

# Union Calendar No. 404

106<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4811

[Report No. 106-720]

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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## IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2000

Mr. CALLAHAN, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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## A BILL

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,*  
3 That the following sums are appropriated, out of any  
4 money in the Treasury not otherwise appropriated, for the  
5 fiscal year ending September 30, 2001, and for other pur-  
6 poses, namely:

1           TITLE I—EXPORT AND INVESTMENT  
2                           ASSISTANCE

3           EXPORT-IMPORT BANK OF THE UNITED STATES

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

21                           SUBSIDY APPROPRIATION

22           For the cost of direct loans, loan guarantees, insur-  
23 ance, and tied-aid grants as authorized by section 10 of  
24 the Export-Import Bank Act of 1945, as amended,  
25 \$825,000,000 to remain available until September 30,  
26 2004: *Provided*, That such costs, including the cost of

1 modifying such loans, shall be as defined in section 502  
2 of the Congressional Budget Act of 1974: *Provided fur-*  
3 *ther*, That such sums shall remain available until Sep-  
4 tember 30, 2019 for the disbursement of direct loans, loan  
5 guarantees, insurance and tied-aid grants obligated in fis-  
6 cal years 2001, 2002, 2003, and 2004: *Provided further*,  
7 That none of the funds appropriated by this Act or any  
8 prior Act appropriating funds for foreign operations, ex-  
9 port financing, or related programs for tied-aid credits or  
10 grants may be used for any other purpose except through  
11 the regular notification procedures of the Committees on  
12 Appropriations: *Provided further*, That funds appropriated  
13 by this paragraph are made available notwithstanding sec-  
14 tion 2(b)(2) of the Export Import Bank Act of 1945, in  
15 connection with the purchase or lease of any product by  
16 any East European country, any Baltic State or any agen-  
17 cy or national thereof.

18 ADMINISTRATIVE EXPENSES

19 For administrative expenses to carry out the direct  
20 and guaranteed loan and insurance programs (to be com-  
21 puted on an accrual basis), including hire of passenger  
22 motor vehicles and services as authorized by 5 U.S.C.  
23 3109, and not to exceed \$30,000 for official reception and  
24 representation expenses for members of the Board of Di-  
25 rectors, \$62,000,000: *Provided*, That necessary expenses  
26 (including special services performed on a contract or fee

1 basis, but not including other personal services) in connec-  
2 tion with the collection of moneys owed the Export-Import  
3 Bank, repossession or sale of pledged collateral or other  
4 assets acquired by the Export-Import Bank in satisfaction  
5 of moneys owed the Export-Import Bank, or the investiga-  
6 tion or appraisal of any property, or the evaluation of the  
7 legal or technical aspects of any transaction for which an  
8 application for a loan, guarantee or insurance commitment  
9 has been made, shall be considered nonadministrative ex-  
10 penses for the purposes of this heading: *Provided further,*  
11 That, notwithstanding subsection (b) of section 117 of the  
12 Export Enhancement Act of 1992, subsection (a) thereof  
13 shall remain in effect until October 1, 2001.

14 OVERSEAS PRIVATE INVESTMENT CORPORATION

15 NONCREDIT ACCOUNT

16 The Overseas Private Investment Corporation is au-  
17 thorized to make, without regard to fiscal year limitations,  
18 as provided by 31 U.S.C. 9104, such expenditures and  
19 commitments within the limits of funds available to it and  
20 in accordance with law as may be necessary: *Provided,*  
21 That the amount available for administrative expenses to  
22 carry out the credit and insurance programs (including an  
23 amount for official reception and representation expenses  
24 which shall not exceed \$35,000) shall not exceed  
25 \$37,000,000: *Provided further,* That project-specific trans-  
26 action costs, including direct and indirect costs incurred

1 in claims settlements, and other direct costs associated  
2 with services provided to specific investors or potential in-  
3 vestors pursuant to section 234 of the Foreign Assistance  
4 Act of 1961, shall not be considered administrative ex-  
5 penses for the purposes of this heading.

6 PROGRAM ACCOUNT

7 For the cost of direct and guaranteed loans,  
8 \$24,000,000, as authorized by section 234 of the Foreign  
9 Assistance Act of 1961 to be derived by transfer from the  
10 Overseas Private Investment Corporation noncredit ac-  
11 count: *Provided*, That such costs, including the cost of  
12 modifying such loans, shall be as defined in section 502  
13 of the Congressional Budget Act of 1974: *Provided fur-*  
14 *ther*, That such sums shall be available for direct loan obli-  
15 gations and loan guaranty commitments incurred or made  
16 during fiscal years 2001 and 2002: *Provided further*, That  
17 such sums shall remain available through fiscal year 2010  
18 for the disbursement of direct and guaranteed loans obli-  
19 gated in fiscal years 2001 and 2002: *Provided further*,  
20 That in addition, such sums as may be necessary for ad-  
21 ministrative expenses to carry out the credit program may  
22 be derived from amounts available for administrative ex-  
23 penses to carry out the credit and insurance programs in  
24 the Overseas Private Investment Corporation Noncredit  
25 Account and merged with said account: *Provided further*,  
26 That funds made available under this heading or in prior

1 appropriations Acts that are available for the cost of fi-  
2 nancing under section 234 of the Foreign Assistance Act  
3 of 1961, shall be available for purposes of section 234(g)  
4 of such Act, to remain available until expended.

5 FUNDS APPROPRIATED TO THE PRESIDENT

6 TRADE AND DEVELOPMENT AGENCY

7 For necessary expenses to carry out the provisions  
8 of section 661 of the Foreign Assistance Act of 1961,  
9 \$46,000,000, to remain available until September 30,  
10 2002.

11 TITLE II—BILATERAL ECONOMIC ASSISTANCE

12 FUNDS APPROPRIATED TO THE PRESIDENT

13 For expenses necessary to enable the President to  
14 carry out the provisions of the Foreign Assistance Act of  
15 1961, and for other purposes, to remain available until  
16 September 30, 2001, unless otherwise specified herein, as  
17 follows:

18 AGENCY FOR INTERNATIONAL DEVELOPMENT

19 CHILD SURVIVAL AND DISEASE PROGRAMS FUND

20 For necessary expenses to carry out the provisions  
21 of chapters 1 and 10 of part I of the Foreign Assistance  
22 Act of 1961, for child survival, basic education, assistance  
23 to combat tropical and other infectious diseases, and re-  
24 lated activities, in addition to funds otherwise available for  
25 such purposes, \$834,000,000, to remain available until ex-  
26 pended: *Provided*, That this amount shall be made avail-

1 able for such activities as: (1) immunization programs; (2)  
2 oral rehydration programs; (3) health and nutrition pro-  
3 grams, and related education programs, which address the  
4 needs of mothers and children; (4) water and sanitation  
5 programs; (5) assistance for displaced and orphaned chil-  
6 dren; (6) programs for the prevention, treatment, and con-  
7 trol of, and research on, tuberculosis, HIV/AIDS, polio,  
8 malaria and other infectious diseases; and (7) basic edu-  
9 cation programs for children: *Provided further*, That none  
10 of the funds appropriated under this heading may be made  
11 available for nonproject assistance, except that funds may  
12 be made available for such assistance for ongoing health  
13 programs: *Provided further*, of the funds appropriated  
14 under this heading, not to exceed \$125,000, in addition  
15 to funds otherwise available for such purposes, may be  
16 used to monitor and provide oversight of child survival,  
17 maternal health, and infectious disease programs: *Pro-*  
18 *vided further*, That the following amounts should be allo-  
19 cated as follows: \$290,000,000 for child survival and ma-  
20 ternal health; \$30,000,000 for vulnerable children;  
21 \$202,000,000 for HIV/AIDS; \$99,000,000 for other infec-  
22 tious diseases; \$103,000,000 for children's basic edu-  
23 cation; and \$110,000,000 for UNICEF: *Provided further*,  
24 That of the funds appropriated under this heading, up to

1 \$37,500,000 may be made available for a United States  
2 contribution to the Global Fund for Children's Vaccines.

3 DEVELOPMENT ASSISTANCE

4 For necessary expenses to carry out the provisions  
5 of sections 103 through 106, and chapter 10 of part I  
6 of the Foreign Assistance Act of 1961, title V of the Inter-  
7 national Security and Development Cooperation Act of  
8 1980 (Public Law 96-533) and the provisions of section  
9 401 of the Foreign Assistance Act of 1969,  
10 \$1,258,000,000, to remain available until September 30,  
11 2002: *Provided*, That of the amount appropriated under  
12 this heading, up to \$10,000,000 may be made available  
13 for and apportioned directly to the Inter-American Foun-  
14 dation: *Provided further*, That of the amount appropriated  
15 under this heading, up to \$16,000,000 may be made avail-  
16 able for the African Development Foundation and shall  
17 be apportioned directly to that agency: *Provided further*,  
18 That none of the funds made available in this Act nor  
19 any unobligated balances from prior appropriations may  
20 be made available to any organization or program which,  
21 as determined by the President of the United States, sup-  
22 ports or participates in the management of a program of  
23 coercive abortion or involuntary sterilization: *Provided fur-*  
24 *ther*, That none of the funds made available under this  
25 heading may be used to pay for the performance of abor-  
26 tion as a method of family planning or to motivate or co-



1 erce any person to practice abortions; and that in order  
2 to reduce reliance on abortion in developing nations, funds  
3 shall be available only to voluntary family planning  
4 projects which offer, either directly or through referral to,  
5 or information about access to, a broad range of family  
6 planning methods and services, and that any such vol-  
7 untary family planning project shall meet the following re-  
8 quirements: (1) service providers or referral agents in the  
9 project shall not implement or be subject to quotas, or  
10 other numerical targets, of total number of births, number  
11 of family planning acceptors, or acceptors of a particular  
12 method of family planning (this provision shall not be con-  
13 strued to include the use of quantitative estimates or indi-  
14 cators for budgeting and planning purposes); (2) the  
15 project shall not include payment of incentives, bribes,  
16 gratuities, or financial reward to: (A) an individual in ex-  
17 change for becoming a family planning acceptor; or (B)  
18 program personnel for achieving a numerical target or  
19 quota of total number of births, number of family planning  
20 acceptors, or acceptors of a particular method of family  
21 planning; (3) the project shall not deny any right or ben-  
22 efit, including the right of access to participate in any pro-  
23 gram of general welfare or the right of access to health  
24 care, as a consequence of any individual's decision not to  
25 accept family planning services; (4) the project shall pro-

1 vide family planning acceptors comprehensible information  
2 on the health benefits and risks of the method chosen, in-  
3 cluding those conditions that might render the use of the  
4 method inadvisable and those adverse side effects known  
5 to be consequent to the use of the method; and (5) the  
6 project shall ensure that experimental contraceptive drugs  
7 and devices and medical procedures are provided only in  
8 the context of a scientific study in which participants are  
9 advised of potential risks and benefits; and, not less than  
10 60 days after the date on which the Administrator of the  
11 United States Agency for International Development de-  
12 termines that there has been a violation of the require-  
13 ments contained in paragraph (1), (2), (3), or (5) of this  
14 proviso, or a pattern or practice of violations of the re-  
15 quirements contained in paragraph (4) of this proviso, the  
16 Administrator shall submit to the Committee on Inter-  
17 national Relations and the Committee on Appropriations  
18 of the House of Representatives and to the Committee on  
19 Foreign Relations and the Committee on Appropriations  
20 of the Senate, a report containing a description of such  
21 violation and the corrective action taken by the Agency:  
22 *Provided further*, That in awarding grants for natural  
23 family planning under section 104 of the Foreign Assist-  
24 ance Act of 1961 no applicant shall be discriminated  
25 against because of such applicant's religious or conscien-

1 tious commitment to offer only natural family planning;  
2 and, additionally, all such applicants shall comply with the  
3 requirements of the previous proviso: *Provided further*,  
4 That for purposes of this or any other Act authorizing  
5 or appropriating funds for foreign operations, export fi-  
6 nancing, and related programs, the term “motivate”, as  
7 it relates to family planning assistance, shall not be con-  
8 strued to prohibit the provision, consistent with local law,  
9 of information or counseling about all pregnancy options:  
10 *Provided further*, That nothing in this paragraph shall be  
11 construed to alter any existing statutory prohibitions  
12 against abortion under section 104 of the Foreign Assist-  
13 ance Act of 1961: *Provided further*, That none of the funds  
14 appropriated under this heading may be made available  
15 for any activity which is in contravention to the Conven-  
16 tion on International Trade in Endangered Species of  
17 Flora and Fauna (CITES): *Provided further*, That of the  
18 funds appropriated under this heading that are made  
19 available for assistance programs for displaced and or-  
20 phaned children and victims of war, not to exceed  
21 \$25,000, in addition to funds otherwise available for such  
22 purposes, may be used to monitor and provide oversight  
23 of such programs: *Provided further*, That, of the funds ap-  
24 propriated by this Act for the Microenterprise Initiative  
25 (including any local currencies made available for the pur-

1 poses of the Initiative), not less than one-half should be  
2 made available for programs providing loans in the fol-  
3 lowing amounts (in 1995 United States dollars) to very  
4 poor people, particularly women, or for institutional sup-  
5 port of organizations primarily engaged in making such  
6 loans: \$1,000 or less in the Europe and Eurasia region  
7 (including North Africa), \$400 or less in the Latin Amer-  
8 ica region, and \$300 or less in the rest of the world.

9 LEBANON

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

16 PRIVATE AND VOLUNTARY ORGANIZATIONS

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

1 contained in this paragraph, after taking into account the  
2 effectiveness of the overseas development activities of the  
3 organization, its level of volunteer support, its financial  
4 viability and stability, and the degree of its dependence  
5 for its financial support on the agency.

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

10 INTERNATIONAL DISASTER ASSISTANCE

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

16 TRANSITION INITIATIVES

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

1 national Development shall submit a report to the Com-  
2 mittees on Appropriations at least 5 days prior to begin-  
3 ning a program of assistance.

4 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM

5 ACCOUNT

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

21 DEVELOPMENT CREDIT PROGRAM ACCOUNT

22 (INCLUDING TRANSFER OF FUNDS)

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

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

1 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND  
2 DISABILITY FUND

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

6 OPERATING EXPENSES OF THE AGENCY FOR  
7 INTERNATIONAL DEVELOPMENT

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



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

4 For necessary expenses to carry out the provisions  
5 of section 667, \$27,000,000, to remain available until Sep-  
6 tember 30, 2002, which sum shall be available for the Of-  
7 fice of the Inspector General of the Agency for Inter-  
8 national Development.

9 OTHER BILATERAL ECONOMIC ASSISTANCE  
10 ECONOMIC SUPPORT FUND

11 For necessary expenses to carry out the provisions  
12 of chapter 4 of part II, \$2,208,900,000, to remain avail-  
13 able until September 30, 2002: *Provided*, That of the  
14 funds appropriated under this heading, not to exceed  
15 \$840,000,000 shall be available only for Israel, which sum  
16 shall be available on a grant basis as a cash transfer and  
17 shall be disbursed within 30 days of the enactment of this  
18 Act or by October 31, 2000, whichever is later: *Provided*  
19 *further*, That not to exceed \$695,000,000 shall be avail-  
20 able only for Egypt, which sum shall be provided on a  
21 grant basis, and of which sum cash transfer assistance  
22 shall be provided with the understanding that Egypt will  
23 undertake significant economic reforms which are addi-  
24 tional to those which were undertaken in previous fiscal  
25 years: *Provided further*, That in exercising the authority

1 to provide cash transfer assistance for Israel, the Presi-  
2 dent shall ensure that the level of such assistance does  
3 not cause an adverse impact on the total level of non-  
4 military exports from the United States to such country  
5 and that Israel enters into a side letter agreement at least  
6 equivalent to the fiscal year 1999 agreement: *Provided fur-*  
7 *ther*, That of the funds appropriated under this heading  
8 not less than \$12,000,000 should be made available for  
9 assistance for Mongolia: *Provided further*, That none of  
10 the funds appropriated under this heading shall be obli-  
11 gated for regional or global programs, except as provided  
12 through the regular notification procedures of the Com-  
13 mittees on Appropriations.

14 INTERNATIONAL FUND FOR IRELAND

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

1 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC  
2 STATES

3 (a) For necessary expenses to carry out the provisions  
4 of the Foreign Assistance Act of 1961 and the Support  
5 for East European Democracy (SEED) Act of 1989,  
6 \$535,000,000, to remain available until September 30,  
7 2002, which shall be available, notwithstanding any other  
8 provision of law, for assistance and for related programs  
9 for Eastern Europe and the Baltic States: *Provided*, That  
10 of the funds appropriated under this heading not less than  
11 \$5,000,000 should be made available for assistance for the  
12 Baltic States: *Provided further*, That funds made available  
13 for assistance for Kosovo from funds appropriated under  
14 this heading and under the headings “Economic Support  
15 Fund” and “International Narcotics Control and Law En-  
16 forcement” shall not exceed 15 percent of the total re-  
17 sources pledged by all donors for calendar year 2001 for  
18 assistance for Kosovo as of January 1, 2001, and shall  
19 not exceed \$150,000,000: *Provided further*, That none of  
20 the funds made available under this Act for assistance for  
21 Kosovo shall be made available for large scale physical in-  
22 frastructure reconstruction.

23 (b) Funds appropriated under this heading or in prior  
24 appropriations Acts that are or have been made available  
25 for an Enterprise Fund may be deposited by such Fund

1 in interest-bearing accounts prior to the Fund's disburse-  
2 ment of such funds for program purposes. The Fund may  
3 retain for such program purposes any interest earned on  
4 such deposits without returning such interest to the Treas-  
5 ury of the United States and without further appropria-  
6 tion by the Congress. Funds made available for Enterprise  
7 Funds shall be expended at the minimum rate necessary  
8 to make timely payment for projects and activities.

9 (c) Funds appropriated under this heading shall be  
10 considered to be economic assistance under the Foreign  
11 Assistance Act of 1961 for purposes of making available  
12 the administrative authorities contained in that Act for  
13 the use of economic assistance.

14 (d) None of the funds appropriated under this head-  
15 ing may be made available for new housing construction  
16 or repair or reconstruction of existing housing in Bosnia  
17 and Herzegovina unless directly related to the efforts of  
18 United States troops to promote peace in said country.

19 (e) With regard to funds appropriated under this  
20 heading for the economic revitalization program in Bosnia  
21 and Herzegovina, and local currencies generated by such  
22 funds (including the conversion of funds appropriated  
23 under this heading into currency used by Bosnia and  
24 Herzegovina as local currency and local currency returned  
25 or repaid under such program) the Administrator of the

1 Agency for International Development shall provide writ-  
2 ten approval for grants and loans prior to the obligation  
3 and expenditure of funds for such purposes, and prior to  
4 the use of funds that have been returned or repaid to any  
5 lending facility or grantee.

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

20 (g) The President is authorized to withhold funds ap-  
21 propriated under this heading made available for economic  
22 revitalization programs in Bosnia and Herzegovina, if he  
23 determines and certifies to the Committees on Appropria-  
24 tions that the Federation of Bosnia and Herzegovina has  
25 not complied with article III of annex 1-A of the General

1 Framework Agreement for Peace in Bosnia and  
2 Herzegovina concerning the withdrawal of foreign forces,  
3 and that intelligence cooperation on training, investiga-  
4 tions, and related activities between Iranian officials and  
5 Bosnian officials has not been terminated.

6 ASSISTANCE FOR THE INDEPENDENT STATES OF THE  
7 FORMER SOVIET UNION

8 (a) For necessary expenses to carry out the provisions  
9 of chapters 11 and 12 of part I of the Foreign Assistance  
10 Act of 1961 and the FREEDOM Support Act, for assist-  
11 ance for the Independent States of the former Soviet  
12 Union and for related programs, \$740,000,000, to remain  
13 available until September 30, 2002: *Provided*, That the  
14 provisions of such chapters shall apply to funds appro-  
15 priated by this paragraph: *Provided further*, That such  
16 sums as may be necessary may be transferred to the Ex-  
17 port-Import Bank of the United States for the cost of any  
18 financing under the Export-Import Bank Act of 1945 for  
19 activities for the Independent States: *Provided further*,  
20 That of the funds made available for the Southern  
21 Caucasus region, 15 percent should be used for con-  
22 fidence-building measures and other activities in further-  
23 ance of the peaceful resolution of the regional conflicts,  
24 especially those in the vicinity of Abkhazia and Nagorno-  
25 Karabagh.

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

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

7 (d) Section 907 of the FREEDOM Support Act shall  
8 not apply to—

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

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

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

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

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

25 (6) humanitarian assistance.

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

7 (f)(1) Of the funds appropriated under this heading  
8 that are allocated for assistance for the Government of  
9 the Russian Federation, 50 percent shall be withheld from  
10 obligation until the President determines and certifies in  
11 writing to the Committees on Appropriations that the Gov-  
12 ernment of the Russian Federation has terminated imple-  
13 mentation of arrangements to provide Iran with technical  
14 expertise, training, technology, or equipment necessary to  
15 develop a nuclear reactor, related nuclear research facili-  
16 ties or programs, or ballistic missile capability.

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

18 (A) assistance to combat infectious diseases and  
19 child survival activities; and

20 (B) activities authorized under title V (Non-  
21 proliferation and Disarmament Programs and Ac-  
22 tivities) of the FREEDOM Support Act.

23 (g) None of the funds appropriated under this head-  
24 ing may be made available for assistance for the Govern-  
25 ment of the Russian Federation until the Secretary of



1 State certifies to the Committees on Appropriations that  
2 the Russian Federation is in compliance with article V of  
3 the Treaty on Conventional Armed Forces in Europe re-  
4 garding forces deployed in the flank zone in and around  
5 Chechnya.

6 (h) Of the funds appropriated under this heading, not  
7 less than \$45,000,000 should be made available, in addi-  
8 tion to funds otherwise available for such purposes, for  
9 assistance for child survival, environmental health, and to  
10 combat infectious diseases, and for related activities.

11 INDEPENDENT AGENCY

12 PEACE CORPS

13 For necessary expenses to carry out the provisions  
14 of the Peace Corps Act (75 Stat. 612), \$258,000,000, in-  
15 cluding the purchase of not to exceed five passenger motor  
16 vehicles for administrative purposes for use outside of the  
17 United States: *Provided*, That none of the funds appro-  
18 priated under this heading shall be used to pay for abor-  
19 tions: *Provided further*, That funds appropriated under  
20 this heading shall remain available until September 30,  
21 2002.

1 DEPARTMENT OF STATE  
2 INTERNATIONAL NARCOTICS CONTROL AND LAW  
3 ENFORCEMENT

4 For necessary expenses to carry out section 481 of  
5 the Foreign Assistance Act of 1961, \$305,000,000, to re-  
6 main available until expended: *Provided*, That any funds  
7 made available under this heading for anti-crime programs  
8 and activities shall be made available subject to the reg-  
9 ular notification procedures of the Committees on Appro-  
10 priations: *Provided further*, That during fiscal year 2001,  
11 the Department of State may also use the authority of  
12 section 608 of the Foreign Assistance Act of 1961, with-  
13 out regard to its restrictions, to receive excess property  
14 from an agency of the United States Government for the  
15 purpose of providing it to a foreign country under chapter  
16 8 of part I of that Act subject to the regular notification  
17 procedures of the Committees on Appropriations.

18 MIGRATION AND REFUGEE ASSISTANCE

19 For expenses, not otherwise provided for, necessary  
20 to enable the Secretary of State to provide, as authorized  
21 by law, contributions to the International Committee of  
22 the Red Cross, assistance to refugees, including contribu-  
23 tions to the International Organization for Migration and  
24 the United Nations High Commissioner for Refugees, and  
25 other activities to meet refugee and migration needs; sala-  
26 ries and expenses of personnel and dependents as author-

1 ized by the Foreign Service Act of 1980; allowances as  
2 authorized by sections 5921 through 5925 of title 5,  
3 United States Code; purchase and hire of passenger motor  
4 vehicles; and services as authorized by section 3109 of title  
5 5, United States Code, \$645,000,000, to remain available  
6 until expended: *Provided*, That not more than  
7 \$14,852,000 shall be available for administrative ex-  
8 penses.

9 UNITED STATES EMERGENCY REFUGEE AND MIGRATION  
10 ASSISTANCE FUND

11 For necessary expenses to carry out the provisions  
12 of section 2(c) of the Migration and Refugee Assistance  
13 Act of 1962, as amended (22 U.S.C. 260(c)),  
14 \$12,500,000, to remain available until expended: *Pro-*  
15 *vided*, That the funds made available under this heading  
16 are appropriated notwithstanding the provisions contained  
17 in section 2(c)(2) of the Act which would limit the amount  
18 of funds which could be appropriated for this purpose.

19 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND  
20 RELATED PROGRAMS

21 For necessary expenses for nonproliferation, anti-ter-  
22 rorism and related programs and activities, \$241,600,000,  
23 to carry out the provisions of chapter 8 of part II of the  
24 Foreign Assistance Act of 1961 for anti-terrorism assist-  
25 ance, section 504 of the FREEDOM Support Act for the  
26 Nonproliferation and Disarmament Fund, section 23 of

1 the Arms Export Control Act or the Foreign Assistance  
2 Act of 1961 for demining activities, the clearance of  
3 unexploded ordnance, and related activities, notwith-  
4 standing any other provision of law, including activities  
5 implemented through nongovernmental and international  
6 organizations, section 301 of the Foreign Assistance Act  
7 of 1961 for a voluntary contribution to the International  
8 Atomic Energy Agency (IAEA) and a voluntary contribu-  
9 tion to the Korean Peninsula Energy Development Orga-  
10 nization (KEDO), and for a United States contribution  
11 to the Comprehensive Nuclear Test Ban Treaty Pre-  
12 paratory Commission: *Provided*, That the Secretary of  
13 State shall inform the Committees on Appropriations at  
14 least 20 days prior to the obligation of funds for the Com-  
15 prehensive Nuclear Test Ban Treaty Preparatory Com-  
16 mission: *Provided further*, That of this amount not to ex-  
17 ceed \$15,000,000, to remain available until expended, may  
18 be made available for the Nonproliferation and Disar-  
19 mament Fund, notwithstanding any other provision of  
20 law, to promote bilateral and multilateral activities relat-  
21 ing to nonproliferation and disarmament: *Provided fur-*  
22 *ther*, That such funds may also be used for such countries  
23 other than the Independent States of the former Soviet  
24 Union and international organizations when it is in the  
25 national security interest of the United States to do so:

1 *Provided further*, That such funds shall be subject to the  
2 regular notification procedures of the Committees on Ap-  
3 propriations: *Provided further*, That funds appropriated  
4 under this heading may be made available for the Inter-  
5 national Atomic Energy Agency only if the Secretary of  
6 State determines (and so reports to the Congress) that  
7 Israel is not being denied its right to participate in the  
8 activities of that Agency.

9 DEPARTMENT OF THE TREASURY

10 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

11 For necessary expenses to carry out the provisions  
12 of section 129 of the Foreign Assistance Act of 1961 (re-  
13 lating to international affairs technical assistance activi-  
14 ties), \$2,000,000, to remain available until expended,  
15 which shall be available notwithstanding any other provi-  
16 sion of law.

17 DEBT RESTRUCTURING

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

1 of 1961, and of modifying concessional credit agreements  
2 with least developed countries, as authorized under section  
3 411 of the Agricultural Trade Development and Assist-  
4 ance Act of 1954, as amended, and concessional loans,  
5 guarantees and credit agreements, as authorized under  
6 section 572 of the Foreign Operations, Export Financing,  
7 and Related Programs Appropriations Act, 1989 (Public  
8 Law 100–461), \$82,400,000, to remain available until ex-  
9 pended: *Provided*, That of this amount, not less than  
10 \$13,000,000 shall be made available to carry out the pro-  
11 visions of part V of the Foreign Assistance Act of 1961:  
12 *Provided further*, That funds appropriated or otherwise  
13 made available under this heading in this Act or under  
14 prior appropriations acts for foreign operations, export fi-  
15 nancing, and related programs may be used by the Sec-  
16 retary of the Treasury to pay to the Heavily Indebted Poor  
17 Country (HIPC) Trust Fund administered by the Inter-  
18 national Bank for Reconstruction and Development  
19 amounts for the benefit of countries that are eligible for  
20 debt reduction pursuant to title V of H.R. 3425 as enacted  
21 into law by section 1000(a)(5) of Public Law 106–113:  
22 *Provided further*, That amounts paid to the HIPC Trust  
23 Fund may be used only to fund debt reduction under the  
24 enhanced HIPC initiative by—

25 (1) the Inter-American Development Bank;

1           (2) the African Development Bank; and

2           (3) the Central American Bank for Economic

3       Integration:

4   *Provided further*, That funds may not be paid to the HIPC  
5   Trust Fund for the benefit of any country that is credibly  
6   reported to be engaged in a consistent pattern of gross  
7   violations of internationally recognized human rights or in  
8   military or civil conflict that undermines its ability to de-  
9   velop and implement measures to alleviate poverty and to  
10  devote adequate human and financial resources to that  
11  end: *Provided further*, That 15 days prior to any agree-  
12  ment by the United States to make payments to the HIPC  
13  Trust Fund for the benefit of any country other than Bo-  
14  livia and Mozambique, the Secretary of the Treasury shall  
15  submit a reprogramming request under the regular notifi-  
16  cation procedures of the Committees on Appropriations:  
17  *Provided further*, That prior to the payment of any amount  
18  to the HIPC Trust Fund to fund debt reduction by an  
19  international financial institution, the Secretary of the  
20  Treasury shall provide to the Committees on Appropria-  
21  tions, Banking and Financial Services, and International  
22  Relations of the House of Representatives, and the Com-  
23  mittees on Appropriations, Banking, Housing and Urban  
24  Affairs, and Foreign Relations of the Senate—

1           (1) a written commitment by the institution  
2           that it will make no new market-rate loans to the  
3           HIPC member country beneficiary for a period of 30  
4           months and no new concessional loans to the HIPC  
5           member country for a period of 9 months; and

6           (2) full documentation of any commitment by  
7           the HIPC member country to redirect its domestic  
8           budgetary resources from international debt repay-  
9           ments to private or public programs to alleviate pov-  
10          erty and promote economic growth that are addi-  
11          tional to those previously available for such purposes  
12          prior to participation in the enhanced HIPC Initia-  
13          tive:

14 *Provided further*, That any limitation of subsection (e) of  
15 section 411 of the Agricultural Trade Development and  
16 Assistance Act of 1954 shall not apply to funds appro-  
17 priated under this heading: *Provided further*, That the au-  
18 thority provided by section 572 of Public Law 100–461  
19 may be exercised only with respect to countries that are  
20 eligible to borrow from the International Development As-  
21 sociation, but not from the International Bank for Recon-  
22 struction and Development, commonly referred to as  
23 “IDA-only” countries.



## 1 TITLE III—MILITARY ASSISTANCE

## 2 FUNDS APPROPRIATED TO THE PRESIDENT

## 3 INTERNATIONAL MILITARY EDUCATION AND TRAINING

4 For necessary expenses to carry out the provisions  
5 of section 541 of the Foreign Assistance Act of 1961,  
6 \$52,500,000, of which up to \$1,000,000 may remain  
7 available until expended: *Provided*, That the civilian per-  
8 sonnel for whom military education and training may be  
9 provided under this heading may include civilians who are  
10 not members of a government whose participation would  
11 contribute to improved civil-military relations, civilian con-  
12 trol of the military, or respect for human rights: *Provided*  
13 *further*, That funds appropriated under this heading for  
14 grant financed military education and training for Indo-  
15 nesia and Guatemala may only be available for expanded  
16 international military education and training and funds  
17 made available for Indonesia may only be provided  
18 through the regular notification procedures of the Com-  
19 mittees on Appropriations: *Provided further*, That none of  
20 the funds appropriated under this heading may be made  
21 available to support grant financed military education and  
22 training at the School of the Americas unless the Sec-  
23 retary of Defense certifies that the instruction and train-  
24 ing provided by the School of the Americas is fully con-  
25 sistent with training and doctrine, particularly with re-

1 spect to the observance of human rights, provided by the  
2 Department of Defense to United States military students  
3 at Department of Defense institutions whose primary pur-  
4 pose is to train United States military personnel: *Provided*  
5 *further*, That the Secretary of Defense shall submit to the  
6 Committees on Appropriations, no later than January 15,  
7 2001, a report detailing the training activities of the  
8 School of the Americas and a general assessment regard-  
9 ing the performance of its graduates during 1998 and  
10 1999: *Provided further*, That none of the funds appro-  
11 priated under this heading may be made available to sup-  
12 port grant financed military education and training at the  
13 School of the Americas unless the Secretary of State, with-  
14 out delegation, certifies that the instruction and training  
15 provided by the School of the Americas is consistent with  
16 United States foreign policy objectives and helps support  
17 the observance of human rights in Latin America.

18 FOREIGN MILITARY FINANCING PROGRAM

19 For expenses necessary for grants to enable the  
20 President to carry out the provisions of section 23 of the  
21 Arms Export Control Act, \$3,510,000,000: *Provided*,  
22 That of the funds appropriated under this heading, not  
23 to exceed \$1,980,000,000 shall be available for grants only  
24 for Israel, and not to exceed \$1,300,000,000 shall be made  
25 available for grants only for Egypt: *Provided further*, That  
26 the funds appropriated by this paragraph for Israel shall

1 be disbursed within 30 days of the enactment of this Act  
2 or by October 31, 2000, whichever is later: *Provided fur-*  
3 *ther*, That it is the sense of Congress that it is very dis-  
4 turbed by reports that Israel is preparing to provide China  
5 with an airborne radar system that could threaten both  
6 the forces of democratic Taiwan and the United States  
7 in the region surrounding the Taiwan Strait. The Con-  
8 gress urges Israel to terminate the existing contract to sell  
9 an airborne radar system to the People's Republic of  
10 China: *Provided further*, That to the extent that the Gov-  
11 ernment of Israel requests that funds be used for such  
12 purposes, grants made available for Israel by this para-  
13 graph shall, as agreed by Israel and the United States,  
14 be available for advanced weapons systems, of which not  
15 less than \$520,000,000 should be available for the pro-  
16 curement in Israel of defense articles and defense services,  
17 including research and development: *Provided further*,  
18 That Foreign Military Financing Program funds esti-  
19 mated to be outlaid for Egypt during fiscal year 2001  
20 shall be disbursed within 30 days of enactment of this Act  
21 or by October 31, 2000, whichever is later: *Provided fur-*  
22 *ther*, That funds appropriated by this paragraph shall be  
23 nonrepayable notwithstanding any requirement in section  
24 23 of the Arms Export Control Act: *Provided further*, That  
25 funds made available under this paragraph shall be obli-

1 gated upon apportionment in accordance with paragraph  
2 (5)(C) of title 31, United States Code, section 1501(a).

3       None of the funds made available under this heading  
4 shall be available to finance the procurement of defense  
5 articles, defense services, or design and construction serv-  
6 ices that are not sold by the United States Government  
7 under the Arms Export Control Act unless the foreign  
8 country proposing to make such procurements has first  
9 signed an agreement with the United States Government  
10 specifying the conditions under which such procurements  
11 may be financed with such funds: *Provided*, That all coun-  
12 try and funding level increases in allocations shall be sub-  
13 mitted through the regular notification procedures of sec-  
14 tion 515 of this Act: *Provided further*, That none of the  
15 funds appropriated under this heading shall be available  
16 for assistance for Sudan and Liberia: *Provided further*,  
17 That funds made available under this heading may be  
18 used, notwithstanding any other provision of law, for  
19 demining, the clearance of unexploded ordnance, and re-  
20 lated activities, and may include activities implemented  
21 through nongovernmental and international organizations:  
22 *Provided further*, That none of the funds appropriated  
23 under this heading shall be available for assistance for  
24 Guatemala: *Provided further*, That only those countries for  
25 which assistance was justified for the “Foreign Military

1 Sales Financing Program” in the fiscal year 1989 con-  
2 gressional presentation for security assistance programs  
3 may utilize funds made available under this heading for  
4 procurement of defense articles, defense services or design  
5 and construction services that are not sold by the United  
6 States Government under the Arms Export Control Act:  
7 *Provided further*, That funds appropriated under this  
8 heading shall be expended at the minimum rate necessary  
9 to make timely payment for defense articles and services:  
10 *Provided further*, That not more than \$30,495,000 of the  
11 funds appropriated under this heading may be obligated  
12 for necessary expenses, including the purchase of pas-  
13 senger motor vehicles for replacement only for use outside  
14 of the United States, for the general costs of admin-  
15 istering military assistance and sales: *Provided further*,  
16 That not more than \$340,000,000 of funds realized pursu-  
17 ant to section 21(e)(1)(A) of the Arms Export Control Act  
18 may be obligated for expenses incurred by the Department  
19 of Defense during fiscal year 2001 pursuant to section  
20 43(b) of the Arms Export Control Act, except that this  
21 limitation may be exceeded only through the regular notifi-  
22 cation procedures of the Committees on Appropriations:  
23 *Provided further*, That none of the funds made available  
24 under this heading shall be available for any non-NATO  
25 country participating in the Partnership for Peace Pro-

1 gram except through the regular notification procedures  
2 of the Committees on Appropriations.

3 PEACEKEEPING OPERATIONS

4 For necessary expenses to carry out the provisions  
5 of section 551 of the Foreign Assistance Act of 1961,  
6 \$117,900,000: *Provided*, That none of the funds appro-  
7 priated under this heading shall be obligated or expended  
8 except as provided through the regular notification proce-  
9 dures of the Committees on Appropriations.

10 TITLE IV—MULTILATERAL ECONOMIC

11 ASSISTANCE

12 FUNDS APPROPRIATED TO THE PRESIDENT

13 INTERNATIONAL FINANCIAL INSTITUTIONS

14 GLOBAL ENVIRONMENT FACILITY

15 For the United States contribution for the Global En-  
16 vironment Facility, \$35,800,000, to the International  
17 Bank for Reconstruction and Development as trustee for  
18 the Global Environment Facility, by the Secretary of the  
19 Treasury, to remain available until expended.

20 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

21 ASSOCIATION

22 For payment to the International Development Asso-  
23 ciation by the Secretary of the Treasury, \$576,600,000,  
24 to remain available until expended: *Provided*: That the  
25 Secretary of the Treasury shall: (1) seek to ensure to the  
26 maximum extent possible that for countries eligible for

1 debt reduction under the enhanced Heavily Indebted Poor  
2 Country (HIPC) Initiative that have reached the comple-  
3 tion point, the terms of new assistance by the Inter-  
4 national Development Association shall be on grant terms;  
5 and (2) submit a report to the Speaker of the House of  
6 Representatives, the President of the Senate, and the  
7 Committees on Appropriations no later than June 30,  
8 2001, on the progress achieved in achieving the objective  
9 in paragraph (1): *Provided further*, That \$10,000,000  
10 shall be withheld from obligation until Congress is in re-  
11 ceipt of said report: *Provided further*, That in negotiating  
12 United States participation in the next replenishment of  
13 the International Development Association, the Secretary  
14 of the Treasury shall accord high priority to providing the  
15 International Development Association with the policy  
16 flexibility to provide new grant assistance to countries eli-  
17 gible for debt reduction under the enhanced HIPC Initia-  
18 tive.

19 CONTRIBUTION TO THE MULTILATERAL INVESTMENT  
20 GUARANTEE AGENCY

21 For payment to the Multilateral Investment Guar-  
22 antee Agency by the Secretary of the Treasury,  
23 \$4,900,000, for the United States paid-in share of the in-  
24 crease in capital stock, to remain available until expended.

## 1                   LIMITATION ON CALLABLE CAPITAL

2           The United States Governor of the Multilateral In-  
3 vestment Guarantee Agency may subscribe without fiscal  
4 year limitation for the callable capital portion of the  
5 United States share of such capital stock in an amount  
6 not to exceed \$24,500,000.

7           CONTRIBUTION TO THE INTER-AMERICAN INVESTMENT  
8                                   CORPORATION

9           For payment to the Inter-American Investment Cor-  
10 poration, by the Secretary of the Treasury, \$8,000,000,  
11 for the United States share of the increase in subscrip-  
12 tions to capital stock, to remain available until expended.

13           CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS  
14                                   MULTILATERAL INVESTMENT FUND

15           For payment to the Enterprise for the Americas Mul-  
16 tilateral Investment Fund by the Secretary of the Treas-  
17 ury, for the United States contribution to the fund,  
18 \$10,000,000, to remain available until expended.

19           CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

20           For the United States contribution by the Secretary  
21 of the Treasury to the increase in resources of the Asian  
22 Development Fund, as authorized by the Asian Develop-  
23 ment Bank Act, as amended, \$72,000,000, to remain  
24 available until expended.



## 1 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

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

## 6 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

7 The United States Governor of the African Develop-  
8 ment Bank may subscribe without fiscal year limitation  
9 for the callable capital portion of the United States share  
10 of such capital stock in an amount not to exceed  
11 \$49,574,000.

## 12 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

13 For the United States contribution by the Secretary  
14 of the Treasury to the increase in resources of the African  
15 Development Fund, \$72,000,000, to remain available until  
16 expended.

## 17 CONTRIBUTION TO THE EUROPEAN BANK FOR

## 18 RECONSTRUCTION AND DEVELOPMENT

19 For payment to the European Bank for Reconstruc-  
20 tion and Development by the Secretary of the Treasury,  
21 \$35,778,717, for the United States share of the paid-in  
22 portion of the increase in capital stock, to remain available  
23 until expended.

## 24 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

25 The United States Governor of the European Bank  
26 for Reconstruction and Development may subscribe with-

1 out fiscal year limitation to the callable capital portion of  
2 the United States share of such capital stock in an amount  
3 not to exceed \$123,237,803.

4 CONTRIBUTION TO THE INTERNATIONAL FUND FOR  
5 AGRICULTURAL DEVELOPMENT

6 For the United States contribution by the Secretary  
7 of the Treasury to increase the resources of the Inter-  
8 national Fund for Agricultural Development, \$5,000,000,  
9 to remain available until expended.

10 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

11 For necessary expenses to carry out the provisions  
12 of section 301 of the Foreign Assistance Act of 1961, and  
13 of section 2 of the United Nations Environment Program  
14 Participation Act of 1973, \$183,000,000: *Provided*, That  
15 none of the funds appropriated under this heading shall  
16 be made available for the United Nations Fund for  
17 Science and Technology: *Provided further*, That not less  
18 than \$5,000,000 should be made available to the World  
19 Food Program: *Provided further*, That none of the funds  
20 appropriated under this heading may be made available  
21 to the Korean Peninsula Energy Development Organiza-  
22 tion (KEDO) or the International Atomic Energy Agency  
23 (IAEA).

## 1 TITLE V—GENERAL PROVISIONS

## 2 OBLIGATIONS DURING LAST MONTH OF AVAILABILITY

3 SEC. 501. Except for the appropriations entitled  
4 “International Disaster Assistance”, and “United States  
5 Emergency Refugee and Migration Assistance Fund”, not  
6 more than 15 percent of any appropriation item made  
7 available by this Act shall be obligated during the last  
8 month of availability.

## 9 PROHIBITION OF BILATERAL FUNDING FOR

## 10 INTERNATIONAL FINANCIAL INSTITUTIONS

11 SEC. 502. Notwithstanding section 614 of the For-  
12 eign Assistance Act of 1961, none of the funds contained  
13 in title II of this Act may be used to carry out the provi-  
14 sions of section 209(d) of the Foreign Assistance Act of  
15 1961: *Provided*, That none of the funds appropriated by  
16 title II of this Act may be transferred by the Agency for  
17 International Development directly to an international fi-  
18 nancial institution (as defined in section 533 of this Act)  
19 for the purpose of repaying a foreign country’s loan obliga-  
20 tions to such institution.

## 21 LIMITATION ON RESIDENCE EXPENSES

22 SEC. 503. Of the funds appropriated or made avail-  
23 able pursuant to this Act, not to exceed \$126,500 shall  
24 be for official residence expenses of the Agency for Inter-  
25 national Development during the current fiscal year: *Pro-*  
26 *vided*, That appropriate steps shall be taken to assure

1 that, to the maximum extent possible, United States-  
2 owned foreign currencies are utilized in lieu of dollars.

3   LIMITATION ON EXPENSES

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

8   LIMITATION ON REPRESENTATIONAL ALLOWANCES

9       SEC. 505. Of the funds appropriated or made avail-  
10 able pursuant to this Act, not to exceed \$95,000 shall be  
11 available for representation allowances for the Agency for  
12 International Development during the current fiscal year:  
13 *Provided*, That appropriate steps shall be taken to assure  
14 that, to the maximum extent possible, United States-  
15 owned foreign currencies are utilized in lieu of dollars:  
16 *Provided further*, That of the funds made available by this  
17 Act for general costs of administering military assistance  
18 and sales under the heading "Foreign Military Financing  
19 Program", not to exceed \$2,000 shall be available for en-  
20 tertainment expenses and not to exceed \$50,000 shall be  
21 available for representation allowances: *Provided further*,  
22 That of the funds made available by this Act under the  
23 heading "International Military Education and Training",  
24 not to exceed \$50,000 shall be available for entertainment  
25 allowances: *Provided further*, That of the funds made  
26 available by this Act for the Inter-American Foundation,

1 not to exceed \$2,000 shall be available for entertainment  
2 and representation allowances: *Provided further*, That of  
3 the funds made available by this Act for the Peace Corps,  
4 not to exceed a total of \$4,000 shall be available for enter-  
5 tainment expenses: *Provided further*, That of the funds  
6 made available by this Act under the heading “Trade and  
7 Development Agency”, not to exceed \$2,000 shall be avail-  
8 able for representation and entertainment allowances.

9 PROHIBITION ON FINANCING NUCLEAR GOODS

10 SEC. 506. None of the funds appropriated or made  
11 available (other than funds for “Nonproliferation, Anti-  
12 terrorism, Demining and Related Programs”) pursuant to  
13 this Act, for carrying out the Foreign Assistance Act of  
14 1961, may be used, except for purposes of nuclear safety,  
15 to finance the export of nuclear equipment, fuel, or tech-  
16 nology.

17 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN  
18 COUNTRIES

19 SEC. 507. None of the funds appropriated or other-  
20 wise made available pursuant to this Act shall be obligated  
21 or expended to finance directly any assistance or repara-  
22 tions to Cuba, Iraq, Libya, North Korea, Iran, Sudan, or  
23 Syria: *Provided*, That for purposes of this section, the pro-  
24 hibition on obligations or expenditures shall include direct  
25 loans, credits, insurance and guarantees of the Export-Im-  
26 port Bank or its agents.

## 1 MILITARY COUPS

2 SEC. 508. None of the funds appropriated or other-  
3 wise made available pursuant to this Act shall be obligated  
4 or expended to finance directly any assistance to any coun-  
5 try whose duly elected head of government is deposed by  
6 decree or military coup: *Provided*, That assistance may be  
7 resumed to such country if the President determines and  
8 reports to the Committees on Appropriations that subse-  
9 quent to the termination of assistance a democratically  
10 elected government has taken office.

## 11 TRANSFERS BETWEEN ACCOUNTS

12 SEC. 509. None of the funds made available by this  
13 Act may be obligated under an appropriation account to  
14 which they were not appropriated, except for transfers  
15 specifically provided for in this Act, unless the President,  
16 prior to the exercise of any authority contained in the For-  
17 eign Assistance Act of 1961 to transfer funds, consults  
18 with and provides a written policy justification to the  
19 Committees on Appropriations of the House of Represent-  
20 atives and the Senate.

## 21 DEOBLIGATION/REOBLIGATION AUTHORITY

22 SEC. 510. Obligated balances of funds appropriated  
23 to carry out section 23 of the Arms Export Control Act  
24 as of the end of the fiscal year immediately preceding the  
25 current fiscal year are, if deobligated, hereby continued  
26 available during the current fiscal year for the same pur-

1 pose under any authority applicable to such appropriations  
2 under this Act: *Provided*, That the authority of this sub-  
3 section may not be used in fiscal year 2001.

4 AVAILABILITY OF FUNDS

5 SEC. 511. No part of any appropriation contained in  
6 this Act shall remain available for obligation after the ex-  
7 piration of the current fiscal year unless expressly so pro-  
8 vided in this Act: *Provided*, That funds appropriated for  
9 the purposes of chapters 1, 8, 11, and 12 of part I, section  
10 667, and chapter 4 of part II of the Foreign Assistance  
11 Act of 1961, as amended, and funds provided under the  
12 heading “Assistance for Eastern Europe and the Baltic  
13 States”, shall remain available until expended if such  
14 funds are initially obligated before the expiration of their  
15 respective periods of availability contained in this Act:  
16 *Provided further*, That, notwithstanding any other provi-  
17 sion of this Act, any funds made available for the purposes  
18 of chapter 1 of part I and chapter 4 of part II of the  
19 Foreign Assistance Act of 1961 which are allocated or ob-  
20 ligated for cash disbursements in order to address balance  
21 of payments or economic policy reform objectives, shall re-  
22 main available until expended: *Provided further*, That, ef-  
23 fective upon enactment into law of this Act, the final pro-  
24 viso under the heading “Foreign Military Financing Pro-  
25 gram” contained in title VI of the Foreign Operations, Ex-  
26 port Financing, and Related Programs Appropriations

1 Act, 2000 (as enacted into law by section 1000(a)(2) of  
2 Public Law 106–113) shall be null and void: *Provided fur-*  
3 *ther*, That the report required by section 653(a) of the  
4 Foreign Assistance Act of 1961 shall designate for each  
5 country, to the extent known at the time of submission  
6 of such report, those funds allocated for cash disburse-  
7 ment for balance of payment and economic policy reform  
8 purposes.

9 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT  
10 SEC. 512. No part of any appropriation contained in  
11 this Act shall be used to furnish assistance to any country  
12 which is in default during a period in excess of one cal-  
13 endar year in payment to the United States of principal  
14 or interest on any loan made to the government of such  
15 country by the United States pursuant to a program for  
16 which funds are appropriated under this Act: *Provided*,  
17 That this section and section 620(q) of the Foreign Assist-  
18 ance Act of 1961 shall not apply to funds made available  
19 for any narcotics-related assistance for Colombia, Bolivia,  
20 and Peru authorized by the Foreign Assistance Act of  
21 1961 or the Arms Export Control Act.

22 COMMERCE AND TRADE

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



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

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

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

3 (1) activities designed to increase food security  
4 in developing countries where such activities will not  
5 have a significant impact in the export of agricul-  
6 tural commodities of the United States; or

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

9 SURPLUS COMMODITIES

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

## 1 NOTIFICATION REQUIREMENTS

2 SEC. 515. (a) For the purposes of providing the execu-  
3 tive branch with the necessary administrative flexibility,  
4 none of the funds made available under this Act for “Child  
5 Survival and Disease Programs Fund”, “Development As-  
6 sistance”, “International Organizations and Programs”,  
7 “Trade and Development Agency”, “International Nar-  
8 cotics Control and Law Enforcement”, “Assistance for  
9 Eastern Europe and the Baltic States”, “Assistance for  
10 the Independent States of the Former Soviet Union”,  
11 “Economic Support Fund”, “Peacekeeping Operations”,  
12 “Operating Expenses of the Agency for International De-  
13 velopment”, “Operating Expenses of the Agency for Inter-  
14 national Development Office of Inspector General”, “Non-  
15 proliferation, Anti-terrorism, Demining and Related Pro-  
16 grams”, “Foreign Military Financing Program”, “Inter-  
17 national Military Education and Training”, “Peace  
18 Corps”, and “Migration and Refugee Assistance”, shall be  
19 available for obligation for activities, programs, projects,  
20 type of materiel assistance, countries, or other operations  
21 not justified or in excess of the amount justified to the  
22 Appropriations Committees for obligation under any of  
23 these specific headings unless the Appropriations Commit-  
24 tees of both Houses of Congress are previously notified  
25 15 days in advance: *Provided*, That the President shall

1 not enter into any commitment of funds appropriated for  
2 the purposes of section 23 of the Arms Export Control  
3 Act for the provision of major defense equipment, other  
4 than conventional ammunition, or other major defense  
5 items defined to be aircraft, ships, missiles, or combat ve-  
6 hicles, not previously justified to Congress or 20 percent  
7 in excess of the quantities justified to Congress unless the  
8 Committees on Appropriations are notified 15 days in ad-  
9 vance of such commitment: *Provided further*, That this  
10 section shall not apply to any reprogramming for an activ-  
11 ity, program, or project under chapter 1 of part I of the  
12 Foreign Assistance Act of 1961 of less than 10 percent  
13 of the amount previously justified to the Congress for obli-  
14 gation for such activity, program, or project for the cur-  
15 rent fiscal year: *Provided further*, That the requirements  
16 of this section or any similar provision of this Act or any  
17 other Act, including any prior Act requiring notification  
18 in accordance with the regular notification procedures of  
19 the Committees on Appropriations, may be waived if fail-  
20 ure to do so would pose a substantial risk to human health  
21 or welfare: *Provided further*, That in case of any such  
22 waiver, notification to the Congress, or the appropriate  
23 congressional committees, shall be provided as early as  
24 practicable, but in no event later than 3 days after taking  
25 the action to which such notification requirement was ap-

1 plicable, in the context of the circumstances necessitating  
2 such waiver: *Provided further*, That any notification pro-  
3 vided pursuant to such a waiver shall contain an expla-  
4 nation of the emergency circumstances.

5 (b) Drawdowns made pursuant to section 506(a)(2)  
6 of the Foreign Assistance Act of 1961 shall be subject to  
7 the regular notification procedures of the Committees on  
8 Appropriations.

9           LIMITATION ON AVAILABILITY OF FUNDS FOR  
10          INTERNATIONAL ORGANIZATIONS AND PROGRAMS

11          SEC. 516. Subject to the regular notification proce-  
12 dures of the Committees on Appropriations, funds appro-  
13 priated under this Act or any previously enacted Act mak-  
14 ing appropriations for foreign operations, export financ-  
15 ing, and related programs, which are returned or not made  
16 available for organizations and programs because of the  
17 implementation of section 307(a) of the Foreign Assist-  
18 ance Act of 1961, shall remain available for obligation  
19 until September 30, 2002.

20          INDEPENDENT STATES OF THE FORMER SOVIET UNION

21          SEC. 517. (a) None of the funds appropriated under  
22 the heading “Assistance for the Independent States of the  
23 Former Soviet Union” shall be made available for assist-  
24 ance for a government of an Independent State of the  
25 former Soviet Union—

1           (1) unless that government is making progress  
2           in implementing comprehensive economic reforms  
3           based on market principles, private ownership, re-  
4           spect for commercial contracts, and equitable treat-  
5           ment of foreign private investment; and

6           (2) if that government applies or transfers  
7           United States assistance to any entity for the pur-  
8           pose of expropriating or seizing ownership or control  
9           of assets, investments, or ventures.

10 Assistance may be furnished without regard to this sub-  
11 section if the President determines that to do so is in the  
12 national interest.

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

19           (c) Funds appropriated under the heading “Assist-  
20 ance for the Independent States of the Former Soviet  
21 Union” for the Russian Federation and Ukraine shall be  
22 subject to the regular notification procedures of the Com-  
23 mittees on Appropriations.

24           (d) Funds made available in this Act for assistance  
25 for the Independent States of the former Soviet Union

1 shall be subject to the provisions of section 117 (relating  
2 to environment and natural resources) of the Foreign As-  
3 sistance Act of 1961.

4 (e) Funds appropriated in this or prior appropria-  
5 tions Acts that are or have been made available for an  
6 Enterprise Fund in the Independent States of the Former  
7 Soviet Union may be deposited by such Fund in interest-  
8 bearing accounts prior to the disbursement of such funds  
9 by the Fund for program purposes. The Fund may retain  
10 for such program purposes any interest earned on such  
11 deposits without returning such interest to the Treasury  
12 of the United States and without further appropriation by  
13 the Congress. Funds made available for Enterprise Funds  
14 shall be expended at the minimum rate necessary to make  
15 timely payment for projects and activities.

16 (f) In issuing new task orders, entering into con-  
17 tracts, or making grants, with funds appropriated in this  
18 Act or prior appropriations Acts under the headings “As-  
19 sistance for the New Independent States of the Former  
20 Soviet Union” and “Assistance for the Independent States  
21 of the Former Soviet Union”, for projects or activities that  
22 have as one of their primary purposes the fostering of pri-  
23 vate sector development, the Coordinator for United  
24 States Assistance to the New Independent States and the  
25 implementing agency shall encourage the participation of

1 and give significant weight to contractors and grantees  
2 who propose investing a significant amount of their own  
3 resources (including volunteer services and in-kind con-  
4 tributions) in such projects and activities.

5           PROHIBITION ON FUNDING FOR ABORTIONS AND  
6                           INVOLUNTARY STERILIZATION

7           SEC. 518. None of the funds made available to carry  
8 out part I of the Foreign Assistance Act of 1961, as  
9 amended, may be used to pay for the performance of abor-  
10 tions as a method of family planning or to motivate or  
11 coerce any person to practice abortions. None of the funds  
12 made available to carry out part I of the Foreign Assist-  
13 ance Act of 1961, as amended, may be used to pay for  
14 the performance of involuntary sterilization as a method  
15 of family planning or to coerce or provide any financial  
16 incentive to any person to undergo sterilizations. None of  
17 the funds made available to carry out part I of the Foreign  
18 Assistance Act of 1961, as amended, may be used to pay  
19 for any biomedical research which relates in whole or in  
20 part, to methods of, or the performance of, abortions or  
21 involuntary sterilization as a means of family planning.  
22 None of the funds made available to carry out part I of  
23 the Foreign Assistance Act of 1961, as amended, may be  
24 obligated or expended for any country or organization if  
25 the President certifies that the use of these funds by any  
26 such country or organization would violate any of the



1 above provisions related to abortions and involuntary steri-  
2 lizations: *Provided*, That none of the funds made available  
3 under this Act may be used to lobby for or against abor-  
4 tion.

5 EXPORT FINANCING TRANSFER AUTHORITIES

6 SEC. 519. Not to exceed 5 percent of any appropria-  
7 tion other than for administrative expenses made available  
8 for fiscal year 2001, for programs under title I of this  
9 Act may be transferred between such appropriations for  
10 use for any of the purposes, programs, and activities for  
11 which the funds in such receiving account may be used,  
12 but no such appropriation, except as otherwise specifically  
13 provided, shall be increased by more than 25 percent by  
14 any such transfer: *Provided*, That the exercise of such au-  
15 thority shall be subject to the regular notification proce-  
16 dures of the Committees on Appropriations.

17 SPECIAL NOTIFICATION REQUIREMENTS

18 SEC. 520. None of the funds appropriated by this Act  
19 shall be obligated or expended for Colombia, Haiti, Libe-  
20 ria, Serbia, Sudan, Ethiopia, Eritrea, Zimbabwe, or the  
21 Democratic Republic of Congo except as provided through  
22 the regular notification procedures of the Committees on  
23 Appropriations.

24 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

25 SEC. 521. For the purpose of this Act, “program,  
26 project, and activity” shall be defined at the appropria-

1 tions Act account level and shall include all appropriations  
2 and authorizations Acts earmarks, ceilings, and limita-  
3 tions with the exception that for the following accounts:  
4 Economic Support Fund and Foreign Military Financing  
5 Program, “program, project, and activity” shall also be  
6 considered to include country, regional, and central pro-  
7 gram level funding within each such account; for the devel-  
8 opment assistance accounts of the Agency for Inter-  
9 national Development “program, project, and activity”  
10 shall also be considered to include central program level  
11 funding, either as: (1) justified to the Congress; or (2)  
12 allocated by the executive branch in accordance with a re-  
13 port, to be provided to the Committees on Appropriations  
14 within 30 days of the enactment of this Act, as required  
15 by section 653(a) of the Foreign Assistance Act of 1961.

16 CHILD SURVIVAL AND DISEASE PREVENTION ACTIVITIES

17 SEC. 522. Up to \$10,500,000 of the funds made  
18 available by this Act for assistance under the heading  
19 “Child Survival and Disease Programs Fund”, may be  
20 used to reimburse United States Government agencies,  
21 agencies of State governments, institutions of higher  
22 learning, and private and voluntary organizations for the  
23 full cost of individuals (including for the personal services  
24 of such individuals) detailed or assigned to, or contracted  
25 by, as the case may be, the Agency for International De-  
26 velopment for the purpose of carrying out child survival,

1 basic education, and infectious disease activities: *Provided*,  
2 That up to \$1,500,000 of the funds made available by this  
3 Act for assistance under the heading “Development As-  
4 sistance” may be used to reimburse such agencies, institu-  
5 tions, and organizations for such costs of such individuals  
6 carrying out other development assistance activities: *Pro-*  
7 *vided further*, That funds appropriated by this Act that  
8 are made available for child survival activities or disease  
9 programs including activities relating to research on, and  
10 the prevention, treatment and control of, Acquired Im-  
11 mune Deficiency Syndrome may be made available not-  
12 withstanding any provision of law that restricts assistance  
13 to foreign countries: *Provided further*, That funds appro-  
14 priated under title II of this Act may be made available  
15 pursuant to section 301 of the Foreign Assistance Act of  
16 1961 if a primary purpose of the assistance is for child  
17 survival and related programs.

18 PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN  
19 COUNTRIES

20 SEC. 523. None of the funds appropriated or other-  
21 wise made available pursuant to this Act shall be obligated  
22 to finance indirectly any assistance or reparations to  
23 Cuba, Iraq, Libya, Iran, Syria, North Korea, or the Peo-  
24 ple’s Republic of China, unless the President of the United  
25 States certifies that the withholding of these funds is con-  
26 trary to the national interest of the United States.

## 1 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

2 SEC. 524. Prior to providing excess Department of  
3 Defense articles in accordance with section 516(a) of the  
4 Foreign Assistance Act of 1961, the Department of De-  
5 fense shall notify the Committees on Appropriations to the  
6 same extent and under the same conditions as are other  
7 committees pursuant to subsection (f) of that section:  
8 *Provided*, That before issuing a letter of offer to sell excess  
9 defense articles under the Arms Export Control Act, the  
10 Department of Defense shall notify the Committees on  
11 Appropriations in accordance with the regular notification  
12 procedures of such Committees: *Provided further*, That  
13 such Committees shall also be informed of the original ac-  
14 quisition cost of such defense articles.

## 15 AUTHORIZATION REQUIREMENT

16 SEC. 525. Funds appropriated by this Act may be  
17 obligated and expended notwithstanding section 10 of  
18 Public Law 91–672 and section 15 of the State Depart-  
19 ment Basic Authorities Act of 1956.

## 20 DEMOCRACY IN CHINA

21 SEC. 526. Notwithstanding any other provision of law  
22 that restricts assistance to foreign countries, funds appro-  
23 priated by this Act for “Economic Support Fund” may  
24 be made available to provide general support and grants  
25 for nongovernmental organizations located outside the  
26 People’s Republic of China that have as their primary pur-

1 pose fostering democracy in that country, and for activi-  
2 ties of nongovernmental organizations located outside the  
3 People’s Republic of China to foster democracy in that  
4 country: *Provided*, That none of the funds made available  
5 for activities to foster democracy in the People’s Republic  
6 of China may be made available for assistance to the gov-  
7 ernment of that country, except that funds appropriated  
8 by this Act under the heading “Economic Support Fund”  
9 that are made available for the National Endowment for  
10 Democracy or its grantees may be made available for ac-  
11 tivities to foster democracy in that country notwith-  
12 standing this proviso and any other provision of law: *Pro-*  
13 *vided further*, That funds appropriated by this or any prior  
14 Acts making appropriations for foreign operations, export  
15 financing, and related programs, that are provided to the  
16 National Endowment for Democracy shall be provided in  
17 a manner that is consistent with the last sentence of sec-  
18 tion 503(a) of the National Endowment for Democracy  
19 Act and Comptroller General Decisions No. B–203681 of  
20 June 6, 1985, and No. B–248111 of September 9, 1992,  
21 and the National Endowment for Democracy shall be  
22 deemed “the awarding agency” for purposes of imple-  
23 menting Office of Management and Budget Circular A–  
24 122 as dated June 1, 1998, or any successor circular: *Pro-*  
25 *vided further*, That funds made available pursuant to the

1 authority of this section shall be subject to the regular  
2 notification procedures of the Committees on Appropria-  
3 tions: *Provided further*, That notwithstanding any other  
4 provision of law, of the funds appropriated by this Act  
5 to carry out the provisions of chapter 4 of part II of the  
6 Foreign Assistance Act of 1961, not to exceed \$1,000,000  
7 may be made available to nongovernmental organizations  
8 located outside the People’s Republic of China to support  
9 activities which preserve cultural traditions and promote  
10 sustainable development and environmental conservation  
11 in Tibetan communities in that country: *Provided further*,  
12 That the final proviso in section 526 of the Foreign Oper-  
13 ations, Export Financing, and Related Programs Appro-  
14 priations Act, 2000 (as enacted into law by section  
15 1000(a)(2) of Public Law 106–113) is amended by strik-  
16 ing “Robert F. Kennedy Memorial Center for Human  
17 Rights” and inserting “Jamestown Foundation”.

18 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST  
19 COUNTRIES

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

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

4           (2) otherwise supports international terrorism.

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

14           REPORT ON IMPLEMENTATION OF SUPPLEMENTAL  
15                                    APPROPRIATIONS

16          SEC. 528. (a) Beginning not later than January 1,  
17          2001, the Secretary of State shall provide quarterly re-  
18          ports to the Committees on Appropriations providing in-  
19          formation on the use of funds appropriated in title VI of  
20          the Foreign Operations, Export Financing, and Related  
21          Programs Appropriations Act, 2000 (as enacted into law  
22          by section 1000(a)(2) of Public Law 106–113). Each re-  
23          port shall include the following—

24                 (1) the current and projected status of obliga-  
25                 tions and expenditures by appropriations account, by  
26                 country, and by program, project, and activity;

1           (2) the contractors and subcontractors engaged  
2           in activities funded from appropriations contained in  
3           title VI; and

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

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

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

14                                    COMPETITIVE INSURANCE

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

21                                    STINGERS IN THE PERSIAN GULF REGION

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



1 (b) ADDITIONAL TRANSFERS AUTHORIZED.—In ad-  
2 dition to the defense articles otherwise authorized to be  
3 transferred by section 581 of the Foreign Operations, Ex-  
4 port Financing, and Related Program Appropriation Act,  
5 1990, the United States may sell or otherwise make avail-  
6 able Stingers to any country bordering the Persian Gulf  
7 under the Arms Export Control Act or chapter 2 of part  
8 II of the Foreign Assistance Act of 1961, in order to re-  
9 place, on a one-for-one basis, Stingers previously furnished  
10 to such country, provided that the Stingers to be replaced  
11 are nearing the scheduled expiration of their shelf-life.

12 DEBT-FOR-DEVELOPMENT

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

## 1 SEPARATE ACCOUNTS

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

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

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

13 (i) the amount of the local currencies to be  
14 generated; and

15 (ii) the terms and conditions under which  
16 the currencies so deposited may be utilized, con-  
17 sistent with this section; and

18 (C) establish by agreement with that govern-  
19 ment the responsibilities of the Agency for Inter-  
20 national Development and that government to mon-  
21 itor and account for deposits into and disbursements  
22 from the separate account.

23 (2) USES OF LOCAL CURRENCIES.—As may be  
24 agreed upon with the foreign government, local currencies  
25 deposited in a separate account pursuant to subsection

1 (a), or an equivalent amount of local currencies, shall be  
2 used only—

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

6 (i) project and sector assistance activities;

7 or

8 (ii) debt and deficit financing; or

9 (B) for the administrative requirements of the  
10 United States Government.

11 (3) PROGRAMMING ACCOUNTABILITY.—The Agency  
12 for International Development shall take all necessary  
13 steps to ensure that the equivalent of the local currencies  
14 disbursed pursuant to subsection (a)(2)(A) from the sepa-  
15 rate account established pursuant to subsection (a)(1) are  
16 used for the purposes agreed upon pursuant to subsection  
17 (a)(2).

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

1           (5) REPORTING REQUIREMENT.—The Administrator  
2 of the Agency for International Development shall report  
3 on an annual basis as part of the justification documents  
4 submitted to the Committees on Appropriations on the use  
5 of local currencies for the administrative requirements of  
6 the United States Government as authorized in subsection  
7 (a)(2)(B), and such report shall include the amount of  
8 local currency (and United States dollar equivalent) used  
9 and/or to be used for such purpose in each applicable  
10 country.

11           (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—  
12 (1) If assistance is made available to the government of  
13 a foreign country, under chapters 1 or 10 of part I or  
14 chapter 4 of part II of the Foreign Assistance Act of 1961,  
15 as cash transfer assistance or as nonproject sector assist-  
16 ance, that country shall be required to maintain such  
17 funds in a separate account and not commingle them with  
18 any other funds.

19           (2) APPLICABILITY OF OTHER PROVISIONS OF  
20 LAW.—Such funds may be obligated and expended not-  
21 withstanding provisions of law which are inconsistent with  
22 the nature of this assistance including provisions which  
23 are referenced in the Joint Explanatory Statement of the  
24 Committee of Conference accompanying House Joint Res-  
25 olution 648 (House Report No. 98–1159).

1           (3) NOTIFICATION.—At least 15 days prior to obli-  
2 gating any such cash transfer or nonproject sector assist-  
3 ance, the President shall submit a notification through the  
4 regular notification procedures of the Committees on Ap-  
5 propriations, which shall include a detailed description of  
6 how the funds proposed to be made available will be used,  
7 with a discussion of the United States interests that will  
8 be served by the assistance (including, as appropriate, a  
9 description of the economic policy reforms that will be pro-  
10 moted by such assistance).

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

15           COMPENSATION FOR UNITED STATES EXECUTIVE  
16 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS  
17           SEC. 533. (a) No funds appropriated by this Act may  
18 be made as payment to any international financial institu-  
19 tion while the United States Executive Director to such  
20 institution is compensated by the institution at a rate  
21 which, together with whatever compensation such Director  
22 receives from the United States, is in excess of the rate  
23 provided for an individual occupying a position at level IV  
24 of the Executive Schedule under section 5315 of title 5,  
25 United States Code, or while any alternate United States  
26 Director to such institution is compensated by the institu-

1 tion at a rate in excess of the rate provided for an indi-  
2 vidual occupying a position at level V of the Executive  
3 Schedule under section 5316 of title 5, United States  
4 Code.

5 (b) For purposes of this section, “international finan-  
6 cial institutions” are: the International Bank for Recon-  
7 struction and Development, the Inter-American Develop-  
8 ment Bank, the Asian Development Bank, the Asian De-  
9 velopment Fund, the African Development Bank, the Afri-  
10 can Development Fund, the International Monetary Fund,  
11 the North American Development Bank, and the Euro-  
12 pean Bank for Reconstruction and Development.

13 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST  
14 IRAQ

15 SEC. 534. None of the funds appropriated or other-  
16 wise made available pursuant to this Act to carry out the  
17 Foreign Assistance Act of 1961 (including title IV of  
18 chapter 2 of part I, relating to the Overseas Private In-  
19 vestment Corporation) or the Arms Export Control Act  
20 may be used to provide assistance to any country that is  
21 not in compliance with the United Nations Security Coun-  
22 cil sanctions against Iraq unless the President determines  
23 and so certifies to the Congress that—

24 (1) such assistance is in the national interest of  
25 the United States;

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

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

6   AUTHORITIES FOR THE PEACE CORPS, INTERNATIONAL  
7    FUND FOR AGRICULTURAL DEVELOPMENT, INTER-  
8    AMERICAN FOUNDATION AND AFRICAN DEVELOP-  
9    MENT FOUNDATION

10   SEC. 535. (a) Unless expressly provided to the con-  
11   trary, provisions of this or any other Act, including provi-  
12   sions contained in prior Acts authorizing or making appro-  
13   priations for foreign operations, export financing, and re-  
14   lated programs, shall not be construed to prohibit activi-  
15   ties authorized by or conducted under the Peace Corps  
16   Act, the Inter-American Foundation Act or the African  
17   Development Foundation Act. The agency shall promptly  
18   report to the Committees on Appropriations whenever it  
19   is conducting activities or is proposing to conduct activi-  
20   ties in a country for which assistance is prohibited.

21       (b) Unless expressly provided to the contrary, limita-  
22   tions on the availability of funds for “International Orga-  
23   nizations and Programs” in this or any other Act, includ-  
24   ing prior appropriations Acts, shall not be construed to  
25   be applicable to the International Fund for Agricultural  
26   Development.

1           IMPACT ON JOBS IN THE UNITED STATES

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

4           (a) any financial incentive to a business enter-  
5 prise currently located in the United States for the  
6 purpose of inducing such an enterprise to relocate  
7 outside the United States if such incentive or in-  
8 ducement is likely to reduce the number of employ-  
9 ees of such business enterprise in the United States  
10 because United States production is being replaced  
11 by such enterprise outside the United States;

12           (b) assistance for the purpose of establishing or  
13 developing in a foreign country any export proc-  
14 essing zone or designated area in which the tax, tar-  
15 iff, labor, environment, and safety laws of that coun-  
16 try do not apply, in part or in whole, to activities  
17 carried out within that zone or area, unless the  
18 President determines and certifies that such assist-  
19 ance is not likely to cause a loss of jobs within the  
20 United States; or

21           (c) assistance for any project or activity that  
22 contributes to the violation of internationally recog-  
23 nized workers rights, as defined in section 502(a)(4)  
24 of the Trade Act of 1974, of workers in the recipient  
25 country, including any designated zone or area in



1       that country: *Provided*, That in recognition that the  
2       application of this subsection should be commensu-  
3       rate with the level of development of the recipient  
4       country and sector, the provisions of this subsection  
5       shall not preclude assistance for the informal sector  
6       in such country, micro and small-scale enterprise,  
7       and smallholder agriculture.

8                               FUNDING PROHIBITION FOR SERBIA

9       SEC. 537. None of the funds appropriated by this Act  
10      may be made available for assistance for the Republic of  
11      Serbia: *Provided*, That this restriction shall not apply to  
12      assistance for Kosovo or Montenegro, or to assistance to  
13      promote democratization: *Provided further*, That section  
14      620(t) of the Foreign Assistance Act of 1961, as amended,  
15      shall not apply to Kosovo or Montenegro.

16                              SPECIAL AUTHORITIES

17      SEC. 538. (a) Funds appropriated in titles I and II  
18      of this Act that are made available for Afghanistan, Leb-  
19      anon, Montenegro, and for victims of war, displaced chil-  
20      dren, and displaced Burmese, may be made available not-  
21      withstanding any other provision of law: *Provided*, That  
22      any such funds that are made available for Cambodia shall  
23      be subject to the provisions of section 531(e) of the For-  
24      eign Assistance Act of 1961 and section 906 of the Inter-  
25      national Security and Development Cooperation Act of  
26      1985.

1 (b) Funds appropriated by this Act to carry out the  
2 provisions of sections 103 through 106, and chapter 4 of  
3 part II, of the Foreign Assistance Act of 1961 may be  
4 used, notwithstanding any other provision of law, for the  
5 purpose of supporting tropical forestry and biodiversity  
6 conservation activities and, subject to the regular notifica-  
7 tion procedures of the Committees on Appropriations, en-  
8 ergy programs aimed at reducing greenhouse gas emis-  
9 sions: *Provided*, That such assistance shall be subject to  
10 sections 116, 502B, and 620A of the Foreign Assistance  
11 Act of 1961.

12 (c) The Agency for International Development may  
13 employ personal services contractors, notwithstanding any  
14 other provision of law, for the purpose of administering  
15 programs for the West Bank and Gaza.

16 (d)(1) WAIVER.—The President may waive the provi-  
17 sions of section 1003 of Public Law 100–204 if the Presi-  
18 dent determines and certifies in writing to the Speaker  
19 of the House of Representatives and the President pro  
20 tempore of the Senate that it is important to the national  
21 security interests of the United States.

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

1 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT  
2 OF ISRAEL AND NORMALIZING RELATIONS WITH ISRAEL

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

4 (1) the Arab League countries should imme-  
5 diately and publicly renounce the primary boycott of  
6 Israel and the secondary and tertiary boycott of  
7 American firms that have commercial ties with  
8 Israel and should normalize their relations with  
9 Israel;

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

13 (3) the fact that only three Arab countries  
14 maintain full diplomatic relations with Israel is also  
15 of deep concern;

16 (4) the Arab League should immediately re-  
17 scind its decision on the boycott and its members  
18 should develop normal relations with their neighbor  
19 Israel; and

20 (5) the President should—

21 (A) take more concrete steps to encourage  
22 vigorously Arab League countries to renounce  
23 publicly the primary boycotts of Israel and the  
24 secondary and tertiary boycotts of American

1 firms that have commercial relations with Israel  
2 and to normalize their relations with Israel;

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

9 (C) report to Congress annually on the  
10 specific steps being taken by the United States  
11 and the progress achieved to bring about a pub-  
12 lic renunciation of the Arab primary boycott of  
13 Israel and the secondary and tertiary boycotts  
14 of American firms that have commercial rela-  
15 tions with Israel and to expand the process of  
16 normalizing ties between Arab League countries  
17 and Israel; and

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

22 ADMINISTRATION OF JUSTICE ACTIVITIES

23 SEC. 540. Of the funds appropriated or otherwise  
24 made available by this Act for “Economic Support Fund”,  
25 assistance may be provided to strengthen the administra-  
26 tion of justice in countries in Latin America and the Car-

1 ibbean and in other regions consistent with the provisions  
2 of section 534(b) of the Foreign Assistance Act of 1961,  
3 except that programs to enhance protection of participants  
4 in judicial cases may be conducted notwithstanding section  
5 660 of that Act. Funds made available pursuant to this  
6 section may be made available notwithstanding section  
7 534(c) and the second and third sentences of section  
8 534(e) of the Foreign Assistance Act of 1961.

9 ELIGIBILITY FOR ASSISTANCE

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

1 nizations, the President shall notify the Committees on  
2 Appropriations under the regular notification procedures  
3 of those committees, including a description of the pro-  
4 gram to be assisted, the assistance to be provided, and  
5 the reasons for furnishing such assistance: *Provided fur-*  
6 *ther*, That nothing in this subsection shall be construed  
7 to alter any existing statutory prohibitions against abor-  
8 tion or involuntary sterilizations contained in this or any  
9 other Act.

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

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

21 (1) with respect to section 620A of the Foreign  
22 Assistance Act of 1961 or any comparable provision  
23 of law prohibiting assistance to countries that sup-  
24 port international terrorism; or

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

5 EARMARKS

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

1 ance that is reprogrammed pursuant to this subsection  
2 shall be made available under the same terms and condi-  
3 tions as originally provided.

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

18 CEILINGS AND EARMARKS

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



## 1 PROHIBITION ON PUBLICITY OR PROPAGANDA

2 SEC. 544. No part of any appropriation contained in  
3 this Act shall be used for publicity or propaganda purposes  
4 within the United States not authorized before the date  
5 of the enactment of this Act by the Congress: *Provided*,  
6 That not to exceed \$750,000 may be made available to  
7 carry out the provisions of section 316 of Public Law  
8 96-533.

9 PURCHASE OF AMERICAN-MADE EQUIPMENT AND  
10 PRODUCTS

11 SEC. 545. (a) To the maximum extent possible, as-  
12 sistance provided under this Act should make full use of  
13 American resources, including commodities, products, and  
14 services.

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

19 (c) In providing financial assistance to, or entering  
20 into any contract with, any entity using funds made avail-  
21 able in this Act, the head of each Federal agency, to the  
22 greatest extent practicable, shall provide to such entity a  
23 notice describing the statement made in subsection (b) by  
24 the Congress.

25 (d) The Secretary of the Treasury shall report to  
26 Congress annually on the efforts of the heads of each Fed-

1 eral agency and the United States directors of inter-  
2 national financial institutions (as referenced in section  
3 514) in complying with this sense of the Congress.

4 PROHIBITION OF PAYMENTS TO UNITED NATIONS

5 MEMBERS

6 SEC. 546. None of the funds appropriated or made  
7 available pursuant to this Act for carrying out the Foreign  
8 Assistance Act of 1961, may be used to pay in whole or  
9 in part any assessments, arrearages, or dues of any mem-  
10 ber of the United Nations or, from funds appropriated by  
11 this Act to carry out chapter 1 of part I of the Foreign  
12 Assistance Act of 1961, the costs for participation of an-  
13 other country's delegation at international conferences  
14 held under the auspices of multilateral or international or-  
15 ganizations.

16 CONSULTING SERVICES

17 SEC. 547. The expenditure of any appropriation  
18 under this Act for any consulting service through procure-  
19 ment contract, pursuant to section 3109 of title 5, United  
20 States Code, shall be limited to those contracts where such  
21 expenditures are a matter of public record and available  
22 for public inspection, except where otherwise provided  
23 under existing law, or under existing Executive order pur-  
24 suant to existing law.

## 1 PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION

2 SEC. 548. None of the funds appropriated or made  
3 available pursuant to this Act shall be available to a pri-  
4 vate voluntary organization which fails to provide upon  
5 timely request any document, file, or record necessary to  
6 the auditing requirements of the Agency for International  
7 Development.

8 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-  
9 MENTS THAT EXPORT LETHAL MILITARY EQUIP-  
10 MENT TO COUNTRIES SUPPORTING INTERNATIONAL  
11 TERRORISM

12 SEC. 549. (a) None of the funds appropriated or oth-  
13 erwise made available by this Act may be available to any  
14 foreign government which provides lethal military equip-  
15 ment to a country the government of which the Secretary  
16 of State has determined is a terrorist government for pur-  
17 poses of section 40(d) of the Arms Export Control Act.  
18 The prohibition under this section with respect to a for-  
19 eign government shall terminate 12 months after that gov-  
20 ernment ceases to provide such military equipment. This  
21 section applies with respect to lethal military equipment  
22 provided under a contract entered into after October 1,  
23 1997.

24 (b) Assistance restricted by subsection (a) or any  
25 other similar provision of law, may be furnished if the

1 President determines that furnishing such assistance is  
2 important to the national interests of the United States.

3 (c) Whenever the waiver of subsection (b) is exer-  
4 cised, the President shall submit to the appropriate con-  
5 gressional committees a report with respect to the fur-  
6 nishing of such assistance. Any such report shall include  
7 a detailed explanation of the assistance to be provided, in-  
8 cluding the estimated dollar amount of such assistance,  
9 and an explanation of how the assistance furthers United  
10 States national interests.

11 WITHHOLDING OF ASSISTANCE FOR PARKING FINES

12 OWED BY FOREIGN COUNTRIES

13 SEC. 550. (a) IN GENERAL.—Of the funds made  
14 available for a foreign country under part I of the Foreign  
15 Assistance Act of 1961, an amount equivalent to 110 per-  
16 cent of the total unpaid fully adjudicated parking fines  
17 and penalties owed to the District of Columbia by such  
18 country as of the date of the enactment of this Act shall  
19 be withheld from obligation for such country until the Sec-  
20 retary of State certifies and reports in writing to the ap-  
21 propriate congressional committees that such fines and  
22 penalties are fully paid to the government of the District  
23 of Columbia.

24 (b) DEFINITION.—For purposes of this section, the  
25 term “appropriate congressional committees” means the

1 Committee on Foreign Relations and the Committee on  
2 Appropriations of the Senate and  
3 the Committee on International Relations and the Com-  
4 mittee on Appropriations of the House of Representatives.

5       LIMITATION ON ASSISTANCE FOR THE PLO FOR THE  
6                                   WEST BANK AND GAZA

7       SEC. 551. None of the funds appropriated by this Act  
8 may be obligated for assistance for the Palestine Libera-  
9 tion Organization for the West Bank and Gaza unless the  
10 President has exercised the authority under section 604(a)  
11 of the Middle East Peace Facilitation Act of 1995 (title  
12 VI of Public Law 104–107) or any other legislation to sus-  
13 pend or make inapplicable section 307 of the Foreign As-  
14 sistance Act of 1961 and that suspension is still in effect:  
15 *Provided*, That if the President fails to make the certifi-  
16 cation under section 604(b)(2) of the Middle East Peace  
17 Facilitation Act of 1995 or to suspend the prohibition  
18 under other legislation, funds appropriated by this Act  
19 may not be obligated for assistance for the Palestine Lib-  
20 eration Organization for the West Bank and Gaza.

21                                   WAR CRIMES TRIBUNALS DRAWDOWN

22       SEC. 552. If the President determines that doing so  
23 will contribute to a just resolution of charges regarding  
24 genocide or other violations of international humanitarian  
25 law, the President may direct a drawdown pursuant to sec-  
26 tion 552(c) of the Foreign Assistance Act of 1961, as

1 amended, of up to \$30,000,000 of commodities and serv-  
2 ices for the United Nations War Crimes Tribunal estab-  
3 lished with regard to the former Yugoslavia by the United  
4 Nations Security Council or such other tribunals or com-  
5 missions as the Council may establish to deal with such  
6 violations, without regard to the ceiling limitation con-  
7 tained in paragraph (2) thereof: *Provided*, That the deter-  
8 mination required under this section shall be in lieu of  
9 any determinations otherwise required under section  
10 552(c): *Provided further*, That 60 days after the date of  
11 the enactment of this Act, and every 180 days thereafter,  
12 the Secretary of State shall submit a report to the Com-  
13 mittees on Appropriations describing the steps the United  
14 States Government is taking to collect information regard-  
15 ing allegations of genocide or other violations of inter-  
16 national law in the former Yugoslavia and to furnish that  
17 information to the United Nations War Crimes Tribunal  
18 for the former Yugoslavia: *Provided further*, That the  
19 drawdown made under this section for any tribunal shall  
20 not be construed as an endorsement or precedent for the  
21 establishment of any standing or permanent international  
22 criminal tribunal or court: *Provided further*, That funds  
23 made available for tribunals other than Yugoslavia or  
24 Rwanda shall be made available subject to the regular no-

1 tification procedures of the Committees on Appropria-  
2 tions.

3 LANDMINES

4 SEC. 553. Notwithstanding any other provision of  
5 law, demining equipment available to the Agency for Inter-  
6 national Development and the Department of State and  
7 used in support of the clearance of landmines and  
8 unexploded ordnance for humanitarian purposes may be  
9 disposed of on a grant basis in foreign countries, subject  
10 to such terms and conditions as the President may pre-  
11 scribe.

12 RESTRICTIONS CONCERNING THE PALESTINIAN

13 AUTHORITY

14 SEC. 554. None of the funds appropriated by this Act  
15 may be obligated or expended to create in any part of Je-  
16 rusalem a new office of any department or agency of the  
17 United States Government for the purpose of conducting  
18 official United States Government business with the Pal-  
19 estinian Authority over Gaza and Jericho or any successor  
20 Palestinian governing entity provided for in the Israel-  
21 PLO Declaration of Principles: *Provided*, That this re-  
22 striction shall not apply to the acquisition of additional  
23 space for the existing Consulate General in Jerusalem:  
24 *Provided further*, That meetings between officers and em-  
25 ployees of the United States and officials of the Pales-  
26 tinian Authority, or any successor Palestinian governing

1 entity provided for in the Israel-PLO Declaration of Prin-  
2 ciples, for the purpose of conducting official United States  
3 Government business with such authority should continue  
4 to take place in locations other than Jerusalem. As has  
5 been true in the past, officers and employees of the United  
6 States Government may continue to meet in Jerusalem on  
7 other subjects with Palestinians (including those who now  
8 occupy positions in the Palestinian Authority), have social  
9 contacts, and have incidental discussions.

10 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

11 SEC. 555. None of the funds appropriated or other-  
12 wise made available by this Act under the headings “Inter-  
13 national Military Education and Training” or “Foreign  
14 Military Financing Program” for Informational Program  
15 activities or under the headings “Child Survival and Dis-  
16 ease Programs Fund”, “Development Assistance”, and  
17 “Economic Support Fund” may be obligated or expended  
18 to pay for—

19 (1) alcoholic beverages; or

20 (2) entertainment expenses for activities that  
21 are substantially of a recreational character, includ-  
22 ing entrance fees at sporting events and amusement  
23 parks.

24 SPECIAL DEBT RELIEF FOR THE POOREST

25 SEC. 556. (a) AUTHORITY TO REDUCE DEBT.—The  
26 President may reduce amounts owed to the United States



1 (or any agency of the United States) by an eligible country  
2 as a result of—

3 (1) guarantees issued under sections 221 and  
4 222 of the Foreign Assistance Act of 1961;

5 (2) credits extended or guarantees issued under  
6 the Arms Export Control Act; or

7 (3) any obligation or portion of such obligation,  
8 to pay for purchases of United States agricultural  
9 commodities guaranteed by the Commodity Credit  
10 Corporation under export credit guarantee programs  
11 authorized pursuant to section 5(f) of the Com-  
12modity Credit Corporation Charter Act of June 29,  
13 1948, as amended, section 4(b) of the Food for  
14 Peace Act of 1966, as amended (Public Law 89–  
15 808), or section 202 of the Agricultural Trade Act  
16 of 1978, as amended (Public Law 95–501).

17 (b) LIMITATIONS.—

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

22 (2) The authority provided by subsection (a)  
23 may be exercised only in such amounts or to such  
24 extent as is provided in advance by appropriations  
25 Acts.

1           (3) The authority provided by subsection (a)  
2           may be exercised only with respect to countries with  
3           heavy debt burdens that are eligible to borrow from  
4           the International Development Association, but not  
5           from the International Bank for Reconstruction and  
6           Development, commonly referred to as “IDA-only”  
7           countries.

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

11           (1) does not have an excessive level of military  
12           expenditures;

13           (2) has not repeatedly provided support for acts  
14           of international terrorism;

15           (3) is not failing to cooperate on international  
16           narcotics control matters;

17           (4) (including its military or other security  
18           forces) does not engage in a consistent pattern of  
19           gross violations of internationally recognized human  
20           rights; and

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

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

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

3 (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A re-  
4 duction of debt pursuant to subsection (a) shall not be  
5 considered assistance for purposes of any provision of law  
6 limiting assistance to a country. The authority provided  
7 by subsection (a) may be exercised notwithstanding sec-  
8 tion 620(r) of the Foreign Assistance Act of 1961 or sec-  
9 tion 321 of the International Development and Food As-  
10 sistance Act of 1975.

11 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES

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

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

25 (A) debt-for-equity swaps, debt-for-develop-  
26 ment swaps, or debt-for-nature swaps; or

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

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

22          (3) ADMINISTRATION.—The Facility, as defined  
23          in section 702(8) of the Foreign Assistance Act of  
24          1961, shall notify the administrator of the agency  
25          primarily responsible for administering part I of the

1 Foreign Assistance Act of 1961 of purchasers that  
2 the President has determined to be eligible, and  
3 shall direct such agency to carry out the sale, reduc-  
4 tion, or cancellation of a loan pursuant to this sec-  
5 tion. Such agency shall make an adjustment in its  
6 accounts to reflect the sale, reduction, or cancella-  
7 tion.

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

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

18 (c) ELIGIBLE PURCHASERS.—A loan may be sold  
19 pursuant to subsection (a)(1)(A) only to a purchaser who  
20 presents plans satisfactory to the President for using the  
21 loan for the purpose of engaging in debt-for-equity swaps,  
22 debt-for-development swaps, or debt-for-nature swaps.

23 (d) DEBTOR CONSULTATIONS.—Before the sale to  
24 any eligible purchaser, or any reduction or cancellation  
25 pursuant to this section, of any loan made to an eligible

1 country, the President should consult with the country  
2 concerning the amount of loans to be sold, reduced, or  
3 canceled and their uses for debt-for-equity swaps, debt-  
4 for-development swaps, or debt-for-nature swaps.

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

9 ASSISTANCE FOR HAITI

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

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

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

22 (b) Not more than 11 percent of the funds appro-  
23 priated by this Act to carry out the provisions of sections  
24 103 through 106 and chapter 4 of part II of the Foreign  
25 Assistance Act of 1961, that are made available for Latin  
26 America and the Caribbean region may be made available,

1 through bilateral and Latin America and the Caribbean  
2 regional programs, to provide assistance for any country  
3 in such region.

4       REQUIREMENT FOR DISCLOSURE OF FOREIGN AID IN  
5                               REPORT OF SECRETARY OF STATE

6       SEC. 559. (a) FOREIGN AID REPORTING REQUIRE-  
7 MENT.—In addition to the voting practices of a foreign  
8 country, the report required to be submitted to Congress  
9 under section 406(a) of the Foreign Relations Authoriza-  
10 tion Act, fiscal years 1990 and 1991 (22 U.S.C. 2414a),  
11 shall include a side-by-side comparison of individual coun-  
12 tries' overall support for the United States at the United  
13 Nations and the amount of United States assistance pro-  
14 vided to such country in fiscal year 2000.

15       (b) UNITED STATES ASSISTANCE.—For purposes of  
16 this section, the term “United States assistance” has the  
17 meaning given the term in section 481(e)(4) of the For-  
18 eign Assistance Act of 1961 (22 U.S.C. 2291(e)(4)).

19       RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO  
20                               UNITED NATIONS AGENCIES

21       SEC. 560. (a) PROHIBITION ON VOLUNTARY CON-  
22 TRIBUTIONS FOR THE UNITED NATIONS.—None of the  
23 funds appropriated by this Act may be made available to  
24 pay any voluntary contribution of the United States to the  
25 United Nations (including the United Nations Develop-

1 ment Program) if the United Nations implements or im-  
2 poses any taxation on any United States persons.

3 (b) CERTIFICATION REQUIRED FOR DISBURSEMENT  
4 OF FUNDS.—None of the funds appropriated by this Act  
5 may be made available to pay any voluntary contribution  
6 of the United States to the United Nations (including the  
7 United Nations Development Program) unless the Presi-  
8 dent certifies to the Congress 15 days in advance of such  
9 payment that the United Nations is not engaged in any  
10 effort to implement or impose any taxation on United  
11 States persons in order to raise revenue for the United  
12 Nations or any of its specialized agencies.

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

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

17 (2) a corporation, partnership, or other legal  
18 entity organized under the United States or any  
19 State, territory, possession, or district of the United  
20 States.

21 HAITI

22 SEC. 561. The Government of Haiti shall be eligible  
23 to purchase defense articles and services under the Arms  
24 Export Control Act (22 U.S.C. 2751 et seq.), for the Coast  
25 Guard: *Provided*, That the authority provided by this sec-



1 tion shall be subject to the regular notification procedures  
2 of the Committees on Appropriations.

3       LIMITATION ON ASSISTANCE TO THE PALESTINIAN

4                       AUTHORITY

5       SEC. 562. (a) PROHIBITION OF FUNDS.—None of the  
6 funds appropriated by this Act to carry out the provisions  
7 of chapter 4 of part II of the Foreign Assistance Act of  
8 1961 may be obligated or expended with respect to pro-  
9 viding funds to the Palestinian Authority.

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

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

20       LIMITATION ON ASSISTANCE TO SECURITY FORCES

21       SEC. 563. None of the funds made available by this  
22 Act may be provided to any unit of the security forces  
23 of a foreign country if the Secretary of State has credible  
24 evidence that such unit has committed gross violations of  
25 human rights, unless the Secretary determines and reports  
26 to the Committees on Appropriations that the government

1 of such country is taking effective measures to bring the  
2 responsible members of the security forces unit to justice:  
3 *Provided*, That nothing in this section shall be construed  
4 to withhold funds made available by this Act from any  
5 unit of the security forces of a foreign country not credibly  
6 alleged to be involved in gross violations of human rights:  
7 *Provided further*, That in the event that funds are withheld  
8 from any unit pursuant to this section, the Secretary of  
9 State shall promptly inform the foreign government of the  
10 basis for such action and shall, to the maximum extent  
11 practicable, assist the foreign government in taking effec-  
12 tive measures to bring the responsible members of the se-  
13 curity forces to justice.

14 RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING  
15 SANCTUARY TO INDICTED WAR CRIMINALS

16 SEC. 564. (a) BILATERAL ASSISTANCE.—None of the  
17 funds made available by this or any prior Act making ap-  
18 propriations for foreign operations, export financing and  
19 related programs, may be provided for any country, entity  
20 or municipality described in subsection (e).

21 (b) MULTILATERAL ASSISTANCE.—

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

1 assistance or grants of any kind to any country or  
2 entity described in subsection (e).

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

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

1 Agency, and the European Bank for Reconstruction  
2 and Development.

3 (c) EXCEPTIONS.—

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

7 (A) humanitarian assistance;

8 (B) democratization assistance;

9 (C) assistance for cross border physical in-  
10 frastructure projects involving activities in both  
11 a sanctioned country, entity, or municipality  
12 and a nonsanctioned contiguous country, entity,  
13 or municipality, if the project is primarily lo-  
14 cated in and primarily benefits the nonsane-  
15 tioned country, entity, or municipality and if  
16 the portion of the project located in the sanc-  
17 tioned country, entity, or municipality is nec-  
18 essary only to complete the project;

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

1 (E) implementation of the Breko Arbitral  
2 Decision;

3 (F) lending by the international financial  
4 institutions to a country or entity to support  
5 common monetary and fiscal policies at the na-  
6 tional level as contemplated by the Dayton  
7 Agreement;

8 (G) direct lending to a non-sanctioned enti-  
9 ty, or lending passed on by the national govern-  
10 ment to a non-sanctioned entity; or

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

14 (2) NOTIFICATION.—Every 60 days the Sec-  
15 retary of State, in consultation with the Adminis-  
16 trator of the Agency for International Development,  
17 shall publish in the Federal Register and/or in a  
18 comparable publicly accessible document or Internet  
19 site, a listing and justification of any assistance that  
20 is obligated within that period of time for any coun-  
21 try, entity, or municipality described in subsection  
22 (e), including a description of the purpose of the as-  
23 sistance, project and its location, by municipality.

24 (d) FURTHER LIMITATIONS.—Notwithstanding sub-  
25 section (c)—

1           (1) no assistance may be made available by this  
2     Act, or any prior Act making appropriations for for-  
3     eign operations, export financing and related pro-  
4     grams, in any country, entity, or municipality de-  
5     scribed in subsection (e), for a program, project, or  
6     activity in which a publicly indicted war criminal is  
7     known to have any financial or material interest;  
8     and

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

20       (e) SANCTIONED COUNTRY, ENTITY, OR MUNICI-  
21    PALITY.—A sanctioned country, entity, or municipality de-  
22    scribed in this section is one whose competent authorities  
23    have failed, as determined by the Secretary of State, to  
24    take necessary and significant steps to apprehend and

1 transfer to the Tribunal all persons who have been publicly  
2 indicted by the Tribunal.

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

12 (g) CURRENT RECORD OF WAR CRIMINALS AND  
13 SANCTIONED COUNTRIES, ENTITIES, AND MUNICIPALI-  
14 TIES.—

15 (1) IN GENERAL.—The Secretary of State shall  
16 establish and maintain a current record of the loca-  
17 tion, including the municipality, if known, of publicly  
18 indicted war criminals and a current record of sanc-  
19 tioned countries, entities, and municipalities.

20 (2) INFORMATION OF THE DCI AND THE SEC-  
21 RETARY OF DEFENSE.—The Director of Central In-  
22 telligence and the Secretary of Defense should col-  
23 lect and provide to the Secretary of State informa-  
24 tion concerning the location, including the munici-  
25 pality, of publicly indicted war criminals.

1           (3) INFORMATION OF THE TRIBUNAL.—The  
2 Secretary of State shall request that the Tribunal  
3 and other international organizations and govern-  
4 ments provide the Secretary of State information  
5 concerning the location, including the municipality,  
6 of publicly indicted war criminals and concerning  
7 country, entity and municipality authorities known  
8 to have obstructed the work of the Tribunal.

9           (4) REPORT.—Beginning 30 days after the date  
10 of the enactment of this Act, and not later than Sep-  
11 tember 1 each year thereafter, the Secretary of  
12 State shall submit a report in classified and unclas-  
13 sified form to the appropriate congressional commit-  
14 tees on the location, including the municipality, if  
15 known, of publicly indicted war criminals, on coun-  
16 try, entity and municipality authorities known to  
17 have obstructed the work of the Tribunal, and on  
18 sanctioned countries, entities, and municipalities.

19           (5) INFORMATION TO CONGRESS.—Upon the re-  
20 quest of the chairman or ranking minority member  
21 of any of the appropriate congressional committees,  
22 the Secretary of State shall make available to that  
23 committee the information recorded under para-  
24 graph (1) in a report submitted to the committee in  
25 classified and unclassified form.



1 (h) WAIVER.—

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

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

1 the Dayton Agreement, and outlining obstacles to  
2 achieving this goal.

3 (3) ASSISTANCE PROGRAMS AND PROJECTS AF-  
4 FECTED.—Any waiver made pursuant to this sub-  
5 section shall be effective only with respect to a speci-  
6 fied bilateral program or multilateral assistance  
7 project or program identified in the determination of  
8 the Secretary of State to Congress.

9 (i) TERMINATION OF SANCTIONS.—The sanctions im-  
10 posed pursuant to subsections (a) and (b) with respect to  
11 a country or entity shall cease to apply only if the Sec-  
12 retary of State determines and certifies to Congress that  
13 the authorities of that country, entity, or municipality  
14 have apprehended and transferred to the Tribunal all per-  
15 sons who have been publicly indicted by the Tribunal.

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

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

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

22 (3) DAYTON AGREEMENT.—The term “Dayton  
23 Agreement” means the General Framework Agree-  
24 ment for Peace in Bosnia and Herzegovina, together

1 with annexes relating thereto, done at Dayton, No-  
2 vember 10 through 16, 1995.

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

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

16 TO PROHIBIT FOREIGN ASSISTANCE TO THE GOVERN-  
17 MENT OF THE RUSSIAN FEDERATION SHOULD IT  
18 ENACT LAWS WHICH WOULD DISCRIMINATE AGAINST  
19 MINORITY RELIGIOUS FAITHS IN THE RUSSIAN FED-  
20 ERATION

21 SEC. 565. None of the funds appropriated under this  
22 Act may be made available for the Government of the Rus-  
23 sian Federation, after 180 days from the date of the en-  
24 actment of this Act, unless the President determines and  
25 certifies in writing to the Committees on Appropriations  
26 and the Committee on Foreign Relations of the Senate

1 that the Government of the Russian Federation has imple-  
2 mented no statute, executive order, regulation or similar  
3 government action that would discriminate, or would have  
4 as its principal effect discrimination, against religious  
5 groups or religious communities in the Russian Federation  
6 in violation of accepted international agreements on  
7 human rights and religious freedoms to which the Russian  
8 Federation is a party.

9 GREENHOUSE GAS EMISSIONS

10 SEC. 566. (a) Funds made available in this Act to  
11 support programs or activities the primary purpose of  
12 which is promoting or assisting country participation in  
13 the Kyoto Protocol to the Framework Convention on Cli-  
14 mate Change (FCCC) shall only be made available subject  
15 to the regular notification procedures of the Committees  
16 on Appropriations.

17 (b) The President shall provide a detailed account of  
18 all Federal agency obligations and expenditures for cli-  
19 mate change programs and activities, domestic and inter-  
20 national obligations for such activities in fiscal year 2001,  
21 and any plan for programs thereafter related to the imple-  
22 mentation or the furtherance of protocols pursuant to, or  
23 related to negotiations to amend the FCCC in conjunction  
24 with the President's submission of the Budget of the  
25 United States Government for Fiscal Year 2002: *Pro-*  
26 *vided*, That such report shall include an accounting of ex-

1 penditures by agency with each agency identifying climate  
2 change activities and associated costs by line item as pre-  
3 sented in the President’s Budget Appendix: *Provided fur-*  
4 *ther*, That such report shall identify with regard to the  
5 Agency for International Development, obligations and ex-  
6 penditures by country or central program and activity.

7           AID TO THE GOVERNMENT OF THE DEMOCRATIC  
8                                   REPUBLIC OF CONGO

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

12                                   ASSISTANCE FOR THE MIDDLE EAST

13           SEC. 568. Of the funds appropriated in titles II and  
14 III of this Act under the headings “Economic Support  
15 Fund”, “Foreign Military Financing Program”, “Inter-  
16 national Military Education and Training”, “Peace-  
17 keeping Operations”, for refugees resettling in Israel  
18 under the heading “Migration and Refugee Assistance”,  
19 and for assistance for Israel to carry out provisions of  
20 chapter 8 of part II of the Foreign Assistance Act of 1961  
21 under the heading “Nonproliferation, Anti-Terrorism,  
22 Demining and Related Programs”, not more than a total  
23 of \$5,221,150,000 may be made available for Israel,  
24 Egypt, Jordan, Lebanon, the West Bank and Gaza, the  
25 Israel-Lebanon Monitoring Group, the Multinational  
26 Force and Observers, the Middle East Regional Democ-

1 racy Fund, Middle East Regional Cooperation, and Middle  
2 East Multilateral Working Groups: *Provided*, That any  
3 funds that were appropriated under such headings in prior  
4 fiscal years and that were at the time of the enactment  
5 of this Act obligated or allocated for other recipients may  
6 not during fiscal year 2001 be made available for activities  
7 that, if funded under this Act, would be required to count  
8 against this ceiling: *Provided further*, That funds may be  
9 made available notwithstanding the requirements of this  
10 section if the President determines and certifies to the  
11 Committees on Appropriations that it is important to the  
12 national security interest of the United States to do so  
13 and any such additional funds shall only be provided  
14 through the regular notification procedures of the Com-  
15 mittees on Appropriations.

16 ENTERPRISE FUND RESTRICTIONS

17 SEC. 569. Prior to the distribution of any assets re-  
18 sulting from any liquidation, dissolution, or winding up  
19 of an Enterprise Fund, in whole or in part, the President  
20 shall submit to the Committees on Appropriations, in ac-  
21 cordance with the regular notification procedures of the  
22 Committees on Appropriations, a plan for the distribution  
23 of the assets of the Enterprise Fund.

24 CAMBODIA

25 SEC. 570. (a) The Secretary of the Treasury should  
26 instruct the United States executive directors of the inter-

1 national financial institutions to use the voice and vote  
2 of the United States to oppose loans to the Central Gov-  
3 ernment of Cambodia, except loans to support basic  
4 human needs.

5 (b) None of the funds appropriated by this Act may  
6 be made available for assistance for the Central Govern-  
7 ment of Cambodia.

8 FOREIGN MILITARY TRAINING REPORT

9 SEC. 571. (a) The Secretary of Defense and the Sec-  
10 retary of State shall jointly provide to the Congress by  
11 March 1, 2001, a report on all military training provided  
12 to foreign military personnel (excluding sales, and exclud-  
13 ing training provided to the military personnel of countries  
14 belonging to the North Atlantic Treaty Organization)  
15 under programs administered by the Department of De-  
16 fense and the Department of State during fiscal years  
17 2000 and 2001, including those proposed for fiscal year  
18 2001. This report shall include, for each such military  
19 training activity, the foreign policy justification and pur-  
20 pose for the training activity, the cost of the training activ-  
21 ity, the number of foreign students trained and their units  
22 of operation, and the location of the training. In addition,  
23 this report shall also include, with respect to United States  
24 personnel, the operational benefits to United States forces  
25 derived from each such training activity and the United  
26 States military units involved in each such training activ-

1 ity. This report may include a classified annex if deemed  
2 necessary and appropriate.

3 (b) For purposes of this section a report to Congress  
4 shall be deemed to mean a report to the Appropriations  
5 and Foreign Relations Committees of the Senate and the  
6 Appropriations and International Relations Committees of  
7 the House of Representatives.

8 KOREAN PENINSULA ENERGY DEVELOPMENT

9 ORGANIZATION

10 SEC. 572. (a) Of the funds made available under the  
11 heading “Nonproliferation, Anti-terrorism, Demining and  
12 Related Programs”, not to exceed \$35,000,000 may be  
13 made available for the Korean Peninsula Energy Develop-  
14 ment Organization (hereafter referred to in this section  
15 as “KEDO”), notwithstanding any other provision of law,  
16 only for the administrative expenses and heavy fuel oil  
17 costs associated with the Agreed Framework.

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

21 (1) the parties to the Agreed Framework have  
22 taken and continue to take demonstrable steps to  
23 implement the Joint Declaration on  
24 Denuclearization of the Korean Peninsula in which  
25 the Government of North Korea has committed not  
26 to test, manufacture, produce, receive, possess, store,



1       deploy, or use nuclear weapons, and not to possess  
2       nuclear reprocessing or uranium enrichment facili-  
3       ties;

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

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

9               (4) North Korea has not significantly diverted  
10      assistance provided by the United States for pur-  
11      poses for which it was not intended;

12              (5) there is no credible evidence that North  
13      Korea is seeking to develop or acquire the capability  
14      to enrich uranium, or any additional capability to re-  
15      process spent nuclear fuel;

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

19              (7) there is no credible evidence that North  
20      Korea is engaged in a nuclear weapons program, in-  
21      cluding efforts to acquire, develop, test, produce, or  
22      deploy such weapons; and

23              (8) the United States is continuing to make sig-  
24      nificant progress on eliminating the North Korean

1 ballistic missile threat, including further missile tests  
2 and its ballistic missile exports.

3 (c) The President may waive the certification require-  
4 ments of subsection (b) if the President determines that  
5 it is vital to the national security interests of the United  
6 States and provides written policy justifications to the ap-  
7 propriate congressional committees. No funds may be obli-  
8 gated for KEDO until 30 days after submission to Con-  
9 gress of such waiver.

10 (d) The Secretary of State shall, at the time of the  
11 annual presentation for appropriations, submit a report  
12 providing a full and detailed accounting of the fiscal year  
13 2002 request for the United States contribution to KEDO,  
14 the expected operating budget of KEDO, proposed annual  
15 costs associated with heavy fuel oil purchases, including  
16 unpaid debt, and the amount of funds pledged by other  
17 donor nations and organizations to support KEDO activi-  
18 ties on a per country basis, and other related activities.

19 AFRICAN DEVELOPMENT FOUNDATION

20 SEC. 573. Funds made available to grantees of the  
21 African Development Foundation may be invested pending  
22 expenditure for project purposes when authorized by the  
23 President of the Foundation: *Provided*, That interest  
24 earned shall be used only for the purposes for which the  
25 grant was made: *Provided further*, That this authority ap-  
26 plies to interest earned both prior to and following the en-

1 actment of this provision: *Provided further*, That notwith-  
2 standing section 505(a)(2) of the African Development  
3 Foundation Act, in exceptional circumstances the board  
4 of directors of the Foundation may waive the \$250,000  
5 limitation contained in that section with respect to a  
6 project: *Provided further*, That the Foundation shall pro-  
7 vide a report to the Committees on Appropriations in ad-  
8 vance of exercising such waiver authority.

9 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN

10 BROADCASTING CORPORATION

11 SEC. 574. None of the funds appropriated or other-  
12 wise made available by this Act may be used to provide  
13 equipment, technical support, consulting services, or any  
14 other form of assistance to the Palestinian Broadcasting  
15 Corporation.

16 IRAQ OPPOSITION

17 SEC. 575. Notwithstanding any other provision of  
18 law, of the funds appropriated under the heading “Eco-  
19 nomic Support Fund”, not to exceed \$10,000,000 may be  
20 made available to support efforts to bring about political  
21 transition in Iraq, of which not to exceed \$8,000,000 may  
22 be made available only to Iraqi opposition groups des-  
23 ignated under the Iraq Liberation Act (Public Law 105–  
24 338) for political, economic, humanitarian, and other ac-  
25 tivities of such groups, and not to exceed \$2,000,000 may  
26 be made available for groups and activities seeking the

1 prosecution of Saddam Hussein and other Iraqi govern-  
2 ment officials for war crimes: *Provided*, That none of these  
3 funds may be made available for administrative expenses  
4 of the Department of State.

5 AGENCY FOR INTERNATIONAL DEVELOPMENT BUDGET  
6 JUSTIFICATION

7 SEC. 576. The Agency for International Development  
8 shall submit to the Committees on Appropriations a de-  
9 tailed budget justification that is consistent with the re-  
10 quirements of section 515, for each fiscal year. The Agen-  
11 cy shall submit to the Committees on Appropriations a  
12 proposed budget justification format no later than October  
13 31, 2001, or 30 days after the enactment of this Act,  
14 whichever occurs later. The proposed format shall include  
15 how the Agency's budget justification will address: (1) es-  
16 timated levels of obligations for the current fiscal year and  
17 actual levels for the two previous fiscal years; (2) the  
18 President's request for new budget authority and esti-  
19 mated carryover obligational authority for the budget  
20 year; (3) the disaggregation of budget data and staff levels  
21 by program and activity for each bureau, field mission,  
22 and central office; and (4) the need for a user-friendly,  
23 transparent budget narrative.

24 KYOTO PROTOCOL

25 SEC. 577. None of the funds appropriated by this Act  
26 shall be used to propose or issue rules, regulations, de-

1 crees, or orders for the purpose of implementation, or in  
2 preparation for implementation, of the Kyoto Protocol,  
3 which was adopted on December 11, 1997, in Kyoto,  
4 Japan, at the Third Conference of the Parties to the  
5 United States Framework Convention on Climate Change,  
6 which has not been submitted to the Senate for advice and  
7 consent to ratification pursuant to article II, section 2,  
8 clause 2, of the United States Constitution, and which has  
9 not entered into force pursuant to article 25 of the Pro-  
10 tocol. The limitation established in this section shall not  
11 apply to any activity otherwise authorized by law.

12 WEST BANK AND GAZA PROGRAM

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

23 INDONESIA

24 SEC. 579. Funds appropriated by this Act under the  
25 heading “Foreign Military Financing Program” may be  
26 made available for Indonesia if the President determines

1 and submits a report to the appropriate congressional  
2 committees that the Indonesian government and the Indo-  
3 nesian armed forces are—

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

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

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

15           (4) not impeding the activities of the United  
16 Nations Transitional Authority in East Timor  
17 (UNTAET);

18           (5) demonstrating a commitment to preventing  
19 incursions into East Timor by members of militia  
20 groups in West Timor; and

21           (6) demonstrating a commitment to account-  
22 ability by cooperating with investigations and pros-  
23 ecutions of members of the Indonesian armed forces  
24 and militia groups responsible for human rights vio-  
25 lations in Indonesia and East Timor.

## 1 MAN AND THE BIOSPHERE

2 SEC. 580. None of the funds appropriated or other-  
3 wise made available by this Act may be provided for the  
4 United Nations Man and the Biosphere Program or the  
5 United Nations World Heritage Fund.

## 6 CONSULTATIONS ON ARMS SALES TO TAIWAN

7 SEC. 581. Consistent with the intent of Congress ex-  
8 pressed in the enactment of section 3(b) of the Taiwan  
9 Relations Act, the Secretary of State shall consult with  
10 the appropriate committees and leadership of Congress to  
11 devise a mechanism to provide for congressional input  
12 prior to making any determination on the nature or quan-  
13 tity of defense articles and services to be made available  
14 to Taiwan.

15 RESTRICTION ON UNITED STATES ASSISTANCE FOR CER-  
16 TAIN RECONSTRUCTION EFFORTS IN CENTRAL EU-  
17 ROPE

18 SEC. 582. Funds appropriated or otherwise made  
19 available by this Act for United States assistance for East-  
20 ern Europe and the Baltic States should to the maximum  
21 extent practicable be used for the procurement of articles  
22 and services of United States origin.

## 23 RESTRICTIONS ON ASSISTANCE TO GOVERNMENTS

## 24 DESTABILIZING SIERRA LEONE

25 SEC. 583. (a) None of the funds appropriated by this  
26 Act may be made available for assistance for the govern-

1 ment of any country that the Secretary of State deter-  
2 mines there is credible evidence that such government has  
3 provided lethal or non-lethal military support or equip-  
4 ment, directly or through intermediaries, within the pre-  
5 vious six months to the Sierra Leone Revolutionary United  
6 Front (RUF), or any other group intent on destabilizing  
7 the democratically elected government of the Republic of  
8 Sierra Leone.

9 (b) None of the funds appropriated by this Act may  
10 be made available for assistance for the government of any  
11 country that the Secretary of State determines there is  
12 credible evidence that such government has aided or abet-  
13 ted, within the previous six months, in the illicit distribu-  
14 tion, transportation, or sale of diamonds mined in Sierra  
15 Leone.

16 (c) Whenever the prohibition on assistance required  
17 under subsection (a) or (b) is exercised, the Secretary of  
18 State shall notify the Committees on Appropriations in a  
19 timely manner.

#### 20 VOLUNTARY SEPARATION INCENTIVES

21 SEC. 584. Section 579(c)(2)(D) of the Foreign Oper-  
22 ations, Export Financing, and Related Programs Appro-  
23 priations Act, 2000, as enacted by section 1000(a)(2) of  
24 the Consolidated Appropriations Act, 2000 (Public Law  
25 106–113), is amended by striking “December 31, 2000”  
26 and inserting in lieu thereof “December 31, 2001”.



## 1 WORKING CAPITAL FUND

2 SEC. 585. Section 635 of the Foreign Assistance Act  
3 of 1961 (22 U.S.C. 2395) is amended by adding a new  
4 subsection (l) as follows:

5 “(l)(1) There is hereby established a working capital  
6 fund for the United States Agency for International De-  
7 velopment which shall be available without fiscal year limi-  
8 tation for the expenses of personal and nonpersonal serv-  
9 ices, equipment and supplies for: (A) International Coop-  
10 erative Administrative Support Services; and (B) rebates  
11 from the use of United States Government credit cards.

12 “(2) The capital of the fund shall consist of the fair  
13 and reasonable value of such supplies, equipment, and  
14 other assets pertaining to the functions of the fund as the  
15 Administrator determines, rebates from the use of United  
16 States Government credit cards, and any appropriations  
17 made available for the purpose of providing capital, less  
18 related liabilities.

19 “(3) The fund shall be reimbursed or credited with  
20 advance payments for services, equipment or supplies pro-  
21 vided from the fund from applicable appropriations and  
22 funds of the agency, other Federal agencies and other  
23 sources authorized by section 607 of this Act at rates that  
24 will recover total expenses of operation, including accrual  
25 of annual leave and depreciation. Receipts from the dis-

1 posal of, or payments for the loss or damage to, property  
2 held in the fund, rebates, reimbursements, refunds, and  
3 other credits applicable to the operation of the fund may  
4 be deposited in the fund.

5 “(4) The agency shall transfer to the Treasury as  
6 miscellaneous receipts as of the close of the fiscal year  
7 such amounts which the Administrator determines to be  
8 in excess of the needs of the fund.

9 “(5) The fund may be charged with the current value  
10 of supplies and equipment returned to the working capital  
11 of the fund by a post, activity or agency and the proceeds  
12 shall be credited to current applicable appropriations.”.

13 CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

14 SEC. 586. (1) LIMITATIONS ON AMOUNT OF CON-  
15 TRIBUTION.—Of the amounts made available under  
16 “International Organizations and Programs”, not more  
17 than \$25,000,000 for fiscal year 2001 shall be available  
18 for the United Nations Population Fund (hereafter in this  
19 subsection referred to as the “UNFPA”).

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

25 (3) CONDITIONS ON AVAILABILITY OF FUNDS.—  
26 Amounts made available under “International Organiza-

1 tions and Programs” for fiscal year 2001 for the UNFPA  
2 may not be made available to UNFPA unless—

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

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

9 (C) the UNFPA does not fund abortions.

10 (4) REPORT TO THE CONGRESS AND WITHHOLDING  
11 OF FUNDS.—

12 (A) Not later than February 15, 2001, the Sec-  
13 retary of State shall submit a report to the appro-  
14 priate congressional committees indicating the  
15 amount of funds that the United Nations Population  
16 Fund is budgeting for the year in which the report  
17 is submitted for a country program in the People’s  
18 Republic of China.

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

1       able to the UNFPA after March 1 for obligation for  
2       the remainder of the fiscal year in which the report  
3       is submitted.

4           AUTHORIZATION FOR POPULATION PLANNING

5       SEC. 587. (a) AUTHORIZATION.—Not to exceed  
6       \$385,000,000 of the funds appropriated in title II of this  
7       Act may be available for population planning activities or  
8       other population assistance.

9       (b) RESTRICTION ON ASSISTANCE TO FOREIGN OR-  
10       GANIZATIONS THAT PERFORM OR ACTIVELY PROMOTE  
11       ABORTIONS.—

12           (1) PERFORMANCE OF ABORTIONS.—(A) Not-  
13       withstanding section 614 of the Foreign Assistance  
14       Act of 1961, or any other provision of law, no funds  
15       appropriated by title II of this Act for population  
16       planning activities or other population assistance  
17       may be made available for any foreign private, non-  
18       governmental, or multilateral organization until the  
19       organization certifies that it will not, during the pe-  
20       riod for which the funds are made available, perform  
21       abortions in any foreign country, except where the  
22       life of the mother would be endangered if the preg-  
23       nancy were carried to term or in cases of forcible  
24       rape or incest.

25           (B) Subparagraph (A) may not be construed to  
26       apply to the treatment of injuries or illnesses caused

1 by legal or illegal abortions or to assistance provided  
2 directly to the government of a country.

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

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

21 (3) APPLICATION TO FOREIGN ORGANIZA-  
22 TIONS.—The prohibitions and certifications of this  
23 subsection apply to funds made available to a for-  
24 eign organization either directly or as a subcon-  
25 tractor or subgrantee.

1 (c) WAIVER AUTHORITY.—

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

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

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

20 (B) notwithstanding any other provision of  
21 law, such transferred funds that would have  
22 been made available for population planning ac-  
23 tivities or other population assistance shall be  
24 made available for infant and child health pro-  
25 grams that have a direct, measurable, and high

1           impact on reducing the incidence of illness and  
2           death among children.

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

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

16                    AMERICAN CHURCHWOMEN IN EL SALVADOR

17          SEC. 588. (a) Information relevant to the December  
18          2, 1980, murders of four American churchwomen in El  
19          Salvador shall be made public to the fullest extent pos-  
20          sible.

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

24          (c) The President shall order all Federal agencies and  
25          departments that possess relevant information to make

1 every effort to declassify and release to the victims' fami-  
2 lies relevant information as expeditiously as possible.

3 (d) In making determinations concerning the declas-  
4 sification and release of relevant information, the Federal  
5 agencies and departments shall presume in favor of releas-  
6 ing, rather than of withholding, such information.

7 HIPC TRUST FUND CONDITIONS

8 SEC. 589. Beginning in fiscal year 2002, funds shall  
9 be appropriated to the Heavily Indebted Poor Countries  
10 Initiative only when the President of the World Bank and  
11 the Managing Director of the International Monetary  
12 Fund submit a certification to the Secretary of the Treas-  
13 ury that the Institutions they head will not include user  
14 fees or service charges through "community financing",  
15 "cost sharing", "cost recovery", or any other mechanism  
16 for primary education or primary healthcare, including  
17 prevention and treatment efforts for AIDS, malaria, tu-  
18 berculosis, 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.

23 SEC. 590. None of the funds made available in this  
24 Act may be used to pay for the performance of abortion  
25 or to lobby for or against abortion.



1    PROCUREMENT AND FINANCIAL MANAGEMENT REFORM

2           SEC. 591. (a) Of the funds made available under the  
3 heading “International Financial Institutions” in this or  
4 any prior Act making appropriations for foreign oper-  
5 ations, export financing, or related programs, 10 percent  
6 of the United States portion or payment to any inter-  
7 national financial institution shall be withheld by the Sec-  
8 retary of the Treasury, until the Secretary certifies that—

9           (1) the institution is implementing procedures  
10 for conducting semiannual audits by qualified inde-  
11 pendent auditors for all new lending;

12           (2) the institution has taken steps to establish  
13 an independent fraud and corruption investigative  
14 organization or office;

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

20           (4) the institution is taking steps to fund and  
21 implement independent third-party procurement  
22 monitoring and other similar measures designed to  
23 improve transparency, anticorruption programs, pro-  
24 curement, and financial management controls in re-  
25 cipient countries.

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

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

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

20 The following sums are appropriated, out of any  
21 money in the Treasury not otherwise appropriated, for the  
22 fiscal year ending September 30, 2000, and for other pur-  
23 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, mADA-  
8 GASCAR, AND southern Africa, to remain available until  
9 expended: *Provided*, That none of the funds appropriated  
10 under this heading may be made available for nonproject  
11 assistance: *Provided further*, That prior to any obligation  
12 of funds appropriated under this heading, the Adminis-  
13 trator of the Agency for International Development shall  
14 provide the Committees on Appropriations with a detailed  
15 report containing the amount of the proposed obligation  
16 and a description of the programs and projects, on a coun-  
17 try-by-country basis, to be funded with such amount: *Pro-*  
18 *vided further*, That up to \$12,000,000 of the funds appro-  
19 priated under this heading may be charged to finance obli-  
20 gations for which appropriations available under chapter  
21 1 and 10 of part I of the Foreign Assistance Act of 1961  
22 were initially charged for assistance for rehabilitation and  
23 reconstruction for Mozambique, Madagascar, and south-  
24 ern Africa: *Provided further*, That of the funds appro-  
25 priated under this heading, up to \$5,000,000 may be used  
26 for administrative expenses, including auditing costs, of

1 the Agency for International Development associated with  
2 the assistance furnished under this heading: *Provided fur-*  
3 *ther*, That the entire amount is designated by the Congress  
4 as 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”.



**Union Calendar No. 404**

106TH CONGRESS  
2D SESSION

**H. R. 4811**

**[Report No. 106-720]**

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**A BILL**

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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JULY 10, 2000

Committed to the Committee of the Whole House on  
the State of the Union and ordered to be printed