and citizens of the
20 areas in the United States SFOR sector of Bos-
21 nia;

22 (E) implementation of the Breko Arbitral
23 Decision;

24 (F) lending by the international financial
25 institutions to a country or entity to support

1 common monetary and fiscal policies at the na-
2 tional level as contemplated by the Dayton
3 Agreement;

4 (G) direct lending to a non-sanctioned enti-
5 ty, or lending passed on by the national govern-
6 ment to a non-sanctioned entity; or

7 (H) assistance to the International Police
8 Task Force for the training of a civilian police
9 force.

10 (2) NOTIFICATION.—Every 30 days the Sec-
11 retary of State, in consultation with the Adminis-
12 trator of the Agency for International Development,
13 shall publish in the Federal Register and/or in a
14 comparable publicly accessible document or Internet
15 site, a listing and justification of any assistance that
16 is obligated within that period of time for any coun-
17 try, entity, or canton described in subsection (e), in-
18 cluding a description of the purpose of the assist-
19 ance, project and its location, by municipality.

20 (d) FURTHER LIMITATIONS.—Notwithstanding sub-
21 section (c)—

22 (1) no assistance may be made available by this
23 Act, or any prior Act making appropriations for for-
24 eign operations, export financing and related pro-
25 grams, in any country, entity, or canton described in

1 subsection (e), for a program, project, or activity in
2 which a publicly indicted war criminal is known to
3 have any financial or material interest; and

4 (2) no assistance (other than emergency foods
5 or medical assistance or demining assistance) may
6 be made available by this Act, or any prior Act mak-
7 ing appropriations for foreign operations, export fi-
8 nancing and related programs for any program,
9 project, or activity in a community within any coun-
10 try, entity or canton described in subsection (e) if
11 competent authorities within that community are not
12 complying with the provisions of Article IX and
13 Annex 4, Article II, paragraph 8 of the Dayton
14 Agreement relating to war crimes and the Tribunal.

15 (e) SANCTIONED COUNTRY, ENTITY, OR CANTON.—
16 A sanctioned country, entity, or canton described in this
17 section is one whose competent authorities have failed, as
18 determined by the Secretary of State, to take necessary
19 and significant steps to apprehend and transfer to the Tri-
20 bunal all persons who have been publicly indicted by the
21 Tribunal.

22 (f) WAIVER.—

23 (1) IN GENERAL.—The Secretary of State may
24 waive the application of subsection (a) or subsection
25 (b) with respect to specified bilateral programs or

1 international financial institution projects or pro-
2 grams in a sanctioned country, entity, or canton
3 upon providing a written determination to the Com-
4 mittee on Appropriations and the Committee on
5 Foreign Relations of the Senate and the Committee
6 on Appropriations and the Committee on Inter-
7 national Relations of the House of Representatives
8 that such assistance directly supports the implemen-
9 tation of the Dayton Agreement and its Annexes,
10 which include the obligation to apprehend and trans-
11 fer indicted war criminals to the Tribunal.

12 (2) REPORT.—Not later than 15 days after the
13 date of any written determination under paragraph
14 (1) the Secretary of State shall submit a report to
15 the Committee on Appropriations and the Com-
16 mittee on Foreign Relations of the Senate and the
17 Committee on Appropriations and the Committee on
18 International Relations of the House of Representa-
19 tives regarding the status of efforts to secure the
20 voluntary surrender or apprehension and transfer of
21 persons indicted by the Tribunal, in accordance with
22 the Dayton Agreement, and outlining obstacles to
23 achieving this goal; and

24 (3) ASSISTANCE PROGRAMS AND PROJECTS AF-
25 FECTED.—Any waiver made pursuant to this sub-

1 section shall be effective only with respect to a speci-
2 fied bilateral program or multilateral assistance
3 project or program identified in the determination of
4 the Secretary of State to Congress.

5 (g) TERMINATION OF SANCTIONS.—The sanctions
6 imposed pursuant to subsections (a) and (b) with respect
7 to a country or entity shall cease to apply only if the Sec-
8 retary of State determines and certifies to Congress that
9 the authorities of that country, entity, or canton have ap-
10 prehended and transferred to the Tribunal all persons who
11 have been publicly indicted by the Tribunal.

12 (h) DEFINITIONS.—As used in this section—

13 (1) COUNTRY.—The term “country” means
14 Bosnia-Herzegovina, Croatia, Serbia, and Monte-
15 negro.

16 (2) ENTITY.—The term “entity” refers to the
17 Federation of Bosnia and Herzegovina, Kosova, and
18 the Republika Srpska.

19 (3) CANTON.—The term “canton” means the
20 administrative units in Bosnia and Herzegovina.

21 (4) DAYTON AGREEMENT.—The term “Dayton
22 Agreement” means the General Framework Agree-
23 ment for Peace in Bosnia and Herzegovina, together
24 with annexes relating thereto, done at Dayton, No-
25 vember 10 through 16, 1995.

1 (5) TRIBUNAL.—The term “Tribunal” means
2 the International Criminal Tribunal for the Former
3 Yugoslavia.

4 (i) ROLE OF HUMAN RIGHTS ORGANIZATIONS AND
5 GOVERNMENT AGENCIES.—In carrying out this section,
6 the Secretary of State, the Administrator of the Agency
7 for International Development, and the executive directors
8 of the international financial institutions shall consult with
9 representatives of human rights organizations and all gov-
10 ernment agencies with relevant information to help pre-
11 vent publicly indicted war criminals from benefiting from
12 any financial or technical assistance or grants provided to
13 any country or entity described in subsection (e).

14 TO PROHIBIT FOREIGN ASSISTANCE TO THE GOVERN-
15 MENT OF THE RUSSIAN FEDERATION SHOULD IT
16 ENACT LAWS WHICH WOULD DISCRIMINATE AGAINST
17 MINORITY RELIGIOUS FAITHS

18 SEC. 567. None of the funds appropriated under this
19 Act may be made available for the Government of the Rus-
20 sian Federation, after 180 days from the date of the en-
21 actment of this Act, unless the President determines and
22 certifies in writing to the Committees on Appropriations
23 and the Committee on Foreign Relations of the Senate
24 that the Government of the Russian Federation has imple-
25 mented no statute, executive order, regulation or similar
26 government action that would discriminate, or would have

1 as its principal effect discrimination, against religious
2 groups or religious communities in the Russian Federation
3 in violation of accepted international agreements on
4 human rights and religious freedoms to which the Russian
5 Federation is a party.

6 GREENHOUSE GAS EMISSIONS

7 SEC. 568. (a) Funds made available in this Act to
8 support programs or activities the primary purpose of
9 which is promoting or assisting country participation in
10 the Kyoto Protocol to the Framework Convention on Cli-
11 mate Change (FCCC) shall only be made available subject
12 to the regular notification procedures of the Committees
13 on Appropriations.

14 (b) The President shall provide a detailed account of
15 all Federal agency obligations and expenditures for cli-
16 mate change programs and activities, domestic and inter-
17 national obligations for such activities in fiscal year 2000,
18 and any plan for programs thereafter related to the imple-
19 mentation or the furtherance of protocols pursuant to, or
20 related to negotiations to amend the FCCC in conjunction
21 with the President's submission of the Budget of the
22 United States Government for Fiscal Year 2001: *Pro-*
23 *vided*, That such report shall include an accounting of ex-
24 penditures by agency with each agency identifying climate
25 change activities and associated costs by line item as pre-
26 sented in the President's Budget Appendix: *Provided fur-*

1 *ther*, That such report shall identify with regard to the
2 Agency for International Development, obligations and ex-
3 penditures by country or central program and activity.

4 WITHHOLDING ASSISTANCE TO COUNTRIES VIOLATING

5 UNITED NATIONS SANCTIONS AGAINST LIBYA

6 SEC. 569. (a) WITHHOLDING OF ASSISTANCE.—Ex-
7 cept as provided in subsection (b), whenever the President
8 determines and certifies to Congress that the government
9 of any country is violating any sanction against Libya im-
10 posed pursuant to United Nations Security Council Reso-
11 lution 731, 748, or 883, then not less than 5 percent of
12 the funds allocated for the country under section 653(a)
13 of the Foreign Assistance Act of 1961 out of appropria-
14 tions in this Act shall be withheld from obligation or ex-
15 penditure for that country.

16 (b) EXCEPTION.—The requirement to withhold funds
17 under subsection (a) shall not apply to funds appropriated
18 in this Act for allocation under section 653(a) of the For-
19 eign Assistance Act of 1961 for development assistance
20 or for humanitarian assistance.

21 (c) WAIVER.—Funds may be provided for a country
22 without regard to subsection (a) if the President deter-
23 mines that to do so is in the national security interest of
24 the United States.

1 AID TO THE GOVERNMENT OF THE DEMOCRATIC
2 REPUBLIC OF CONGO

3 SEC. 570. (a) None of the funds appropriated by this
4 Act may be provided for assistance for the central Govern-
5 ment of the Democratic Republic of Congo until such time
6 as the President reports in writing to the Congress that
7 the central government is—

8 (1) investigating and prosecuting those respon-
9 sible for human rights violations committed in the
10 Democratic Republic of Congo; and

11 (2) implementing a credible democratic transi-
12 tion program.

13 (b) This section shall not apply to assistance to pro-
14 mote democracy and the rule of law as part of a plan to
15 implement a credible democratic transition program.

16 ASSISTANCE FOR THE MIDDLE EAST

17 SEC. 571. Of the funds appropriated by this Act
18 under the headings “Economic Support Fund”, “Foreign
19 Military Financing Program”, “International Military
20 Education and Training”, “Peacekeeping Operations”, for
21 refugees resettling in Israel under the heading “Migration
22 and Refugee Assistance”, and for assistance for Israel to
23 carry out provisions of chapter 8 of part II of the Foreign
24 Assistance Act of 1961 under the heading “Nonprolifera-
25 tion, Anti-Terrorism, Demining and Related Programs”,
26 not more than a total of \$5,318,150,000 may be made

1 available for Israel, Egypt, Jordan, Lebanon, the West
2 Bank and Gaza, the Israel-Lebanon Monitoring Group,
3 the Multinational Force and Observers, the Middle East
4 Regional Democracy Fund, Middle East Regional Co-
5 operation, and Middle East Multilateral Working Groups:
6 *Provided*, That any funds that were appropriated under
7 such headings in prior fiscal years and that were at the
8 time of the enactment of this Act obligated or allocated
9 for other recipients may not during fiscal year 2000 be
10 made available for activities that, if funded under this Act,
11 would be required to count against this ceiling: *Provided*
12 *further*, That funds may be made available notwith-
13 standing the requirements of this section if the President
14 determines and certifies to the Committees on Appropria-
15 tions that it is important to the national security interest
16 of the United States to do so and any such additional
17 funds shall only be provided through the regular notifica-
18 tion procedures of the Committees on Appropriations: *Pro-*
19 *vided further*, That notwithstanding the funding ceiling
20 contained in this section, not to exceed a total of
21 \$100,000,000 may be made available for Jordan from
22 funds appropriated in this Act under the headings “Eco-
23 nomic Support Fund” and “Foreign Military Financing
24 Program”, in addition to funds otherwise available for

1 Jordan under those or other headings that are subject to
2 the funding ceiling contained in this section.

3 ENTERPRISE FUND RESTRICTIONS

4 SEC. 572. Prior to the distribution of any assets re-
5 sulting from any liquidation, dissolution, or winding up
6 of an Enterprise Fund, in whole or in part, the President
7 shall submit to the Committees on Appropriations, in ac-
8 cordance with the regular notification procedures of the
9 Committees on Appropriations, a plan for the distribution
10 of the assets of the Enterprise Fund.

11 CAMBODIA

12 SEC. 573. (a) The Secretary of the Treasury should
13 instruct the United States executive directors of the inter-
14 national financial institutions to use the voice and vote
15 of the United States to oppose loans to the Government
16 of Cambodia, except loans to support basic human needs.

17 (b) None of the funds appropriated by this Act may
18 be made available for assistance for the Government of
19 Cambodia.

20 AUTHORIZATION FOR POPULATION PLANNING

21 SEC. 574. Not to exceed \$385,000,000 of the funds
22 appropriated in title II of this Act may be available for
23 population planning activities or other population assist-
24 ance.

1 FOREIGN MILITARY TRAINING REPORT

2 SEC. 575. (a) The Secretary of Defense and the Sec-
3 retary of State shall jointly provide to the Congress by
4 January 31, 2000, a report on all military training pro-
5 vided to foreign military personnel (excluding sales, and
6 excluding training provided to the military personnel of
7 countries belonging to the North Atlantic Treaty Organi-
8 zation) under programs administered by the Department
9 of Defense and the Department of State during fiscal
10 years 1999 and 2000, including those proposed for fiscal
11 year 2000. This report shall include, for each such mili-
12 tary training activity, the foreign policy justification and
13 purpose for the training activity, the cost of the training
14 activity, the number of foreign students trained and their
15 units of operation, and the location of the training. In ad-
16 dition, this report shall also include, with respect to
17 United States personnel, the operational benefits to
18 United States forces derived from each such training ac-
19 tivity and the United States military units involved in each
20 such training activity. This report may include a classified
21 annex if deemed necessary and appropriate.

22 (b) For purposes of this section a report to Congress
23 shall be deemed to mean a report to the Appropriations
24 and Foreign Relations Committees of the Senate and the

1 Appropriations and International Relations Committees of
2 the House of Representatives.

3 KOREAN PENINSULA ENERGY DEVELOPMENT

4 ORGANIZATION

5 SEC. 576. (a) Of the funds made available under
6 the heading “Nonproliferation, Anti-terrorism, Demining
7 and Related Programs”, not to exceed \$35,000,000 may
8 be made available for the Korean Peninsula Energy De-
9 velopment Organization (hereafter referred to in this sec-
10 tion as “KEDO”), notwithstanding any other provision of
11 law, only for the administrative expenses and heavy fuel
12 oil costs associated with the Agreed Framework.

13 (b) Of the funds made available for KEDO, up to
14 \$15,000,000 may be made available prior to June 1,
15 2000, if, 30 days prior to such obligation of funds, the
16 President certifies and so reports to Congress that—

17 (1) the parties to the Agreed Framework have
18 taken and continue to take demonstrable steps to
19 implement the Joint Declaration on
20 Denuclearization of the Korean Peninsula in which
21 the Government of North Korea has committed not
22 to test, manufacture, produce, receive, possess, store,
23 deploy, or use nuclear weapons, and not to possess
24 nuclear reprocessing or uranium enrichment facili-
25 ties;

1 (2) the parties to the Agreed Framework have
2 taken and continue to take demonstrable steps to
3 pursue the North-South dialogue;

4 (3) North Korea is complying with all provi-
5 sions of the Agreed Framework;

6 (4) North Korea has not diverted assistance
7 provided by the United States for purposes for
8 which it was not intended; and

9 (5) North Korea is not seeking to develop or ac-
10 quire the capability to enrich uranium, or any addi-
11 tional capability to reprocess spent nuclear fuel.

12 (c) Of the funds made available for KEDO, up to
13 \$20,000,000 may be made available on or after June 1,
14 2000, if, 30 days prior to such obligation of funds, the
15 President certifies and so reports to Congress that—

16 (1) the effort to can and safely store all spent
17 fuel from North Korea's graphite-moderated nuclear
18 reactors has been successfully concluded;

19 (2) North Korea is complying with its obliga-
20 tions under the agreement regarding access to sus-
21 pect underground construction;

22 (3) North Korea has terminated its nuclear
23 weapons program, including all efforts to acquire,
24 develop, test, produce, or deploy such weapons; and

1 (4) the United States has made and is con-
2 tinuing to make significant progress on eliminating
3 the North Korean ballistic missile threat, including
4 further missile tests and its ballistic missile exports.

5 (d) The authorities of sections 451 and 614 of the
6 Foreign Assistance Act of 1961, as amended, may not be
7 used to authorize or provide assistance—

8 (1) to North Korea for purposes related to the
9 Agreed Framework;

10 (2) to KEDO in excess of the amount made
11 available under subsection (a); or

12 (3) that cannot be provided due to any funding
13 ceiling, prohibition, restriction, or condition on re-
14 lease of funds that is contained in subsection (a),
15 (b), or (c).

16 (e) The President may waive the certification re-
17 quirements of subsections (b) and (c) if the President de-
18 termines that it is vital to the national security interests
19 of the United States and provides written policy justifica-
20 tions to the appropriate congressional committees prior to
21 his exercise of such waiver. No funds may be obligated
22 for KEDO until 30 days after submission to Congress of
23 such waiver.

24 (f) The Secretary of State shall submit to the ap-
25 propriate congressional committees a report (to be sub-

mitted with the annual presentation for appropriations)
providing a full and detailed accounting of the fiscal year
2001 request for the United States contribution to
KEDO, the expected operating budget of the KEDO, to
include unpaid debt, proposed annual costs associated
with heavy fuel oil purchases, and the amount of funds
pledged by other donor nations and organizations to sup-
port KEDO activities on a per country basis, and other
related activities.

AFRICAN DEVELOPMENT FOUNDATION

SEC. 577. Funds made available to grantees of the
African Development Foundation may be invested pending
expenditure for project purposes when authorized by the
President of the Foundation: *Provided*, That interest
earned shall be used only for the purposes for which the
grant was made: *Provided further*, That this authority ap-
plies to interest earned both prior to and following enact-
ment of this provision: *Provided further*, That notwith-
standing section 505(a)(2) of the African Development
Foundation Act, in exceptional circumstances the board
of directors of the Foundation may waive the \$250,000
limitation contained in that section with respect to a
project: *Provided further*, That the Foundation shall pro-
vide a report to the Committees on Appropriations in ad-
vance of exercising such waiver authority.

1 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
2 BROADCASTING CORPORATION

3 SEC. 578. None of the funds appropriated or other-
4 wise made available by this Act may be used to provide
5 equipment, technical support, consulting services, or any
6 other form of assistance to the Palestinian Broadcasting
7 Corporation.

8 NOTIFICATION ON THE USE OF OPERATING EXPENSES

9 SEC. 579. None of the funds appropriated under the
10 heading “Operating Expenses of the Agency for Inter-
11 national Development” may be made available to finance
12 the construction (including architect and engineering serv-
13 ices), purchase, or long-term lease of offices for use by
14 the Agency for International Development, except as pro-
15 vided through the regular notification procedures of the
16 Committees on Appropriations.

17 IRAQ OPPOSITION

18 SEC. 580. Notwithstanding any other provision of
19 law, not to exceed \$10,000,000 of the funds appropriated
20 by this Act under the heading “Economic Support Fund”
21 may be made available for political, economic, humani-
22 tarian, and associated support activities for Iraqi opposi-
23 tion groups designated under the Iraq Liberation Act
24 (Public Law 105–338).

1 AGENCY FOR INTERNATIONAL DEVELOPMENT BUDGET
2 SUBMISSION

3 SEC. 581. Beginning with the fiscal year 2001 Budg-
4 et, the Agency for International Development shall submit
5 to the Committees on Appropriations a detailed budget for
6 each fiscal year. The Agency budget shall contain the esti-
7 mated levels of obligations for the current fiscal year and
8 actual levels for the 2 previous years, and the President's
9 request for new budget authority and estimate of carry-
10 over obligational authority for the budget year. Budget
11 data shall be disaggregated by program and activity for
12 each bureau, field mission, and central office. Staff levels
13 shall be provided and identified by program. The Agency
14 shall submit to the Committees on Appropriations a pro-
15 posed budget format no later than October 31, 1999, or
16 30 days after the enactment of this act, whichever occurs
17 later.

18 SENSE OF THE CONGRESS CONCERNING THE MURDER OF
19 FOUR AMERICAN CHURCHWOMEN IN EL SALVADOR

20 SEC. 582. (a) FINDINGS.—Congress makes the fol-
21 lowing findings.

22 (1) The December 2, 1980 brutal assault and
23 murder of four American churchwomen by members
24 of the Salvadoran National Guard was covered up
25 and never fully investigated.

1 (2) On July 22 and July 23, 1998, Salvadoran
2 authorities granted three of the National Guardsmen
3 convicted of the crimes early release from prison.

4 (3) The United Nations Truth Commission for
5 El Salvador determined in 1993 that there was suf-
6 ficient evidence that the Guardsmen were acting on
7 orders from their superiors.

8 (4) In March 1998, four of the convicted
9 Guardsmen confessed that they acted after receiving
10 orders from their superiors.

11 (5) Recently declassified documents from the
12 State Department show that United States Govern-
13 ment officials were aware of information suggesting
14 the involvement of superior officers in the murders.

15 (6) United States officials granted permanent
16 residence to a former Salvadoran military official in-
17 volved in the cover-up of the murders, enabling him
18 to remain in Florida.

19 (7) Despite the fact that the murders occurred
20 over 17 years ago, the families of the four victims
21 continue to seek the disclosure of information rel-
22 evant to the murders.

23 (b) SENSE OF THE CONGRESS.—It is the sense of
24 the Congress that—

1 (1) information relevant to the murders should
2 be made public to the fullest extent possible;

3 (2) the Secretary of State and the Department
4 of State are to be commended for fully releasing in-
5 formation regarding the murders to the victims'
6 families and to the American public, in prompt re-
7 sponse to congressional requests;

8 (3) the President should order all other Federal
9 agencies and departments that possess relevant in-
10 formation to make every effort to declassify and re-
11 lease to the victims' families relevant information as
12 expeditiously as possible;

13 (4) in making determinations concerning the
14 declassification and release of relevant information,
15 the Federal agencies and departments should pre-
16 sume in favor of releasing, rather than of with-
17 holding, such information; and

18 (5) the President should direct the Attorney
19 General to review the circumstances under which in-
20 dividuals involved in either the murders or the cover-
21 up of the murders obtained residence in the United
22 States, and the Attorney General should submit a
23 report to the Congress on the results of such review
24 not later than January 1, 2000.

KYOTO PROTOCOL

1
2 SEC. 583. None of the funds appropriated by this Act
3 shall be used to propose or issue rules, regulations, de-
4 crees, or orders for the purpose of implementation, or in
5 preparation for implementation, of the Kyoto Protocol,
6 which was adopted on December 11, 1997, in Kyoto,
7 Japan, at the Third Conference of the Parties to the
8 United States Framework Convention on Climate Change,
9 which has not been submitted to the Senate for advice and
10 consent to ratification pursuant to article II, section 2,
11 clause 2, of the United States Constitution, and which has
12 not entered into force pursuant to article 25 of the Pro-
13 tocol.

CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

14
15 SEC. 584. (1) LIMITATIONS ON AMOUNT OF CON-
16 TRIBUTION.—Of the amounts made available under
17 “International Organizations and Programs”, not more
18 than \$25,000,000 for fiscal year 2000 shall be available
19 for the United Nations Population Fund (hereinafter in
20 this subsection referred to as the “UNFPA”).

21 (2) PROHIBITION ON USE OF FUNDS IN CHINA.—
22 None of the funds made available under “International
23 Organizations and Programs” may be made available for
24 the UNFPA for a country program in the People’s Repub-
25 lic of China.

1 (3) CONDITIONS ON AVAILABILITY OF FUNDS.—
2 Amounts made available under “International Organiza-
3 tions and Programs” for fiscal year 2000 for the UNFPA
4 may not be made available to UNFPA unless—

5 (A) the UNFPA maintains amounts made
6 available to the UNFPA under this section in an ac-
7 count separate from other accounts of the UNFPA;

8 (B) the UNFPA does not commingle amounts
9 made available to the UNFPA under this section
10 with other sums; and

11 (C) the UNFPA does not fund abortions.

12 (4) REPORT TO THE CONGRESS AND WITHHOLDING
13 OF FUNDS.—

14 (A) Not later than February 15, 2000, the Sec-
15 retary of State shall submit a report to the appro-
16 priate congressional committees indicating the
17 amount of funds that the United Nations Population
18 Fund is budgeting for the year in which the report
19 is submitted for a country program in the People’s
20 Republic of China.

21 (B) If a report under subparagraph (A) indi-
22 cates that the United Nations Population Fund
23 plans to spend funds for a country program in the
24 People’s Republic of China in the year covered by
25 the report, then the amount of such funds that the

1 UNFPA plans to spend in the People's Republic of
2 China shall be deducted from the funds made avail-
3 able to the UNFPA after March 1 for obligation for
4 the remainder of the fiscal year in which the report
5 is submitted.

6 LIMITATION ON FUNDS FOR FOREIGN ORGANIZATIONS
7 THAT PERFORM OR PROMOTE ABORTION

8 SEC. 585. (a) Section 104 of the Foreign Assistance
9 Act of 1961 (22 U.S.C. 2151b) is amended by adding at
10 the end the following:

11 “(h) RESTRICTION ON ASSISTANCE TO FOREIGN OR-
12 GANIZATIONS THAT PERFORM OR ACTIVELY PROMOTE
13 ABORTIONS.—

14 “(1) PERFORMANCE OF ABORTIONS.—(A) Not-
15 withstanding section 614 of this Act or any other
16 provision of law, no funds appropriated for popu-
17 lation planning activities or other population assist-
18 ance may be made available for any foreign private,
19 nongovernmental, or multilateral organization until
20 the organization certifies that it will not, during the
21 period for which the funds are made available, per-
22 form abortions in any foreign country, except where
23 the life of the mother would be endangered if the
24 pregnancy were carried to term or in cases of fore-
25 ible rape or incest.

1 “(B) Subparagraph (A) may not be construed
2 to apply to the treatment of injuries or illnesses
3 caused by legal or illegal abortions or to assistance
4 provided directly to the government of a country.

5 “(2) LOBBYING ACTIVITIES.—(A) Notwith-
6 standing section 614 of this Act or any other provi-
7 sion of law, no funds appropriated for population
8 planning activities or other population assistance
9 may be made available for any foreign private, non-
10 governmental, or multilateral organization until the
11 organization certifies that it will not, during the pe-
12 riod for which the funds are made available, violate
13 the laws of any foreign country concerning the cir-
14 cumstances under which abortion is permitted, regu-
15 lated, or prohibited, or engage in any activity or ef-
16 fort to alter the laws or governmental policies of any
17 foreign country concerning the circumstances under
18 which abortion is permitted, regulated, or prohibited.

19 “(B) Subparagraph (A) shall not apply to ac-
20 tivities in opposition to coercive abortion or involun-
21 tary sterilization.

22 “(3) APPLICATION TO FOREIGN ORGANIZA-
23 TIONS.—The prohibitions of this subsection apply to
24 funds made available to a foreign organization either
25 directly or as a subcontractor or subgrantee, and the

1 certifications required by paragraphs (1) and (2)
2 apply to activities in which the organization engages
3 either directly or through a subcontractor or sub-
4 grantee.”.

5 (b) The President may waive the provisions of section
6 104(h)(1) of the Foreign Assistance Act of 1961 (relating
7 to population assistance to foreign organizations that per-
8 form abortions in foreign countries), as added by sub-
9 section (a), for any fiscal year.

10 RESTRICTION ON POPULATION PLANNING ACTIVITIES OR
11 OTHER POPULATION ASSISTANCE

12 SEC. 586. (a) None of the funds appropriated or oth-
13 erwise made available for population planning activities or
14 other population assistance under title II of this Act may
15 be made available to a foreign nongovernmental organiza-
16 tion unless the organization certifies that—

17 (1) it will not use such funds to promote abor-
18 tion as a method of family planning or to lobby for
19 or against abortion;

20 (2) it will use such funds that are made avail-
21 able for family planning services to reduce the inci-
22 dence of abortion as a method of family planning;

23 (3) it will not violate the laws or policies of the
24 foreign government relating to the circumstances
25 under which abortion is permitted, regulated, or pro-
26 hibited; and

1 (4) it will not engage in any activity or effort
2 in violation of applicable laws or policies of the for-
3 eign government to alter the laws or policies of such
4 foreign government relating to the circumstances
5 under which abortion is permitted, regulated, or pro-
6 hibited, except with respect to activities in opposition
7 to coercive abortion or involuntary sterilization.

8 (b) The limitation on availability of funds to a foreign
9 nongovernmental organization under subsection (a) shall
10 apply—

11 (1) to funds made available to an organization
12 either directly or indirectly as a subcontractor or
13 subgrantee; and

14 (2) to activities in which the organization en-
15 gages either directly or indirectly through a subcon-
16 tractor or subgrantee.

17 SEC. 587. Of the funds appropriated in title II of this
18 Act under the heading “ASSISTANCE FOR THE INDE-
19 PENDENT STATES OF THE FORMER SOVIET UNION”, not
20 more than \$172,000,000 shall be available for the Govern-
21 ment of the Russian Federation.

22 LIMITATION ON USE OF FUNDS FOR PURCHASE OF
23 PRODUCTS NOT MADE IN AMERICA

24 SEC. 588. None of the funds appropriated in title I,
25 II, or III of this Act may be made available to the govern-
26 ment of any foreign country if the funds are to be used

6 SEC. 589. None of the funds appropriated or other-
7 wise made available by this Act may be used for programs
8 at the United States Army School of the Americas located
9 at Fort Benning, Georgia.

14 This Act may be cited as the “Foreign Operations,
15 Export Financing, and Related Programs Appropriations
16 Act, 2000”.

Attest: **JEFF TRANDAHL,**
Clerk.

HR 2606 RDS