

106TH CONGRESS
2D SESSION

H. R. 4811

AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2001, and for other purposes.

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Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2001, 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, 2001, 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, \$825,000,000 (reduced by \$82,500,000) to remain available until September 30, 2004: *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, 2019 for the disbursement of direct loans, loan guarantees, insurance and tied-aid grants obligated in fiscal years 2001, 2002, 2003, and 2004: *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 \$30,000 for official reception and
 4 representation expenses for members of the Board of Di-
 5 rectors, \$62,000,000 (reduced by \$7,000,000): *Provided*,
 6 That necessary expenses (including special services per-
 7 formed on a contract or fee basis, but not including other
 8 personal services) in connection with the collection of mon-
 9 eys owed the Export-Import Bank, repossession or sale of
 10 pledged collateral or other assets acquired by the Export-
 11 Import Bank in satisfaction of moneys owed the Export-
 12 Import Bank, or the investigation or appraisal of any
 13 property, or the evaluation of the legal or technical aspects
 14 of any transaction for which an application for a loan,
 15 guarantee or insurance commitment has been made, shall
 16 be considered nonadministrative expenses for the purposes
 17 of this heading: *Provided further*, That, notwithstanding
 18 subsection (b) of section 117 of the Export Enhancement
 19 Act of 1992, subsection (a) thereof shall remain in effect
 20 until October 1, 2001.

21 OVERSEAS PRIVATE INVESTMENT CORPORATION

22 NONCREDIT ACCOUNT

23 The Overseas Private Investment Corporation is au-
 24 thorized to make, without regard to fiscal year limitations,
 25 as provided by 31 U.S.C. 9104, such expenditures and
 26 commitments within the limits of funds available to it and

1 in accordance with law as may be necessary: *Provided*,
 2 That the amount available for administrative expenses to
 3 carry out the credit and insurance programs (including an
 4 amount for official reception and representation expenses
 5 which shall not exceed \$35,000) shall not exceed
 6 \$37,000,000: *Provided further*, That project-specific trans-
 7 action costs, including direct and indirect costs incurred
 8 in claims settlements, and other direct costs associated
 9 with services provided to specific investors or potential in-
 10 vestors pursuant to section 234 of the Foreign Assistance
 11 Act of 1961, shall not be considered administrative ex-
 12 penses for the purposes of this heading.

13 PROGRAM ACCOUNT

14 For the cost of direct and guaranteed loans,
 15 \$24,000,000, as authorized by section 234 of the Foreign
 16 Assistance Act of 1961 to be derived by transfer from the
 17 Overseas Private Investment Corporation noncredit ac-
 18 count: *Provided*, That such costs, including the cost of
 19 modifying such loans, shall be as defined in section 502
 20 of the Congressional Budget Act of 1974: *Provided fur-*
 21 *ther*, That such sums shall be available for direct loan obli-
 22 gations and loan guaranty commitments incurred or made
 23 during fiscal years 2001 and 2002: *Provided further*, That
 24 such sums shall remain available through fiscal year 2010
 25 for the disbursement of direct and guaranteed loans obli-
 26 gated in fiscal years 2001 and 2002: *Provided further*,

1 That in addition, such sums as may be necessary for ad-
2 ministrative expenses to carry out the credit program may
3 be derived from amounts available for administrative ex-
4 penses to carry out the credit and insurance programs in
5 the Overseas Private Investment Corporation Noncredit
6 Account and merged with said account: *Provided further*,
7 That funds made available under this heading or in prior
8 appropriations Acts that are available for the cost of fi-
9 nancing under section 234 of the Foreign Assistance Act
10 of 1961, shall be available for purposes of section 234(g)
11 of such Act, to remain available until expended.

12 FUNDS APPROPRIATED TO THE PRESIDENT

13 TRADE AND DEVELOPMENT AGENCY

14 For necessary expenses to carry out the provisions
15 of section 661 of the Foreign Assistance Act of 1961,
16 \$46,000,000, to remain available until September 30,
17 2002.

18 TITLE II—BILATERAL ECONOMIC ASSISTANCE

19 FUNDS APPROPRIATED TO THE PRESIDENT

20 For expenses necessary to enable the President to
21 carry out the provisions of the Foreign Assistance Act of
22 1961, and for other purposes, to remain available until
23 September 30, 2001, unless otherwise specified herein, as
24 follows:

1 AGENCY FOR INTERNATIONAL DEVELOPMENT

2 CHILD SURVIVAL AND DISEASE PROGRAMS FUND

3 For necessary expenses to carry out the provisions
4 of chapters 1 and 10 of part I of the Foreign Assistance
5 Act of 1961, for child survival, basic education, assistance
6 to combat tropical and other infectious diseases, and re-
7 lated activities, in addition to funds otherwise available for
8 such purposes, \$834,000,000 (increased by \$10,000,000)
9 (increased by \$42,000,000), to remain available until ex-
10 pended: *Provided*, That this amount shall be made avail-
11 able for such activities as: (1) immunization programs; (2)
12 oral rehydration programs; (3) health and nutrition pro-
13 grams, and related education programs, which address the
14 needs of mothers and children; (4) water and sanitation
15 programs; (5) assistance for displaced and orphaned chil-
16 dren; (6) programs for the prevention, treatment, and con-
17 trol of, and research on, tuberculosis, HIV/AIDS, polio,
18 malaria and other infectious diseases; and (7) basic edu-
19 cation programs for children: *Provided further*, That none
20 of the funds appropriated under this heading may be made
21 available for nonproject assistance, except that funds may
22 be made available for such assistance for ongoing health
23 programs: *Provided further*, of the funds appropriated
24 under this heading, not to exceed \$125,000, in addition
25 to funds otherwise available for such purposes, may be
26 used to monitor and provide oversight of child survival,

1 maternal health, and infectious disease programs: *Pro-*
 2 *vided further*, That the following amounts should be allo-
 3 cated as follows: \$290,000,000 for child survival and ma-
 4 ternal health; \$30,000,000 for vulnerable children;
 5 \$202,000,000 (increased by \$10,000,000) (increased by
 6 \$42,000,000) for HIV/AIDS; \$99,000,000 for other infec-
 7 tious diseases; \$103,000,000 for children's basic edu-
 8 cation; and \$110,000,000 for UNICEF: *Provided further*,
 9 That of the funds appropriated under this heading, up to
 10 \$37,500,000 may be made available for a United States
 11 contribution to the Global Fund for Children's Vaccines.

12 DEVELOPMENT ASSISTANCE

13 For necessary expenses to carry out the provisions
 14 of sections 103 through 106, and chapter 10 of part I
 15 of the Foreign Assistance Act of 1961, title V of the Inter-
 16 national Security and Development Cooperation Act of
 17 1980 (Public Law 96–533) and the provisions of section
 18 401 of the Foreign Assistance Act of 1969,
 19 \$1,258,000,000, to remain available until September 30,
 20 2002: *Provided*, That of the amount appropriated under
 21 this heading, up to \$10,000,000 may be made available
 22 for and apportioned directly to the Inter-American Foun-
 23 dation: *Provided further*, That of the amount appropriated
 24 under this heading, up to \$16,000,000 may be made avail-
 25 able for the African Development Foundation and shall
 26 be apportioned directly to that agency: *Provided further*,

1 That none of the funds made available in this Act nor
2 any unobligated balances from prior appropriations may
3 be made available to any organization or program which,
4 as determined by the President of the United States, sup-
5 ports or participates in the management of a program of
6 coercive abortion or involuntary sterilization: *Provided fur-*
7 *ther*, That none of the funds made available under this
8 heading may be used to pay for the performance of abor-
9 tion as a method of family planning or to motivate or co-
10 erce any person to practice abortions; and that in order
11 to reduce reliance on abortion in developing nations, funds
12 shall be available only to voluntary family planning
13 projects which offer, either directly or through referral to,
14 or information about access to, a broad range of family
15 planning methods and services, and that any such vol-
16 untary family planning project shall meet the following re-
17 quirements: (1) service providers or referral agents in the
18 project shall not implement or be subject to quotas, or
19 other numerical targets, of total number of births, number
20 of family planning acceptors, or acceptors of a particular
21 method of family planning (this provision shall not be con-
22 strued to include the use of quantitative estimates or indi-
23 cators for budgeting and planning purposes); (2) the
24 project shall not include payment of incentives, bribes,
25 gratuities, or financial reward to: (A) an individual in ex-

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

1 national Relations and the Committee on Appropriations
2 of the House of Representatives and to the Committee on
3 Foreign Relations and the Committee on Appropriations
4 of the Senate, a report containing a description of such
5 violation and the corrective action taken by the Agency:
6 *Provided further*, That in awarding grants for natural
7 family planning under section 104 of the Foreign Assist-
8 ance Act of 1961 no applicant shall be discriminated
9 against because of such applicant's religious or conscien-
10 tious commitment to offer only natural family planning;
11 and, additionally, all such applicants shall comply with the
12 requirements of the previous proviso: *Provided further*,
13 That for purposes of this or any other Act authorizing
14 or appropriating funds for foreign operations, export fi-
15 nancing, and related programs, the term "motivate", as
16 it relates to family planning assistance, shall not be con-
17 strued to prohibit the provision, consistent with local law,
18 of information or counseling about all pregnancy options:
19 *Provided further*, That nothing in this paragraph shall be
20 construed to alter any existing statutory prohibitions
21 against abortion under section 104 of the Foreign Assist-
22 ance Act of 1961: *Provided further*, That none of the funds
23 appropriated under this heading may be made available
24 for any activity which is in contravention to the Conven-
25 tion on International Trade in Endangered Species of

1 Flora and Fauna (CITES): *Provided further*, That of the
2 funds appropriated under this heading that are made
3 available for assistance programs for displaced and or-
4 phaned children and victims of war, not to exceed
5 \$25,000, in addition to funds otherwise available for such
6 purposes, may be used to monitor and provide oversight
7 of such programs.

8 LEBANON

9 Of the funds appropriated under the headings “De-
10 velopment Assistance” and “Economic Support Fund”,
11 not less than \$18,000,000 should be made available for
12 Lebanon to be used, among other programs, for scholar-
13 ships and direct support of the American educational insti-
14 tutions in Lebanon.

15 PRIVATE AND VOLUNTARY ORGANIZATIONS

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

1 effectiveness of the overseas development activities of the
2 organization, its level of volunteer support, its financial
3 viability and stability, and the degree of its dependence
4 for its financial support on the agency.

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

9 INTERNATIONAL DISASTER ASSISTANCE

10 For necessary expenses for international disaster re-
11 lief, rehabilitation, and reconstruction assistance pursuant
12 to section 491 of the Foreign Assistance Act of 1961, as
13 amended, \$165,000,000, to remain available until ex-
14 pended.

15 TRANSITION INITIATIVES

16 For necessary expenses for international disaster re-
17 habilitation and reconstruction assistance pursuant to sec-
18 tion 491 of the Foreign Assistance Act of 1961,
19 \$40,000,000, to remain available until expended, to sup-
20 port transition to democracy and to long-term develop-
21 ment of countries in crisis: *Provided*, That such support
22 may include assistance to develop, strengthen, or preserve
23 democratic institutions and processes, revitalize basic in-
24 frastructure, and foster the peaceful resolution of conflict:
25 *Provided further*, That the United States Agency for Inter-
26 national Development shall submit a report to the Com-

1 mittees on Appropriations at least 5 days prior to begin-
 2 ning a program of assistance.

3 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM

4 ACCOUNT

5 For the cost of direct loans and loan guarantees,
 6 \$1,500,000, as authorized by section 108 of the Foreign
 7 Assistance Act of 1961: *Provided*, That such costs shall
 8 be as defined in section 502 of the Congressional Budget
 9 Act of 1974: *Provided further*, That guarantees of loans
 10 made under this heading in support of microenterprise ac-
 11 tivities may guarantee up to 70 percent of the principal
 12 amount of any such loans notwithstanding section 108 of
 13 the Foreign Assistance Act of 1961. In addition, for ad-
 14 ministrative expenses to carry out programs under this
 15 heading, \$500,000, all of which may be transferred to and
 16 merged with the appropriation for Operating Expenses of
 17 the Agency for International Development: *Provided fur-*
 18 *ther*, That funds made available under this heading shall
 19 remain available until September 30, 2002.

20 DEVELOPMENT CREDIT PROGRAM ACCOUNT

21 (INCLUDING TRANSFER OF FUNDS)

22 For the cost of direct loans and loan guarantees,
 23 \$1,500,000, as authorized by section 635 of the Foreign
 24 Assistance Act of 1961: *Provided*, That such funds shall
 25 be made available only for urban and environmental pro-
 26 grams: *Provided further*, That for the cost of direct loans

1 and loan guarantees, up to \$2,000,000 of funds appro-
2 priated by this Act under the heading “Development As-
3 sistance”, may be transferred to and merged with funds
4 appropriated under this heading to be made available for
5 the purposes of part I of the Foreign Assistance Act of
6 1961: *Provided further*, That such costs shall be as defined
7 in section 502 of the Congressional Budget Act of 1974:
8 *Provided further*, That the provisions of section 107A(d)
9 (relating to general provisions applicable to the Develop-
10 ment Credit Authority) of the Foreign Assistance Act of
11 1961, as contained in section 306 of H.R. 1486 as re-
12 ported by the House Committee on International Relations
13 on May 9, 1997, shall be applicable to direct loans and
14 loan guarantees provided under this heading. In addition,
15 for administrative expenses to carry out credit programs
16 administered by the Agency for International Develop-
17 ment, \$6,495,000, all of which may be transferred to and
18 merged with the appropriation for Operating Expenses of
19 the Agency for International Development: *Provided fur-*
20 *ther*, That funds appropriated under this heading shall re-
21 main available until September 30, 2002.

22 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
23 DISABILITY FUND

24 For payment to the “Foreign Service Retirement and
25 Disability Fund”, as authorized by the Foreign Service
26 Act of 1980, \$44,489,000.

1 OPERATING EXPENSES OF THE AGENCY FOR
2 INTERNATIONAL DEVELOPMENT

3 For necessary expenses to carry out the provisions
4 of section 667, \$509,000,000: *Provided*, That, none of the
5 funds appropriated under this heading may be made avail-
6 able to finance the construction (including architect and
7 engineering services), purchase, or long term lease of of-
8 fices for use by the Agency for International Development,
9 unless the Administrator has identified such proposed con-
10 struction (including architect and engineering services),
11 purchase, or long term lease of offices in a report sub-
12 mitted to the Committees on Appropriations at least 15
13 days prior to the obligation of these funds for such pur-
14 poses: *Provided further*, That the previous proviso shall
15 not apply where the total cost of construction (including
16 architect and engineering services), purchase, or long term
17 lease of offices does not exceed \$1,000,000.

18 OPERATING EXPENSES OF THE AGENCY FOR INTER-
19 NATIONAL DEVELOPMENT OFFICE OF INSPECTOR
20 GENERAL

21 For necessary expenses to carry out the provisions
22 of section 667, \$27,000,000, to remain available until Sep-
23 tember 30, 2002, which sum shall be available for the Of-
24 fice of the Inspector General of the Agency for Inter-
25 national Development.

1 OTHER BILATERAL ECONOMIC ASSISTANCE

2 ECONOMIC SUPPORT FUND

3 For necessary expenses to carry out the provisions
4 of chapter 4 of part II, \$2,208,900,000, to remain avail-
5 able until September 30, 2002: *Provided*, That of the
6 funds appropriated under this heading, not to exceed
7 \$840,000,000 shall be available only for Israel, which sum
8 shall be available on a grant basis as a cash transfer and
9 shall be disbursed within 30 days of the enactment of this
10 Act or by October 31, 2000, whichever is later: *Provided*
11 *further*, That not to exceed \$695,000,000 shall be avail-
12 able only for Egypt, which sum shall be provided on a
13 grant basis, and of which sum cash transfer assistance
14 shall be provided with the understanding that Egypt will
15 undertake significant economic reforms which are addi-
16 tional to those which were undertaken in previous fiscal
17 years: *Provided further*, That in exercising the authority
18 to provide cash transfer assistance for Israel, the Presi-
19 dent shall ensure that the level of such assistance does
20 not cause an adverse impact on the total level of non-
21 military exports from the United States to such country
22 and that Israel enters into a side letter agreement at least
23 equivalent to the fiscal year 1999 agreement: *Provided fur-*
24 *ther*, That of the funds appropriated under this heading
25 not less than \$12,000,000 should be made available for

1 assistance for Mongolia: *Provided further*, That none of
2 the funds appropriated under this heading shall be obli-
3 gated for regional or global programs, except as provided
4 through the regular notification procedures of the Com-
5 mittees on Appropriations.

6 INTERNATIONAL FUND FOR IRELAND

7 For necessary expenses to carry out the provisions
8 of chapter 4 of part II of the Foreign Assistance Act of
9 1961, \$25,000,000, which shall be available for the United
10 States contribution to the International Fund for Ireland
11 and shall be made available in accordance with the provi-
12 sions of the Anglo-Irish Agreement Support Act of 1986
13 (Public Law 99–415): *Provided*, That such amount shall
14 be expended at the minimum rate necessary to make time-
15 ly payment for projects and activities: *Provided further*,
16 That funds made available under this heading shall re-
17 main available until September 30, 2002.

18 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC
19 STATES

20 (a) For necessary expenses to carry out the provisions
21 of the Foreign Assistance Act of 1961 and the Support
22 for East European Democracy (SEED) Act of 1989,
23 \$535,000,000, to remain available until September 30,
24 2002, which shall be available, notwithstanding any other
25 provision of law, for assistance and for related programs
26 for Eastern Europe and the Baltic States: *Provided*, That

1 of the funds appropriated under this heading not less than
2 \$5,000,000 should be made available for assistance for the
3 Baltic States: *Provided further*, That funds made available
4 for assistance for Kosovo from funds appropriated under
5 this heading and under the headings “Economic Support
6 Fund” and “International Narcotics Control and Law En-
7 forcement” shall not exceed 15 percent of the total re-
8 sources pledged by all donors for calendar year 2001 for
9 assistance for Kosovo as of January 1, 2001, and shall
10 not exceed \$150,000,000: *Provided further*, That none of
11 the funds made available under this Act for assistance for
12 Kosovo shall be made available for large scale physical in-
13 frastructure reconstruction.

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

1 (c) 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 (d) 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 (e) 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 (f) The provisions of section 532 of this Act shall
24 apply to funds made available under subsection (e) and
25 to funds appropriated under this heading: *Provided*, That

1 notwithstanding this subsection and subsection (e), and
2 notwithstanding section 532 of this Act, local currencies
3 generated by, or converted from, funds appropriated by
4 this Act and by previous appropriations Acts and made
5 available for the economic revitalization program in Bos-
6 nia may be used in Eastern Europe and the Baltic States
7 to carry out the provisions of the Foreign Assistance Act
8 of 1961 and the Support for East European Democracy
9 (SEED) Act of 1989: *Provided further*, That the use of
10 such local currencies shall be subject to the regular notifi-
11 cation procedures of the Committees on Appropriations.

12 (g) The President is authorized to withhold funds ap-
13 propriated under this heading made available for economic
14 revitalization programs in Bosnia and Herzegovina, if he
15 determines and certifies to the Committees on Appropria-
16 tions that the Federation of Bosnia and Herzegovina has
17 not complied with article III of annex 1–A of the General
18 Framework Agreement for Peace in Bosnia and
19 Herzegovina concerning the withdrawal of foreign forces,
20 and that intelligence cooperation on training, investiga-
21 tions, and related activities between Iranian officials and
22 Bosnian officials has not been terminated.

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

25 (a) For necessary expenses to carry out the provisions
26 of chapters 11 and 12 of part I of the Foreign Assistance

1 Act of 1961 and the FREEDOM Support Act, for assist-
2 ance for the Independent States of the former Soviet
3 Union and for related programs, \$740,000,000, to remain
4 available until September 30, 2002: *Provided*, That the
5 provisions of such chapters shall apply to funds appro-
6 priated by this paragraph: *Provided further*, That such
7 sums as may be necessary may be transferred to the Ex-
8 port-Import Bank of the United States for the cost of any
9 financing under the Export-Import Bank Act of 1945 for
10 activities for the Independent States: *Provided further*,
11 That of the funds made available for the Southern
12 Caucasus region, 15 percent should be used for con-
13 fidence-building measures and other activities in further-
14 ance of the peaceful resolution of the regional conflicts,
15 especially those in the vicinity of Abkhazia and Nagorno-
16 Karabagh.

17 (b) Of the funds appropriated under this heading, not
18 less than 12.5 percent should be made available for assist-
19 ance for Georgia.

20 (c) Of the funds appropriated under this heading, not
21 less than 12.5 percent should be made available for assist-
22 ance for Armenia.

23 (d) Section 907 of the FREEDOM Support Act shall
24 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.

18 (e) Not more than 25 percent of the funds appro-
19 priated under this heading may be made available for as-
20 sistance for any country in the region. Activities author-
21 ized under title V (nonproliferation and disarmament pro-
22 grams and activities) of the FREEDOM Support Act shall
23 not be counted against the 25 percent limitation.

24 (f)(1) Of the funds appropriated under this heading
25 that are allocated for assistance for the Government of

1 the Russian Federation, 50 percent shall be withheld from
2 obligation until the President determines and certifies in
3 writing to the Committees on Appropriations that the Gov-
4 ernment of the Russian Federation has terminated imple-
5 mentation of arrangements to provide Iran with technical
6 expertise, training, technology, or equipment necessary to
7 develop a nuclear reactor, related nuclear research facili-
8 ties or programs, or ballistic missile capability.

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

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

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

15 (g) None of the funds appropriated under this head-
16 ing may be made available for assistance for the Govern-
17 ment of the Russian Federation until the Secretary of
18 State certifies to the Committees on Appropriations that
19 the Russian Federation is in compliance with article V of
20 the Treaty on Conventional Armed Forces in Europe re-
21 garding forces deployed in the flank zone in and around
22 Chechnya.

23 (h) Of the funds appropriated under this heading, not
24 less than \$45,000,000 should be made available, in addi-
25 tion to funds otherwise available for such purposes, for

1 assistance for child survival, environmental health, and to
2 combat infectious diseases, and for related activities.

3 INDEPENDENT AGENCY

4 PEACE CORPS

5 For necessary expenses to carry out the provisions
6 of the Peace Corps Act (75 Stat. 612), \$258,000,000, in-
7 cluding the purchase of not to exceed five passenger motor
8 vehicles for administrative purposes for use outside of the
9 United States: *Provided*, That none of the funds appro-
10 priated under this heading shall be used to pay for abor-
11 tions: *Provided further*, That funds appropriated under
12 this heading shall remain available until September 30,
13 2002.

14 DEPARTMENT OF STATE

15 INTERNATIONAL NARCOTICS CONTROL AND LAW

16 ENFORCEMENT

17 For necessary expenses to carry out section 481 of
18 the Foreign Assistance Act of 1961, \$305,000,000, to re-
19 main available until expended: *Provided*, That any funds
20 made available under this heading for anti-crime programs
21 and activities shall be made available subject to the reg-
22 ular notification procedures of the Committees on Appro-
23 priations: *Provided further*, That during fiscal year 2001,
24 the Department of State may also use the authority of
25 section 608 of the Foreign Assistance Act of 1961, with-

1 out regard to its restrictions, to receive excess property
2 from an agency of the United States Government for the
3 purpose of providing it to a foreign country under chapter
4 8 of part I of that Act subject to the regular notification
5 procedures of the Committees on Appropriations.

6 MIGRATION AND REFUGEE ASSISTANCE

7 For expenses, not otherwise provided for, necessary
8 to enable the Secretary of State to provide, as authorized
9 by law, contributions to the International Committee of
10 the Red Cross, assistance to refugees, including contribu-
11 tions to the International Organization for Migration and
12 the United Nations High Commissioner for Refugees, and
13 other activities to meet refugee and migration needs; sala-
14 ries and expenses of personnel and dependents as author-
15 ized by the Foreign Service Act of 1980; allowances as
16 authorized by sections 5921 through 5925 of title 5,
17 United States Code; purchase and hire of passenger motor
18 vehicles; and services as authorized by section 3109 of title
19 5, United States Code, \$645,000,000, to remain available
20 until expended: *Provided*, That not more than
21 \$14,852,000 shall be available for administrative ex-
22 penses.

23 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
24 ASSISTANCE FUND

25 For necessary expenses to carry out the provisions
26 of section 2(c) of the Migration and Refugee Assistance

1 Act of 1962, as amended (22 U.S.C. 260(c)),
2 \$12,500,000, to remain available until expended: *Pro-*
3 *vided*, That the funds made available under this heading
4 are appropriated notwithstanding the provisions contained
5 in section 2(c)(2) of the Act which would limit the amount
6 of funds which could be appropriated for this purpose.

7 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
8 RELATED PROGRAMS

9 For necessary expenses for nonproliferation, anti-ter-
10 rorism and related programs and activities, \$241,600,000,
11 to carry out the provisions of chapter 8 of part II of the
12 Foreign Assistance Act of 1961 for anti-terrorism assist-
13 ance, section 504 of the FREEDOM Support Act for the
14 Nonproliferation and Disarmament Fund, section 23 of
15 the Arms Export Control Act or the Foreign Assistance
16 Act of 1961 for demining activities, the clearance of
17 unexploded ordnance, and related activities, notwith-
18 standing any other provision of law, including activities
19 implemented through nongovernmental and international
20 organizations, section 301 of the Foreign Assistance Act
21 of 1961 for a voluntary contribution to the International
22 Atomic Energy Agency (IAEA) and a voluntary contribu-
23 tion to the Korean Peninsula Energy Development Orga-
24 nization (KEDO), and for a United States contribution
25 to the Comprehensive Nuclear Test Ban Treaty Pre-
26 paratory Commission: *Provided*, That the Secretary of

1 State shall inform the Committees on Appropriations at
2 least 20 days prior to the obligation of funds for the Com-
3 prehensive Nuclear Test Ban Treaty Preparatory Com-
4 mission: *Provided further*, That of this amount not to ex-
5 ceed \$15,000,000, to remain available until expended, may
6 be made available for the Nonproliferation and Disar-
7 mament Fund, notwithstanding any other provision of
8 law, to promote bilateral and multilateral activities relat-
9 ing to nonproliferation and disarmament: *Provided fur-*
10 *ther*, That such funds may also be used for such countries
11 other than the Independent States of the former Soviet
12 Union and international organizations when it is in the
13 national security interest of the United States to do so:
14 *Provided further*, That such funds shall be subject to the
15 regular notification procedures of the Committees on Ap-
16 propriations: *Provided further*, That funds appropriated
17 under this heading may be made available for the Inter-
18 national Atomic Energy Agency only if the Secretary of
19 State determines (and so reports to the Congress) that
20 Israel is not being denied its right to participate in the
21 activities of that Agency.

22 DEPARTMENT OF THE TREASURY

23 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

24 For necessary expenses to carry out the provisions
25 of section 129 of the Foreign Assistance Act of 1961 (re-

1 lating to international affairs technical assistance activi-
 2 ties), \$2,000,000, to remain available until expended,
 3 which shall be available notwithstanding any other provi-
 4 sion of law.

5 DEBT RESTRUCTURING

6 For the cost, as defined in section 502 of the Con-
 7 gressional Budget Act of 1974, of modifying loans and
 8 loan guarantees, as the President may determine, for
 9 which funds have been appropriated or otherwise made
 10 available for programs within the International Affairs
 11 Budget Function 150, including the cost of selling, reduc-
 12 ing, or canceling amounts owed to the United States as
 13 a result of concessional loans made to eligible countries,
 14 pursuant to parts IV and V of the Foreign Assistance Act
 15 of 1961, and of modifying concessional credit agreements
 16 with least developed countries, as authorized under section
 17 411 of the Agricultural Trade Development and Assist-
 18 ance Act of 1954, as amended, and concessional loans,
 19 guarantees and credit agreements, as authorized under
 20 section 572 of the Foreign Operations, Export Financing,
 21 and Related Programs Appropriations Act, 1989 (Public
 22 Law 100-461), \$82,400,000 (increased by
 23 \$155,600,000), to remain available until expended: *Pro-*
 24 *vided*, That of this amount, not less than \$13,000,000
 25 shall be made available to carry out the provisions of part
 26 V of the Foreign Assistance Act of 1961: *Provided further*,

1 That funds appropriated or otherwise made available
2 under this heading in this Act or under prior appropria-
3 tions Acts for foreign operations, export financing, and re-
4 lated programs may be used by the Secretary of the Treas-
5 ury to pay to the Heavily Indebted Poor Country (HIPC)
6 Trust Fund administered by the International Bank for
7 Reconstruction and Development amounts for the benefit
8 of countries that are eligible for debt reduction pursuant
9 to title V of H.R. 3425 as enacted into law by section
10 1000(a)(5) of Public Law 106–113: *Provided further*,
11 That amounts paid to the HIPC Trust Fund may be used
12 only to fund debt reduction under the enhanced HIPC ini-
13 tiative by—

- 14 (1) the Inter-American Development Bank;
15 (2) the African Development Bank; and
16 (3) the Central American Bank for Economic
17 Integration:

18 *Provided further*, That funds may not be paid to the HIPC
19 Trust Fund for the benefit of any country that is credibly
20 reported to be engaged in a consistent pattern of gross
21 violations of internationally recognized human rights or in
22 military or civil conflict that undermines its ability to de-
23 velop and implement measures to alleviate poverty and to
24 devote adequate human and financial resources to that
25 end: *Provided further*, That 15 days prior to any agree-

1 ment by the United States to make payments to the HIPC
2 Trust Fund for the benefit of any country other than Bo-
3 livia and Mozambique, the Secretary of the Treasury shall
4 submit a reprogramming request under the regular notifi-
5 cation procedures of the Committees on Appropriations:
6 *Provided further*, That prior to the payment of any amount
7 to the HIPC Trust Fund to fund debt reduction by an
8 international financial institution, the Secretary of the
9 Treasury shall provide to the Committees on Appropria-
10 tions, Banking and Financial Services, and International
11 Relations of the House of Representatives, and the Com-
12 mittees on Appropriations, Banking, Housing and Urban
13 Affairs, and Foreign Relations of the Senate—

14 (1) a written commitment by the institution
15 that it will make no new market-rate loans to the
16 HIPC member country beneficiary for a period of 30
17 months and no new concessional loans to the HIPC
18 member country for a period of 9 months; and

19 (2) full documentation of any commitment by
20 the HIPC member country to redirect its domestic
21 budgetary resources from international debt repay-
22 ments to private or public programs to alleviate pov-
23 erty and promote economic growth that are addi-
24 tional to those previously available for such purposes

1 prior to participation in the enhanced HIPC Initia-
 2 tive:

3 *Provided further*, That any limitation of subsection (e) of
 4 section 411 of the Agricultural Trade Development and
 5 Assistance Act of 1954 shall not apply to funds appro-
 6 priated under this heading: *Provided further*, That the au-
 7 thority provided by section 572 of Public Law 100–461
 8 may be exercised only with respect to countries that are
 9 eligible to borrow from the International Development As-
 10 sociation, but not from the International Bank for Recon-
 11 struction and Development, commonly referred to as
 12 “IDA-only” countries.

13 TITLE III—MILITARY ASSISTANCE

14 FUNDS APPROPRIATED TO THE PRESIDENT

15 INTERNATIONAL MILITARY EDUCATION AND TRAINING

16 For necessary expenses to carry out the provisions
 17 of section 541 of the Foreign Assistance Act of 1961,
 18 \$52,500,000 (reduced by \$5,250,000), of which up to
 19 \$1,000,000 may remain available until expended: *Pro-*
 20 *vided*, That the civilian personnel for whom military edu-
 21 cation and training may be provided under this heading
 22 may include civilians who are not members of a govern-
 23 ment whose participation would contribute to improved
 24 civil-military relations, civilian control of the military, or
 25 respect for human rights: *Provided further*, That funds ap-

1 appropriated under this heading for grant financed military
2 education and training for Indonesia and Guatemala may
3 only be available for expanded international military edu-
4 cation and training and funds made available for Indo-
5 nesia may only be provided through the regular notifica-
6 tion procedures of the Committees on Appropriations: *Pro-*
7 *vided further*, That none of the funds appropriated under
8 this heading may be made available to support grant fi-
9 nanced military education and training at the School of
10 the Americas unless the Secretary of Defense certifies that
11 the instruction and training provided by the School of the
12 Americas is fully consistent with training and doctrine,
13 particularly with respect to the observance of human
14 rights, provided by the Department of Defense to United
15 States military students at Department of Defense institu-
16 tions whose primary purpose is to train United States
17 military personnel: *Provided further*, That the Secretary
18 of Defense shall submit to the Committees on Appropria-
19 tions, no later than January 15, 2001, a report detailing
20 the training activities of the School of the Americas and
21 a general assessment regarding the performance of its
22 graduates during 1998 and 1999: *Provided further*, That
23 none of the funds appropriated under this heading may
24 be made available to support grant financed military edu-
25 cation and training at the School of the Americas unless

1 the Secretary of State, without delegation, certifies that
2 the instruction and training provided by the School of the
3 Americas is consistent with United States foreign policy
4 objectives and helps support the observance of human
5 rights in Latin America.

6 FOREIGN MILITARY FINANCING PROGRAM

7 For expenses necessary for grants to enable the
8 President to carry out the provisions of section 23 of the
9 Arms Export Control Act, \$3,510,000,000 (reduced by
10 \$200,000,000) (reduced by \$42,000,000): *Provided*, That
11 of the funds appropriated under this heading, not to ex-
12 ceed \$1,980,000,000 shall be available for grants only for
13 Israel, and not to exceed \$1,300,000,000 shall be made
14 available for grants only for Egypt: *Provided further*, That
15 the funds appropriated by this paragraph for Israel shall
16 be disbursed within 30 days of the enactment of this Act
17 or by October 31, 2000, whichever is later: *Provided fur-*
18 *ther*, That it is the sense of the Congress that it is very
19 disturbed by reports that Israel is preparing to provide
20 China with an airborne radar system that could threaten
21 both the forces of democratic Taiwan and the United
22 States in the region surrounding the Taiwan Strait. The
23 Congress urges Israel to terminate the existing contract
24 to sell an airborne radar system to the People's Republic
25 of China: *Provided further*, That to the extent that the
26 Government of Israel requests that funds be used for such

1 purposes, grants made available for Israel by this para-
2 graph shall, as agreed by Israel and the United States,
3 be available for advanced weapons systems, of which not
4 less than \$520,000,000 should be available for the pro-
5 curement in Israel of defense articles and defense services,
6 including research and development: *Provided further*,
7 That Foreign Military Financing Program funds esti-
8 mated to be outlayed for Egypt during fiscal year 2001
9 shall be disbursed within 30 days of the enactment of this
10 Act or by October 31, 2000, whichever is later: *Provided*
11 *further*, That funds appropriated by this paragraph shall
12 be nonrepayable notwithstanding any requirement in sec-
13 tion 23 of the Arms Export Control Act: *Provided further*,
14 That funds made available under this paragraph shall be
15 obligated upon apportionment in accordance with para-
16 graph (5)(C) of title 31, United States Code, section
17 1501(a).

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

1 may be financed with such funds: *Provided*, That all coun-
2 try and funding level increases in allocations shall be sub-
3 mitted through the regular notification procedures of sec-
4 tion 515 of this Act: *Provided further*, That none of the
5 funds appropriated under this heading shall be available
6 for assistance for Sudan and Liberia: *Provided further*,
7 That funds made available under this heading may be
8 used, notwithstanding any other provision of law, for
9 demining, the clearance of unexploded ordnance, and re-
10 lated activities, and may include activities implemented
11 through nongovernmental and international organizations:
12 *Provided further*, That none of the funds appropriated
13 under this heading shall be available for assistance for
14 Guatemala: *Provided further*, That only those countries for
15 which assistance was justified for the “Foreign Military
16 Sales Financing Program” in the fiscal year 1989 con-
17 gressional presentation for security assistance programs
18 may utilize funds made available under this heading for
19 procurement of defense articles, defense services or design
20 and construction services that are not sold by the United
21 States Government under the Arms Export Control Act:
22 *Provided further*, That funds appropriated under this
23 heading shall be expended at the minimum rate necessary
24 to make timely payment for defense articles and services:
25 *Provided further*, That not more than \$30,495,000 of the

1 funds appropriated under this heading may be obligated
 2 for necessary expenses, including the purchase of pas-
 3 senger motor vehicles for replacement only for use outside
 4 of the United States, for the general costs of admin-
 5 istering military assistance and sales: *Provided further*,
 6 That not more than \$340,000,000 of funds realized pursu-
 7 ant to section 21(e)(1)(A) of the Arms Export Control Act
 8 may be obligated for expenses incurred by the Department
 9 of Defense during fiscal year 2001 pursuant to section
 10 43(b) of the Arms Export Control Act, except that this
 11 limitation may be exceeded only through the regular notifi-
 12 cation procedures of the Committees on Appropriations:
 13 *Provided further*, That none of the funds made available
 14 under this heading shall be available for any non-NATO
 15 country participating in the Partnership for Peace Pro-
 16 gram except through the regular notification procedures
 17 of the Committees on Appropriations.

18 PEACEKEEPING OPERATIONS

19 For necessary expenses to carry out the provisions
 20 of section 551 of the Foreign Assistance Act of 1961,
 21 \$117,900,000: *Provided*, That none of the funds appro-
 22 priated under this heading shall be obligated or expended
 23 except as provided through the regular notification proce-
 24 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, \$35,800,000, 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 by the Secretary of the Treasury, \$576,600,000
15 (reduced by \$10,000,000), to remain available until ex-
16 pended: *Provided:* That the Secretary of the Treasury
17 shall: (1) seek to ensure to the maximum extent possible
18 that for countries eligible for debt reduction under the en-
19 hanced Heavily Indebted Poor Country (HIPC) Initiative
20 that have reached the completion point, the terms of new
21 assistance by the International Development Association
22 shall be on grant terms; and (2) submit a report to the
23 Speaker of the House of Representatives, the President
24 of the Senate, and the Committees on Appropriations no
25 later than June 30, 2001, on the progress achieved in
26 achieving the objective in paragraph (1): *Provided further,*

1 That \$10,000,000 shall be withheld from obligation until
 2 Congress is in receipt of said report: *Provided further*,
 3 That in negotiating United States participation in the next
 4 replenishment of the International Development Associa-
 5 tion, the Secretary of the Treasury shall accord high pri-
 6 ority to providing the International Development Associa-
 7 tion with the policy flexibility to provide new grant assist-
 8 ance to countries eligible for debt reduction under the en-
 9 hanced HIPC Initiative.

10 CONTRIBUTION TO THE MULTILATERAL INVESTMENT

11 GUARANTEE AGENCY

12 For payment to the Multilateral Investment Guar-
 13 antee Agency by the Secretary of the Treasury,
 14 \$4,900,000, for the United States paid-in share of the in-
 15 crease in capital stock, to remain available until expended.

16 LIMITATION ON CALLABLE CAPITAL

17 The United States Governor of the Multilateral In-
 18 vestment Guarantee Agency may subscribe without fiscal
 19 year limitation for the callable capital portion of the
 20 United States share of such capital stock in an amount
 21 not to exceed \$24,500,000.

22 CONTRIBUTION TO THE INTER-AMERICAN INVESTMENT

23 CORPORATION

24 For payment to the Inter-American Investment Cor-
 25 poration, by the Secretary of the Treasury, \$8,000,000,

1 for the United States share of the increase in subscrip-
2 tions to capital stock, to remain available until expended.

3 CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS

4 MULTILATERAL INVESTMENT FUND

5 For payment to the Enterprise for the Americas Mul-
6 tilateral Investment Fund by the Secretary of the Treas-
7 ury, for the United States contribution to the fund,
8 \$10,000,000, to remain available until expended.

9 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

10 For the United States contribution by the Secretary
11 of the Treasury to the increase in resources of the Asian
12 Development Fund, as authorized by the Asian Develop-
13 ment Bank Act, as amended, \$72,000,000, to remain
14 available until expended.

15 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

16 For payment to the African Development Bank by
17 the Secretary of the Treasury, \$3,100,000, for the United
18 States paid-in share of the increase in capital stock, to
19 remain available until expended.

20 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

21 The United States Governor of the African Develop-
22 ment Bank may subscribe without fiscal year limitation
23 for the callable capital portion of the United States share
24 of such capital stock in an amount not to exceed
25 \$49,574,000.

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, \$72,000,000, to remain available until
5 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 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
20 AGRICULTURAL DEVELOPMENT

21 For the United States contribution by the Secretary
22 of the Treasury to increase the resources of the Inter-
23 national Fund for Agricultural Development, \$5,000,000,
24 to remain available until expended.

1 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

2 For necessary expenses to carry out the provisions
3 of section 301 of the Foreign Assistance Act of 1961, and
4 of section 2 of the United Nations Environment Program
5 Participation Act of 1973, \$183,000,000: *Provided*, That
6 none of the funds appropriated under this heading shall
7 be made available for the United Nations Fund for
8 Science and Technology: *Provided further*, That not less
9 than \$5,000,000 should be made available to the World
10 Food Program: *Provided further*, That none of the funds
11 appropriated under this heading may be made available
12 to the Korean Peninsula Energy Development Organiza-
13 tion (KEDO) or the International Atomic Energy Agency
14 (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 decree or military coup: *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.

1 TRANSFERS BETWEEN ACCOUNTS

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.

11 DEOBLIGATION/REOBLIGATION AUTHORITY

12 SEC. 510. Obligated balances of funds appropriated
13 to carry out section 23 of the Arms Export Control Act
14 as of the end of the fiscal year immediately preceding the
15 current fiscal year are, if deobligated, hereby continued
16 available during the current fiscal year for the same pur-
17 pose under any authority applicable to such appropriations
18 under this Act: *Provided*, That the authority of this sub-
19 section may not be used in fiscal year 2001.

20 AVAILABILITY OF FUNDS

21 SEC. 511. No part of any appropriation contained in
22 this Act shall remain available for obligation after the ex-
23 piration of the current fiscal year unless expressly so pro-
24 vided in this Act: *Provided*, That funds appropriated for
25 the purposes of chapters 1, 8, 11, and 12 of part I, section
26 667, and chapter 4 of part II of the Foreign Assistance

1 Act of 1961, as amended, and funds provided under the
2 heading “Assistance for Eastern Europe and the Baltic
3 States”, shall remain available until expended if such
4 funds are initially obligated before the expiration of their
5 respective periods of availability contained in this Act:
6 *Provided further*, That, notwithstanding any other provi-
7 sion of this Act, any funds made available for the purposes
8 of chapter 1 of part I and chapter 4 of part II of the
9 Foreign Assistance Act of 1961 which are allocated or ob-
10 ligated for cash disbursements in order to address balance
11 of payments or economic policy reform objectives, shall re-
12 main available until expended: *Provided further*, That, ef-
13 fective upon enactment into law of this Act, the final pro-
14 viso under the heading “Foreign Military Financing Pro-
15 gram” contained in title VI of the Foreign Operations, Ex-
16 port Financing, and Related Programs Appropriations
17 Act, 2000 (as enacted into law by section 1000(a)(2) of
18 Public Law 106–113) shall be null and void: *Provided fur-*
19 *ther*, That the report required by section 653(a) of the
20 Foreign Assistance Act of 1961 shall designate for each
21 country, to the extent known at the time of submission
22 of such report, those funds allocated for cash disburse-
23 ment for balance of payment and economic policy reform
24 purposes.

1 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

2 SEC. 512. No part of any appropriation contained in
3 this Act shall be used to furnish assistance to any country
4 which is in default during a period in excess of one cal-
5 endar year in payment to the United States of principal
6 or interest on any loan made to the government of such
7 country by the United States pursuant to a program for
8 which funds are appropriated under this Act: *Provided*,
9 That this section and section 620(q) of the Foreign Assist-
10 ance Act of 1961 shall not apply to funds made available
11 for any narcotics-related assistance for Colombia, Bolivia,
12 and Peru authorized by the Foreign Assistance Act of
13 1961 or the Arms Export Control Act.

14 COMMERCE AND TRADE

15 SEC. 513. (a) None of the funds appropriated or
16 made available pursuant to this Act for direct assistance
17 and none of the funds otherwise made available pursuant
18 to this Act to the Export-Import Bank and the Overseas
19 Private Investment Corporation shall be obligated or ex-
20 pended to finance any loan, any assistance or any other
21 financial commitments for establishing or expanding pro-
22 duction of any commodity for export by any country other
23 than the United States, if the commodity is likely to be
24 in surplus on world markets at the time the resulting pro-
25 ductive capacity is expected to become operative and if the
26 assistance will cause substantial injury to United States

1 producers of the same, similar, or competing commodity:
2 *Provided*, That such prohibition shall not apply to the Ex-
3 port-Import Bank if in the judgment of its Board of Direc-
4 tors the benefits to industry and employment in the
5 United States are likely to outweigh the injury to United
6 States producers of the same, similar, or competing com-
7 modity, and the Chairman of the Board so notifies the
8 Committees on Appropriations.

9 (b) None of the funds appropriated by this or any
10 other Act to carry out chapter 1 of part I of the Foreign
11 Assistance Act of 1961 shall be available for any testing
12 or breeding feasibility study, variety improvement or intro-
13 duction, consultancy, publication, conference, or training
14 in connection with the growth or production in a foreign
15 country of an agricultural commodity for export which
16 would compete with a similar commodity grown or pro-
17 duced in the United States: *Provided*, That this subsection
18 shall not prohibit—

19 (1) activities designed to increase food security
20 in developing countries where such activities will not
21 have a significant impact in the export of agricul-
22 tural commodities of the United States; or

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

1 SURPLUS COMMODITIES

2 SEC. 514. The Secretary of the Treasury shall in-
3 struct the United States Executive Directors of the Inter-
4 national Bank for Reconstruction and Development, the
5 International Development Association, the International
6 Finance Corporation, the Inter-American Development
7 Bank, the International Monetary Fund, the Asian Devel-
8 opment Bank, the Inter-American Investment Corpora-
9 tion, the North American Development Bank, the Euro-
10 pean Bank for Reconstruction and Development, the Afri-
11 can Development Bank, and the African Development
12 Fund to use the voice and vote of the United States to
13 oppose any assistance by these institutions, using funds
14 appropriated or made available pursuant to this Act, for
15 the production or extraction of any commodity or mineral
16 for export, if it is in surplus on world markets and if the
17 assistance will cause substantial injury to United States
18 producers of the same, similar, or competing commodity.

19 NOTIFICATION REQUIREMENTS

20 SEC. 515. (a) For the purposes of providing the exec-
21 utive branch with the necessary administrative flexibility,
22 none of the funds made available under this Act for “Child
23 Survival and Disease Programs Fund”, “Development As-
24 sistance”, “International Organizations and Programs”,
25 “Trade and Development Agency”, “International Nar-
26 cotics Control and Law Enforcement”, “Assistance for

1 Eastern Europe and the Baltic States”, “Assistance for
2 the Independent States of the Former Soviet Union”,
3 “Economic Support Fund”, “Peacekeeping Operations”,
4 “Operating Expenses of the Agency for International De-
5 velopment”, “Operating Expenses of the Agency for Inter-
6 national Development Office of Inspector General”, “Non-
7 proliferation, Anti-terrorism, Demining and Related Pro-
8 grams”, “Foreign Military Financing Program”, “Inter-
9 national Military Education and Training”, “Peace
10 Corps”, and “Migration and Refugee Assistance”, shall be
11 available for obligation for activities, programs, projects,
12 type of materiel assistance, countries, or other operations
13 not justified or in excess of the amount justified to the
14 Appropriations Committees for obligation under any of
15 these specific headings unless the Appropriations Commit-
16 tees of both Houses of Congress are previously notified
17 15 days in advance: *Provided*, That the President shall
18 not enter into any commitment of funds appropriated for
19 the purposes of section 23 of the Arms Export Control
20 Act for the provision of major defense equipment, other
21 than conventional ammunition, or other major defense
22 items defined to be aircraft, ships, missiles, or combat ve-
23 hicles, not previously justified to Congress or 20 percent
24 in excess of the quantities justified to Congress unless the
25 Committees on Appropriations are notified 15 days in ad-

1 vance of such commitment: *Provided further*, That this
2 section shall not apply to any reprogramming for an activ-
3 ity, program, or project under chapter 1 of part I of the
4 Foreign Assistance Act of 1961 of less than 10 percent
5 of the amount previously justified to the Congress for obli-
6 gation for such activity, program, or project for the cur-
7 rent fiscal year: *Provided further*, That the requirements
8 of this section or any similar provision of this Act or any
9 other Act, including any prior Act requiring notification
10 in accordance with the regular notification procedures of
11 the Committees on Appropriations, may be waived if fail-
12 ure to do so would pose a substantial risk to human health
13 or welfare: *Provided further*, That in case of any such
14 waiver, notification to the Congress, or the appropriate
15 congressional committees, shall be provided as early as
16 practicable, but in no event later than 3 days after taking
17 the action to which such notification requirement was ap-
18 plicable, in the context of the circumstances necessitating
19 such waiver: *Provided further*, That any notification pro-
20 vided pursuant to such a waiver shall contain an expla-
21 nation of the emergency circumstances.

22 (b) Drawdowns made pursuant to section 506(a)(2)
23 of the Foreign Assistance Act of 1961 shall be subject to
24 the regular notification procedures of the Committees on
25 Appropriations.

1 LIMITATION ON AVAILABILITY OF FUNDS FOR
2 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

3 SEC. 516. Subject to the regular notification proce-
4 dures of the Committees on Appropriations, funds appro-
5 priated under this Act or any previously enacted Act mak-
6 ing appropriations for foreign operations, export financ-
7 ing, and related programs, which are returned or not made
8 available for organizations and programs because of the
9 implementation of section 307(a) of the Foreign Assist-
10 ance Act of 1961, shall remain available for obligation
11 until September 30, 2002.

12 INDEPENDENT STATES OF THE FORMER SOVIET UNION

13 SEC. 517. (a) None of the funds appropriated under
14 the heading “Assistance for the Independent States of the
15 Former Soviet Union” shall be made available for assist-
16 ance for a government of an Independent State of the
17 former Soviet Union—

18 (1) unless that government is making progress
19 in implementing comprehensive economic reforms
20 based on market principles, private ownership, re-
21 spect for commercial contracts, and equitable treat-
22 ment of foreign private investment; and

23 (2) if that government applies or transfers
24 United States assistance to any entity for the pur-
25 pose of expropriating or seizing ownership or control
26 of assets, investments, or ventures.

1 Assistance may be furnished without regard to this sub-
2 section if the President determines that to do so is in the
3 national interest.

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

10 (c) Funds appropriated under the heading “Assist-
11 ance for the Independent States of the Former Soviet
12 Union” for the Russian Federation and Ukraine shall be
13 subject to the regular notification procedures of the Com-
14 mittees on Appropriations.

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

20 (e) Funds appropriated in this or prior appropria-
21 tions Acts that are or have been made available for an
22 Enterprise Fund in the Independent States of the Former
23 Soviet Union may be deposited by such Fund in interest-
24 bearing accounts prior to the disbursement of such funds
25 by the Fund for program purposes. The Fund may retain

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

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

21 PROHIBITION ON FUNDING FOR ABORTIONS AND

22 INVOLUNTARY STERILIZATION

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

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

21 EXPORT FINANCING TRANSFER AUTHORITIES

22 SEC. 519. Not to exceed 5 percent of any appropria-
23 tion other than for administrative expenses made available
24 for fiscal year 2001, for programs under title I of this
25 Act may be transferred between such appropriations for
26 use for any of the purposes, programs, and activities for

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

7 SPECIAL NOTIFICATION REQUIREMENTS

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

14 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

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

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

6 CHILD SURVIVAL AND DISEASE PREVENTION ACTIVITIES

7 SEC. 522. Up to \$10,500,000 of the funds made
8 available by this Act for assistance under the heading
9 “Child Survival and Disease Programs Fund”, may be
10 used to reimburse United States Government agencies,
11 agencies of State governments, institutions of higher
12 learning, and private and voluntary organizations for the
13 full cost of individuals (including for the personal services
14 of such individuals) detailed or assigned to, or contracted
15 by, as the case may be, the Agency for International De-
16 velopment for the purpose of carrying out child survival,
17 basic education, and infectious disease activities: *Provided*,
18 That up to \$1,500,000 of the funds made available by this
19 Act for assistance under the heading “Development As-
20 sistance” may be used to reimburse such agencies, institu-
21 tions, and organizations for such costs of such individuals
22 carrying out other development assistance activities: *Pro-*
23 *vided further*, That funds appropriated by this Act that
24 are made available for child survival activities or disease
25 programs including activities relating to research on, and
26 the prevention, treatment and control of, Acquired Im-

1 mune Deficiency Syndrome may be made available not-
2 withstanding any provision of law that restricts assistance
3 to foreign countries: *Provided further*, That funds appro-
4 priated under title II of this Act may be made available
5 pursuant to section 301 of the Foreign Assistance Act of
6 1961 if a primary purpose of the assistance is for child
7 survival and related programs.

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 (f) of that section:
24 *Provided*, 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, except that funds appropriated
24 by this Act under the heading “Economic Support Fund”
25 that are made available for the National Endowment for
26 Democracy or its grantees may be made available for ac-

1 tivities to foster democracy in that country notwith-
2 standing this proviso and any other provision of law: *Pro-*
3 *vided further*, That funds appropriated by this or any prior
4 Acts making appropriations for foreign operations, export
5 financing, and related programs, that are provided to the
6 National Endowment for Democracy shall be provided in
7 a manner that is consistent with the last sentence of sec-
8 tion 503(a) of the National Endowment for Democracy
9 Act and Comptroller General Decisions No. B-203681 of
10 June 6, 1985, and No. B-248111 of September 9, 1992,
11 and the National Endowment for Democracy shall be
12 deemed “the awarding agency” for purposes of imple-
13 menting Office of Management and Budget Circular A-
14 122 as dated June 1, 1998, or any successor circular: *Pro-*
15 *vided further*, That funds made available pursuant to the
16 authority of this section shall be subject to the regular
17 notification procedures of the Committees on Appropria-
18 tions: *Provided further*, That notwithstanding any other
19 provision of law, of the funds appropriated by this Act
20 to carry out the provisions of chapter 4 of part II of the
21 Foreign Assistance Act of 1961, not to exceed \$1,000,000
22 may be made available to nongovernmental organizations
23 located outside the People’s Republic of China to support
24 activities which preserve cultural traditions and promote
25 sustainable development and environmental conservation

1 in Tibetan communities in that country: *Provided further*,
 2 That the final proviso in section 526 of the Foreign Oper-
 3 ations, Export Financing, and Related Programs Appro-
 4 priations Act, 2000 (as enacted into law by section
 5 1000(a)(2) of Public Law 106–113) is amended by strik-
 6 ing “Robert F. Kennedy Memorial Center for Human
 7 Rights” and inserting “Jamestown Foundation”.

8 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST
 9 COUNTRIES

10 SEC. 527. (a) Funds appropriated for bilateral assist-
 11 ance under any heading of this Act and funds appro-
 12 priated under any such heading in a provision of law en-
 13 acted prior to the enactment of this Act, shall not be made
 14 available to any country which the President determines—

15 (1) grants sanctuary from prosecution to any
 16 individual or group which has committed an act of
 17 international terrorism; or

18 (2) otherwise supports international terrorism.

19 (b) The President may waive the application of sub-
 20 section (a) to a country if the President determines that
 21 national security or humanitarian reasons justify such
 22 waiver. The President shall publish each waiver in the
 23 Federal Register and, at least 15 days before the waiver
 24 takes effect, shall notify the Committees on Appropria-
 25 tions of the waiver (including the justification for the waiv-

1 er) in accordance with the regular notification procedures
2 of the Committees on Appropriations.

3 REPORT ON IMPLEMENTATION OF SUPPLEMENTAL
4 APPROPRIATIONS

5 SEC. 528. (a) Beginning not later than January 1,
6 2001, the Secretary of State shall provide quarterly re-
7 ports to the Committees on Appropriations providing in-
8 formation on the use of funds appropriated in title VI of
9 the Foreign Operations, Export Financing, and Related
10 Programs Appropriations Act, 2000 (as enacted into law
11 by section 1000(a)(2) of Public Law 106–113). Each re-
12 port shall include the following—

13 (1) the current and projected status of obliga-
14 tions and expenditures by appropriations account, by
15 country, and by program, project, and activity;

16 (2) the contractors and subcontractors engaged
17 in activities funded from appropriations contained in
18 title VI; and

19 (3) the procedures and processes under which
20 decisions have been or will be made on which pro-
21 grams, projects, and activities are funded through
22 appropriations contained in title VI.

23 (b) For each report required by this section, a classi-
24 fied annex may be submitted if deemed necessary and ap-
25 propriate.

1 (c) The last quarterly report required by this section
2 shall be provided to the Committees on Appropriations by
3 January 1, 2002.

4 COMPETITIVE INSURANCE

5 SEC. 529. All Agency for International Development
6 contracts and solicitations, and subcontracts entered into
7 under such contracts, shall include a clause requiring that
8 United States insurance companies have a fair oppor-
9 tunity to bid for insurance when such insurance is nec-
10 essary or appropriate.

11 STINGERS IN THE PERSIAN GULF REGION

12 SEC. 530. (a) PROHIBITION.—Except as provided in
13 subsection (b), the United States may not sell or otherwise
14 make available any Stingers to any country bordering the
15 Persian Gulf under the Arms Export Control Act or chap-
16 ter 2 of part II of the Foreign Assistance Act of 1961.

17 (b) ADDITIONAL TRANSFERS AUTHORIZED.—In ad-
18 dition to the defense articles otherwise authorized to be
19 transferred by section 581 of the Foreign Operations, Ex-
20 port Financing, and Related Program Appropriation Act,
21 1990, the United States may sell or otherwise make avail-
22 able Stingers to any country bordering the Persian Gulf
23 under the Arms Export Control Act or chapter 2 of part
24 II of the Foreign Assistance Act of 1961, in order to re-
25 place, on a one-for-one basis, Stingers previously furnished

1 to such country, provided that the Stingers to be replaced
2 are nearing the scheduled expiration of their shelf-life.

3 DEBT-FOR-DEVELOPMENT

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

17 SEPARATE ACCOUNTS

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

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

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

3 (i) the amount of the local currencies to be
4 generated; and

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

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

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

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

21 (i) project and sector assistance activities;
22 or

23 (ii) debt and deficit financing; or

24 (B) for the administrative requirements of the
25 United States Government.

1 (3) PROGRAMMING ACCOUNTABILITY.—The Agency
2 for International Development shall take all necessary
3 steps to ensure that the equivalent of the local currencies
4 disbursed pursuant to subsection (a)(2)(A) from the sepa-
5 rate account established pursuant to subsection (a)(1) are
6 used for the purposes agreed upon pursuant to subsection
7 (a)(2).

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

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

1 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

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

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

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

1 (4) EXEMPTION.—Nonproject sector assistance funds
 2 may be exempt from the requirements of subsection (b)(1)
 3 only through the notification procedures of the Commit-
 4 tees on Appropriations.

5 COMPENSATION FOR UNITED STATES EXECUTIVE
 6 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

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

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

1 the North American Development Bank, and the Euro-
2 pean Bank for Reconstruction and Development.

3 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST
4 IRAQ

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

14 (1) such assistance is in the national interest of
15 the United States;

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

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

21 AUTHORITIES FOR THE PEACE CORPS, INTERNATIONAL
22 FUND FOR AGRICULTURAL DEVELOPMENT, INTER-
23 AMERICAN FOUNDATION AND AFRICAN DEVELOP-
24 MENT FOUNDATION

25 SEC. 535. (a) Unless expressly provided to the con-
26 trary, provisions of this or any other Act, including provi-

1 sions contained in prior Acts authorizing or making appro-
2 priations for foreign operations, export financing, and re-
3 lated programs, shall not be construed to prohibit activi-
4 ties authorized by or conducted under the Peace Corps
5 Act, the Inter-American Foundation Act or the African
6 Development Foundation Act. The agency shall promptly
7 report to the Committees on Appropriations whenever it
8 is conducting activities or is proposing to conduct activi-
9 ties in a country for which assistance is prohibited.

10 (b) Unless expressly provided to the contrary, limita-
11 tions on the availability of funds for “International Orga-
12 nizations and Programs” in this or any other Act, includ-
13 ing prior appropriations Acts, shall not be construed to
14 be applicable to the International Fund for Agricultural
15 Development.

16 IMPACT ON JOBS IN THE UNITED STATES

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

19 (a) any financial incentive to a business enter-
20 prise currently located in the United States for the
21 purpose of inducing such an enterprise to relocate
22 outside the United States if such incentive or in-
23 ducement is likely to reduce the number of employ-
24 ees of such business enterprise in the United States
25 because United States production is being replaced
26 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
26 assistance for Kosovo or Montenegro, or to assistance to

1 promote democratization: *Provided further*, That section
2 620(t) of the Foreign Assistance Act of 1961, as amended,
3 shall not apply to Kosovo or Montenegro.

4 SPECIAL AUTHORITIES

5 SEC. 538. (a) AFGHANISTAN, LEBANON, MONTE-
6 NEGRO, VICTIMS OF WAR, DISPLACED CHILDREN, AND
7 DISPLACED BURMESE.—Funds appropriated in titles I
8 and II of this Act that are made available for Afghanistan,
9 Lebanon, Montenegro, and for victims of war, displaced
10 children, and displaced Burmese, may be made available
11 notwithstanding any other provision of law: *Provided*,
12 That any such funds that are made available for Cam-
13 bodia shall be subject to the provisions of section 531(e)
14 of the Foreign Assistance Act of 1961 and section 906
15 of the International Security and Development Coopera-
16 tion Act of 1985.

17 (b) TROPICAL FORESTRY AND BIODIVERSITY CON-
18 SERVATION ACTIVITIES.—Funds appropriated by this Act
19 to carry out the provisions of sections 103 through 106,
20 and chapter 4 of part II, of the Foreign Assistance Act
21 of 1961 may be used, notwithstanding any other provision
22 of law, for the purpose of supporting tropical forestry and
23 biodiversity conservation activities and, subject to the reg-
24 ular notification procedures of the Committees on Appro-
25 priations, energy programs aimed at reducing greenhouse
26 gas emissions: *Provided*, That such assistance shall be

1 subject to sections 116, 502B, and 620A of the Foreign
2 Assistance Act of 1961.

3 (c) U.S. AGENCY FOR INTERNATIONAL DEVELOP-
4 MENT.—The Agency for International Development may
5 employ personal services contractors, notwithstanding any
6 other provision of law, for the purpose of administering
7 programs for the West Bank and Gaza.

8 (d)(1) WAIVER.—The President may waive the provi-
9 sions of section 1003 of Public Law 100–204 if the Presi-
10 dent determines and certifies in writing to the Speaker
11 of the House of Representatives and the President pro
12 tempore of the Senate that it is important to the national
13 security interests of the United States.

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

18 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT
19 OF ISRAEL AND NORMALIZING RELATIONS WITH ISRAEL

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

21 (1) the Arab League countries should imme-
22 diately and publicly renounce the primary boycott of
23 Israel and the secondary and tertiary boycott of
24 American firms that have commercial ties with
25 Israel and should normalize their relations with
26 Israel;

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

4 (3) the fact that only three Arab countries
5 maintain full diplomatic relations with Israel is also
6 of deep concern;

7 (4) the Arab League should immediately re-
8 scind its decision on the boycott and its members
9 should develop normal relations with their neighbor
10 Israel; and

11 (5) the President should—

12 (A) take more concrete steps to encourage
13 vigorously Arab League countries to renounce
14 publicly the primary boycotts of Israel and the
15 secondary and tertiary boycotts of American
16 firms that have commercial relations with Israel
17 and to normalize their relations with Israel;

18 (B) take into consideration the participa-
19 tion of any recipient country in the primary
20 boycott of Israel and the secondary and tertiary
21 boycotts of American firms that have commer-
22 cial relations with Israel when determining
23 whether to sell weapons to said country;

24 (C) report to Congress annually on the
25 specific steps being taken by the United States

1 and the progress achieved to bring about a pub-
2 lic renunciation of the Arab primary boycott of
3 Israel and the secondary and tertiary boycotts
4 of American firms that have commercial rela-
5 tions with Israel and to expand the process of
6 normalizing ties between Arab League countries
7 and Israel; and

8 (D) encourage the allies and trading part-
9 ners of the United States to enact laws prohib-
10 iting businesses from complying with the boy-
11 cott and penalizing businesses that do comply.

12 ADMINISTRATION OF JUSTICE ACTIVITIES

13 SEC. 540. Of the funds appropriated or otherwise
14 made available by this Act for “Economic Support Fund”,
15 assistance may be provided to strengthen the administra-
16 tion of justice in countries in Latin America and the Car-
17 ibbean and in other regions consistent with the provisions
18 of section 534(b) of the Foreign Assistance Act of 1961,
19 except that programs to enhance protection of participants
20 in judicial cases may be conducted notwithstanding section
21 660 of that Act. Funds made available pursuant to this
22 section may be made available notwithstanding section
23 534(c) and the second and third sentences of section
24 534(e) of the Foreign Assistance Act of 1961.

SEC. 541. (a) ASSISTANCE THROUGH NONGOVERN-

MENTAL ORGANIZATIONS.—Restrictions contained in this or any other Act with respect to assistance for a country shall not be construed to restrict assistance in support of programs of nongovernmental organizations from funds appropriated by this Act to carry out the provisions of chapters 1, 10, 11, and 12 of part I and chapter 4 of part II of the Foreign Assistance Act of 1961, and from funds appropriated under the heading “Assistance for Eastern Europe and the Baltic States”: *Provided*, That the President shall take into consideration, in any case in which a restriction on assistance would be applicable but for this subsection, whether assistance in support of programs of nongovernmental organizations is in the national interest of the United States: *Provided further*, That before using the authority of this subsection to furnish assistance in support of programs of nongovernmental organizations, the President shall notify the Committees on Appropriations under the regular notification procedures of those committees, including a description of the program to be assisted, the assistance to be provided, and the reasons for furnishing such assistance: *Provided further*, That nothing in this subsection shall be construed to alter any existing statutory prohibitions against abor-

1 tion or involuntary sterilizations contained in this or any
2 other Act.

3 (b) PUBLIC LAW 480.—During fiscal year 2001, re-
4 strictions contained in this or any other Act with respect
5 to assistance for a country shall not be construed to re-
6 strict assistance under the Agricultural Trade Develop-
7 ment and Assistance Act of 1954: *Provided*, That none
8 of the funds appropriated to carry out title I of such Act
9 and made available pursuant to this subsection may be
10 obligated or expended except as provided through the reg-
11 ular notification procedures of the Committees on Appro-
12 priations.

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

14 (1) with respect to section 620A of the Foreign
15 Assistance Act of 1961 or any comparable provision
16 of law prohibiting assistance to countries that sup-
17 port international terrorism; or

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

22 EARMARKS

23 SEC. 542. (a) Funds appropriated by this Act which
24 are earmarked may be reprogrammed for other programs
25 within the same account notwithstanding the earmark if
26 compliance with the earmark is made impossible by oper-

1 ation of any provision of this or any other Act or, with
2 respect to a country with which the United States has an
3 agreement providing the United States with base rights
4 or base access in that country, if the President determines
5 that the recipient for which funds are earmarked has sig-
6 nificantly reduced its military or economic cooperation
7 with the United States since the enactment of the Foreign
8 Operations, Export Financing, and Related Programs Ap-
9 propriations Act, 1991; however, before exercising the au-
10 thority of this subsection with regard to a base rights or
11 base access country which has significantly reduced its
12 military or economic cooperation with the United States,
13 the President shall consult with, and shall provide a writ-
14 ten policy justification to the Committees on Appropria-
15 tions: *Provided*, That any such reprogramming shall be
16 subject to the regular notification procedures of the Com-
17 mittees on Appropriations: *Provided further*, That assist-
18 ance that is reprogrammed pursuant to this subsection
19 shall be made available under the same terms and condi-
20 tions as originally provided.

21 (b) In addition to the authority contained in sub-
22 section (a), the original period of availability of funds ap-
23 propriated by this Act and administered by the Agency
24 for International Development that are earmarked for par-
25 ticular programs or activities by this or any other Act shall

1 be extended for an additional fiscal year if the Adminis-
2 trator of such agency determines and reports promptly to
3 the Committees on Appropriations that the termination of
4 assistance to a country or a significant change in cir-
5 cumstances makes it unlikely that such earmarked funds
6 can be obligated during the original period of availability:
7 *Provided*, That such earmarked funds that are continued
8 available for an additional fiscal year shall be obligated
9 only for the purpose of such earmark.

10 CEILINGS AND EARMARKS

11 SEC. 543. Ceilings and earmarks contained in this
12 Act shall not be applicable to funds or authorities appro-
13 priated or otherwise made available by any subsequent Act
14 unless such Act specifically so directs.

15 PROHIBITION ON PUBLICITY OR PROPAGANDA

16 SEC. 544. No part of any appropriation contained in
17 this Act shall be used for publicity or propaganda purposes
18 within the United States not authorized before the date
19 of the enactment of this Act by the Congress: *Provided*,
20 That not to exceed \$750,000 may be made available to
21 carry out the provisions of section 316 of Public Law 96-
22 533.

23 PURCHASE OF AMERICAN-MADE EQUIPMENT AND
24 PRODUCTS

25 SEC. 545. (a) To the maximum extent possible, as-
26 sistance provided under this Act should make full use of

1 American resources, including commodities, products, and
2 services.

3 (b) It is the sense of the Congress that, to the great-
4 est extent practicable, all agriculture commodities, equip-
5 ment and products purchased with funds made available
6 in this Act should be American-made.

7 (c) In providing financial assistance to, or entering
8 into any contract with, any entity using funds made avail-
9 able in this Act, the head of each Federal agency, to the
10 greatest extent practicable, shall provide to such entity a
11 notice describing the statement made in subsection (b) by
12 the Congress.

13 (d) The Secretary of the Treasury shall report to
14 Congress annually on the efforts of the heads of each Fed-
15 eral agency and the United States directors of inter-
16 national financial institutions (as referenced in section
17 514) in complying with this sense of the Congress.

18 PROHIBITION OF PAYMENTS TO UNITED NATIONS

19 MEMBERS

20 SEC. 546. None of the funds appropriated or made
21 available pursuant to this Act for carrying out the Foreign
22 Assistance Act of 1961, may be used to pay in whole or
23 in part any assessments, arrearages, or dues of any mem-
24 ber of the United Nations or, from funds appropriated by
25 this Act to carry out chapter 1 of part I of the Foreign
26 Assistance Act of 1961, the costs for participation of an-

1 other country's delegation at international conferences
2 held under the auspices of multilateral or international or-
3 ganizations.

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 The prohibition under this section with respect to a for-
5 eign government shall terminate 12 months after that gov-
6 ernment ceases to provide such military equipment. This
7 section applies with respect to lethal military equipment
8 provided under a contract entered into after October 1,
9 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 to be provided, in-
19 cluding the estimated dollar amount of such assistance,
20 and an explanation of how the assistance furthers United
21 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 other than Yugoslavia or
8 Rwanda shall be made available subject to the regular no-
9 tification procedures of the Committees on Appropria-
10 tions.

11 LANDMINES

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

20 RESTRICTIONS CONCERNING THE PALESTINIAN

21 AUTHORITY

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

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

18 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

19 SEC. 555. None of the funds appropriated or other-
20 wise made available by this Act under the heading “Inter-
21 national Military Education and Training” or “Foreign
22 Military Financing Program” for Informational Program
23 activities or under the headings “Child Survival and Dis-
24 ease Programs Fund”, “Development Assistance”, and
25 “Economic Support Fund” may be obligated or expended
26 to pay for—

1 (1) alcoholic beverages; or

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

6 SPECIAL DEBT RELIEF FOR THE POOREST

7 SEC. 556. (a) AUTHORITY TO REDUCE DEBT.—The
8 President may reduce amounts owed to the United States
9 (or any agency of the United States) by an eligible country
10 as a result of—

11 (1) guarantees issued under sections 221 and
12 222 of the Foreign Assistance Act of 1961;

13 (2) credits extended or guarantees issued under
14 the Arms Export Control Act; or

15 (3) any obligation or portion of such obligation,
16 to pay for purchases of United States agricultural
17 commodities guaranteed by the Commodity Credit
18 Corporation under export credit guarantee programs
19 authorized pursuant to section 5(f) of the Com-
20 modity Credit Corporation Charter Act of June 29,
21 1948, as amended, section 4(b) of the Food for
22 Peace Act of 1966, as amended (Public Law 89–
23 808), or section 202 of the Agricultural Trade Act
24 of 1978, as amended (Public Law 95–501).

25 (b) LIMITATIONS.—

1 (1) The authority provided by subsection (a)
2 may be exercised only to implement multilateral offi-
3 cial debt relief and referendum agreements, com-
4 monly referred to as “Paris Club Agreed Minutes”.

5 (2) The authority provided by subsection (a)
6 may be exercised only in such amounts or to such
7 extent as is provided in advance by appropriations
8 Acts.

9 (3) The authority provided by subsection (a)
10 may be exercised only with respect to countries with
11 heavy debt burdens that are eligible to borrow from
12 the International Development Association, but not
13 from the International Bank for Reconstruction and
14 Development, commonly referred to as “IDA-only”
15 countries.

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

19 (1) does not have an excessive level of military
20 expenditures;

21 (2) has not repeatedly provided support for acts
22 of international terrorism;

23 (3) is not failing to cooperate on international
24 narcotics control matters;

1 (4) (including its military or other security
2 forces) does not engage in a consistent pattern of
3 gross violations of internationally recognized human
4 rights; and

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

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

12 (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A re-
13 duction of debt pursuant to subsection (a) shall not be
14 considered assistance for purposes of any provision of law
15 limiting assistance to a country. The authority provided
16 by subsection (a) may be exercised notwithstanding sec-
17 tion 620(r) of the Foreign Assistance Act of 1961 or sec-
18 tion 321 of the International Development and Food As-
19 sistance Act of 1975.

20 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES

21 SEC. 557. (a) LOANS ELIGIBLE FOR SALE, REDUC-
22 TION, OR CANCELLATION.—

23 (1) AUTHORITY TO SELL, REDUCE, OR CANCEL
24 CERTAIN LOANS.—Notwithstanding any other provi-
25 sion of law, the President may, in accordance with
26 this section, sell to any eligible purchaser any

1 concessional loan or portion thereof made before
2 January 1, 1995, pursuant to the Foreign Assist-
3 ance Act of 1961, to the government of any eligible
4 country as defined in section 702(6) of that Act or
5 on receipt of payment from an eligible purchaser, re-
6 duce or cancel such loan or portion thereof, only for
7 the purpose of facilitating—

8 (A) debt-for-equity swaps, debt-for-develop-
9 ment swaps, or debt-for-nature swaps; or

10 (B) a debt buyback by an eligible country
11 of its own qualified debt, only if the eligible
12 country uses an additional amount of the local
13 currency of the eligible country, equal to not
14 less than 40 percent of the price paid for such
15 debt by such eligible country, or the difference
16 between the price paid for such debt and the
17 face value of such debt, to support activities
18 that link conservation and sustainable use of
19 natural resources with local community develop-
20 ment, and child survival and other child devel-
21 opment, in a manner consistent with sections
22 707 through 710 of the Foreign Assistance Act
23 of 1961, if the sale, reduction, or cancellation
24 would not contravene any term or condition of
25 any prior agreement relating to such loan.

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

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

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

22 (b) DEPOSIT OF PROCEEDS.—The proceeds from the
23 sale, reduction, or cancellation of any loan sold, reduced,
24 or canceled pursuant to this section shall be deposited in

1 the United States Government account or accounts estab-
 2 lished for the repayment of such loan.

3 (c) ELIGIBLE PURCHASERS.—A loan may be sold
 4 pursuant to subsection (a)(1)(A) only to a purchaser who
 5 presents plans satisfactory to the President for using the
 6 loan for the purpose of engaging in debt-for-equity swaps,
 7 debt-for-development swaps, or debt-for-nature swaps.

8 (d) DEBTOR CONSULTATIONS.—Before the sale to
 9 any eligible purchaser, or any reduction or cancellation
 10 pursuant to this section, of any loan made to an eligible
 11 country, the President should consult with the country
 12 concerning the amount of loans to be sold, reduced, or
 13 canceled and their uses for debt-for-equity swaps, debt-
 14 for-development swaps, or debt-for-nature swaps.

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

19 ASSISTANCE FOR HAITI

20 SEC. 558. (a) None of the funds appropriated by this
 21 or any previous appropriations Act for foreign operations,
 22 export financing and related programs shall be made avail-
 23 able for assistance for the Government of Haiti until—

24 (1) the Secretary of State reports to the Com-
 25 mittees on Appropriations that Haiti has held free
 26 and fair elections to seat a new parliament; and

1 (2) the Director of the Office of National Drug
2 Control Policy reports to the Committees on Appro-
3 priations that the Government of Haiti is fully co-
4 operating with United States efforts to interdict il-
5 licit drug traffic through Haiti to the United States.

6 (b) Not more than 11 percent of the funds appro-
7 priated by this Act to carry out the provisions of sections
8 103 through 106 and chapter 4 of part II of the Foreign
9 Assistance Act of 1961, that are made available for Latin
10 America and the Caribbean region may be made available,
11 through bilateral and Latin America and the Caribbean
12 regional programs, to provide assistance for any country
13 in such region.

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

16 SEC. 559. (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 2000.

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. 560. (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. 561. 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 Coast
9 Guard: *Provided*, That the authority provided by this sec-
10 tion shall be subject to the regular notification procedures
11 of the Committees on Appropriations.

AUTHORITY

SEC. 562. (a) PROHIBITION OF FUNDS.—None of the funds appropriated by this Act to carry out the provisions of chapter 4 of part II of the Foreign Assistance Act of 1961 may be obligated or expended with respect to providing funds to the Palestinian Authority.

(b) WAIVER.—The prohibition included in subsection (a) shall not apply if the President certifies in writing to the Speaker of the House of Representatives and the President pro tempore of the Senate that waiving such prohibition is important to the national security interests of the United States.

25 (c) PERIOD OF APPLICATION OF WAIVER.—Any
26 waiver pursuant to subsection (b) shall be effective for no

1 more than a period of 6 months at a time and shall not
2 apply beyond 12 months after the enactment of this Act.

3 LIMITATION ON ASSISTANCE TO SECURITY FORCES

4 SEC. 563. None of the funds made available by this
5 Act may be provided to any unit of the security forces
6 of a foreign country if the Secretary of State has credible
7 evidence that such unit has committed gross violations of
8 human rights, unless the Secretary determines and reports
9 to the Committees on Appropriations that the government
10 of such country is taking effective measures to bring the
11 responsible members of the security forces unit to justice:
12 *Provided*, That nothing in this section shall be construed
13 to withhold funds made available by this Act from any
14 unit of the security forces of a foreign country not credibly
15 alleged to be involved in gross violations of human rights:
16 *Provided further*, That in the event that funds are withheld
17 from any unit pursuant to this section, the Secretary of
18 State shall promptly inform the foreign government of the
19 basis for such action and shall, to the maximum extent
20 practicable, assist the foreign government in taking effective
21 measures to bring the responsible members of the security
22 forces to justice.

23 RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING

24 SANCTUARY TO INDICTED WAR CRIMINALS

25 SEC. 564. (a) BILATERAL ASSISTANCE.—None of the
26 funds made available by this or any prior Act making ap-

1 appropriations for foreign operations, export financing and
2 related programs, may be provided for any country, entity
3 or municipality described in subsection (e).

4 (b) MULTILATERAL ASSISTANCE.—

5 (1) PROHIBITION.—The Secretary of the Treas-
6 ury shall instruct the United States executive direc-
7 tors of the international financial institutions to
8 work in opposition to, and vote against, any exten-
9 sion by such institutions of any financial or technical
10 assistance or grants of any kind to any country or
11 entity described in subsection (e).

12 (2) NOTIFICATION.—Not less than 15 days be-
13 fore any vote in an international financial institution
14 regarding the extension of financial or technical as-
15 sistance or grants to any country or entity described
16 in subsection (e), the Secretary of the Treasury, in
17 consultation with the Secretary of State, shall pro-
18 vide to the Committee on Appropriations and the
19 Committee on Foreign Relations of the Senate and
20 the Committee on Appropriations and the Com-
21 mittee on Banking and Financial Services of the
22 House of Representatives a written justification for
23 the proposed assistance, including an explanation of
24 the United States position regarding any such vote,
25 as well as a description of the location of the pro-

1 posed assistance by municipality, its purpose, and its
2 intended beneficiaries.

3 (3) DEFINITION.—The term “international fi-
4 nancial institution” includes the International Mone-
5 tary Fund, the International Bank for Reconstruc-
6 tion and Development, the International Develop-
7 ment Association, the International Finance Cor-
8 poration, the Multilateral Investment Guaranty
9 Agency, and the European Bank for Reconstruction
10 and Development.

11 (c) EXCEPTIONS.—

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

15 (A) humanitarian assistance;

16 (B) democratization assistance;

17 (C) assistance for cross border physical in-
18 frastructure projects involving activities in both
19 a sanctioned country, entity, or municipality
20 and a nonsanctioned contiguous country, entity,
21 or municipality, if the project is primarily lo-
22 cated in and primarily benefits the nonsanc-
23 tioned country, entity, or municipality and if
24 the portion of the project located in the sanc-

tioned country, entity, or municipality is necessary only to complete the project;

(D) small-scale assistance projects or activities requested by United States Armed Forces that promote good relations between such forces and the officials and citizens of the areas in the United States SFOR sector of Bosnia;

(E) implementation of the Breko Arbitral Decision;

(F) lending by the international financial institutions to a country or entity to support common monetary and fiscal policies at the national level as contemplated by the Dayton Agreement;

(G) direct lending to a non-sanctioned entity, or lending passed on by the national government to a non-sanctioned entity; or

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

(2) NOTIFICATION.—Every 60 days the Secretary of State, in consultation with the Administrator of the Agency for International Development, shall publish in the Federal Register and/or in a

1 comparable publicly accessible document or Internet
2 site, a listing and justification of any assistance that
3 is obligated within that period of time for any coun-
4 try, entity, or municipality described in subsection
5 (e), including a description of the purpose of the as-
6 sistance, project and its location, by municipality.

7 (d) FURTHER LIMITATIONS.—Notwithstanding sub-
8 section (c)—

9 (1) no assistance may be made available by this
10 Act, or any prior Act making appropriations for for-
11 eign operations, export financing and related pro-
12 grams, in any country, entity, or municipality de-
13 scribed in subsection (e), for a program, project, or
14 activity in which a publicly indicted war criminal is
15 known to have any financial or material interest;
16 and

17 (2) no assistance (other than emergency foods
18 or medical assistance or demining assistance) may
19 be made available by this Act, or any prior Act mak-
20 ing appropriations for foreign operations, export fi-
21 nancing and related programs for any program,
22 project, or activity in a community within any coun-
23 try, entity or municipality described in subsection (e)
24 if competent authorities within that community are
25 not complying with the provisions of article IX and

1 annex 4, article II, paragraph 8 of the Dayton
2 Agreement relating to war crimes and the Tribunal.

3 (e) SANCTIONED COUNTRY, ENTITY, OR MUNICI-
4 PALITY.—A sanctioned country, entity, or municipality de-
5 scribed in this section is one whose competent authorities
6 have failed, as determined by the Secretary of State, to
7 take necessary and significant steps to apprehend and
8 transfer to the Tribunal all persons who have been publicly
9 indicted by the Tribunal.

10 (f) SPECIAL RULE.—Subject to subsection (d), sub-
11 sections (a) and (b) shall not apply to the provision of
12 assistance to an entity that is not a sanctioned entity, not-
13 withstanding that such entity may be within a sanctioned
14 country, if the Secretary of State determines and so re-
15 ports to the appropriate congressional committees that
16 providing assistance to that entity would promote peace
17 and internationally recognized human rights by encour-
18 aging that entity to cooperate fully with the Tribunal.

19 (g) CURRENT RECORD OF WAR CRIMINALS AND
20 SANCTIONED COUNTRIES, ENTITIES, AND MUNICIPALI-
21 TIES.—

22 (1) IN GENERAL.—The Secretary of State shall
23 establish and maintain a current record of the loca-
24 tion, including the municipality, if known, of publicly

1 indicted war criminals and a current record of sanc-
2 tioned countries, entities, and municipalities.

3 (2) INFORMATION OF THE DCI AND THE SEC-
4 RETARY OF DEFENSE.—The Director of Central In-
5 telligence and the Secretary of Defense should col-
6 lect and provide to the Secretary of State informa-
7 tion concerning the location, including the munici-
8 pality, of publicly indicted war criminals.

9 (3) INFORMATION OF THE TRIBUNAL.—The
10 Secretary of State shall request that the Tribunal
11 and other international organizations and govern-
12 ments provide the Secretary of State information
13 concerning the location, including the municipality,
14 of publicly indicted war criminals and concerning
15 country, entity and municipality authorities known
16 to have obstructed the work of the Tribunal.

17 (4) REPORT.—Beginning 30 days after the date
18 of the enactment of this Act, and not later than Sep-
19 tember 1 each year thereafter, the Secretary of
20 State shall submit a report in classified and unclas-
21 sified form to the appropriate congressional commit-
22 tees on the location, including the municipality, if
23 known, of publicly indicted war criminals, on coun-
24 try, entity and municipality authorities known to

1 have obstructed the work of the Tribunal, and on
2 sanctioned countries, entities, and municipalities.

3 (5) INFORMATION TO CONGRESS.—Upon the re-
4 quest of the chairman or ranking minority member
5 of any of the appropriate congressional committees,
6 the Secretary of State shall make available to that
7 committee the information recorded under para-
8 graph (1) in a report submitted to the committee in
9 classified and unclassified form.

10 (h) WAIVER.—

11 (1) IN GENERAL.—The Secretary of State may
12 waive the application of subsection (a) or subsection
13 (b) with respect to specified bilateral programs or
14 international financial institution projects or pro-
15 grams in a sanctioned country, entity, or munic-
16 ipality upon providing a written determination to the
17 Committee on Appropriations and the Committee on
18 Foreign Relations of the Senate and the Committee
19 on Appropriations and the Committee on Inter-
20 national Relations of the House of Representatives
21 that such assistance directly supports the implemen-
22 tation of the Dayton Agreement and its Annexes,
23 which include the obligation to apprehend and trans-
24 fer indicted war criminals to the Tribunal.

1 (2) REPORT.—Not later than 15 days after the
2 date of any written determination under paragraph
3 (1) the Secretary of State shall submit a report to
4 the Committee on Appropriations and the Com-
5 mittee on Foreign Relations of the Senate and the
6 Committee on Appropriations and the Committee on
7 International Relations of the House of Representa-
8 tives regarding the status of efforts to secure the
9 voluntary surrender or apprehension and transfer of
10 persons indicted by the Tribunal, in accordance with
11 the Dayton Agreement, and outlining obstacles to
12 achieving this goal.

13 (3) ASSISTANCE PROGRAMS AND PROJECTS AF-
14 FECTED.—Any waiver made pursuant to this sub-
15 section shall be effective only with respect to a speci-
16 fied bilateral program or multilateral assistance
17 project or program identified in the determination of
18 the Secretary of State to Congress.

19 (i) TERMINATION OF SANCTIONS.—The sanctions im-
20 posed pursuant to subsections (a) and (b) with respect to
21 a country or entity shall cease to apply only if the Sec-
22 retary of State determines and certifies to Congress that
23 the authorities of that country, entity, or municipality
24 have apprehended and transferred to the Tribunal all per-
25 sons who have been publicly indicted by the Tribunal.

1 (j) DEFINITIONS.—As used in this section—

2 (1) COUNTRY.—The term “country” means
3 Bosnia-Herzegovina, Croatia, and Serbia.

4 (2) ENTITY.—The term “entity” refers to the
5 Federation of Bosnia and Herzegovina, Kosovo,
6 Montenegro, and the Republika Srpska.

7 (3) DAYTON AGREEMENT.—The term “Dayton
8 Agreement” means the General Framework Agree-
9 ment for Peace in Bosnia and Herzegovina, together
10 with annexes relating thereto, done at Dayton, No-
11 vember 10 through 16, 1995.

12 (4) TRIBUNAL.—The term “Tribunal” means
13 the International Criminal Tribunal for the Former
14 Yugoslavia.

15 (k) ROLE OF HUMAN RIGHTS ORGANIZATIONS AND
16 GOVERNMENT AGENCIES.—In carrying out this section,
17 the Secretary of State, the Administrator of the Agency
18 for International Development, and the executive directors
19 of the international financial institutions shall consult with
20 representatives of human rights organizations and all gov-
21 ernment agencies with relevant information to help pre-
22 vent publicly indicted war criminals from benefiting from
23 any financial or technical assistance or grants provided to
24 any country or entity described in subsection (e).

1 TO PROHIBIT FOREIGN ASSISTANCE TO THE GOVERN-
2 MENT OF THE RUSSIAN FEDERATION SHOULD IT
3 ENACT LAWS WHICH WOULD DISCRIMINATE AGAINST
4 MINORITY RELIGIOUS FAITHS IN THE RUSSIAN FED-
5 ERATION

6 SEC. 565. None of the funds appropriated under this
7 Act may be made available for the Government of the Rus-
8 sian Federation, after 180 days from the date of the en-
9 actment of this Act, unless the President determines and
10 certifies in writing to the Committees on Appropriations
11 and the Committee on Foreign Relations of the Senate
12 that the Government of the Russian Federation has imple-
13 mented no statute, executive order, regulation or similar
14 government action that would discriminate, or would have
15 as its principal effect discrimination, against religious
16 groups or religious communities in the Russian Federation
17 in violation of accepted international agreements on
18 human rights and religious freedoms to which the Russian
19 Federation is a party.

20 GREENHOUSE GAS EMISSIONS

21 SEC. 566. (a) Funds made available in this Act to
22 support programs or activities the primary purpose of
23 which is promoting or assisting country participation in
24 the Kyoto Protocol to the Framework Convention on Cli-
25 mate Change (FCCC) shall only be made available subject

1 to the regular notification procedures of the Committees
 2 on Appropriations.

3 (b) The President shall provide a detailed account of
 4 all Federal agency obligations and expenditures for cli-
 5 mate change programs and activities, domestic and inter-
 6 national obligations for such activities in fiscal year 2001,
 7 and any plan for programs thereafter related to the imple-
 8 mentation or the furtherance of protocols pursuant to, or
 9 related to negotiations to amend the FCCC in conjunction
 10 with the President's submission of the Budget of the
 11 United States Government for Fiscal Year 2002: *Pro-*
 12 *vided*, That such report shall include an accounting of ex-
 13 penditures by agency with each agency identifying climate
 14 change activities and associated costs by line item as pre-
 15 sented in the President's Budget Appendix: *Provided fur-*
 16 *ther*, That such report shall identify with regard to the
 17 Agency for International Development, obligations and ex-
 18 penditures by country or central program and activity.

19 AID TO THE GOVERNMENT OF THE DEMOCRATIC

20 REPUBLIC OF CONGO

21 SEC. 567. None of the funds appropriated or other-
 22 wise made available by this Act may be provided to the
 23 Central Government of the Democratic Republic of Congo.

24 ASSISTANCE FOR THE MIDDLE EAST

25 SEC. 568. Of the funds appropriated in titles II and
 26 III of this Act under the headings "Economic Support

1 Fund”, “Foreign Military Financing Program”, “Inter-
2 national Military Education and Training”, “Peace-
3 keeping Operations”, for refugees resettling in Israel
4 under the heading “Migration and Refugee Assistance”,
5 and for assistance for Israel to carry out provisions of
6 chapter 8 of part II of the Foreign Assistance Act of 1961
7 under the heading “Nonproliferation, Anti-Terrorism,
8 Demining and Related Programs”, not more than a total
9 of \$5,221,150,000 may be made available for Israel,
10 Egypt, Jordan, Lebanon, the West Bank and Gaza, the
11 Israel-Lebanon Monitoring Group, the Multinational
12 Force and Observers, the Middle East Regional Democ-
13 racy Fund, Middle East Regional Cooperation, and Middle
14 East Multilateral Working Groups: *Provided*, That any
15 funds that were appropriated under such headings in prior
16 fiscal years and that were at the time of the enactment
17 of this Act obligated or allocated for other recipients may
18 not during fiscal year 2001 be made available for activities
19 that, if funded under this Act, would be required to count
20 against this ceiling: *Provided further*, That funds may be
21 made available notwithstanding the requirements of this
22 section if the President determines and certifies to the
23 Committees on Appropriations that it is important to the
24 national security interest of the United States to do so
25 and any such additional funds shall only be provided

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

3 ENTERPRISE FUND RESTRICTIONS

4 SEC. 569. 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. 570. (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 Central Gov-
16 ernment of Cambodia, except loans to support basic
17 human needs.

18 (b) None of the funds appropriated by this Act may
19 be made available for assistance for the Central Govern-
20 ment of Cambodia.

21 FOREIGN MILITARY TRAINING REPORT

22 SEC. 571. (a) The Secretary of Defense and the Sec-
23 retary of State shall jointly provide to the Congress by
24 March 1, 2001, a report on all military training provided
25 to foreign military personnel (excluding sales, and exclud-
26 ing training provided to the military personnel of countries

1 belonging to the North Atlantic Treaty Organization)
2 under programs administered by the Department of De-
3 fense and the Department of State during fiscal years
4 2000 and 2001, including those proposed for fiscal year
5 2001. This report shall include, for each such military
6 training activity, the foreign policy justification and pur-
7 pose for the training activity, the cost of the training activ-
8 ity, the number of foreign students trained and their units
9 of operation, and the location of the training. In addition,
10 this report shall also include, with respect to United States
11 personnel, the operational benefits to United States forces
12 derived from each such training activity and the United
13 States military units involved in each such training activ-
14 ity. This report may include a classified annex if deemed
15 necessary and appropriate.

16 (b) For purposes of this section a report to Congress
17 shall be deemed to mean a report to the Appropriations
18 and Foreign Relations Committees of the Senate and the
19 Appropriations and International Relations Committees of
20 the House of Representatives.

21 KOREAN PENINSULA ENERGY DEVELOPMENT

22 ORGANIZATION

23 SEC. 572. (a) Of the funds made available under the
24 heading “Nonproliferation, Anti-terrorism, Demining and
25 Related Programs”, not to exceed \$35,000,000 may be
26 made available for the Korean Peninsula Energy Develop-

1 ment Organization (hereafter referred to in this section
2 as “KEDO”), notwithstanding any other provision of law,
3 only for the administrative expenses and heavy fuel oil
4 costs associated with the Agreed Framework.

5 (b) Such funds may be made available for KEDO
6 only if, 30 days prior to such obligation of funds, the
7 President certifies and so reports to Congress that—

8 (1) the parties to the Agreed Framework have
9 taken and continue to take demonstrable steps to
10 implement the Joint Declaration on
11 Denuclearization of the Korean Peninsula in which
12 the Government of North Korea has committed not
13 to test, manufacture, produce, receive, possess, store,
14 deploy, or use nuclear weapons, and not to possess
15 nuclear reprocessing or uranium enrichment facilities;
16

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

20 (3) North Korea is complying with all provisions of the Agreed Framework;

22 (4) North Korea has not significantly diverted
23 assistance provided by the United States for purposes for which it was not intended;
24

1 (5) there is no credible evidence that North
2 Korea is seeking to develop or acquire the capability
3 to enrich uranium, or any additional capability to re-
4 process spent nuclear fuel;

5 (6) North Korea is complying with its commit-
6 ments regarding access to suspect underground con-
7 struction at Kumchang-ni;

8 (7) there is no credible evidence that North
9 Korea is engaged in a nuclear weapons program, in-
10 cluding efforts to acquire, develop, test, produce, or
11 deploy such weapons; and

12 (8) the United States is continuing to make sig-
13 nificant progress on eliminating the North Korean
14 ballistic missile threat, including further missile tests
15 and its ballistic missile exports.

16 (c) The President may waive the certification require-
17 ments of subsection (b) if the President determines that
18 it is vital to the national security interests of the United
19 States and provides written policy justifications to the ap-
20 propriate congressional committees. No funds may be obli-
21 gated for KEDO until 30 days after submission to Con-
22 gress of such waiver.

23 (d) The Secretary of State shall, at the time of the
24 annual presentation for appropriations, submit a report
25 providing a full and detailed accounting of the fiscal year

1 2002 request for the United States contribution to KEDO,
2 the expected operating budget of KEDO, proposed annual
3 costs associated with heavy fuel oil purchases, including
4 unpaid debt, and the amount of funds pledged by other
5 donor nations and organizations to support KEDO activi-
6 ties on a per country basis, and other related activities.

7 AFRICAN DEVELOPMENT FOUNDATION

8 SEC. 573. Funds made available to grantees of the
9 African Development Foundation may be invested pending
10 expenditure for project purposes when authorized by the
11 President of the Foundation: *Provided*, That interest
12 earned shall be used only for the purposes for which the
13 grant was made: *Provided further*, That this authority ap-
14 plies to interest earned both prior to and following the en-
15 actment of this provision: *Provided further*, That notwith-
16 standing section 505(a)(2) of the African Development
17 Foundation Act, in exceptional circumstances the board
18 of directors of the Foundation may waive the \$250,000
19 limitation contained in that section with respect to a
20 project: *Provided further*, That the Foundation shall pro-
21 vide a report to the Committees on Appropriations in ad-
22 vance of exercising such waiver authority.

23 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN

24 BROADCASTING CORPORATION

25 SEC. 574. None of the funds appropriated or other-
26 wise made available by this Act may be used to provide

1 equipment, technical support, consulting services, or any
2 other form of assistance to the Palestinian Broadcasting
3 Corporation.

4 IRAQ OPPOSITION

5 SEC. 575. Notwithstanding any other provision of
6 law, of the funds appropriated under the heading “Eco-
7 nomic Support Fund”, not to exceed \$10,000,000 may be
8 made available to support efforts to bring about political
9 transition in Iraq, of which not to exceed \$8,000,000 may
10 be made available only to Iraqi opposition groups des-
11 ignated under the Iraq Liberation Act (Public Law 105–
12 338) for political, economic, humanitarian, and other ac-
13 tivities of such groups, and not to exceed \$2,000,000 may
14 be made available for groups and activities seeking the
15 prosecution of Saddam Hussein and other Iraqi govern-
16 ment officials for war crimes: *Provided*, That none of these
17 funds may be made available for administrative expenses
18 of the Department of State.

19 AGENCY FOR INTERNATIONAL DEVELOPMENT BUDGET

20 JUSTIFICATION

21 SEC. 576. The Agency for International Development
22 shall submit to the Committees on Appropriations a de-
23 tailed budget justification that is consistent with the re-
24 quirements of section 515, for each fiscal year. The Agen-
25 cy shall submit to the Committees on Appropriations a
26 proposed budget justification format no later than October

1 31, 2001, or 30 days after the enactment of this Act,
2 whichever occurs later. The proposed format shall include
3 how the Agency's budget justification will address: (1) es-
4 timated levels of obligations for the current fiscal year and
5 actual levels for the 2 previous fiscal years; (2) the Presi-
6 dent's request for new budget authority and estimated car-
7 ryover obligational authority for the budget year; (3) the
8 disaggregation of budget data and staff levels by program
9 and activity for each bureau, field mission, and central of-
10 fice; and (4) the need for a user-friendly, transparent
11 budget narrative.

12 KYOTO PROTOCOL

13 SEC. 577. None of the funds appropriated by this Act
14 shall be used to propose or issue rules, regulations, de-
15 crees, or orders for the purpose of implementation, or in
16 preparation for implementation, of the Kyoto Protocol,
17 which was adopted on December 11, 1997, in Kyoto,
18 Japan, at the Third Conference of the Parties to the
19 United States Framework Convention on Climate Change,
20 which has not been submitted to the Senate for advice and
21 consent to ratification pursuant to article II, section 2,
22 clause 2, of the United States Constitution, and which has
23 not entered into force pursuant to article 25 of the Pro-
24 tocol. The limitation established in this section shall not
25 apply to any activity otherwise authorized by law.

WEST BANK AND GAZA PROGRAM

SEC. 578. For fiscal year 2001, 30 days prior to the initial obligation of funds for the bilateral West Bank and Gaza Program, the Secretary of State shall certify to the appropriate committees of Congress that procedures have been established to assure the Comptroller General of the United States will have access to appropriate United States financial information in order to review the uses of United States assistance for the Program funded under the heading “Economic Support Fund” for the West Bank and Gaza.

INDONESIA

SEC. 579. Funds appropriated by this Act under the heading “Foreign Military Financing Program” may be made available for Indonesia if the President determines and submits a report to the appropriate congressional committees that the Indonesian government and the Indonesian armed forces are—

(1) taking effective measures to bring to justice members of the armed forces and militia groups against whom there is credible evidence of human rights violations;

(2) taking effective measures to bring to justice members of the armed forces against whom there is credible evidence of aiding or abetting militia groups;

1 (3) allowing displaced persons and refugees to
2 return home to East Timor, including providing safe
3 passage for refugees returning from West Timor;

4 (4) not impeding the activities of the United
5 Nations Transitional Authority in East Timor
6 (UNTAET);

7 (5) demonstrating a commitment to preventing
8 incursions into East Timor by members of militia
9 groups in West Timor; and

10 (6) demonstrating a commitment to account-
11 ability by cooperating with investigations and pros-
12 ecutions of members of the Indonesian armed forces
13 and militia groups responsible for human rights vio-
14 lations in Indonesia and East Timor.

15 MAN AND THE BIOSPHERE

16 SEC. 580. None of the funds appropriated or other-
17 wise made available by this Act may be provided for the
18 United Nations Man and the Biosphere Program or the
19 United Nations World Heritage Fund.

20 CONSULTATIONS ON ARMS SALES TO TAIWAN

21 SEC. 581. Consistent with the intent of Congress ex-
22 pressed in the enactment of section 3(b) of the Taiwan
23 Relations Act, the Secretary of State shall consult with
24 the appropriate committees and leadership of Congress to
25 devise a mechanism to provide for congressional input
26 prior to making any determination on the nature or quan-

1 tity of defense articles and services to be made available
2 to Taiwan.

3 RESTRICTION ON UNITED STATES ASSISTANCE FOR CER-
4 TAIN RECONSTRUCTION EFFORTS IN CENTRAL EU-
5 ROPE

6 SEC. 582. Funds appropriated or otherwise made
7 available by this Act for United States assistance for East-
8 ern Europe and the Baltic States should to the maximum
9 extent practicable be used for the procurement of articles
10 and services of United States origin.

11 RESTRICTIONS ON ASSISTANCE TO GOVERNMENTS
12 DESTABILIZING SIERRA LEONE

13 SEC. 583. (a) None of the funds appropriated by this
14 Act may be made available for assistance for the govern-
15 ment of any country that the Secretary of State deter-
16 mines there is credible evidence that such government has
17 provided lethal or non-lethal military support or equip-
18 ment, directly or through intermediaries, within the pre-
19 vious 6 months to the Sierra Leone Revolutionary United
20 Front (RUF), or any other group intent on destabilizing
21 the democratically elected government of the Republic of
22 Sierra Leone.

23 (b) None of the funds appropriated by this Act may
24 be made available for assistance for the government of any
25 country that the Secretary of State determines there is
26 credible evidence that such government has aided or abet-

1 ted, within the previous 6 months, in the illicit distribu-
 2 tion, transportation, or sale of diamonds mined in Sierra
 3 Leone.

4 (c) Whenever the prohibition on assistance required
 5 under subsection (a) or (b) is exercised, the Secretary of
 6 State shall notify the Committees on Appropriations in a
 7 timely manner.

8 VOLUNTARY SEPARATION INCENTIVES

9 SEC. 584. Section 579(c)(2)(D) of the Foreign Oper-
 10 ations, Export Financing, and Related Programs Appro-
 11 priations Act, 2000, as enacted by section 1000(a)(2) of
 12 the Consolidated Appropriations Act, 2000 (Public Law
 13 106–113), is amended by striking “December 31, 2000”
 14 and inserting in lieu thereof “December 31, 2001”.

15 CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

16 SEC. 585. (1) LIMITATIONS ON AMOUNT OF CON-
 17 TRIBUTION.—Of the amounts made available under
 18 “International Organizations and Programs”, not more
 19 than \$25,000,000 for fiscal year 2001 shall be available
 20 for the United Nations Population Fund (hereafter in this
 21 subsection referred to as the “UNFPA”).

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

1 (3) CONDITIONS ON AVAILABILITY OF FUNDS.—
2 Amounts made available under “International Organiza-
3 tions and Programs” for fiscal year 2001 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, 2001, 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 AUTHORIZATION FOR POPULATION PLANNING

7 SEC. 586. (a) AUTHORIZATION.—Not to exceed
8 \$385,000,000 of the funds appropriated in title II of this
9 Act may be available for population planning activities or
10 other population assistance.

11 (b) 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 the Foreign Assistance
16 Act of 1961, or any other provision of law, no funds
17 appropriated by title II of this Act for population
18 planning activities or other population assistance
19 may be made available for any foreign private, non-
20 governmental, or multilateral organization until the
21 organization certifies that it will not, during the pe-
22 riod for which the funds are made available, perform
23 abortions in any foreign country, except where the
24 life of the mother would be endangered if the preg-
25 nancy were carried to term or in cases of forcible
26 rape or incest.

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

5 (2) LOBBYING ACTIVITIES.—(A) Notwith-
6 standing section 614 of the Foreign Assistance Act
7 of 1961, or any other provision of law, no funds ap-
8 propriated by title II of this Act for population plan-
9 ning activities or other population assistance may be
10 made available for any foreign private, nongovern-
11 mental, or multilateral organization until the organi-
12 zation certifies that it will not, during the period for
13 which the funds are made available, violate the laws
14 of any foreign country concerning the circumstances
15 under which abortion is permitted, regulated, or pro-
16 hibited, or engage in activities or efforts to alter the
17 laws or governmental policies of any foreign country
18 concerning the circumstances under which abortion
19 is permitted, regulated, or prohibited.

20 (B) Subparagraph (A) shall not apply to activi-
21 ties in opposition to coercive abortion or involuntary
22 sterilization.

23 (3) APPLICATION TO FOREIGN ORGANIZA-
24 TIONS.—The prohibitions and certifications of this
25 subsection apply to funds made available to a for-

1 eign organization either directly or as a subcon-
2 tractor or subgrantee.

3 (c) WAIVER AUTHORITY.—

4 (1) AUTHORITY.—The President may waive the
5 restrictions contained in subsection (b) that require
6 certifications from foreign private, nongovernmental,
7 or multilateral organizations.

8 (2) REDUCTION OF ASSISTANCE.—In the event
9 the President exercises the authority contained in
10 paragraph (1) to waive either or both subsections
11 (b)(1) and (b)(2), then—

12 (A) assistance authorized by subsection (a)
13 and allocated for population planning activities
14 or other population assistance shall be reduced
15 by a total of \$12,500,000, and that amount
16 shall be transferred from funds appropriated by
17 this Act under the heading “Development As-
18 sistance” and consolidated and merged with
19 funds appropriated by this Act under the head-
20 ing “Child Survival and Disease Programs
21 Fund”; and

22 (B) notwithstanding any other provision of
23 law, such transferred funds that would have
24 been made available for population planning ac-
25 tivities or other population assistance shall be

1 made available for infant and child health pro-
2 grams that have a direct, measurable, and high
3 impact on reducing the incidence of illness and
4 death among children.

5 (3) LIMITATION.—The authority provided in
6 paragraph (1) may be exercised to allow the provi-
7 sion of not more than \$15,000,000, in the aggre-
8 gate, to all foreign private, nongovernmental, or
9 multilateral organizations with respect to which such
10 authority is exercised.

11 (4) ADDITIONAL REQUIREMENTS.—Upon exer-
12 cising the authority provided in paragraph (1), the
13 President shall report in writing to the Committee
14 on Appropriations and the Committee on Foreign
15 Relations of the Senate and the Committee on Ap-
16 propriations and the Committee on International Re-
17 lations of the House of Representatives.

18 AMERICAN CHURCHWOMEN IN EL SALVADOR

19 SEC. 587. (a) Information relevant to the December
20 2, 1980, murders of four American churchwomen in El
21 Salvador shall be made public to the fullest extent pos-
22 sible.

23 (b) The Secretary of State and the Department of
24 State are to be commended for fully releasing information
25 regarding the murders.

1 (c) The President shall order all Federal agencies and
2 departments that possess relevant information to make
3 every effort to declassify and release to the victims' fami-
4 lies relevant information as expeditiously as possible.

5 (d) In making determinations concerning the declassification and release of relevant information, the Federal
6 agencies and departments shall presume in favor of releasing, rather than of withholding, such information.

9 HIPC TRUST FUND CONDITIONS

10 SEC. 588. Beginning in fiscal year 2002, funds shall
11 be appropriated to the Heavily Indebted Poor Countries
12 Initiative only when the President of the World Bank and
13 the Managing Director of the International Monetary
14 Fund submit a certification to the Secretary of the Treasury that the Institutions they head will not include user
15 fees or service charges through “community financing”,
16 “cost sharing”, “cost recovery”, or any other mechanism
17 for primary education or primary healthcare, including
18 prevention and treatment efforts for AIDS, malaria, tuberculosis, and infant, child, and maternal well-being in
19 their Poverty Reduction Strategy Papers or any other
20 HIPC-related debt relief or economic reform program or
21 plan or any other International Monetary Fund or World
22 Bank loan or reform program.

1 SEC. 589. None of the funds made available in this
2 Act may be used to pay for the performance of abortion
3 or to lobby for or against abortion.

4 PROCUREMENT AND FINANCIAL MANAGEMENT REFORM

5 SEC. 590. (a) Of the funds made available under the
6 heading “International Financial Institutions” in this or
7 any prior Act making appropriations for foreign oper-
8 ations, export financing, or related programs, 10 percent
9 of the United States portion or payment to any inter-
10 national financial institution shall be withheld by the Sec-
11 retary of the Treasury, until the Secretary certifies that—

12 (1) the institution is implementing procedures
13 for conducting semiannual audits by qualified inde-
14 pendent auditors for all new lending;

15 (2) the institution has taken steps to establish
16 an independent fraud and corruption investigative
17 organization or office;

18 (3) the institution has implemented a program
19 to assess a recipient country’s procurement and fi-
20 nancial management capabilities, including an anal-
21 ysis of the risks of corruption prior to initiating new
22 lending; and

23 (4) the institution is taking steps to fund and
24 implement independent third-party procurement
25 monitoring and other similar measures designed to
26 improve transparency, anticorruption programs, pro-

1 curement, and financial management controls in re-
2 cipient countries.

3 (b) REPORT.—The Secretary of the Treasury shall
4 report on March 1, 2001, to the Committee on Appropria-
5 tions of the House of Representatives and the Committee
6 on Appropriations of the Senate on progress made to ful-
7 fill the objectives identified in subsection (a).

8 (c) DEFINITION.—The term “international financial
9 institution” means the International Bank for Reconstruc-
10 tion and Development, the International Development As-
11 sociation, the International Finance Corporation, the
12 Inter-American Development Bank, the Inter-American
13 Investment Corporation, the Enterprise for the Americas
14 Multilateral Investment Fund, the Asian Development
15 Bank, the Asian Development Fund, the African Develop-
16 ment Bank, the African Development Fund, the European
17 Bank for Reconstruction and Development, and the Inter-
18 national Monetary Fund.

19 SEC. 591. No funds in this Act may be used in con-
20 travention of section 307 of the Tariff Act of 1930 (19
21 U.S.C. 1307).

22 SEC. 592. No funds in this Act may be used in con-
23 travention of the Act of March 3, 1933 (41 U.S.C. 10a
24 et seq.; popularly known as the “Buy American Act”).

1 PROHIBITION ON ASSUMPTION BY UNITED STATES GOV-
2 ERNMENT OF LIABILITY FOR NUCLEAR ACCIDENTS
3 IN NORTH KOREA

4 SEC. 593. (a) PROHIBITION.—None of the funds ap-
5 propriated or otherwise made available by this Act may
6 be used to enter into any agreement, contract, or other
7 arrangement which imposes liability on the United States
8 Government, or otherwise require financial indemnity by
9 the United States Government, for nuclear accidents that
10 may occur at nuclear reactors in the Democratic People’s
11 Republic of Korea.

12 (b) EXCEPTION.—Subsection (a) shall not apply to
13 any treaty subject to approval by the Senate pursuant to
14 article II, section 2, clause 2 of the Constitution of the
15 United States.

16 TITLE VI—MOZAMBIQUE, MADAGASCAR, AND
17 SOUTHERN AFRICA REHABILITATION AND
18 RECONSTRUCTION

19 The following sums are appropriated, out of any
20 money in the Treasury not otherwise appropriated, for the
21 fiscal year ending September 30, 2000, and for other pur-
22 poses, namely:

1 BILATERAL ECONOMIC ASSISTANCE
2 FUNDS APPROPRIATED TO THE PRESIDENT
3 AGENCY FOR INTERNATIONAL DEVELOPMENT
4 INTERNATIONAL DISASTER ASSISTANCE

5 For an additional amount for “International Disaster
6 Assistance”, \$160,000,000, for rehabilitation and recon-
7 struction assistance for Mozambique, Madagascar, and
8 southern Africa, to remain available until expended: *Pro-*
9 *vided*, That none of the funds appropriated under this
10 heading may be made available for nonproject assistance:
11 *Provided further*, That prior to any obligation of funds ap-
12 propriated under this heading, the Administrator of the
13 Agency for International Development shall provide the
14 Committees on Appropriations with a detailed report con-
15 taining the amount of the proposed obligation and a de-
16 scription of the programs and projects, on a country-by-
17 country basis, to be funded with such amount: *Provided*
18 *further*, That up to \$12,000,000 of the funds appropriated
19 under this heading may be charged to finance obligations
20 for which appropriations available under chapter 1 and 10
21 of part I of the Foreign Assistance Act of 1961 were ini-
22 tially charged for assistance for rehabilitation and recon-
23 struction for Mozambique, Madagascar, and southern Af-
24 rica: *Provided further*, That of the funds appropriated
25 under this heading, up to \$5,000,000 may be used for ad-
26 ministrative expenses, including auditing costs, of the

1 Agency for International Development associated with the
2 assistance furnished under this heading: *Provided further*,
3 That the entire amount is designated by the Congress as
4 an emergency requirement pursuant to section
5 251(b)(2)(A) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985, as amended: *Provided further*,
7 That the entire amount provided shall be available only
8 to the extent an official budget request that includes des-
9 ignation of the entire amount of the request as an emer-
10 gency requirement as defined in the Balanced Budget and
11 Emergency Deficit Control Act of 1985, as amended, is
12 transmitted by the President to the Congress.

13 This Act may be cited as the “Foreign Operations,
14 Export Financing, and Related Programs Appropriations
15 Act, 2001”.

Passed the House of Representatives July 13, 2000.

Attest:

Clerk.