

106TH CONGRESS
2D SESSION

H. R. 5526

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

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 24, 2000

Mr. CALLAHAN introduced the following bill; which was referred to the Committee on Appropriations

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 ASSISTANCE*2 *EXPORT-IMPORT BANK OF THE UNITED STATES*

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

20 *SUBSIDY APPROPRIATION*

21 *For the cost of direct loans, loan guarantees, insurance,*
22 *and tied-aid grants as authorized by section 10 of the Ex-*
23 *port-Import Bank Act of 1945, as amended, \$865,000,000*
24 *to remain available until September 30, 2004: Provided,*
25 *That such costs, including the cost of modifying such loans,*
26 *shall be as defined in section 502 of the Congressional Budg-*

1 *et Act of 1974: Provided further, That such sums shall re-*
2 *main available until September 30, 2019 for the disburse-*
3 *ment of direct loans, loan guarantees, insurance and tied-*
4 *aid grants obligated in fiscal years 2001, 2002, 2003, and*
5 *2004: Provided further, That none of the funds appro-*
6 *priated by this Act or any prior Act appropriating funds*
7 *for foreign operations, export financing, or related pro-*
8 *grams for tied-aid credits or grants may be used for any*
9 *other purpose except through the regular notification proce-*
10 *dures of the Committees on Appropriations: Provided fur-*
11 *ther, That funds appropriated by this paragraph are made*
12 *available notwithstanding section 2(b)(2) of the Export Im-*
13 *port Bank Act of 1945, in connection with the purchase*
14 *or lease of any product by any East European country,*
15 *any Baltic State or any agency or national thereof.*

16 *ADMINISTRATIVE EXPENSES*

17 *For administrative expenses to carry out the direct*
18 *and guaranteed loan and insurance programs, including*
19 *hire of passenger motor vehicles and services as authorized*
20 *by 5 U.S.C. 3109, and not to exceed \$30,000 for official*
21 *reception and representation expenses for members of the*
22 *Board of Directors, \$62,000,000: Provided, That necessary*
23 *expenses (including special services performed on a contract*
24 *or fee basis, but not including other personal services) in*
25 *connection with the collection of moneys owed the Export-*
26 *Import Bank, repossession or sale of pledged collateral or*

1 *other assets acquired by the Export-Import Bank in satis-*
2 *faction of moneys owed the Export-Import Bank, or the in-*
3 *vestigation or appraisal of any property, or the evaluation*
4 *of the legal or technical aspects of any transaction for which*
5 *an application for a loan, guarantee or insurance commit-*
6 *ment has been made, shall be considered nonadministrative*
7 *expenses for the purposes of this heading: Provided further,*
8 *That, notwithstanding subsection (b) of section 117 of the*
9 *Export Enhancement Act of 1992, subsection (a) thereof*
10 *shall remain in effect until October 1, 2001.*

11 *OVERSEAS PRIVATE INVESTMENT CORPORATION*

12 *NONCREDIT ACCOUNT*

13 *The Overseas Private Investment Corporation is au-*
14 *thorized to make, without regard to fiscal year limitations,*
15 *as provided by 31 U.S.C. 9104, such expenditures and com-*
16 *mitments within the limits of funds available to it and in*
17 *accordance with law as may be necessary: Provided, That*
18 *the amount available for administrative expenses to carry*
19 *out the credit and insurance programs (including an*
20 *amount for official reception and representation expenses*
21 *which shall not exceed \$35,000) shall not exceed*
22 *\$38,000,000: Provided further, That project-specific trans-*
23 *action costs, including direct and indirect costs incurred*
24 *in claims settlements, and other direct costs associated with*
25 *services provided to specific investors or potential investors*
26 *pursuant to section 234 of the Foreign Assistance Act of*

1 1961, shall not be considered administrative expenses for
2 the purposes of this heading.

3 *PROGRAM ACCOUNT*

4 *For the cost of direct and guaranteed loans,*
5 *\$24,000,000, as authorized by section 234 of the Foreign*
6 *Assistance Act of 1961 to be derived by transfer from the*
7 *Overseas Private Investment Corporation noncredit ac-*
8 *count: Provided, That such costs, including the cost of modi-*
9 *fying such loans, shall be as defined in section 502 of the*
10 *Congressional Budget Act of 1974: Provided further, That*
11 *such sums shall be available for direct loan obligations and*
12 *loan guaranty commitments incurred or made during fiscal*
13 *years 2001 and 2002: Provided further, That such sums*
14 *shall remain available through fiscal year 2010 for the dis-*
15 *bursement of direct and guaranteed loans obligated in fiscal*
16 *years 2001 and 2002: Provided further, That in addition,*
17 *such sums as may be necessary for administrative expenses*
18 *to carry out the credit program may be derived from*
19 *amounts available for administrative expenses to carry out*
20 *the credit and insurance programs in the Overseas Private*
21 *Investment Corporation Noncredit Account and merged*
22 *with said account.*

1 *FUNDS APPROPRIATED TO THE PRESIDENT*

2 *TRADE AND DEVELOPMENT AGENCY*

3 *For necessary expenses to carry out the provisions of*
4 *section 661 of the Foreign Assistance Act of 1961,*
5 *\$50,000,000, to remain available until September 30, 2002.*

6 *TITLE II—BILATERAL ECONOMIC ASSISTANCE*

7 *FUNDS APPROPRIATED TO THE PRESIDENT*

8 *For expenses necessary to enable the President to carry*
9 *out the provisions of the Foreign Assistance Act of 1961,*
10 *and for other purposes, to remain available until September*
11 *30, 2001, unless otherwise specified herein, as follows:*

12 *AGENCY FOR INTERNATIONAL DEVELOPMENT*

13 *CHILD SURVIVAL AND DISEASE PROGRAMS FUND*

14 *For necessary expenses to carry out the provisions of*
15 *chapters 1 and 10 of part I of the Foreign Assistance Act*
16 *of 1961, for child survival, basic education, assistance to*
17 *combat tropical and other infectious diseases, and related*
18 *activities, in addition to funds otherwise available for such*
19 *purposes, \$963,000,000, to remain available until expended:*
20 *Provided, That this amount shall be made available for such*
21 *activities as: (1) immunization programs; (2) oral rehydra-*
22 *tion programs; (3) health and nutrition programs, and re-*
23 *lated education programs, which address the needs of moth-*
24 *ers and children; (4) water and sanitation programs; (5)*
25 *assistance for displaced and orphaned children; (6) pro-*
26 *grams for the prevention, treatment, and control of, and*

1 *research on, tuberculosis, HIV/AIDS, polio, malaria and*
2 *other infectious diseases; and (7) basic education programs*
3 *for children: Provided further, That none of the funds ap-*
4 *propriated under this heading may be made available for*
5 *nonproject assistance, except that funds may be made avail-*
6 *able for such assistance for basic education and ongoing*
7 *health programs: Provided further, That of the funds appro-*
8 *priated under this heading, not to exceed \$125,000, in addi-*
9 *tion to funds otherwise available for such purposes, may*
10 *be used to monitor and provide oversight of child survival,*
11 *maternal health, and infectious disease programs: Provided*
12 *further, That the following amounts should be allocated as*
13 *follows: \$295,000,000 for child survival and maternal*
14 *health; \$30,000,000 for vulnerable children; \$300,000,000*
15 *for HIV/AIDS; \$125,000,000 for other infectious diseases;*
16 *\$103,000,000 for children's basic education; and*
17 *\$110,000,000 for UNICEF: Provided further, That of the*
18 *funds appropriated under this heading, up to \$50,000,000*
19 *may be made available for a United States contribution to*
20 *the Global Fund for Children's Vaccines, up to \$10,000,000*
21 *may be made available for the International AIDS Vaccine*
22 *Initiative, and up to \$20,000,000 may be made available*
23 *for a United States contribution to an international HIV/*
24 *AIDS fund as authorized by subtitle B, title I of Public*

1 *Law 106–264, or a comparable international HIV/AIDS*
2 *fund.*

3 *DEVELOPMENT ASSISTANCE*

4 *For necessary expenses to carry out the provisions of*
5 *sections 103 through 106, and chapter 10 of part I of the*
6 *Foreign Assistance Act of 1961, title V of the International*
7 *Security and Development Cooperation Act of 1980 (Public*
8 *Law 96–533) and the provisions of section 401 of the For-*
9 *eign Assistance Act of 1969, \$1,305,000,000, to remain*
10 *available until September 30, 2002: Provided, That of the*
11 *amount appropriated under this heading, up to*
12 *\$12,000,000 may be made available for and apportioned*
13 *directly to the Inter-American Foundation: Provided fur-*
14 *ther, That of the amount appropriated under this heading,*
15 *up to \$16,000,000 may be made available for the African*
16 *Development Foundation and shall be apportioned directly*
17 *to that agency: Provided further, That none of the funds*
18 *made available in this Act nor any unobligated balances*
19 *from prior appropriations may be made available to any*
20 *organization or program which, as determined by the Presi-*
21 *dent of the United States, supports or participates in the*
22 *management of a program of coercive abortion or involun-*
23 *tary sterilization: Provided further, That none of the funds*
24 *made available under this heading may be used to pay for*
25 *the performance of abortion as a method of family planning*
26 *or to motivate or coerce any person to practice abortions;*

1 *and that in order to reduce reliance on abortion in devel-*
2 *oping nations, funds shall be available only to voluntary*
3 *family planning projects which offer, either directly or*
4 *through referral to, or information about access to, a broad*
5 *range of family planning methods and services, and that*
6 *any such voluntary family planning project shall meet the*
7 *following requirements: (1) service providers or referral*
8 *agents in the project shall not implement or be subject to*
9 *quotas, or other numerical targets, of total number of births,*
10 *number of family planning acceptors, or acceptors of a par-*
11 *ticular method of family planning (this provision shall not*
12 *be construed to include the use of quantitative estimates or*
13 *indicators for budgeting and planning purposes); (2) the*
14 *project shall not include payment of incentives, bribes, gra-*
15 *tuities, or financial reward to: (A) an individual in ex-*
16 *change for becoming a family planning acceptor; or (B)*
17 *program personnel for achieving a numerical target or*
18 *quota of total number of births, number of family planning*
19 *acceptors, or acceptors of a particular method of family*
20 *planning; (3) the project shall not deny any right or benefit,*
21 *including the right of access to participate in any program*
22 *of general welfare or the right of access to health care, as*
23 *a consequence of any individual's decision not to accept*
24 *family planning services; (4) the project shall provide fam-*
25 *ily planning acceptors comprehensible information on the*

1 *health benefits and risks of the method chosen, including*
2 *those conditions that might render the use of the method*
3 *inadvisable and those adverse side effects known to be con-*
4 *sequent to the use of the method; and (5) the project shall*
5 *ensure that experimental contraceptive drugs and devices*
6 *and medical procedures are provided only in the context*
7 *of a scientific study in which participants are advised of*
8 *potential risks and benefits; and, not less than 60 days after*
9 *the date on which the Administrator of the United States*
10 *Agency for International Development determines that there*
11 *has been a violation of the requirements contained in para-*
12 *graph (1), (2), (3), or (5) of this proviso, or a pattern or*
13 *practice of violations of the requirements contained in para-*
14 *graph (4) of this proviso, the Administrator shall submit*
15 *to the Committee on International Relations and the Com-*
16 *mittee on Appropriations of the House of Representatives*
17 *and to the Committee on Foreign Relations and the Com-*
18 *mittee on Appropriations of the Senate, a report containing*
19 *a description of such violation and the corrective action*
20 *taken by the Agency: Provided further, That in awarding*
21 *grants for natural family planning under section 104 of*
22 *the Foreign Assistance Act of 1961 no applicant shall be*
23 *discriminated against because of such applicant's religious*
24 *or conscientious commitment to offer only natural family*
25 *planning; and, additionally, all such applicants shall com-*

1 *ply with the requirements of the previous proviso: Provided*
2 *further, That for purposes of this or any other Act author-*
3 *izing or appropriating funds for foreign operations, export*
4 *financing, and related programs, the term “motivate”, as*
5 *it relates to family planning assistance, shall not be con-*
6 *strued to prohibit the provision, consistent with local law,*
7 *of information or counseling about all pregnancy options:*
8 *Provided further, That nothing in this paragraph shall be*
9 *construed to alter any existing statutory prohibitions*
10 *against abortion under section 104 of the Foreign Assist-*
11 *ance Act of 1961: Provided further, That none of the funds*
12 *appropriated under this heading may be made available for*
13 *any activity which is in contravention to the Convention*
14 *on International Trade in Endangered Species of Flora and*
15 *Fauna (CITES): Provided further, That of the funds appro-*
16 *priated under this heading that are made available for as-*
17 *sistance programs for displaced and orphaned children and*
18 *victims of war, not to exceed \$25,000, in addition to funds*
19 *otherwise available for such purposes, may be used to mon-*
20 *itor and provide oversight of such programs: Provided fur-*
21 *ther, That of the aggregate amount of the funds appro-*
22 *priated by this Act to carry out part I of the Foreign Assist-*
23 *ance Act of 1961 and the Support for East European De-*
24 *mocracy (SEED) Act of 1989, not less than \$310,000,000*
25 *should be made available for agriculture and rural develop-*

1 *ment programs of which \$30,000,000 should be made avail-*
2 *able for plant biotechnology research and development: Pro-*
3 *vided further, That not less than \$2,300,000 should be made*
4 *available for core support for the International Fertilizer*
5 *Development Center: Provided further, That of the funds*
6 *appropriated under this heading, not less than \$5,200,000*
7 *shall be made available to AmeriCares for the construction,*
8 *rehabilitation, and operation of community-based primary*
9 *healthcare facilities in Nicaragua, Honduras, Guatemala,*
10 *and El Salvador: Provided further, That of the funds ap-*
11 *propriated under this heading, not less than \$500,000*
12 *should be made available for support of the United States*
13 *Telecommunications Training Institute: Provided further,*
14 *That of the funds appropriated under this heading, not less*
15 *than \$17,000,000 should be made available for the Amer-*
16 *ican Schools and Hospitals Abroad program: Provided fur-*
17 *ther, That of the funds appropriated under this heading,*
18 *not less than \$2,000,000 should be available to support an*
19 *international media training center.*

20 *CYPRUS*

21 *Of the funds appropriated under the headings “Devel-*
22 *opment Assistance” and “Economic Support Fund”, not*
23 *less than \$15,000,000 shall be made available for Cyprus*
24 *to be used only for scholarships, administrative support of*
25 *the scholarship program, bicommunal projects, and meas-*
26 *ures aimed at reunification of the island and designed to*

1 *reduce tensions and promote peace and cooperation between*
2 *the two communities on Cyprus.*

3 *LEBANON*

4 *Of the funds appropriated under the headings “Devel-*
5 *opment Assistance” and “Economic Support Fund”, not*
6 *less than \$35,000,000 shall be made available for Lebanon*
7 *to be used, among other programs, for scholarships and di-*
8 *rect support of the American educational institutions in*
9 *Lebanon.*

10 *BURMA*

11 *Of the funds appropriated under the headings “Eco-*
12 *nomics Support Fund” and “Development Assistance”, not*
13 *less than \$6,500,000 shall be made available to support de-*
14 *mocracy activities in Burma, democracy and humani-*
15 *tarian activities along the Burma-Thailand border, and for*
16 *Burmese student groups and other organizations located*
17 *outside Burma: Provided, That funds made available for*
18 *Burma-related activities under this heading may be made*
19 *available notwithstanding any other provision of law: Pro-*
20 *vided further, That the provision of such funds shall be*
21 *made available subject to the regular notification proce-*
22 *dures of the Committees on Appropriations.*

23 *CONSERVATION FUND*

24 *Of the funds made available under the headings “De-*
25 *velopment Assistance” and “Economic Support Fund”, not*
26 *less than \$4,000,000 should be made available to support*

1 *the preservation of habitats and related activities for endan-*
2 *gered wildlife.*

3 *PRIVATE AND VOLUNTARY ORGANIZATIONS*

4 *None of the funds appropriated or otherwise made*
5 *available by this Act for development assistance may be*
6 *made available to any United States private and voluntary*
7 *organization, except any cooperative development organiza-*
8 *tion, which obtains less than 20 percent of its total annual*
9 *funding for international activities from sources other than*
10 *the United States Government: Provided, That the Adminis-*
11 *trator of the Agency for International Development, after*
12 *informing the Committees on Appropriations, may, on a*
13 *case-by-case basis, waive the restriction contained in this*
14 *paragraph, after taking into account the effectiveness of the*
15 *overseas development activities of the organization, its level*
16 *of volunteer support, its financial viability and stability,*
17 *and the degree of its dependence for its financial support*
18 *on the agency.*

19 *Funds appropriated or otherwise made available*
20 *under title II of this Act should be made available to private*
21 *and voluntary organizations at a level which is at least*
22 *equivalent to the level provided in fiscal year 1995.*

23 *INTERNATIONAL DISASTER ASSISTANCE*

24 *For necessary expenses for international disaster relief,*
25 *rehabilitation, and reconstruction assistance pursuant to*

1 *section 491 of the Foreign Assistance Act of 1961, as amend-*
2 *ed, \$165,000,000, to remain available until expended.*

3 *TRANSITION INITIATIVES*

4 *For necessary expenses for international disaster reha-*
5 *bilitation and reconstruction assistance pursuant to section*
6 *491 of the Foreign Assistance Act of 1961, \$50,000,000, to*
7 *remain available until expended, to support transition to*
8 *democracy and to long-term development of countries in cri-*
9 *sis: Provided, That such support may include assistance to*
10 *develop, strengthen, or preserve democratic institutions and*
11 *processes, revitalize basic infrastructure, and foster the*
12 *peaceful resolution of conflict: Provided further, That the*
13 *United States Agency for International Development shall*
14 *submit a report to the Committees on Appropriations at*
15 *least 5 days prior to beginning a new program of assist-*
16 *ance.*

17 *MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM*

18 *ACCOUNT*

19 *For the cost of direct loans and loan guarantees,*
20 *\$1,500,000, as authorized by section 108 of the Foreign As-*
21 *sistance Act of 1961: Provided, That such costs shall be as*
22 *defined in section 502 of the Congressional Budget Act of*
23 *1974: Provided further, That guarantees of loans made*
24 *under this heading in support of microenterprise activities*
25 *may guarantee up to 70 percent of the principal amount*
26 *of any such loans notwithstanding section 108 of the For-*

1 *ign Assistance Act of 1961. In addition, for administrative*
2 *expenses to carry out programs under this heading,*
3 *\$500,000, all of which may be transferred to and merged*
4 *with the appropriation for Operating Expenses of the Agen-*
5 *cy for International Development: Provided further, That*
6 *funds made available under this heading shall remain*
7 *available until September 30, 2002.*

8 *DEVELOPMENT CREDIT PROGRAM ACCOUNT*
9 *(INCLUDING TRANSFER OF FUNDS)*

10 *For the cost of direct loans and loan guarantees,*
11 *\$1,500,000, as authorized by section 635 of the Foreign As-*
12 *sistance Act of 1961: Provided, That such funds shall be*
13 *made available only for urban and environmental pro-*
14 *grams: Provided further, That for the cost of direct loans*
15 *and loan guarantees, up to \$5,000,000 of funds appro-*
16 *priated by this Act under the heading “Development Assist-*
17 *ance”, may be transferred to and merged with funds appro-*
18 *priated under this heading to be made available for the pur-*
19 *poses of part I of the Foreign Assistance Act of 1961: Pro-*
20 *vided further, That such costs shall be as defined in section*
21 *502 of the Congressional Budget Act of 1974: Provided fur-*
22 *ther, That the provisions of section 107A(d) (relating to*
23 *general provisions applicable to the Development Credit Au-*
24 *thority) of the Foreign Assistance Act of 1961, as contained*
25 *in section 306 of H.R. 1486 as reported by the House Com-*
26 *mittee on International Relations on May 9, 1997, shall*

1 *be applicable to direct loans and loan guarantees provided*
2 *under this heading. In addition, for administrative ex-*
3 *penses to carry out credit programs administered by the*
4 *Agency for International Development, \$4,000,000, all of*
5 *which may be transferred to and merged with the appro-*
6 *priation for Operating Expenses of the Agency for Inter-*
7 *national Development: Provided further, That funds appro-*
8 *priated under this heading shall remain available until*
9 *September 30, 2002.*

10 *PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND*
11 *DISABILITY FUND*

12 *For payment to the “Foreign Service Retirement and*
13 *Disability Fund”, as authorized by the Foreign Service Act*
14 *of 1980, \$44,489,000.*

15 *OPERATING EXPENSES OF THE AGENCY FOR*
16 *INTERNATIONAL DEVELOPMENT*

17 *For necessary expenses to carry out the provisions of*
18 *section 667, \$520,000,000: Provided, That none of the funds*
19 *appropriated under this heading may be made available to*
20 *finance the construction (including architect and engineer-*
21 *ing services), purchase, or long term lease of offices for use*
22 *by the Agency for International Development, unless the*
23 *Administrator has identified such proposed construction*
24 *(including architect and engineering services), purchase, or*
25 *long term lease of offices in a report submitted to the Com-*
26 *mittees on Appropriations at least 15 days prior to the obli-*

1 *gation of these funds for such purposes: Provided further,*
2 *That the previous proviso shall not apply where the total*
3 *cost of construction (including architect and engineering*
4 *services), purchase, or long term lease of offices does not ex-*
5 *ceed \$1,000,000.*

6 *OPERATING EXPENSES OF THE AGENCY FOR INTER-*
7 *NATIONAL DEVELOPMENT OFFICE OF INSPECTOR GEN-*
8 *ERAL*

9 *For necessary expenses to carry out the provisions of*
10 *section 667, \$27,000,000, to remain available until Sep-*
11 *tember 30, 2002, which sum shall be available for the Office*
12 *of the Inspector General of the Agency for International De-*
13 *velopment.*

14 *OTHER BILATERAL ECONOMIC ASSISTANCE*
15 *ECONOMIC SUPPORT FUND*

16 *For necessary expenses to carry out the provisions of*
17 *chapter 4 of part II, \$2,295,000,000, to remain available*
18 *until September 30, 2002: Provided, That of the funds ap-*
19 *propriated under this heading, not less than \$840,000,000*
20 *shall be available only for Israel, which sum shall be avail-*
21 *able on a grant basis as a cash transfer and shall be dis-*
22 *bursed within 30 days of the enactment of this Act or by*
23 *October 31, 2000, whichever is later: Provided further, That*
24 *not less than \$695,000,000 shall be available only for*
25 *Egypt, which sum shall be provided on a grant basis, and*
26 *of which sum cash transfer assistance shall be provided with*

1 *the understanding that Egypt will undertake significant*
2 *economic reforms which are additional to those which were*
3 *undertaken in previous fiscal years, and of which not less*
4 *than \$200,000,000 shall be provided as Commodity Import*
5 *Program assistance: Provided further, That in exercising*
6 *the authority to provide cash transfer assistance for Israel,*
7 *the President shall ensure that the level of such assistance*
8 *does not cause an adverse impact on the total level of non-*
9 *military exports from the United States to such country*
10 *and that Israel enters into a side letter agreement in an*
11 *amount proportional to the fiscal year 1999 agreement:*
12 *Provided further, That of the funds appropriated under this*
13 *heading, not less than \$150,000,000 should be made avail-*
14 *able for assistance for Jordan: Provided further, That of the*
15 *funds appropriated under this heading, not less than*
16 *\$25,000,000 shall be made available for assistance for East*
17 *Timor of which up to \$1,000,000 may be transferred to and*
18 *merged with the appropriation for Operating Expenses of*
19 *the Agency for International Development: Provided fur-*
20 *ther, That of the funds appropriated under this heading,*
21 *in addition to funds otherwise made available for Indo-*
22 *nesia, not less than \$5,000,000 should be made available*
23 *for economic rehabilitation and related activities in Aceh,*
24 *Indonesia: Provided further, That funds made available in*
25 *the previous proviso may be transferred to and merged with*

1 *the appropriation for Transition Initiatives: Provided fur-*
2 *ther, That none of the funds appropriated under this head-*
3 *ing shall be obligated for regional or global programs, except*
4 *as provided through the regular notification procedures of*
5 *the Committees on Appropriations: Provided further, That*
6 *of the funds made available under this heading not less than*
7 *\$12,000,000 should be made available for Mongolia: Pro-*
8 *vided further, That up to \$10,000,000 of the funds appro-*
9 *priated under this heading may be used, notwithstanding*
10 *any other provision of law, to provide assistance to the Na-*
11 *tional Democratic Alliance of Sudan to strengthen its abil-*
12 *ity to protect civilians from attacks, slave raids, and aerial*
13 *bombardment by the Sudanese Government forces and its*
14 *militia allies, and the provision of such funds shall be sub-*
15 *ject to the regular notification procedures of the Committees*
16 *on Appropriations: Provided further, That in the previous*
17 *proviso, the term “assistance” includes non-lethal, non-food*
18 *aid such as blankets, medicine, fuel, mobile clinics, water*
19 *drilling equipment, communications equipment to notify*
20 *civilians of aerial bombardment, non-military vehicles,*
21 *tents, and shoes.*

22 *INTERNATIONAL FUND FOR IRELAND*

23 *For necessary expenses to carry out the provisions of*
24 *chapter 4 of part II of the Foreign Assistance Act of 1961,*
25 *\$25,000,000, which shall be available for the United States*
26 *contribution to the International Fund for Ireland and*

1 *shall be made available in accordance with the provisions*
2 *of the Anglo-Irish Agreement Support Act of 1986 (Public*
3 *Law 99-415): Provided, That such amount shall be ex-*
4 *pended at the minimum rate necessary to make timely pay-*
5 *ment for projects and activities: Provided further, That*
6 *funds made available under this heading shall remain*
7 *available until September 30, 2002.*

8 *ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC*
9 *STATES*

10 *(a) For necessary expenses to carry out the provisions*
11 *of the Foreign Assistance Act of 1961 and the Support for*
12 *East European Democracy (SEED) Act of 1989,*
13 *\$600,000,000, to remain available until September 30,*
14 *2002, which shall be available, notwithstanding any other*
15 *provision of law, for assistance and for related programs*
16 *for Eastern Europe and the Baltic States: Provided, That*
17 *of the funds appropriated under this heading not less than*
18 *\$5,000,000 shall be made available for assistance for the*
19 *Baltic States: Provided further, That funds made available*
20 *for assistance for Kosova from funds appropriated under*
21 *this heading and under the headings “Economic Support*
22 *Fund” and “International Narcotics Control and Law En-*
23 *forcement” shall not exceed 15 percent of the total resources*
24 *pledged by all donors for calendar year 2001 for assistance*
25 *for Kosova as of March 31, 2001: Provided further, That*
26 *of the funds made available under this heading for Kosova,*

1 *not less than \$1,300,000 should be made available to sup-*
2 *port the National Albanian American Council's training*
3 *program for Kosovar women: Provided further, That none*
4 *of the funds made available under this Act for assistance*
5 *for Kosova shall be made available for large scale physical*
6 *infrastructure reconstruction: Provided further, That of the*
7 *funds made available under this heading and the headings*
8 *"International Narcotics Control and Law Enforcement"*
9 *and "Economic Support Fund", not to exceed \$80,000,000*
10 *shall be made available for Bosnia and Herzegovina.*

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

22 *(c) Funds appropriated under this heading shall be*
23 *considered to be economic assistance under the Foreign As-*
24 *sistance Act of 1961 for purposes of making available the*

1 *administrative authorities contained in that Act for the use*
2 *of economic assistance.*

3 *(d) None of the funds appropriated under this heading*
4 *may be made available for new housing construction or re-*
5 *pair or reconstruction of existing housing in Bosnia and*
6 *Herzegovina unless directly related to the efforts of United*
7 *States troops to promote peace in said country.*

8 *(e) With regard to funds appropriated under this head-*
9 *ing for the economic revitalization program in Bosnia and*
10 *Herzegovina, and local currencies generated by such funds*
11 *(including the conversion of funds appropriated under this*
12 *heading into currency used by Bosnia and Herzegovina as*
13 *local currency and local currency returned or repaid under*
14 *such program) the Administrator of the Agency for Inter-*
15 *national Development shall provide written approval for*
16 *grants and loans prior to the obligation and expenditure*
17 *of funds for such purposes, and prior to the use of funds*
18 *that have been returned or repaid to any lending facility*
19 *or grantee.*

20 *(f) The provisions of section 532 of this Act shall apply*
21 *to funds made available under subsection (e) and to funds*
22 *appropriated under this heading: Provided, That notwith-*
23 *standing any provision of this or any other Act, including*
24 *provisions in this subsection regarding the application of*
25 *section 532 of this Act, local currencies generated by, or con-*

1 paragraph: *Provided further, That of the funds made avail-*
2 *able for the Southern Caucasus region, notwithstanding any*
3 *other provision of law, 15 percent may be used for con-*
4 *fidence-building measures and other activities in further-*
5 *ance of the peaceful resolution of the regional conflicts, espe-*
6 *cially those in the vicinity of Abkhazia and Nagorno-*
7 *Karabagh: Provided further, That of the amounts appro-*
8 *priated under this heading not less than \$20,000,000 shall*
9 *be made available solely for the Russian Far East: Provided*
10 *further, That of the funds appropriated under this heading,*
11 *not less than \$1,500,000 should be available only to meet*
12 *the health and other assistance needs of victims of traf-*
13 *ficking in persons.*

14 (b) *Of the funds appropriated under this heading, not*
15 *less than \$170,000,000 should be made available for assist-*
16 *ance for Ukraine: Provided, That of this amount, not less*
17 *than \$25,000,000 should be made available for nuclear reac-*
18 *tor safety initiatives, and not less than \$5,000,000 should*
19 *be made available for the Ukranian Land and Resource*
20 *Management Center.*

21 (c) *Of the funds appropriated under this heading, not*
22 *less than \$92,000,000 shall be made available for assistance*
23 *for Georgia of which not less than \$25,000,000 should be*
24 *made available to support Border Security Guard and ex-*
25 *port control initiatives.*

1 (d) *Of the funds appropriated under this heading, not*
2 *less than \$90,000,000 shall be made available for assistance*
3 *for Armenia.*

4 (e) *Section 907 of the FREEDOM Support Act shall*
5 *not apply to—*

6 (1) *activities to support democracy or assistance*
7 *under title V of the FREEDOM Support Act and sec-*
8 *tion 1424 of Public Law 104–201;*

9 (2) *any assistance provided by the Trade and*
10 *Development Agency under section 661 of the Foreign*
11 *Assistance Act of 1961 (22 U.S.C. 2421);*

12 (3) *any activity carried out by a member of the*
13 *United States and Foreign Commercial Service while*
14 *acting within his or her official capacity;*

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

20 (5) *any financing provided under the Export-*
21 *Import Bank Act of 1945; or*

22 (6) *humanitarian assistance.*

23 (f) *Not more than 25 percent of the funds appropriated*
24 *under this heading may be made available for assistance*
25 *for any country in the region. Activities authorized under*

1 *title V (nonproliferation and disarmament programs and*
2 *activities) of the FREEDOM Support Act shall not be*
3 *counted against the 25 percent limitation.*

4 *(g) Of the funds made available under this heading*
5 *for nuclear safety activities, not to exceed 8 percent of the*
6 *funds provided for any single project may be used to pay*
7 *for management costs incurred by a United States agency*
8 *or national lab in administering said project.*

9 *(h)(1) Of the funds appropriated under this heading*
10 *that are allocated for assistance for the Government of the*
11 *Russian Federation, 60 percent shall be withheld from obli-*
12 *gation until the President determines and certifies in writ-*
13 *ing to the Committees on Appropriations that the Govern-*
14 *ment of the Russian Federation:*

15 *(A) has terminated implementation of arrange-*
16 *ments to provide Iran with technical expertise, train-*
17 *ing, technology, or equipment necessary to develop a*
18 *nuclear reactor, related nuclear research facilities or*
19 *programs, or ballistic missile capability;*

20 *(B) is cooperating with international efforts to*
21 *investigate allegations of war crimes and atrocities in*
22 *Chechnya;*

23 *(C) is providing full access to international non-*
24 *government organizations providing humanitarian*

1 relief to refugees and internally displaced persons in
2 Chechnya; and

3 (D) is in compliance with article V of the Treaty
4 on Conventional Armed Forces in Europe regarding
5 forces deployed in the flank zone in and around
6 Chechnya.

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

8 (A) assistance to combat infectious diseases; and

9 (B) activities authorized under title V (Non-
10 proliferation and Disarmament Programs and Activi-
11 ties) of the FREEDOM Support Act.

12 (i) Of the funds appropriated under this heading for
13 assistance for Russia, and the heading “Migration and Ref-
14 ugee Assistance”, not less than \$10,000,000 shall be made
15 available to non-government organizations providing hu-
16 manitarian relief in Chechnya and Ingushetia.

17 (j) Of the funds appropriated under this heading, not
18 less than \$45,000,000 shall be made available, in addition
19 to funds otherwise available for such purposes, for assist-
20 ance for child survival, environmental health, and to com-
21 bat infectious diseases, and for related activities.

22 *INDEPENDENT AGENCY*

23 *PEACE CORPS*

24 For necessary expenses to carry out the provisions of
25 the Peace Corps Act (75 Stat. 612), \$265,000,000, including

1 *the purchase of not to exceed five passenger motor vehicles*
2 *for administrative purposes for use outside of the United*
3 *States: Provided, That none of the funds appropriated*
4 *under this heading shall be used to pay for abortions: Pro-*
5 *vided further, That funds appropriated under this heading*
6 *shall remain available until September 30, 2002.*

7 *DEPARTMENT OF STATE*

8 *INTERNATIONAL NARCOTICS CONTROL AND LAW*

9 *ENFORCEMENT*

10 *For necessary expenses to carry out section 481 of the*
11 *Foreign Assistance Act of 1961, \$325,000,000, to remain*
12 *available until expended: Provided, That any funds made*
13 *available under this heading for anti-crime programs and*
14 *activities shall be made available subject to the regular noti-*
15 *fication procedures of the Committees on Appropriations:*
16 *Provided further, That during fiscal year 2001, the Depart-*
17 *ment of State may also use the authority of section 608*
18 *of the Foreign Assistance Act of 1961, without regard to*
19 *its restrictions, to receive excess property from an agency*
20 *of the United States Government for the purpose of pro-*
21 *viding it to a foreign country under chapter 8 of part I*
22 *of that Act subject to the regular notification procedures of*
23 *the Committees on Appropriations.*

24 *MIGRATION AND REFUGEE ASSISTANCE*

25 *For expenses, not otherwise provided for, necessary to*
26 *enable the Secretary of State to provide, as authorized by*

1 *law, a contribution to the International Committee of the*
2 *Red Cross, assistance to refugees, including contributions*
3 *to the International Organization for Migration and the*
4 *United Nations High Commissioner for Refugees, and other*
5 *activities to meet refugee and migration needs; salaries and*
6 *expenses of personnel and dependents as authorized by the*
7 *Foreign Service Act of 1980; allowances as authorized by*
8 *sections 5921 through 5925 of title 5, United States Code;*
9 *purchase and hire of passenger motor vehicles; and services*
10 *as authorized by section 3109 of title 5, United States Code,*
11 *\$700,000,000, which shall remain available until expended:*
12 *Provided, That not more than \$14,500,000 shall be avail-*
13 *able for administrative expenses: Provided further, That*
14 *funds appropriated under this heading to support activities*
15 *and programs conducted by the United Nations High Com-*
16 *missioner for Refugees shall be made available after report-*
17 *ing at least 5 days in advance to the Committees on Appro-*
18 *priations: Provided further, That the reporting requirement*
19 *contained in the previous proviso may be waived for any*
20 *such obligation if failure to waive this requirement would*
21 *pose a substantial risk to human health or welfare: Provided*
22 *further, That in case of any such waiver, a report to the*
23 *Committees on Appropriations shall be provided as early*
24 *as practicable, but in no event later than 5 days after such*
25 *obligation: Provided further, That not less than \$60,000,000*

1 *of the funds made available under this heading shall be*
2 *made available for refugees from the former Soviet Union*
3 *and Eastern Europe and other refugees resettling in Israel.*

4 *UNITED STATES EMERGENCY REFUGEE AND MIGRATION*

5 *ASSISTANCE FUND*

6 *For necessary expenses to carry out the provisions of*
7 *section 2(c) of the Migration and Refugee Assistance Act*
8 *of 1962, as amended (22 U.S.C. 260(c)), \$15,000,000, to*
9 *remain available until expended: Provided, That the funds*
10 *made available under this heading are appropriated not-*
11 *withstanding the provisions contained in section 2(c)(2) of*
12 *the Act which would limit the amount of funds which could*
13 *be appropriated for this purpose.*

14 *NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND*

15 *RELATED PROGRAMS*

16 *For necessary expenses for nonproliferation, anti-ter-*
17 *rorism and related programs and activities, \$311,600,000,*
18 *to carry out the provisions of chapter 8 of part II of the*
19 *Foreign Assistance Act of 1961 for anti-terrorism assist-*
20 *ance, section 504 of the FREEDOM Support Act, section*
21 *23 of the Arms Export Control Act or the Foreign Assist-*
22 *ance Act of 1961 for demining activities, the clearance of*
23 *unexploded ordnance, the destruction of small arms, and*
24 *related activities, notwithstanding any other provision of*
25 *law, including activities implemented through nongovern-*
26 *mental and international organizations, section 301 of the*

1 *Foreign Assistance Act of 1961 for a voluntary contribution*
2 *to the International Atomic Energy Agency (IAEA) and a*
3 *voluntary contribution to the Korean Peninsula Energy De-*
4 *velopment Organization (KEDO), and for a United States*
5 *contribution to the Comprehensive Nuclear Test Ban Treaty*
6 *Preparatory Commission: Provided, That the Secretary of*
7 *State shall inform the Committees on Appropriations at*
8 *least 20 days prior to the obligation of funds for the Com-*
9 *prehensive Nuclear Test Ban Treaty Preparatory Commis-*
10 *sion: Provided further, That of this amount not to exceed*
11 *\$15,000,000, to remain available until expended, may be*
12 *made available for the Nonproliferation and Disarmament*
13 *Fund, notwithstanding any other provision of law, to pro-*
14 *mote bilateral and multilateral activities relating to non-*
15 *proliferation and disarmament: Provided further, That*
16 *such funds may also be used for such countries other than*
17 *the Independent States of the former Soviet Union and*
18 *international organizations when it is in the national secu-*
19 *rity interest of the United States to do so: Provided further,*
20 *That such funds shall be subject to the regular notification*
21 *procedures of the Committees on Appropriations: Provided*
22 *further, That funds appropriated under this heading may*
23 *be made available for the International Atomic Energy*
24 *Agency only if the Secretary of State determines (and so*
25 *reports to the Congress) that Israel is not being denied its*

1 *right to participate in the activities of that Agency: Pro-*
2 *vided further, That of the funds appropriated under this*
3 *heading, \$40,000,000 should be made available for*
4 *demining, clearance of unexploded ordnance, and related*
5 *activities: Provided further, That of the funds made avail-*
6 *able for demining and related activities, not to exceed*
7 *\$500,000, in addition to funds otherwise available for such*
8 *purposes, may be used for administrative expenses related*
9 *to the operation and management of the demining program.*

10 *DEPARTMENT OF THE TREASURY*

11 *INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE*

12 *For necessary expenses to carry out the provisions of*
13 *section 129 of the Foreign Assistance Act of 1961 (relating*
14 *to international affairs technical assistance activities),*
15 *\$6,000,000, to remain available until expended, which shall*
16 *be available notwithstanding any other provision of law.*

17 *DEBT RESTRUCTURING*

18 *For the cost, as defined in section 502 of the Congres-*
19 *sional Budget Act of 1974, of modifying loans and loan*
20 *guarantees, as the President may determine, for which*
21 *funds have been appropriated or otherwise made available*
22 *for programs within the International Affairs Budget Func-*
23 *tion 150, including the cost of selling, reducing, or canceling*
24 *amounts owed to the United States as a result of*
25 *concessional loans made to eligible countries, pursuant to*
26 *parts IV and V of the Foreign Assistance Act of 1961, and*

1 *of modifying concessional credit agreements with least de-*
2 *veloped countries, as authorized under section 411 of the*
3 *Agricultural Trade Development and Assistance Act of*
4 *1954, as amended, and concessional loans, guarantees and*
5 *credit agreements, as authorized under section 572 of the*
6 *Foreign Operations, Export Financing, and Related Pro-*
7 *grams Appropriations Act, 1989 (Public Law 100–461),*
8 *and of canceling amounts owed, as a result of loans or guar-*
9 *antees made pursuant to the Export-Import Bank Act of*
10 *1945, by countries that are eligible for debt reduction pursu-*
11 *ant to title V of H.R. 3425 as enacted into law by section*
12 *1000(a)(5) of Public Law 106–113, \$238,000,000, to re-*
13 *main available until expended: Provided, That of this*
14 *amount, not less than \$13,000,000 shall be made available*
15 *to carry out the provisions of part V of the Foreign Assist-*
16 *ance Act of 1961: Provided further, That funds appro-*
17 *riated or otherwise made available under this heading in*
18 *this Act may be used by the Secretary of the Treasury to*
19 *pay to the Heavily Indebted Poor Countries (HIPC) Trust*
20 *Fund administered by the International Bank for Recon-*
21 *struction and Development amounts for the benefit of coun-*
22 *tries that are eligible for debt reduction pursuant to title*
23 *V of H.R. 3425 as enacted into law by section 1000(a)(5)*
24 *of Public Law 106–113: Provided further, That amounts*

1 *paid to the HIPC Trust Fund may be used only to fund*
2 *debt reduction under the enhanced HIPC initiative by—*

3 *(1) the Inter-American Development Bank;*

4 *(2) the African Development Fund;*

5 *(3) the African Development Bank; and*

6 *(4) the Central American Bank for Economic In-*
7 *tegration:*

8 *Provided further, That funds may not be paid to the HIPC*
9 *Trust Fund for the benefit of any country if the Secretary*
10 *of State has credible evidence that the government of such*
11 *country is engaged in a consistent pattern of gross viola-*
12 *tions of internationally recognized human rights or in mili-*
13 *tary or civil conflict that undermines its ability to develop*
14 *and implement measures to alleviate poverty and to devote*
15 *adequate human and financial resources to that end: Pro-*
16 *vided further, That on the basis of final appropriations, the*
17 *Secretary of the Treasury shall consult with the Committees*
18 *on Appropriations concerning which countries and inter-*
19 *national financial institutions are expected to benefit from*
20 *a United States contribution to the HIPC Trust Fund dur-*
21 *ing the fiscal year: Provided further, That the Secretary of*
22 *the Treasury shall inform the Committees on Appropria-*
23 *tions not less than 15 days in advance of the signature of*
24 *an agreement by the United States to make payments to*
25 *the HIPC Trust Fund of amounts for such countries and*

1 *institutions: Provided further, That the Secretary of the*
2 *Treasury may disburse funds designated for debt reduction*
3 *through the HIPC Trust Fund only for the benefit of coun-*
4 *tries that—*

5 *(a) have committed, for a period of 24 months,*
6 *not to accept new market-rate loans from the inter-*
7 *national financial institution receiving debt repay-*
8 *ment as a result of such disbursement, other than*
9 *loans made by such institution to export-oriented*
10 *commercial projects that generate foreign exchange*
11 *which are generally referred to as “enclave” loans;*
12 *and*

13 *(b) have documented and demonstrated their*
14 *commitment to redirect their budgetary resources*
15 *from international debt repayments to programs to*
16 *alleviate poverty and promote economic growth that*
17 *are additional to or expand upon those previously*
18 *available for such purposes:*

19 *Provided further, That any limitation of subsection (e) of*
20 *section 411 of the Agricultural Trade Development and As-*
21 *sistance Act of 1954 shall not apply to funds appropriated*
22 *under this heading: Provided further, That none of the*
23 *funds made available under this heading in this or any*
24 *other appropriations Acts shall be made available for*
25 *Sudan or Burma unless the Secretary of Treasury deter-*

1 *mines and notifies the Committees on Appropriations that*
2 *a democratically elected government has taken office: Pro-*
3 *vided further, That the authority provided by section 572*
4 *of Public Law 100-461 may be exercised only with respect*
5 *to countries that are eligible to borrow from the Inter-*
6 *national Development Association, but not from the Inter-*
7 *national Bank for Reconstruction and Development, com-*
8 *monly referred to as "IDA-only" countries.*

9 *TITLE III—MILITARY ASSISTANCE*

10 *FUNDS APPROPRIATED TO THE PRESIDENT*

11 *INTERNATIONAL MILITARY EDUCATION AND TRAINING*

12 *For necessary expenses to carry out the provisions of*
13 *section 541 of the Foreign Assistance Act of 1961,*
14 *\$55,000,000, of which up to \$1,000,000 may remain avail-*
15 *able until expended: Provided, That the civilian personnel*
16 *for whom military education and training may be provided*
17 *under this heading may include civilians who are not mem-*
18 *bers of a government whose participation would contribute*
19 *to improved civil-military relations, civilian control of the*
20 *military, or respect for human rights: Provided further,*
21 *That funds appropriated under this heading for grant fi-*
22 *nanced military education and training for Indonesia and*
23 *Guatemala may only be available for expanded inter-*
24 *national military education and training and funds made*
25 *available for Indonesia and Guatemala may only be pro-*

1 *vided through the regular notification procedures of the*
2 *Committees on Appropriations.*

3 *FOREIGN MILITARY FINANCING PROGRAM*

4 *For expenses necessary for grants to enable the Presi-*
5 *dent to carry out the provisions of section 23 of the Arms*
6 *Export Control Act, \$3,545,000,000: Provided, That of the*
7 *funds appropriated under this heading, not less than*
8 *\$1,980,000,000 shall be available for grants only for Israel,*
9 *and not less than \$1,300,000,000 shall be made available*
10 *for grants only for Egypt: Provided further, That the funds*
11 *appropriated by this paragraph for Israel shall be disbursed*
12 *within 30 days of the enactment of this Act or by October*
13 *31, 2000, whichever is later: Provided further, That to the*
14 *extent that the Government of Israel requests that funds be*
15 *used for such purposes, grants made available for Israel by*
16 *this paragraph shall, as agreed by Israel and the United*
17 *States, be available for advanced weapons systems, of which*
18 *not less than \$520,000,000 shall be available for the pro-*
19 *curement in Israel of defense articles and defense services,*
20 *including research and development: Provided further, That*
21 *of the funds appropriated by this paragraph, not less than*
22 *\$75,000,000 should be available for assistance for Jordan:*
23 *Provided further, That of the funds appropriated by this*
24 *paragraph, not less than \$3,000,000 shall be made available*
25 *for assistance for Malta: Provided further, That of the funds*
26 *appropriated by this paragraph, not less than \$8,500,000*

1 *shall be made available for assistance for Tunisia: Provided*
2 *further, That during fiscal year 2001, the President is au-*
3 *thorized to, and shall, direct the draw-downs of defense arti-*
4 *cles from the stocks of the Department of Defense, defense*
5 *services of the Department of Defense, and military edu-*
6 *cation and training of an aggregate value of not less than*
7 *\$5,000,000 under the authority of this proviso for Tunisia*
8 *for the purposes of part II of the Foreign Assistance Act*
9 *of 1961 and any amount so directed shall count toward*
10 *meeting the earmark in the preceding proviso: Provided fur-*
11 *ther, That of the funds appropriated by this paragraph, not*
12 *less than \$8,000,000 shall be made available for Georgia:*
13 *Provided further, That during fiscal year 2001, the Presi-*
14 *dent is authorized to, and shall, direct the draw-downs of*
15 *defense articles from the stocks of the Department of De-*
16 *fense, defense services of the Department of Defense, and*
17 *military education and training of an aggregate value of*
18 *not less than \$4,000,000 under the authority of this proviso*
19 *for Georgia for the purposes of part II of the Foreign Assist-*
20 *ance Act of 1961 and any amount so directed shall count*
21 *toward meeting the earmark in the preceding proviso: Pro-*
22 *vided further, That funds appropriated by this paragraph*
23 *shall be nonrepayable notwithstanding any requirement in*
24 *section 23 of the Arms Export Control Act: Provided fur-*
25 *ther, That funds made available under this paragraph shall*

1 *be obligated upon apportionment in accordance with para-*
2 *graph (5)(C) of title 31, United States Code, section*
3 *1501(a).*

4 *None of the funds made available under this heading*
5 *shall be available to finance the procurement of defense arti-*
6 *cles, defense services, or design and construction services*
7 *that are not sold by the United States Government under*
8 *the Arms Export Control Act unless the foreign country pro-*
9 *posing to make such procurements has first signed an agree-*
10 *ment with the United States Government specifying the*
11 *conditions under which such procurements may be financed*
12 *with such funds: Provided, That all country and funding*
13 *level increases in allocations shall be submitted through the*
14 *regular notification procedures of section 515 of this Act:*
15 *Provided further, That none of the funds appropriated*
16 *under this heading shall be available for assistance for*
17 *Sudan and Liberia: Provided further, That funds made*
18 *available under this heading may be used, notwithstanding*
19 *any other provision of law, for demining, the clearance of*
20 *unexploded ordnance, and related activities, and may in-*
21 *clude activities implemented through nongovernmental and*
22 *international organizations: Provided further, That none of*
23 *the funds appropriated under this heading shall be avail-*
24 *able for assistance for Guatemala: Provided further, That*
25 *only those countries for which assistance was justified for*

1 *the “Foreign Military Sales Financing Program” in the fis-*
2 *cal year 1989 congressional presentation for security assist-*
3 *ance programs may utilize funds made available under this*
4 *heading for procurement of defense articles, defense services*
5 *or design and construction services that are not sold by the*
6 *United States Government under the Arms Export Control*
7 *Act: 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 \$33,000,000 of the*
11 *funds appropriated under this heading may be obligated*
12 *for necessary expenses, including the purchase of passenger*
13 *motor vehicles for replacement only for use outside of the*
14 *United States, for the general costs of administering mili-*
15 *tary assistance and sales: Provided further, That not more*
16 *than \$340,000,000 of funds realized pursuant to section*
17 *21(e)(1)(A) of the Arms Export Control Act may be obli-*
18 *gated for expenses incurred by the Department of Defense*
19 *during fiscal year 2001 pursuant to section 43(b) of the*
20 *Arms Export Control Act, except that this limitation may*
21 *be exceeded only through the regular notification procedures*
22 *of the Committees on Appropriations: Provided further,*
23 *That foreign military financing program funds estimated*
24 *to be outlaid for Egypt during fiscal year 2001 shall be*
25 *transferred to an interest bearing account for Egypt in the*

1 *Federal Reserve Bank of New York within 30 days of enact-*
2 *ment of this Act or by October 31, 2000, whichever is later:*
3 *Provided further, That the Committees on Appropriations*
4 *shall be informed at least 10 days prior to the obligation*
5 *of any interest accrued by the account established by the*
6 *previous proviso.*

7 *PEACEKEEPING OPERATIONS*

8 *For necessary expenses to carry out the provisions of*
9 *section 551 of the Foreign Assistance Act of 1961,*
10 *\$127,000,000: Provided, That none of the funds appro-*
11 *riated under this heading shall be obligated or expended*
12 *except as provided through the regular notification proce-*
13 *dures of the Committees on Appropriations.*

14 *TITLE IV—MULTILATERAL ECONOMIC*
15 *ASSISTANCE*

16 *FUNDS APPROPRIATED TO THE PRESIDENT*

17 *INTERNATIONAL FINANCIAL INSTITUTIONS*

18 *GLOBAL ENVIRONMENT FACILITY*

19 *For the United States contribution for the Global En-*
20 *vironment Facility, \$108,000,000, to the International*
21 *Bank for Reconstruction and Development as trustee for the*
22 *Global Environment Facility, by the Secretary of the Treas-*
23 *ury, to remain available until expended.*

1 *CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT*
2 *ASSOCIATION*

3 *For payment to the International Development Asso-*
4 *ciation by the Secretary of the Treasury, \$775,000,000, to*
5 *remain available until expended: Provided: That the Sec-*
6 *retary of the Treasury shall: (1) accord high priority to en-*
7 *couraging the International Development Association to es-*
8 *tablish and implement a policy to provide new assistance*
9 *on grant terms to enhanced HIPC Initiative countries that*
10 *have reached the completion point; and (2) submit a report*
11 *to the Speaker of the House of Representatives, the President*
12 *of the Senate, and the Committees on Appropriations no*
13 *later than June 30, 2001, on the progress reached in achiev-*
14 *ing the objective set forth in clause (1): Provided further,*
15 *That in negotiating United States participation in the next*
16 *replenishment of the International Development Associa-*
17 *tion, the Secretary of the Treasury shall accord high pri-*
18 *ority to providing the International Development Associa-*
19 *tion with the policy flexibility to provide new grant assist-*
20 *ance to countries eligible for debt reduction under the en-*
21 *hanced HIPC Initiative.*

22 *CONTRIBUTION TO THE MULTILATERAL INVESTMENT*
23 *GUARANTEE AGENCY*

24 *For payment to the Multilateral Investment Guarantee*
25 *Agency by the Secretary of the Treasury, \$10,000,000, for*

1 *the United States paid-in share of the increase in capital*
2 *stock, to remain available until expended.*

3 *LIMITATION ON CALLABLE CAPITAL*

4 *The United States Governor of the Multilateral Invest-*
5 *ment Guarantee Agency may subscribe without fiscal year*
6 *limitation for the callable capital portion of the United*
7 *States share of such capital stock in an amount not to ex-*
8 *ceed \$50,000,000.*

9 *CONTRIBUTION TO THE INTER-AMERICAN INVESTMENT*

10 *CORPORATION*

11 *For payment to the Inter-American Investment Cor-*
12 *poration, by the Secretary of the Treasury, \$25,000,000, for*
13 *the United States share of the increase in subscriptions to*
14 *capital stock, to remain available until expended.*

15 *CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS*

16 *MULTILATERAL INVESTMENT FUND*

17 *For payment to the Enterprise for the Americas Multi-*
18 *lateral Investment Fund by the Secretary of the Treasury,*
19 *for the United States contribution to the fund, \$10,000,000,*
20 *to remain available until expended.*

21 *CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND*

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

1 *CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK*

2 *For payment to the African Development Bank by the*
3 *Secretary of the Treasury, \$6,100,000, for the United States*
4 *paid-in share of the increase in capital stock, to remain*
5 *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 for*
9 *the callable capital portion of the United States share of*
10 *such capital stock in an amount not to exceed \$97,548,522.*

11 *CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND*

12 *For the United States contribution by the Secretary*
13 *of the Treasury to the increase in resources of the African*
14 *Development Fund, \$100,000,000, to remain available until*
15 *expended.*

16 *CONTRIBUTION TO THE EUROPEAN BANK FOR*

17 *RECONSTRUCTION AND DEVELOPMENT*

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

23 *LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS*

24 *The United States Governor of the European Bank for*
25 *Reconstruction and Development may subscribe without fis-*
26 *cal year limitation to the callable capital portion of the*

1 *United States share of such capital stock in an amount not*
2 *to exceed \$123,237,803.*

3 *CONTRIBUTION TO THE INTERNATIONAL FUND FOR*
4 *AGRICULTURAL DEVELOPMENT*

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

9 *INTERNATIONAL ORGANIZATIONS AND PROGRAMS*

10 *For necessary expenses to carry out the provisions of*
11 *section 301 of the Foreign Assistance Act of 1961, and of*
12 *section 2 of the United Nations Environment Program Par-*
13 *ticipation Act of 1973, \$186,000,000: Provided, That none*
14 *of the funds appropriated under this heading shall be made*
15 *available for the United Nations Fund for Science and*
16 *Technology: Provided further, That not less than \$5,000,000*
17 *should be made available to the World Food Program: Pro-*
18 *vided further, That none of the funds appropriated under*
19 *this heading may be made available to the Korean Penin-*
20 *sula Energy Development Organization (KEDO) or the*
21 *International Atomic Energy Agency (IAEA).*

22 *TITLE V—GENERAL PROVISIONS*

23 *OBLIGATIONS DURING LAST MONTH OF AVAILABILITY*

24 *SEC. 501. Except for the appropriations entitled*
25 *“International Disaster Assistance”, and “United States*

1 *Emergency Refugee and Migration Assistance Fund*”, not
2 *more than 15 percent of any appropriation item made*
3 *available by this Act shall be obligated during the last*
4 *month of availability.*

5 *PROHIBITION OF BILATERAL FUNDING FOR INTERNATIONAL*
6 *FINANCIAL INSTITUTIONS*

7 *SEC. 502. Notwithstanding section 614 of the Foreign*
8 *Assistance Act of 1961, none of the funds contained in title*
9 *II of this Act may be used to carry out the provisions of*
10 *section 209(d) of the Foreign Assistance Act of 1961: Pro-*
11 *vided, That none of the funds appropriated by title II of*
12 *this Act may be transferred by the Agency for International*
13 *Development directly to an international financial institu-*
14 *tion (as defined in section 533 of this Act) for the purpose*
15 *of repaying a foreign country’s loan obligations to such in-*
16 *stitution.*

17 *LIMITATION ON RESIDENCE EXPENSES*

18 *SEC. 503. Of the funds appropriated or made available*
19 *pursuant to this Act, not to exceed \$126,500 shall be for*
20 *official residence expenses of the Agency for International*
21 *Development during the current fiscal year: Provided, That*
22 *appropriate steps shall be taken to assure that, to the max-*
23 *imum extent possible, United States-owned foreign cur-*
24 *rencies are utilized in lieu of dollars.*

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

7 *PROHIBITION ON FINANCING NUCLEAR GOODS*

8 *SEC. 506. None of the funds appropriated or made*
9 *available (other than funds for “Nonproliferation, Anti-ter-*
10 *rorism, Demining and Related Programs”) pursuant to this*
11 *Act, for carrying out the Foreign Assistance Act of 1961,*
12 *may be used, except for purposes of nuclear safety, to fi-*
13 *nance the export of nuclear equipment, fuel, or technology.*

14 *PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN*
15 *COUNTRIES*

16 *SEC. 507. None of the funds appropriated or otherwise*
17 *made available pursuant to this Act shall be obligated or*
18 *expended to finance directly any assistance or reparations*
19 *to Cuba, Iraq, Libya, North Korea, Iran, Sudan, or Syria:*
20 *Provided, That for purposes of this section, the prohibition*
21 *on obligations or expenditures shall include direct loans,*
22 *credits, insurance and guarantees of the Export-Import*
23 *Bank or its agents.*

24 *MILITARY COUPS*

25 *SEC. 508. None of the funds appropriated or otherwise*
26 *made available pursuant to this Act shall be obligated or*

1 *expended to finance directly any assistance to any country*
2 *whose duly elected head of government is deposed by decree*
3 *or military coup: Provided, That assistance may be re-*
4 *sumed to such country if the President determines and re-*
5 *ports to the Committees on Appropriations that subsequent*
6 *to the termination of assistance a democratically elected*
7 *government has taken office.*

8 *TRANSFERS BETWEEN ACCOUNTS*

9 *SEC. 509. None of the funds made available by this*
10 *Act may be obligated under an appropriation account to*
11 *which they were not appropriated, except for transfers spe-*
12 *cifically provided for in this Act, unless the President, prior*
13 *to the exercise of any authority contained in the Foreign*
14 *Assistance Act of 1961 to transfer funds, consults with and*
15 *provides a written policy justification to the Committees*
16 *on Appropriations of the House of Representatives and the*
17 *Senate.*

18 *DEOBLIGATION/REOBLIGATION AUTHORITY*

19 *SEC. 510. Obligated balances of funds appropriated to*
20 *carry out section 23 of the Arms Export Control Act as*
21 *of the end of the fiscal year immediately preceding the cur-*
22 *rent fiscal year are, if deobligated, hereby continued avail-*
23 *able during the current fiscal year for the same purpose*
24 *under any authority applicable to such appropriations*
25 *under this Act: Provided, That the authority of this sub-*
26 *section may not be used in fiscal year 2001.*

AVAILABILITY OF FUNDS

1
2 *SEC. 511. No part of any appropriation contained in*
3 *this Act shall remain available for obligation after the expi-*
4 *ration of the current fiscal year unless expressly so provided*
5 *in this Act: Provided, That funds appropriated for the pur-*
6 *poses of chapters 1, 8, 11, and 12 of part I, section 667,*
7 *and chapter 4 of part II of the Foreign Assistance Act of*
8 *1961, as amended, and funds provided under the heading*
9 *“Assistance for Eastern Europe and the Baltic States”,*
10 *shall remain available until expended if such funds are ini-*
11 *tially obligated before the expiration of their respective peri-*
12 *ods of availability contained in this Act: Provided further,*
13 *That, notwithstanding any other provision of this Act, any*
14 *funds made available for the purposes of chapter 1 of part*
15 *I and chapter 4 of part II of the Foreign Assistance Act*
16 *of 1961 which are allocated or obligated for cash disburse-*
17 *ments in order to address balance of payments or economic*
18 *policy reform objectives, shall remain available until ex-*
19 *pended: Provided further, That the report required by sec-*
20 *tion 653(a) of the Foreign Assistance Act of 1961 shall des-*
21 *ignate for each country, to the extent known at the time*
22 *of submission of such report, those funds allocated for cash*
23 *disbursement for balance of payment and economic policy*
24 *reform purposes.*

1 *LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT*

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

14 *COMMERCE AND TRADE*

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

1 *Bank for Reconstruction and Development, the Inter-*
2 *national Development Association, the International Fi-*
3 *nance Corporation, the Inter-American Development Bank,*
4 *the International Monetary Fund, the Asian Development*
5 *Bank, the Inter-American Investment Corporation, the*
6 *North American Development Bank, the European Bank for*
7 *Reconstruction and Development, the African Development*
8 *Bank, and the African Development Fund to use the voice*
9 *and vote of the United States to oppose any assistance by*
10 *these institutions, using funds appropriated or made avail-*
11 *able pursuant to this Act, for the production or extraction*
12 *of any commodity or mineral for export, if it is in surplus*
13 *on world markets and if the assistance will cause substan-*
14 *tial injury to United States producers of the same, similar,*
15 *or competing commodity.*

16 *NOTIFICATION REQUIREMENTS*

17 *SEC. 515. (a) For the purposes of providing the execu-*
18 *tive branch with the necessary administrative flexibility,*
19 *none of the funds made available under this Act for “Child*
20 *Survival and Disease Programs Fund”, “Development As-*
21 *sistance”, “International Organizations and Programs”,*
22 *“Trade and Development Agency”, “International Nar-*
23 *cotics Control and Law Enforcement”, “Assistance for*
24 *Eastern Europe and the Baltic States”, “Assistance for the*
25 *Independent States of the Former Soviet Union”, “Eco-*
26 *nomics Support Fund”, “Peacekeeping Operations”, “Oper-*

1 *ating Expenses of the Agency for International Develop-*
2 *ment”, “Operating Expenses of the Agency for Inter-*
3 *national Development Office of Inspector General”, “Non-*
4 *proliferation, Anti-terrorism, Demining and Related Pro-*
5 *grams”, “Foreign Military Financing Program”, “Inter-*
6 *national Military Education and Training”, “Peace*
7 *Corps”, and “Migration and Refugee Assistance”, shall be*
8 *available for obligation for activities, programs, projects,*
9 *type of materiel assistance, countries, or other operations*
10 *not justified or in excess of the amount justified to the Ap-*
11 *propriations Committees for obligation under any of these*
12 *specific headings unless the Appropriations Committees of*
13 *both Houses of Congress are previously notified 15 days in*
14 *advance: Provided, That the President shall not enter into*
15 *any commitment of funds appropriated for the purposes of*
16 *section 23 of the Arms Export Control Act for the provision*
17 *of major defense equipment, other than conventional ammu-*
18 *niton, or other major defense items defined to be aircraft,*
19 *ships, missiles, or combat vehicles, not previously justified*
20 *to Congress or 20 percent in excess of the quantities justified*
21 *to Congress unless the Committees on Appropriations are*
22 *notified 15 days in advance of such commitment: Provided*
23 *further, That this section shall not apply to any reprogram-*
24 *ming for an activity, program, or project under chapter 1*
25 *of part I of the Foreign Assistance Act of 1961 of less than*

1 10 percent of the amount previously justified to the Con-
2 gress for obligation for such activity, program, or project
3 for the current fiscal year: Provided further, That the re-
4 quirements of this section or any similar provision of this
5 Act or any other Act, including any prior Act requiring
6 notification in accordance with the regular notification
7 procedures of the Committees on Appropriations, may be
8 waived if failure to do so would pose a substantial risk to
9 human health or welfare: Provided further, That in case
10 of any such waiver, notification to the Congress, or the ap-
11 propriate congressional committees, shall be provided as
12 early as practicable, but in no event later than 3 days after
13 taking the action to which such notification requirement
14 was applicable, in the context of the circumstances necessi-
15 tating such waiver: Provided further, That any notification
16 provided pursuant to such a waiver shall contain an expla-
17 nation of the emergency circumstances.

18 (b) Drawdowns made pursuant to section 506(a)(2) of
19 the Foreign Assistance Act of 1961 shall be subject to the
20 regular notification procedures of the Committees on Appro-
21 priations.

22 *LIMITATION ON AVAILABILITY OF FUNDS FOR*

23 *INTERNATIONAL ORGANIZATIONS AND PROGRAMS*

24 *SEC. 516. Subject to the regular notification proce-*
25 *dures of the Committees on Appropriations, funds appro-*
26 *priated under this Act or any previously enacted Act mak-*

1 *ing appropriations for foreign operations, export financing,*
2 *and related programs, which are returned or not made*
3 *available for organizations and programs because of the im-*
4 *plementation of section 307(a) of the Foreign Assistance Act*
5 *of 1961, shall remain available for obligation until Sep-*
6 *tember 30, 2002.*

7 *INDEPENDENT STATES OF THE FORMER SOVIET UNION*

8 *SEC. 517. (a) None of the funds appropriated under*
9 *the heading “Assistance for the Independent States of the*
10 *Former Soviet Union” shall be made available for assist-*
11 *ance for a government of an Independent State of the former*
12 *Soviet Union—*

13 *(1) unless that government is making progress in*
14 *implementing comprehensive economic reforms based*
15 *on market principles, private ownership, respect for*
16 *commercial contracts, and equitable treatment of for-*
17 *ign private investment; and*

18 *(2) if that government applies or transfers*
19 *United States assistance to any entity for the purpose*
20 *of expropriating or seizing ownership or control of as-*
21 *sets, investments, or ventures.*

22 *Assistance may be furnished without regard to this sub-*
23 *section if the President determines that to do so is in the*
24 *national interest.*

25 *(b) None of the funds appropriated under the heading*
26 *“Assistance for the Independent States of the Former Soviet*

1 *Union” shall be made available for assistance for a govern-*
2 *ment of an Independent State of the former Soviet Union*
3 *if that government directs any action in violation of the*
4 *territorial integrity or national sovereignty of any other*
5 *Independent State of the former Soviet Union, such as those*
6 *violations included in the Helsinki Final Act: Provided,*
7 *That such funds may be made available without regard to*
8 *the restriction in this subsection if the President determines*
9 *that to do so is in the national security interest of the*
10 *United States.*

11 *(c) None of the funds appropriated under the heading*
12 *“Assistance for the Independent States of the Former Soviet*
13 *Union” shall be made available for any state to enhance*
14 *its military capability: Provided, That this restriction does*
15 *not apply to demilitarization, demining or nonproliferation*
16 *programs.*

17 *(d) Funds appropriated under the heading “Assistance*
18 *for the Independent States of the Former Soviet Union” for*
19 *the Russian Federation, Armenia, Georgia, and Ukraine*
20 *shall be subject to the regular notification procedures of the*
21 *Committees on Appropriations.*

22 *(e) Funds made available in this Act for assistance for*
23 *the Independent States of the former Soviet Union shall be*
24 *subject to the provisions of section 117 (relating to environ-*

1 ment and natural resources) of the Foreign Assistance Act
2 of 1961.

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

15 (g) In issuing new task orders, entering into contracts,
16 or making grants, with funds appropriated in this Act or
17 prior appropriations Acts under the heading "Assistance
18 for the Independent States of the Former Soviet Union" and
19 under comparable headings in prior appropriations Acts,
20 for projects or activities that have as one of their primary
21 purposes the fostering of private sector development, the Co-
22 ordinator for United States Assistance to the New Inde-
23 pendent States and the implementing agency shall encour-
24 age the participation of and give significant weight to con-
25 tractors and grantees who propose investing a significant

1 amount of their own resources (including volunteer services
2 and in-kind contributions) in such projects and activities.

3 *PROHIBITION ON FUNDING FOR ABORTIONS AND*

4 *INVOLUNTARY STERILIZATION*

5 *SEC. 518. None of the funds made available to carry*
6 *out part I of the Foreign Assistance Act of 1961, as amend-*
7 *ed, may be used to pay for the performance of abortions*
8 *as a method of family planning or to motivate or coerce*
9 *any person to practice abortions. None of the funds made*
10 *available to carry out part I of the Foreign Assistance Act*
11 *of 1961, as amended, may be used to pay for the perform-*
12 *ance of involuntary sterilization as a method of family*
13 *planning or to coerce or provide any financial incentive*
14 *to any person to undergo sterilizations. None of the funds*
15 *made available to carry out part I of the Foreign Assistance*
16 *Act of 1961, as amended, may be used to pay for any bio-*
17 *medical research which relates in whole or in part, to meth-*
18 *ods of, or the performance of, abortions or involuntary steri-*
19 *lization as a means of family planning. None of the funds*
20 *made available to carry out part I of the Foreign Assistance*
21 *Act of 1961, as amended, may be obligated or expended for*
22 *any country or organization if the President certifies that*
23 *the use of these funds by any such country or organization*
24 *would violate any of the above provisions related to abor-*
25 *tions and involuntary sterilizations: Provided, That none*

1 *of the funds made available under this Act may be used*
2 *to lobby for or against abortion.*

3 *EXPORT FINANCING TRANSFER AUTHORITIES*

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

15 *SPECIAL NOTIFICATION REQUIREMENTS*

16 *SEC. 520. None of the funds appropriated by this Act*
17 *shall be obligated or expended for Colombia, Haiti, Liberia,*
18 *Serbia, Sudan, Ethiopia, Eritrea, Zimbabwe, Pakistan, or*
19 *the Democratic Republic of Congo except as provided*
20 *through the regular notification procedures of the Commit-*
21 *tees on Appropriations.*

22 *DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY*

23 *SEC. 521. For the purpose of this Act, “program,*
24 *project, and activity” shall be defined at the appropriations*
25 *Act account level and shall include all appropriations and*
26 *authorizations Acts earmarks, ceilings, and limitations*

1 *with the exception that for the following accounts: Economic*
2 *Support Fund and Foreign Military Financing Program,*
3 *“program, project, and activity” shall also be considered*
4 *to include country, regional, and central program level*
5 *funding within each such account; for the development as-*
6 *sistance accounts of the Agency for International Develop-*
7 *ment “program, project, and activity” shall also be consid-*
8 *ered to include central program level funding, either as: (1)*
9 *justified to the Congress; or (2) allocated by the executive*
10 *branch in accordance with a report, to be provided to the*
11 *Committees on Appropriations within 30 days of the enact-*
12 *ment of this Act, as required by section 653(a) of the For-*
13 *ign Assistance Act of 1961.*

14 *CHILD SURVIVAL AND DISEASE PREVENTION ACTIVITIES*

15 *SEC. 522. Up to \$16,000,000 of the funds made avail-*
16 *able by this Act for assistance under the heading “Child*
17 *Survival and Disease Programs Fund”, may be used to re-*
18 *imburse United States Government agencies, agencies of*
19 *State governments, institutions of higher learning, and pri-*
20 *vate and voluntary organizations for the full cost of indi-*
21 *viduals (including for the personal services of such individ-*
22 *uals) detailed or assigned to, or contracted by, as the case*
23 *may be, the Agency for International Development for the*
24 *purpose of carrying out child survival, basic education, and*
25 *infectious disease activities: Provided, That up to*
26 *\$1,500,000 of the funds made available by this Act for as-*

1 *sistance under the heading “Development Assistance” may*
2 *be used to reimburse such agencies, institutions, and orga-*
3 *nizations for such costs of such individuals carrying out*
4 *other development assistance activities: Provided further,*
5 *That funds appropriated by this Act that are made avail-*
6 *able for child survival activities or disease programs includ-*
7 *ing activities relating to research on, and the prevention,*
8 *treatment and control of, Acquired Immune Deficiency*
9 *Syndrome may be made available notwithstanding any*
10 *provision of law that restricts assistance to foreign coun-*
11 *tries: Provided further, That funds appropriated under title*
12 *II of this Act may be made available pursuant to section*
13 *301 of the Foreign Assistance Act of 1961 if a primary pur-*
14 *pose of the assistance is for child survival and related pro-*
15 *grams.*

16 *PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN*
17 *COUNTRIES*

18 *SEC. 523. None of the funds appropriated or otherwise*
19 *made available pursuant to this Act shall be obligated to*
20 *finance indirectly any assistance or reparations to Cuba,*
21 *Iraq, Libya, Iran, Syria, North Korea, or the People’s Re-*
22 *public of China, unless the President of the United States*
23 *certifies that the withholding of these funds is contrary to*
24 *the national interest of the United States.*

1 *NOTIFICATION ON EXCESS DEFENSE EQUIPMENT*

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

15 *AUTHORIZATION REQUIREMENT*

16 *SEC. 525. Funds appropriated by this Act, except*
17 *funds appropriated under the headings “International*
18 *Military Education and Training” and “Foreign Military*
19 *Financing Program”, may be obligated and expended not-*
20 *withstanding section 10 of Public Law 91–672 and section*
21 *15 of the State Department Basic Authorities Act of 1956.*

22 *DEMOCRACY IN CHINA*

23 *SEC. 526. Notwithstanding any other provision of law*
24 *that restricts assistance to foreign countries, funds appro-*
25 *priated by this Act for “Economic Support Fund” may be*
26 *made available to provide general support and grants for*

1 nongovernmental organizations located outside the People's
2 Republic of China that have as their primary purpose fos-
3 tering democracy in that country, and for activities of non-
4 governmental organizations located outside the People's Re-
5 public of China to foster rule of law and democracy in that
6 country: Provided, That none of the funds made available
7 for activities to foster democracy in the People's Republic
8 of China may be made available for assistance to the gov-
9 ernment of that country, except that funds appropriated by
10 this Act under the heading "Economic Support Fund" that
11 are made available for the National Endowment for Democ-
12 racy or its grantees may be made available for activities
13 to foster democracy in that country notwithstanding this
14 proviso and any other provision of law: Provided further,
15 That upon enactment of this Act funds appropriated by this
16 or any prior Acts making appropriations for foreign oper-
17 ations, export financing, and related programs, that are
18 provided to the National Endowment for Democracy shall
19 be provided notwithstanding any other provision of law or
20 regulation: Provided further, That funds made available
21 pursuant to the authority of this section shall be subject
22 to the regular notification procedures of the Committees on
23 Appropriations: Provided further, That notwithstanding
24 any other provision of law, of the funds appropriated by
25 this Act to carry out the provisions of chapter 4 of part

1 *II of the Foreign Assistance Act of 1961, not to exceed*
2 *\$2,000,000 may be made available to nongovernmental or-*
3 *ganizations located outside the People’s Republic of China*
4 *to support activities which preserve cultural traditions and*
5 *promote sustainable development and environmental con-*
6 *servation in Tibetan communities in that country: Provided*
7 *further, That the final proviso in section 526 of the Foreign*
8 *Operations, Export Financing, and Related Programs Ap-*
9 *propriations Act, 2000 (as enacted into law by section*
10 *1000(a)(2) of Public Law 106–113) is amended by striking*
11 *“Robert F. Kennedy Memorial Center for Human Rights”*
12 *and inserting “Jamestown Foundation”.*

13 *PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST*
14 *COUNTRIES*

15 *SEC. 527. (a) Funds appropriated for bilateral assist-*
16 *ance under any heading of this Act and funds appropriated*
17 *under any such heading in a provision of law enacted prior*
18 *to the enactment of this Act, shall not be made available*
19 *to any country which the President determines—*

20 *(1) grants sanctuary from prosecution to any in-*
21 *dividual or group which has committed an act of*
22 *international terrorism; or*

23 *(2) otherwise supports international terrorism.*

24 *(b) The President may waive the application of sub-*
25 *section (a) to a country if the President determines that*
26 *national security or humanitarian reasons justify such*

1 *waiver. The President shall publish each waiver in the Fed-*
2 *eral Register and, at least 15 days before the waiver takes*
3 *effect, shall notify the Committees on Appropriations of the*
4 *waiver (including the justification for the waiver) in ac-*
5 *cordance with the regular notification procedures of the*
6 *Committees on Appropriations.*

7 *REPORT ON IMPLEMENTATION OF SUPPLEMENTAL*
8 *APPROPRIATIONS*

9 *SEC. 528. (a) Beginning not later than January 1,*
10 *2001, the Secretary of State shall provide quarterly reports*
11 *to the Committees on Appropriations providing informa-*
12 *tion on the use of funds appropriated in title VI of the For-*
13 *ign Operations, Export Financing, and Related Programs*
14 *Appropriations Act, 2000 (as enacted into law by section*
15 *1000(a)(2) of Public Law 106–113). Each report shall in-*
16 *clude the following—*

17 *(1) the current and projected status of obliga-*
18 *tions and expenditures by appropriations account, by*
19 *country, and by program, project, and activity;*

20 *(2) the contractors and subcontractors engaged*
21 *in activities funded from appropriations contained in*
22 *title VI; and*

23 *(3) the procedures and processes under which de-*
24 *isions have been or will be made on which programs,*
25 *projects, and activities are funded through appropri-*
26 *ations contained in title VI.*

1 *Peru has not made substantial progress, no funds appro-*
2 *priated by this Act may be made available for assistance*
3 *for the Central Government of Peru.*

4 *(c) Of the funds appropriated by this Act, not less than*
5 *\$2,000,000 should be made available to support the work*
6 *of nongovernmental organizations and the Organization of*
7 *American States in promoting free and fair elections, demo-*
8 *cratic institutions, and human rights in Peru.*

9 *DEBT-FOR-DEVELOPMENT*

10 *SEC. 531. In order to enhance the continued participa-*
11 *tion of nongovernmental organizations in economic assist-*
12 *ance activities under the Foreign Assistance Act of 1961,*
13 *including endowments, debt-for-development and debt-for-*
14 *nature exchanges, a nongovernmental organization which*
15 *is a grantee or contractor of the Agency for International*
16 *Development may place in interest bearing accounts funds*
17 *made available under this Act or prior Acts or local cur-*
18 *rencies which accrue to that organization as a result of eco-*
19 *nomie assistance provided under title II of this Act and*
20 *any interest earned on such investment shall be used for*
21 *the purpose for which the assistance was provided to that*
22 *organization.*

23 *SEPARATE ACCOUNTS*

24 *SEC. 532. (a) SEPARATE ACCOUNTS FOR LOCAL CUR-*
25 *RENCIES.—(1) If assistance is furnished to the government*
26 *of a foreign country under chapters 1 and 10 of part I or*

1 *chapter 4 of part II of the Foreign Assistance Act of 1961*
2 *under agreements which result in the generation of local*
3 *currencies of that country, the Administrator of the Agency*
4 *for International Development shall—*

5 (A) *require that local currencies be deposited in*
6 *a separate account established by that government;*

7 (B) *enter into an agreement with that govern-*
8 *ment which sets forth—*

9 (i) *the amount of the local currencies to be*
10 *generated; and*

11 (ii) *the terms and conditions under which*
12 *the currencies so deposited may be utilized, con-*
13 *sistent with this section; and*

14 (C) *establish by agreement with that government*
15 *the responsibilities of the Agency for International*
16 *Development and that government to monitor and ac-*
17 *count for deposits into and disbursements from the*
18 *separate account.*

19 (2) *USES OF LOCAL CURRENCIES.—As may be agreed*
20 *upon with the foreign government, local currencies depos-*
21 *ited in a separate account pursuant to subsection (a), or*
22 *an equivalent amount of local currencies, shall be used*
23 *only—*

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

4 (i) project and sector assistance activities;

5 or

6 (ii) debt and deficit financing; or

7 (B) for the administrative requirements of the
8 United States Government.

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

15 (4) *TERMINATION OF ASSISTANCE PROGRAMS.*—Upon
16 termination of assistance to a country under chapter 1 or
17 10 of part I or chapter 4 of part II (as the case may be),
18 any unencumbered balances of funds which remain in a
19 separate account established pursuant to subsection (a)
20 shall be disposed of for such purposes as may be agreed to
21 by the government of that country and the United States
22 Government.

23 (5) *REPORTING REQUIREMENT.*—The Administrator
24 of the Agency for International Development shall report
25 on an annual basis as part of the justification documents

1 *submitted to the Committees on Appropriations on the use*
2 *of local currencies for the administrative requirements of*
3 *the United States Government as authorized in subsection*
4 *(a)(2)(B), and such report shall include the amount of local*
5 *currency (and United States dollar equivalent) used and/*
6 *or to be used for such purpose in each applicable country.*

7 **(b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—(1)**
8 *If assistance is made available to the government of a for-*
9 *eign country, under chapter 1 or 10 of part I or chapter*
10 *4 of part II of the Foreign Assistance Act of 1961, as cash*
11 *transfer assistance or as nonproject sector assistance, that*
12 *country shall be required to maintain such funds in a sepa-*
13 *rate account and not commingle them with any other funds.*

14 **(2) APPLICABILITY OF OTHER PROVISIONS OF LAW.—**
15 *Such funds may be obligated and expended notwithstanding*
16 *provisions of law which are inconsistent with the nature*
17 *of this assistance including provisions which are referenced*
18 *in the Joint Explanatory Statement of the Committee of*
19 *Conference accompanying House Joint Resolution 648*
20 *(House Report No. 98–1159).*

21 **(3) NOTIFICATION.—***At least 15 days prior to obli-*
22 *gating any such cash transfer or nonproject sector assist-*
23 *ance, the President shall submit a notification through the*
24 *regular notification procedures of the Committees on Appro-*
25 *priations, which shall include a detailed description of how*

1 *the funds proposed to be made available will be used, with*
2 *a discussion of the United States interests that will be*
3 *served by the assistance (including, as appropriate, a de-*
4 *scription of the economic policy reforms that will be pro-*
5 *moted by such assistance).*

6 (4) *EXEMPTION.—Nonproject sector assistance funds*
7 *may be exempt from the requirements of subsection (b)(1)*
8 *only through the notification procedures of the Committees*
9 *on Appropriations.*

10 *COMPENSATION FOR UNITED STATES EXECUTIVE*

11 *DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS*

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

25 (b) *For purposes of this section, “international finan-*
26 *cial institutions” are: the International Bank for Recon-*

1 *struction and Development, the Inter-American Develop-*
2 *ment Bank, the Asian Development Bank, the Asian Devel-*
3 *opment Fund, the African Development Bank, the African*
4 *Development Fund, the International Monetary Fund, the*
5 *North American Development Bank, and the European*
6 *Bank for Reconstruction and Development.*

7 *COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST*
8 *IRAQ*

9 *SEC. 534. None of the funds appropriated or otherwise*
10 *made available pursuant to this Act to carry out the For-*
11 *ign Assistance Act of 1961 (including title IV of chapter*
12 *2 of part I, relating to the Overseas Private Investment Cor-*
13 *poration) or the Arms Export Control Act may be used to*
14 *provide assistance to any country that is not in compliance*
15 *with the United Nations Security Council sanctions against*
16 *Iraq unless the President determines and so certifies to the*
17 *Congress that—*

18 *(1) such assistance is in the national interest of*
19 *the United States;*

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

22 *(3) the assistance to be provided will be humani-*
23 *tarian assistance for foreign nationals who have fled*
24 *Iraq and Kuwait.*

1 *AUTHORITIES FOR THE PEACE CORPS, INTERNATIONAL*
2 *FUND FOR AGRICULTURAL DEVELOPMENT, INTER-*
3 *AMERICAN FOUNDATION AND AFRICAN DEVELOPMENT*
4 *FOUNDATION*

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

16 *(b) Unless expressly provided to the contrary, limita-*
17 *tions on the availability of funds for “International Orga-*
18 *nizations and Programs” in this or any other Act, includ-*
19 *ing prior appropriations Acts, shall not be construed to be*
20 *applicable to the International Fund for Agricultural De-*
21 *velopment.*

22 *IMPACT ON JOBS IN THE UNITED STATES*

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

25 *(a) any financial incentive to a business enter-*
26 *prise currently located in the United States for the*

1 *purpose of inducing such an enterprise to relocate*
2 *outside the United States if such incentive or induce-*
3 *ment is likely to reduce the number of employees of*
4 *such business enterprise in the United States because*
5 *United States production is being replaced by such*
6 *enterprise outside the United States;*

7 *(b) assistance for the purpose of establishing or*
8 *developing in a foreign country any export processing*
9 *zone or designated area in which the tax, tariff, labor,*
10 *environment, and safety laws of that country do not*
11 *apply, in part or in whole, to activities carried out*
12 *within that zone or area, unless the President deter-*
13 *mines and certifies that such assistance is not likely*
14 *to cause a loss of jobs within the United States; or*

15 *(c) assistance for any project or activity that*
16 *contributes to the violation of internationally recog-*
17 *nized workers rights, as defined in section 502(a)(4)*
18 *of the Trade Act of 1974, of workers in the recipient*
19 *country, including any designated zone or area in*
20 *that country: Provided, That in recognition that the*
21 *application of this subsection should be commensurate*
22 *with the level of development of the recipient country*
23 *and sector, the provisions of this subsection shall not*
24 *preclude assistance for the informal sector in such*

1 coal technology. In furtherance of that policy, the Secretary
2 of State, the Secretary of the Treasury (acting through the
3 United States executive directors to international financial
4 institutions), the Secretary of Energy, and the Adminis-
5 trator of the United States Agency for International Devel-
6 opment (USAID) should, as appropriate, vigorously pro-
7 mote the use of United States clean coal technology in envi-
8 ronmental and energy infrastructure programs, projects
9 and activities. Programs, projects and activities for which
10 the use of such technology should be considered include re-
11 construction assistance for the Balkans, activities carried
12 out by the Global Environment Facility, and activities
13 funded from USAID's Development Credit Authority.

14 *SPECIAL AUTHORITIES*

15 *SEC. 538. (a) AFGHANISTAN, LEBANON, MONTENEGRO,*
16 *VICTIMS OF WAR, DISPLACED CHILDREN, AND DISPLACED*
17 *BURMESE.—Funds appropriated in titles I and II of this*
18 *Act that are made available for Afghanistan, Lebanon,*
19 *Montenegro, and for victims of war, displaced children, and*
20 *displaced Burmese, may be made available notwithstanding*
21 *any other provision of law: Provided, That any such funds*
22 *that are made available for Cambodia shall be subject to*
23 *the provisions of section 531(e) of the Foreign Assistance*
24 *Act of 1961 and section 906 of the International Security*
25 *and Development Cooperation Act of 1985.*

1 (b) *TROPICAL FORESTRY AND BIODIVERSITY CON-*
2 *SERVATION ACTIVITIES.*—*Funds appropriated by this Act*
3 *to carry out the provisions of sections 103 through 106, and*
4 *chapter 4 of part II, of the Foreign Assistance Act of 1961*
5 *may be used, notwithstanding any other provision of law,*
6 *for the purpose of supporting tropical forestry and biodiver-*
7 *sity conservation activities and, subject to the regular noti-*
8 *fication procedures of the Committees on Appropriations,*
9 *energy programs aimed at reducing greenhouse gas emis-*
10 *sions: Provided, That such assistance shall be subject to sec-*
11 *tions 116, 502B, and 620A of the Foreign Assistance Act*
12 *of 1961.*

13 (c) *PERSONAL SERVICES CONTRACTORS.*—*Funds ap-*
14 *propriated by this Act to carry out chapter 1 of part I,*
15 *chapter 4 of part II, and section 667 of the Foreign Assist-*
16 *ance Act of 1961, and title II of the Agricultural Trade*
17 *Development and Assistance Act of 1954, may be used by*
18 *the Agency for International Development to employ up to*
19 *25 personal services contractors in the United States, not-*
20 *withstanding any other provision of law, for the purpose*
21 *of providing direct, interim support for new or expanded*
22 *overseas programs and activities and managed by the agen-*
23 *cy until permanent direct hire personnel are hired and*
24 *trained: Provided, That not more than 10 of such contrac-*
25 *tors shall be assigned to any bureau or office: Provided fur-*

1 *ther, That such funds appropriated to carry out the Foreign*
2 *Assistance Act of 1961 may be made available for personal*
3 *services contractors assigned only to the Office of Health*
4 *and Nutrition; the Office of Procurement; the Bureau for*
5 *Africa; the Bureau for Latin America and the Caribbean;*
6 *and the Bureau for Asia and the Near East: Provided fur-*
7 *ther, That such funds appropriated to carry out title II of*
8 *the Agricultural Trade Development and Assistance Act of*
9 *1954, may be made available only for personal services con-*
10 *tractors assigned to the Office of Food for Peace.*

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

17 *(2) PERIOD OF APPLICATION OF WAIVER.—Any waiv-*
18 *er pursuant to paragraph (1) shall be effective for no more*
19 *than a period of 6 months at a time and shall not apply*
20 *beyond 12 months after the enactment of this Act.*

21 *POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT OF*
22 *ISRAEL AND NORMALIZING RELATIONS WITH ISRAEL*

23 *SEC. 539. It is the sense of the Congress that—*

24 *(1) the Arab League countries should imme-*
25 *diately and publicly renounce the primary boycott of*
26 *Israel and the secondary and tertiary boycott of*

1 *American firms that have commercial ties with Israel*
2 *and should normalize their relations with Israel;*

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

6 *(3) the fact that only three Arab countries main-*
7 *tain full diplomatic relations with Israel is also of*
8 *deep concern;*

9 *(4) the Arab League should immediately rescind*
10 *its decision on the boycott and its members should de-*
11 *velop normal relations with their neighbor Israel; and*

12 *(5) the President should—*

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

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

1 (C) report to Congress annually on the spe-
2 cific steps being taken by the United States and
3 the progress achieved to bring about a public re-
4 nunciation of the Arab primary boycott of Israel
5 and the secondary and tertiary boycotts of Amer-
6 ican firms that have commercial relations with
7 Israel and to expand the process of normalizing
8 ties between Arab League countries and Israel;
9 and

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

14 ADMINISTRATION OF JUSTICE ACTIVITIES

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

1 *ELIGIBILITY FOR ASSISTANCE*

2 *SEC. 541. (a) ASSISTANCE THROUGH NONGOVERN-*
3 *MENTAL ORGANIZATIONS.—Restrictions contained in this*
4 *or any other Act with respect to assistance for a country*
5 *shall not be construed to restrict assistance in support of*
6 *programs of nongovernmental organizations from funds ap-*
7 *propriated by this Act to carry out the provisions of chap-*
8 *ters 1, 10, 11, and 12 of part I and chapter 4 of part II*
9 *of the Foreign Assistance Act of 1961, and from funds ap-*
10 *propriated under the heading “Assistance for Eastern Eu-*
11 *rope and the Baltic States”: Provided, That the President*
12 *shall take into consideration, in any case in which a restric-*
13 *tion on assistance would be applicable but for this sub-*
14 *section, whether assistance in support of programs of non-*
15 *governmental organizations is in the national interest of*
16 *the United States: Provided further, That before using the*
17 *authority of this subsection to furnish assistance in support*
18 *of programs of nongovernmental organizations, the Presi-*
19 *dent shall notify the Committees on Appropriations under*
20 *the regular notification procedures of those committees, in-*
21 *cluding a description of the program to be assisted, the as-*
22 *sistance to be provided, and the reasons for furnishing such*
23 *assistance: Provided further, That nothing in this sub-*
24 *section shall be construed to alter any existing statutory*

1 *prohibitions against abortion or involuntary sterilizations*
2 *contained in this or any other Act.*

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

12 (c) *EXCEPTION.—This section shall not apply—*

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

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

21 *EARMARKS*

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

1 *respect to a country with which the United States has an*
2 *agreement providing the United States with base rights or*
3 *base access in that country, if the President determines that*
4 *the recipient for which funds are earmarked has signifi-*
5 *cantly reduced its military or economic cooperation with*
6 *the United States since the enactment of the Foreign Oper-*
7 *ations, Export Financing, and Related Programs Appro-*
8 *priations Act, 1991; however, before exercising the authority*
9 *of this subsection with regard to a base rights or base access*
10 *country which has significantly reduced its military or eco-*
11 *nomie cooperation with the United States, the President*
12 *shall consult with, and shall provide a written policy jus-*
13 *tification to the Committees on Appropriations: Provided,*
14 *That any such reprogramming shall be subject to the reg-*
15 *ular notification procedures of the Committees on Appro-*
16 *priations: Provided further, That assistance that is repro-*
17 *grammed pursuant to this subsection shall be made avail-*
18 *able under the same terms and conditions as originally pro-*
19 *vided.*

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

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

9 *CEILINGS AND EARMARKS*

10 *SEC. 543. Ceilings and earmarks contained in this Act*
11 *shall not be applicable to funds or authorities appropriated*
12 *or otherwise made available by any subsequent Act unless*
13 *such Act specifically so directs. Earmarks or minimum*
14 *funding requirements contained in any other Act shall not*
15 *be applicable to funds appropriated by this Act.*

16 *PROHIBITION ON PUBLICITY OR PROPAGANDA*

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

23 *PURCHASE OF AMERICAN-MADE EQUIPMENT AND*

24 *PRODUCTS*

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

1 *ican resources, including commodities, products, and serv-*
2 *ices.*

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

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

13 *(d) The Secretary of the Treasury shall report to Con-*
14 *gress annually on the efforts of the heads of each Federal*
15 *agency and the United States directors of international fi-*
16 *ancial institutions (as referenced in section 514) in com-*
17 *plying with this sense of the Congress.*

18 *PROHIBITION OF PAYMENTS TO UNITED NATIONS MEMBERS*

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

1 *country's delegation at international conferences held under*
2 *the auspices of multilateral or international organizations.*

3 *CONSULTING SERVICES*

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

12 *PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION*

13 *SEC. 548. None of the funds appropriated or made*
14 *available pursuant to this Act shall be available to a private*
15 *voluntary organization which fails to provide upon timely*
16 *request any document, file, or record necessary to the audit-*
17 *ing requirements of the Agency for International Develop-*
18 *ment.*

19 *PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS*
20 *THAT EXPORT LETHAL MILITARY EQUIPMENT TO*
21 *COUNTRIES SUPPORTING INTERNATIONAL TERRORISM*

22 *SEC. 549. (a) None of the funds appropriated or other-*
23 *wise made available by this Act may be available to any*
24 *foreign government which provides lethal military equip-*
25 *ment to a country the government of which the Secretary*
26 *of State has determined is a terrorist government for pur-*

1 *from obligation for such country until the Secretary of State*
2 *certifies and reports in writing to the appropriate congres-*
3 *sional committees that such fines and penalties are fully*
4 *paid to the government of the District of Columbia.*

5 (b) *DEFINITION.*—*For purposes of this section, the*
6 *term “appropriate congressional committees” means the*
7 *Committee on Foreign Relations and the Committee on Ap-*
8 *propriations of the Senate and the Committee on Inter-*
9 *national Relations and the Committee on Appropriations*
10 *of the House of Representatives.*

11 *LIMITATION ON ASSISTANCE FOR THE PLO FOR THE WEST*
12 *BANK AND GAZA*

13 *SEC. 551. None of the funds appropriated by this Act*
14 *may be obligated for assistance for the Palestine Liberation*
15 *Organization for the West Bank and Gaza unless the Presi-*
16 *dent has exercised the authority under section 604(a) of the*
17 *Middle East Peace Facilitation Act of 1995 (title VI of Pub-*
18 *lic Law 104–107) or any other legislation to suspend or*
19 *make inapplicable section 307 of the Foreign Assistance Act*
20 *of 1961 and that suspension is still in effect: Provided, That*
21 *if the President fails to make the certification under section*
22 *604(b)(2) of the Middle East Peace Facilitation Act of 1995*
23 *or to suspend the prohibition under other legislation, funds*
24 *appropriated by this Act may not be obligated for assistance*
25 *for the Palestine Liberation Organization for the West Bank*
26 *and Gaza.*

WAR CRIMES TRIBUNALS DRAWDOWN

1
2 *SEC. 552. If the President determines that doing so*
3 *will contribute to a just resolution of charges regarding*
4 *genocide or other violations of international humanitarian*
5 *law, the President may direct a drawdown pursuant to sec-*
6 *tion 552(c) of the Foreign Assistance Act of 1961, as amend-*
7 *ed, of up to \$30,000,000 of commodities and services for*
8 *the United Nations War Crimes Tribunal established with*
9 *regard to the former Yugoslavia by the United Nations Se-*
10 *curity Council or such other tribunals or commissions as*
11 *the Council may establish to deal with such violations,*
12 *without regard to the ceiling limitation contained in para-*
13 *graph (2) thereof: Provided, That the determination re-*
14 *quired under this section shall be in lieu of any determina-*
15 *tions otherwise required under section 552(c): Provided fur-*
16 *ther, That 60 days after the date of the enactment of this*
17 *Act, and every 180 days thereafter until September 30,*
18 *2001, the Secretary of State shall submit a report to the*
19 *Committees on Appropriations describing the steps the*
20 *United States Government is taking to collect information*
21 *regarding allegations of genocide or other violations of*
22 *international law in the former Yugoslavia and to furnish*
23 *that information to the United Nations War Crimes Tri-*
24 *bunal for the former Yugoslavia: Provided further, That the*
25 *drawdown made under this section for any tribunal shall*

1 *not be construed as an endorsement or precedent for the es-*
2 *tablishment of any standing or permanent international*
3 *criminal tribunal or court: Provided further, That funds*
4 *made available for tribunals other than Yugoslavia or*
5 *Rwanda shall be made available subject to the regular noti-*
6 *fication procedures of the Committees on Appropriations.*

7 *LANDMINES*

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

16 *RESTRICTIONS CONCERNING THE PALESTINIAN AUTHORITY*

17 *SEC. 554. None of the funds appropriated by this Act*
18 *may be obligated or expended to create in any part of Jeru-*
19 *salem a new office of any department or agency of the*
20 *United States Government for the purpose of conducting of-*
21 *ficial United States Government business with the Pales-*
22 *tinian Authority over Gaza and Jericho or any successor*
23 *Palestinian governing entity provided for in the Israel-PLO*
24 *Declaration of Principles: Provided, That this restriction*
25 *shall not apply to the acquisition of additional space for*
26 *the existing Consulate General in Jerusalem: Provided fur-*

1 *ther, That meetings between officers and employees of the*
2 *United States and officials of the Palestinian Authority, or*
3 *any successor Palestinian governing entity provided for in*
4 *the Israel-PLO Declaration of Principles, for the purpose*
5 *of conducting official United States Government business*
6 *with such authority should continue to take place in loca-*
7 *tions other than Jerusalem. As has been true in the past,*
8 *officers and employees of the United States Government*
9 *may continue to meet in Jerusalem on other subjects with*
10 *Palestinians (including those who now occupy positions in*
11 *the Palestinian Authority), have social contacts, and have*
12 *incidental discussions.*

13 *PROHIBITION OF PAYMENT OF CERTAIN EXPENSES*

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

22 *(1) alcoholic beverages; or*

23 *(2) entertainment expenses for activities that are*
24 *substantially of a recreational character, including*
25 *entrance fees at sporting events and amusement*
26 *parks.*

1 *SPECIAL DEBT RELIEF FOR THE POOREST*

2 *SEC. 556. (a) AUTHORITY TO REDUCE DEBT.—The*
3 *President may reduce amounts owed to the United States*
4 *(or any agency of the United States) by an eligible country*
5 *as a result of—*

6 (1) *guarantees issued under sections 221 and 222*
7 *of the Foreign Assistance Act of 1961;*

8 (2) *credits extended or guarantees issued under*
9 *the Arms Export Control Act; or*

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

20 (b) *LIMITATIONS.—*

21 (1) *The authority provided by subsection (a)*
22 *may be exercised only to implement multilateral offi-*
23 *cial debt relief and referendum agreements, commonly*
24 *referred to as “Paris Club Agreed Minutes”.*

1 (2) *The authority provided by subsection (a)*
2 *may be exercised only in such amounts or to such ex-*
3 *tent as is provided in advance by appropriations*
4 *Acts.*

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

12 (c) *CONDITIONS.—The authority provided by sub-*
13 *section (a) may be exercised only with respect to a country*
14 *whose government—*

15 (1) *does not have an excessive level of military*
16 *expenditures;*

17 (2) *has not repeatedly provided support for acts*
18 *of international terrorism;*

19 (3) *is not failing to cooperate on international*
20 *narcotics control matters;*

21 (4) *(including its military or other security*
22 *forces) does not engage in a consistent pattern of gross*
23 *violations of internationally recognized human rights;*
24 *and*

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

4 (d) AVAILABILITY OF FUNDS.—The authority provided
5 by subsection (a) may be used only with regard to funds
6 appropriated by this Act under the heading “Debt Restruc-
7 turing”.

8 (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A reduc-
9 tion of debt pursuant to subsection (a) shall not be consid-
10 ered assistance for purposes of any provision of law lim-
11 iting assistance to a country. The authority provided by
12 subsection (a) may be exercised notwithstanding section
13 620(r) of the Foreign Assistance Act of 1961 or section 321
14 of the International Development and Food Assistance Act
15 of 1975.

16 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES

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

19 (1) AUTHORITY TO SELL, REDUCE, OR CANCEL
20 CERTAIN LOANS.—Notwithstanding any other provi-
21 sion of law, the President may, in accordance with
22 this section, sell to any eligible purchaser any
23 concessional loan or portion thereof made before Jan-
24 uary 1, 1995, pursuant to the Foreign Assistance Act
25 of 1961, to the government of any eligible country as
26 defined in section 702(6) of that Act or on receipt of

1 *payment from an eligible purchaser, reduce or cancel*
2 *such loan or portion thereof, only for the purpose of*
3 *facilitating—*

4 (A) *debt-for-equity swaps, debt-for-develop-*
5 *ment swaps, or debt-for-nature swaps; or*

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

22 (2) *TERMS AND CONDITIONS.—Notwithstanding*
23 *any other provision of law, the President shall, in ac-*
24 *cordance with this section, establish the terms and*

1 *conditions under which loans may be sold, reduced, or*
2 *canceled pursuant to this section.*

3 (3) *ADMINISTRATION.*—*The Facility, as defined*
4 *in section 702(8) of the Foreign Assistance Act of*
5 *1961, shall notify the administrator of the agency*
6 *primarily responsible for administering part I of the*
7 *Foreign Assistance Act of 1961 of purchasers that the*
8 *President has determined to be eligible, and shall di-*
9 *rect such agency to carry out the sale, reduction, or*
10 *cancellation of a loan pursuant to this section. Such*
11 *agency shall make an adjustment in its accounts to*
12 *reflect the sale, reduction, or cancellation.*

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

18 (b) *DEPOSIT OF PROCEEDS.*—*The proceeds from the*
19 *sale, reduction, or cancellation of any loan sold, reduced,*
20 *or canceled pursuant to this section shall be deposited in*
21 *the United States Government account or accounts estab-*
22 *lished for the repayment of such loan.*

23 (c) *ELIGIBLE PURCHASERS.*—*A loan may be sold pur-*
24 *suant to subsection (a)(1)(A) only to a purchaser who pre-*
25 *sents plans satisfactory to the President for using the loan*

1 *operating with United States efforts to interdict illicit*
2 *drug traffic through Haiti to the United States.*

3 *(b) Not more than 11 percent of the funds appropriated*
4 *by this Act to carry out the provisions of sections 103*
5 *through 106 and chapter 4 of part II of the Foreign Assist-*
6 *ance Act of 1961, that are made available for Latin Amer-*
7 *ica and the Caribbean region may be made available,*
8 *through bilateral and Latin America and the Caribbean re-*
9 *gional programs, to provide assistance for any country in*
10 *such region.*

11 *REQUIREMENT FOR DISCLOSURE OF FOREIGN AID IN*

12 *REPORT OF SECRETARY OF STATE*

13 *SEC. 559. (a) FOREIGN AID REPORTING REQUIRE-*
14 *MENT.—In addition to the voting practices of a foreign*
15 *country, the report required to be submitted to Congress*
16 *under section 406(a) of the Foreign Relations Authorization*
17 *Act, fiscal years 1990 and 1991 (22 U.S.C. 2414a), shall*
18 *include a side-by-side comparison of individual countries’*
19 *overall support for the United States at the United Nations*
20 *and the amount of United States assistance provided to*
21 *such country in fiscal year 2000.*

22 *(b) UNITED STATES ASSISTANCE.—For purposes of*
23 *this section, the term “United States assistance” has the*
24 *meaning given the term in section 481(e)(4) of the Foreign*
25 *Assistance Act of 1961 (22 U.S.C. 2291(e)(4)).*

1 *RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO UNITED*
2 *NATIONS AGENCIES*

3 *SEC. 560. (a) PROHIBITION ON VOLUNTARY CON-*
4 *TRIBUTIONS FOR THE UNITED NATIONS.—None of the funds*
5 *appropriated by this Act may be made available to pay*
6 *any voluntary contribution of the United States to the*
7 *United Nations (including the United Nations Development*
8 *Program) if the United Nations implements or imposes any*
9 *taxation on any United States persons.*

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

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

22 *(1) a natural person who is a citizen or national*
23 *of the United States; or*

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

3 *LIMITATION ON ASSISTANCE TO SECURITY FORCES*

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

23 *RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING*

24 *SANCTUARY TO INDICTED WAR CRIMINALS*

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

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

4 *(b) MULTILATERAL ASSISTANCE.—*

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

12 *(2) NOTIFICATION.—Not less than 15 days before*
13 *any vote in an international financial institution re-*
14 *garding the extension of financial or technical assist-*
15 *ance or grants to any country or entity described in*
16 *subsection (e), the Secretary of the Treasury, in con-*
17 *sultation with the Secretary of State, shall provide to*
18 *the Committee on Appropriations and the Committee*
19 *on Foreign Relations of the Senate and the Committee*
20 *on Appropriations and the Committee on Banking*
21 *and Financial Services of the House of Representa-*
22 *tives a written justification for the proposed assist-*
23 *ance, including an explanation of the United States*
24 *position regarding any such vote, as well as a de-*
25 *scription of the location of the proposed assistance by*

1 *municipality, its purpose, and its intended bene-*
2 *ficiaries.*

3 (3) *DEFINITION.*—*The term “international fi-*
4 *nancial institution” includes the International Mone-*
5 *tary Fund, the International Bank for Reconstruction*
6 *and Development, the International Development As-*
7 *sociation, the International Finance Corporation, the*
8 *Multilateral Investment Guaranty Agency, and the*
9 *European Bank for Reconstruction and Development.*

10 (c) *EXCEPTIONS.*—

11 (1) *IN GENERAL.*—*Subject to paragraph (2), sub-*
12 *sections (a) and (b) shall not apply to the provision*
13 *of—*

14 (A) *humanitarian assistance;*

15 (B) *democratization assistance;*

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

1 (D) *small-scale assistance projects or activi-*
2 *ties requested by United States Armed Forces*
3 *that promote good relations between such forces*
4 *and the officials and citizens of the areas in the*
5 *United States SFOR sector of Bosnia;*

6 (E) *implementation of the Brcko Arbitral*
7 *Decision;*

8 (F) *lending by the international financial*
9 *institutions to a country or entity to support*
10 *common monetary and fiscal policies at the na-*
11 *tional level as contemplated by the Dayton*
12 *Agreement;*

13 (G) *direct lending to a non-sanctioned enti-*
14 *ty, or lending passed on by the national govern-*
15 *ment to a non-sanctioned entity; or*

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

19 (I) *assistance to refugees and internally dis-*
20 *placed persons returning to their homes in Bos-*
21 *nia from which they had been forced to leave on*
22 *the basis of their ethnicity.*

23 (2) *NOTIFICATION.*—*Every 60 days the Secretary*
24 *of State, in consultation with the Administrator of*
25 *the Agency for International Development, shall pub-*

1 *lish in the Federal Register and/or in a comparable*
2 *publicly accessible document or Internet site, a listing*
3 *and justification of any assistance that is obligated*
4 *within that period of time for any country, entity, or*
5 *municipality described in subsection (e), including a*
6 *description of the purpose of the assistance, project*
7 *and its location, by municipality.*

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

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

17 *(2) no assistance (other than emergency foods or*
18 *medical assistance or demining assistance) may be*
19 *made available by this Act, or any prior Act making*
20 *appropriations for foreign operations, export financ-*
21 *ing and related programs for any program, project,*
22 *or activity in any sanctioned country, entity, or mu-*
23 *nicipality described in subsection (e) in which a per-*
24 *son publicly indicted by the Tribunal is in residence*
25 *or is engaged in extended activity and competent*

1 *local authorities have failed to notify the Tribunal or*
2 *failed to take necessary and significant steps to ap-*
3 *prehend and transfer such persons to the Tribunal or*
4 *in which competent local authorities have obstructed*
5 *the work of the Tribunal.*

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

13 (f) *SPECIAL RULE.—Subject to subsection (d), sub-*
14 *sections (a) and (b) shall not apply to the provision of as-*
15 *sistance to an entity that is not a sanctioned entity, not-*
16 *withstanding that such entity may be within a sanctioned*
17 *country, if the Secretary of State determines and so reports*
18 *to the appropriate congressional committees that providing*
19 *assistance to that entity would promote peace and inter-*
20 *nationally recognized human rights by encouraging that en-*
21 *tity to cooperate fully with the Tribunal.*

22 (g) *CURRENT RECORD OF WAR CRIMINALS AND SANC-*
23 *TIONED COUNTRIES, ENTITIES, AND MUNICIPALITIES.—*

24 (1) *IN GENERAL.—The Secretary of State shall*
25 *establish and maintain a current record of the loca-*

1 *tion, including the municipality, if known, of pub-*
2 *licly indicted war criminals and a current record of*
3 *sanctioned countries, entities, and municipalities.*

4 (2) *INFORMATION OF THE DCI AND THE SEC-*
5 *RETARY OF DEFENSE.—The Director of Central Intel-*
6 *ligence and the Secretary of Defense should collect and*
7 *provide to the Secretary of State information con-*
8 *cerning the location, including the municipality, of*
9 *publicly indicted war criminals.*

10 (3) *INFORMATION OF THE TRIBUNAL.—The Sec-*
11 *retary of State shall request that the Tribunal and*
12 *other international organizations and governments*
13 *provide the Secretary of State information concerning*
14 *the location, including the municipality, of publicly*
15 *indicted war criminals and concerning country, enti-*
16 *ty and municipality authorities known to have ob-*
17 *structed the work of the Tribunal.*

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

1 *structed the work of the Tribunal, and on sanctioned*
2 *countries, entities, and municipalities.*

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

10 (h) *WAIVER.*—

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

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

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

20 (i) *TERMINATION OF SANCTIONS.*—The sanctions im-
21 posed pursuant to subsections (a) and (b) with respect to
22 a country or entity shall cease to apply only if the Secretary
23 of State determines and certifies to Congress that the au-
24 thorities of that country, entity, or municipality have ap-

1 *prehended and transferred to the Tribunal all persons who*
2 *have been publicly indicted by the Tribunal.*

3 *(j) DEFINITIONS.—As used in this section—*

4 *(1) COUNTRY.—The term “country” means Bos-*
5 *nia-Herzegovina, Croatia, and Serbia.*

6 *(2) ENTITY.—The term “entity” refers to the*
7 *Federation of Bosnia and Herzegovina, Kosova, Mon-*
8 *tenegro, and the Republika Srpska.*

9 *(3) DAYTON AGREEMENT.—The term “Dayton*
10 *Agreement” means the General Framework Agreement*
11 *for Peace in Bosnia and Herzegovina, together with*
12 *annexes relating thereto, done at Dayton, November*
13 *10 through 16, 1995.*

14 *(4) TRIBUNAL.—The term “Tribunal” means the*
15 *International Criminal Tribunal for the Former*
16 *Yugoslavia.*

17 *(k) ROLE OF HUMAN RIGHTS ORGANIZATIONS AND*
18 *GOVERNMENT AGENCIES.—In carrying out this section, the*
19 *Secretary of State, the Administrator of the Agency for*
20 *International Development, and the executive directors of*
21 *the international financial institutions shall consult with*
22 *representatives of human rights organizations and all gov-*
23 *ernment agencies with relevant information to help prevent*
24 *publicly indicted war criminals from benefiting from any*

1 *financial or technical assistance or grants provided to any*
2 *country or entity described in subsection (e).*

3 *DISCRIMINATION AGAINST MINORITY RELIGIOUS FAITHS IN*
4 *THE RUSSIAN FEDERATION*

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

19 *GREENHOUSE GAS EMISSIONS*

20 *SEC. 566. (a) Funds made available in this Act to sup-*
21 *port programs or activities the primary purpose of which*
22 *is promoting or assisting country participation in the*
23 *Kyoto Protocol to the Framework Convention on Climate*
24 *Change (FCCC) shall only be made available subject to the*
25 *regular notification procedures of the Committees on Appro-*
26 *priations.*

1 *keeping Operations”, for refugees resettling in Israel under*
2 *the heading “Migration and Refugee Assistance”, and for*
3 *assistance for Israel to carry out provisions of chapter 8*
4 *of part II of the Foreign Assistance Act of 1961 under the*
5 *heading “Nonproliferation, Anti-Terrorism, Demining and*
6 *Related Programs”, not more than a total of \$5,241,150,000*
7 *may be made available for Israel, Egypt, Jordan, Lebanon,*
8 *the West Bank and Gaza, the Israel-Lebanon Monitoring*
9 *Group, the Multinational Force and Observers, the Middle*
10 *East Regional Democracy Fund, Middle East Regional Co-*
11 *operation, and Middle East Multilateral Working Groups:*
12 *Provided, That any funds that were appropriated under*
13 *such headings in prior fiscal years and that were at the*
14 *time of the enactment of this Act obligated or allocated for*
15 *other recipients may not during fiscal year 2001 be made*
16 *available for activities that, if funded under this Act, would*
17 *be required to count against this ceiling: Provided further,*
18 *That funds may be made available notwithstanding the re-*
19 *quirements of this section if the President determines and*
20 *certifies to the Committees on Appropriations that it is im-*
21 *portant to the national security interest of the United*
22 *States to do so and any such additional funds shall only*
23 *be provided through the regular notification procedures of*
24 *the Committees on Appropriations.*

1 *the Department of State during fiscal years 2000 and 2001,*
2 *including those proposed for fiscal year 2001. This report*
3 *shall include, for each such military training activity, the*
4 *foreign policy justification and purpose for the training ac-*
5 *tivity, the cost of the training activity, the number of for-*
6 *ign students trained and their units of operation, and the*
7 *location of the training. In addition, this report shall also*
8 *include, with respect to United States personnel, the oper-*
9 *ational benefits to United States forces derived from each*
10 *such training activity and the United States military units*
11 *involved in each such training activity. This report may*
12 *include a classified annex if deemed necessary and appro-*
13 *priate.*

14 *(b) For purposes of this section a report to Congress*
15 *shall be deemed to mean a report to the Appropriations and*
16 *Foreign Relations Committees of the Senate and the Appro-*
17 *priations and International Relations Committees of the*
18 *House of Representatives.*

19 *KOREAN PENINSULA ENERGY DEVELOPMENT ORGANIZATION*

20 *SEC. 572. (a) Of the funds made available under the*
21 *heading “Nonproliferation, Anti-terrorism, Demining and*
22 *Related Programs”, not to exceed \$55,000,000 may be made*
23 *available for the Korean Peninsula Energy Development*
24 *Organization (hereafter referred to in this section as*
25 *“KEDO”), notwithstanding any other provision of law,*

1 *only for the administrative expenses and heavy fuel oil costs*
2 *associated with the Agreed Framework.*

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

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

14 *(2) the parties to the Agreed Framework have*
15 *taken and continue to take demonstrable steps to pur-*
16 *sue the North-South dialogue;*

17 *(3) North Korea is complying with all provisions*
18 *of the Agreed Framework;*

19 *(4) North Korea has not significantly diverted*
20 *assistance provided by the United States for purposes*
21 *for which it was not intended;*

22 *(5) there is no credible evidence that North Korea*
23 *is seeking to develop or acquire the capability to en-*
24 *rich uranium, or any additional capability to repro-*
25 *cess spent nuclear fuel;*

1 (6) *North Korea is complying with its commit-*
2 *ments regarding access to suspect underground con-*
3 *struction at Kumchang-ni;*

4 (7) *there is no credible evidence that North Korea*
5 *is engaged in a nuclear weapons program, including*
6 *efforts to acquire, develop, test, produce, or deploy*
7 *such weapons; and*

8 (8) *the United States is continuing to make sig-*
9 *nificant progress on eliminating the North Korean*
10 *ballistic missile threat, including further missile tests*
11 *and its ballistic missile exports.*

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

19 (d) *The Secretary of State shall, at the time of the an-*
20 *nuual presentation for appropriations, submit a report pro-*
21 *viding a full and detailed accounting of the fiscal year 2002*
22 *request for the United States contribution to KEDO, the*
23 *expected operating budget of KEDO, proposed annual costs*
24 *associated with heavy fuel oil purchases, including unpaid*
25 *debt, and the amount of funds pledged by other donor na-*

1 *tions and organizations to support KEDO activities on a*
2 *per country basis, and other related activities.*

3 *AFRICAN DEVELOPMENT FOUNDATION*

4 *SEC. 573. Funds made available to grantees of the Af-*
5 *rican Development Foundation may be invested pending ex-*
6 *penditure for project purposes when authorized by the*
7 *President of the Foundation: Provided, That interest earned*
8 *shall be used only for the purposes for which the grant was*
9 *made: Provided further, That this authority applies to in-*
10 *terest earned both prior to and following enactment of this*
11 *provision: Provided further, That notwithstanding section*
12 *505(a)(2) of the African Development Foundation Act, in*
13 *exceptional circumstances the board of directors of the*
14 *Foundation may waive the \$250,000 limitation contained*
15 *in that section with respect to a project: Provided further,*
16 *That the Foundation shall provide a report to the Commit-*
17 *tees on Appropriations in advance of exercising such waiver*
18 *authority.*

19 *PROHIBITION ON ASSISTANCE TO THE PALESTINIAN*

20 *BROADCASTING CORPORATION*

21 *SEC. 574. None of the funds appropriated or otherwise*
22 *made available by this Act may be used to provide equip-*
23 *ment, technical support, consulting services, or any other*
24 *form of assistance to the Palestinian Broadcasting Corpora-*
25 *tion.*

IRAQ

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2 *SEC. 575. Notwithstanding any other provision of law,*
3 *of the funds appropriated under the heading “Economic*
4 *Support Fund”, not less than \$25,000,000 shall be made*
5 *available for programs benefiting the Iraqi people, of which*
6 *not less than \$12,000,000 should be made available for food,*
7 *medicine, and other humanitarian assistance (including re-*
8 *lated administrative, communications, logistical, and*
9 *transportation costs) to be provided to the Iraqi people in-*
10 *side Iraq: Provided, That such assistance should be provided*
11 *through the Iraqi National Congress Support Foundation*
12 *or the Iraqi National Congress: Provided further, That not*
13 *less than \$6,000,000 of the amounts made available for pro-*
14 *grams benefiting the Iraqi people should be made available*
15 *to the Iraqi National Congress Support Foundation or the*
16 *Iraqi National Congress for the production and broad-*
17 *casting inside Iraq of radio and satellite television pro-*
18 *gramming: Provided further, That funds may be made*
19 *available to support efforts to bring about political transi-*
20 *tion in Iraq which may be made available only to Iraqi*
21 *opposition groups designated under the Iraq Liberation Act*
22 *(Public Law 105–338) for political, economic, humani-*
23 *tarian, and other activities of such groups, and not to ex-*
24 *ceed \$2,000,000 may be made available for groups and ac-*
25 *tivities seeking the prosecution of Saddam Hussein and*

1 *other Iraqi government officials for war crimes: Provided*
2 *further, That none of these funds may be made available*
3 *for administrative expenses of the Department of State:*
4 *Provided further, That the President shall, not later than*
5 *60 days after the date of enactment of this Act, submit to*
6 *the Committees on Appropriations of the Senate and the*
7 *House of Representatives a plan (in classified or unclassi-*
8 *fied form) for the transfer to the Iraqi National Congress*
9 *Support Foundation or the Iraqi National Congress of hu-*
10 *manitarian assistance for the Iraqi people pursuant to this*
11 *paragraph, and for the commencement of broadcasting op-*
12 *erations pursuant to this paragraph.*

13 *AGENCY FOR INTERNATIONAL DEVELOPMENT BUDGET*

14 *JUSTIFICATION*

15 *SEC. 576. The Agency for International Development*
16 *shall submit to the Committees on Appropriations a de-*
17 *tailed budget justification that is consistent with the re-*
18 *quirements of section 515, for each fiscal year. The Agency*
19 *shall submit to the Committees on Appropriations a pro-*
20 *posed budget justification format no later than November*
21 *15, 2000, or 30 days after the enactment of this Act, which-*
22 *ever occurs later. The proposed format shall include how*
23 *the Agency's budget justification will address: (1) estimated*
24 *levels of obligations for the current fiscal year and actual*
25 *levels for the 2 previous fiscal years; (2) the President's re-*
26 *quest for new budget authority and estimated carryover*

1 *obligational authority for the budget year; (3) the*
2 *disaggregation of budget data and staff levels by program*
3 *and activity for each bureau, field mission, and central of-*
4 *fice; and (4) the need for a user-friendly, transparent budget*
5 *narrative.*

6 *KYOTO PROTOCOL*

7 *SEC. 577. None of the funds appropriated by this Act*
8 *shall be used to propose or issue rules, regulations, decrees,*
9 *or orders for the purpose of implementation, or in prepara-*
10 *tion for implementation, of the Kyoto Protocol, which was*
11 *adopted on December 11, 1997, in Kyoto, Japan, at the*
12 *Third Conference of the Parties to the United States Frame-*
13 *work Convention on Climate Change, which has not been*
14 *submitted to the Senate for advice and consent to ratifica-*
15 *tion pursuant to article II, section 2, clause 2, of the United*
16 *States Constitution, and which has not entered into force*
17 *pursuant to article 25 of the Protocol.*

18 *WEST BANK AND GAZA PROGRAM*

19 *SEC. 578. For fiscal year 2001, 30 days prior to the*
20 *initial obligation of funds for the bilateral West Bank and*
21 *Gaza Program, the Secretary of State shall certify to the*
22 *appropriate committees of Congress that procedures have*
23 *been established to assure the Comptroller General of the*
24 *United States will have access to appropriate United States*
25 *financial information in order to review the uses of United*

1 *States assistance for the Program funded under the heading*
2 *“Economic Support Fund” for the West Bank and Gaza.*

3 *INDONESIA*

4 *SEC. 579. (a) Funds appropriated by this Act under*
5 *the headings “International Military Education and*
6 *Training” and “Foreign Military Financing Program”*
7 *may be made available for Indonesia if the President deter-*
8 *mines and submits a report to the appropriate congres-*
9 *sional committees that the Government of Indonesia and*
10 *the Indonesian Armed Forces are—*

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

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

18 *(3) allowing displaced persons and refugees to*
19 *return home to East Timor, including providing safe*
20 *passage for refugees returning from West Timor;*

21 *(4) not impeding the activities of the United Na-*
22 *tions Transitional Authority in East Timor;*

23 *(5) demonstrating a commitment to preventing*
24 *incursions into East Timor by members of militia*
25 *groups in West Timor; and*

1 *RESTRICTION ON UNITED STATES ASSISTANCE FOR*
2 *CERTAIN RECONSTRUCTION EFFORTS IN CENTRAL EUROPE*
3 *SEC. 582. Funds appropriated or otherwise made*
4 *available by this Act for United States assistance for East-*
5 *ern Europe and the Baltic States should to the maximum*
6 *extent practicable be used for the procurement of articles*
7 *and services of United States origin.*

8 *RESTRICTIONS ON ASSISTANCE TO GOVERNMENTS*
9 *DESTABILIZING SIERRA LEONE*
10 *SEC. 583. (a) None of the funds appropriated by this*
11 *Act may be made available for assistance for the govern-*
12 *ment of any country that the Secretary of State determines*
13 *there is credible evidence that such government has provided*
14 *lethal or non-lethal military support or equipment, directly*
15 *or through intermediaries, within the previous 6 months to*
16 *the Sierra Leone Revolutionary United Front (RUF), or*
17 *any other group intent on destabilizing the democratically*
18 *elected government of the Republic of Sierra Leone.*

19 *(b) None of the funds appropriated by this Act may*
20 *be made available for assistance for the government of any*
21 *country that the Secretary of State determines there is cred-*
22 *ible evidence that such government has aided or abetted,*
23 *within the previous 6 months, in the illicit distribution,*
24 *transportation, or sale of diamonds mined in Sierra Leone.*

25 *(c) Whenever the prohibition on assistance required*
26 *under subsection (a) or (b) is exercised, the Secretary of*

1 *State shall notify the Committees on Appropriations in a*
2 *timely manner.*

3 *VOLUNTARY SEPARATION INCENTIVES*

4 *SEC. 584. Section 579(c)(2)(D) of the Foreign Oper-*
5 *ations, Export Financing, and Related Programs Appro-*
6 *priations Act, 2000, as enacted by section 1000(a)(2) of the*
7 *Consolidated Appropriations Act, 2000 (Public Law 106-*
8 *113), is amended by striking “December 31, 2000” and in-*
9 *serting in lieu thereof “December 31, 2001”.*

10 *CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND*

11 *SEC. 585. (a) LIMITATIONS ON AMOUNT OF CONTRIBU-*
12 *TION.—Of the amounts made available under “Inter-*
13 *national Organizations and Programs”, not more than*
14 *\$25,000,000 for fiscal year 2001 shall be available for the*
15 *United Nations Population Fund (hereafter in this sub-*
16 *section referred to as the “UNFPA”).*

17 *(b) PROHIBITION ON USE OF FUNDS IN CHINA.—None*
18 *of the funds made available under “International Organiza-*
19 *tions and Programs” may be made available for the*
20 *UNFPA for a country program in the People’s Republic*
21 *of China.*

22 *(c) CONDITIONS ON AVAILABILITY OF FUNDS.—*
23 *Amounts made available under “International Organiza-*
24 *tions and Programs” for fiscal year 2001 for the UNFPA*
25 *may not be made available to UNFPA unless—*

1 (1) *the UNFPA maintains amounts made avail-*
2 *able to the UNFPA under this section in an account*
3 *separate from other accounts of the UNFPA;*

4 (2) *the UNFPA does not commingle amounts*
5 *made available to the UNFPA under this section with*
6 *other sums; and*

7 (3) *the UNFPA does not fund abortions.*

8 (d) *REPORT TO THE CONGRESS AND WITHHOLDING OF*
9 *FUNDS.—*

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

17 (2) *If a report under subparagraph (A) indicates*
18 *that the United Nations Population Fund plans to*
19 *spend funds for a country program in the People's*
20 *Republic of China in the year covered by the report,*
21 *then the amount of such funds that the UNFPA plans*
22 *to spend in the People's Republic of China shall be*
23 *deducted from the funds made available to the*
24 *UNFPA after March 1 for obligation for the remain-*
25 *der of the fiscal year in which the report is submitted.*

INDOCHINESE PAROLEES

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SEC. 586. (a) The status of certain aliens from Vietnam, Cambodia, and Laos described in subsection (b) of this section may be adjusted by the Attorney General, under such regulations as she may prescribe, to that of an alien lawfully admitted permanent residence if—

(1) within three years after the date of promulgation by the Attorney General of regulations in connection with this title the alien makes an application for such adjustment and pays the appropriate fee;

(2) the alien is otherwise eligible to receive an immigrant visa and is otherwise admissible to the United States for permanent residence except as described in subsection (c); and

(3) the alien had been physically present in the United States prior to October 1, 1997.

(b) The benefits provided by subsection (a) shall apply to any alien who is a native or citizen of Vietnam, Laos, or Cambodia and who was inspected and paroled into the United States before October 1, 1997 and was physically present in the United States on October 1, 1997; and

(1) was paroled into the United States from Vietnam under the auspices of the Orderly Departure Program; or

1 (2) *was paroled into the United States from a*
2 *refugee camp in East Asia; or*

3 (3) *was paroled into the United States from a*
4 *displaced person camp administered by the United*
5 *Nations High Commissioner for Refugees in Thai-*
6 *land.*

7 (c) *WAIVER OF CERTAIN GROUNDS FOR INADMIS-*
8 *SIBILITY.—The provisions of paragraph (4), (5), and (7)(A)*
9 *and (9) of section 212(a) of the Immigration and Nation-*
10 *ality Act shall not be applicable to any alien seeking admis-*
11 *sion to the United States under this subsection, and*
12 *notwithstanding any other provision of law, the Attorney*
13 *General may waive 212(a)(1); 212(a)(6)(B), (C), and (F);*
14 *212(8)(A); 212(a)(10)(B) and (D) with respect to such an*
15 *alien in order to prevent extreme hardship to the alien or*
16 *the alien's spouse, parent, son or daughter, who is a citizen*
17 *of the United States or an alien lawfully admitted for per-*
18 *manent residence. Any such waiver by the Attorney General*
19 *shall be in writing and shall be granted only on an indi-*
20 *vidual basis following an investigation.*

21 (d) *CEILING.—The number of aliens who may be pro-*
22 *vided adjustment of status under this provision shall not*
23 *exceed 5,000.*

24 (e) *DATE OF APPROVAL.—Upon the approval of such*
25 *an application for adjustment of status, the Attorney Gen-*

1 eral shall create a record of the alien's admission as a law-
2 ful permanent resident as of the date of the alien's inspec-
3 tion and parole described in subsection (b)(1), (b)(2) and
4 (b)(3).

5 (f) *NO OFFSET IN NUMBER OF VISAS AVAILABLE.*—
6 When an alien is granted the status of having been lawfully
7 admitted for permanent residence under this section the
8 Secretary of State shall not be required to reduce the num-
9 ber of immigrant visas authorized to be issued under the
10 *Immigration and Nationality Act.*

11 *AMERICAN CHURCHWOMEN IN EL SALVADOR*

12 *SEC. 587. (a) Information relevant to the December 2,*
13 *1980, murders of four American churchwomen in El Sal-*
14 *vador shall be made public to the fullest extent possible.*

15 (b) *The Secretary of State and the Department of State*
16 *are to be commended for fully releasing information regard-*
17 *ing the murders.*

18 (c) *The President shall order all Federal agencies and*
19 *departments that possess relevant information to make*
20 *every effort to declassify and release to the victims' families*
21 *relevant information as expeditiously as possible.*

22 (d) *In making determinations concerning the declas-*
23 *sification and release of relevant information, the Federal*
24 *agencies and departments shall presume in favor of releas-*
25 *ing, rather than of withholding, such information.*

1 *PROCUREMENT AND FINANCIAL MANAGEMENT REFORM*

2 *SEC. 588. (a) FUNDING CONDITIONS.—Of the funds*
3 *made available under the heading “International Financial*
4 *Institutions” in this Act, 10 percent of the United States*
5 *portion or payment to such International Financial Insti-*
6 *tution shall be withheld by the Secretary of the Treasury,*
7 *until the Secretary certifies to the Committees on Appro-*
8 *priations that, to the extent pertinent to its lending pro-*
9 *grams, the institution is—*

10 (1) *Implementing procedures for conducting an-*
11 *ual audits by qualified independent auditors for all*
12 *new investment lending;*

13 (2) *Implementing procedures for annual inde-*
14 *pendent external audits of central bank financial*
15 *statements for countries making use of International*
16 *Monetary Fund resources under new arrangements or*
17 *agreements with the Fund;*

18 (3) *Taking steps to establish an independent*
19 *fraud and corruption investigative organization or of-*
20 *fice;*

21 (4) *Implementing a process to assess a recipient*
22 *country’s procurement and financial management ca-*
23 *pabilities including an analysis of the risks of corrup-*
24 *tion prior to initiating new investment lending; and*

1 (5) *Taking steps to fund and implement pro-*
2 *grams and policies to improve transparency and*
3 *anti-corruption programs and procurement and fi-*
4 *nancial management controls in recipient countries.*

5 (b) *REPORT.*—*The Secretary of the Treasury shall re-*
6 *port on March 1, 2001 to the Committees on Appropriations*
7 *on progress made by each International Financial Institu-*
8 *tion, and, to the extent pertinent to its lending programs,*
9 *the International Monetary Fund, to fulfill the objectives*
10 *identified in subsection (a) and on progress of the Inter-*
11 *national Monetary Fund to implement procedures for an-*
12 *nual independent external audits of central bank financial*
13 *statements for countries making use of Fund resources*
14 *under all new arrangements with the Fund.*

15 (c) *DEFINITIONS.*—*The term “International Financial*
16 *Institutions” means the International Bank for Reconstruc-*
17 *tion and Development, the International Development Asso-*
18 *ciation, the International Finance Corporation, the Inter-*
19 *American Development Bank, the Inter-American Invest-*
20 *ment Corporation, the Enterprise for the Americas Multi-*
21 *lateral Investment Fund, the Asian Development Bank, the*
22 *Asian Development Fund, the African Development Bank,*
23 *the African Development Fund, the European Bank for Re-*
24 *construction and Development, and the International Mone-*
25 *tary Fund.*

1 *COMMERCIAL LEASING OF DEFENSE ARTICLES*

2 *SEC. 589. Notwithstanding any other provision of law,*
3 *and subject to the regular notification procedures of the*
4 *Committees on Appropriations, the authority of section*
5 *23(a) of the Arms Export Control Act may be used to pro-*
6 *vide financing to Israel, Egypt and NATO and major non-*
7 *NATO allies for the procurement by leasing (including leas-*
8 *ing with an option to purchase) of defense articles from*
9 *United States commercial suppliers, not including Major*
10 *Defense Equipment (other than helicopters and other types*
11 *of aircraft having possible civilian application), if the*
12 *President determines that there are compelling foreign pol-*
13 *icy or national security reasons for those defense articles*
14 *being provided by commercial lease rather than by govern-*
15 *ment-to-government sale under such Act.*

16 *FOREIGN MILITARY EXPENDITURES REPORT*

17 *SEC. 590. Section 511(b) of the Foreign Operations,*
18 *Export Financing, and Related Programs Appropriations*
19 *Act, 1993 (Public Law 102–391) is amended by repealing*
20 *paragraph (2) relating to military expenditures.*

21 *ABOLITION OF THE INTER-AMERICAN FOUNDATION*

22 *SEC. 591. Section 586 of the Foreign Operations, Ex-*
23 *port Financing, and Related Programs Appropriations Act,*
24 *2000, as enacted by section 1000(a)(2) of Public Law 106–*
25 *113, is amended—*

1 *vided, That section 576 of the Foreign Operations, Export*
2 *Financing, and Related Programs Appropriations Act,*
3 *1997, as amended, shall not apply to the provision of loans*
4 *and assistance to the Federal Republic of Yugoslavia*
5 *through international financial institutions.*

6 *(c) The determination and certification referred to in*
7 *subsection (a) is a determination by the President and a*
8 *certification to the Committees on Appropriations of the*
9 *House of Representatives and the Senate that the Govern-*
10 *ment of the Federal Republic of Yugoslavia is—*

11 *(1) cooperating with the International Criminal*
12 *Tribunal for Yugoslavia including access for inves-*
13 *tigators, the provision of documents, and the sur-*
14 *render and transfer of indictees or assistance in their*
15 *apprehension;*

16 *(2) taking steps that are consistent with the*
17 *Dayton Accords to end Serbian financial, political,*
18 *security and other support which has served to main-*
19 *tain separate Republika Srpska institutions; and*

20 *(3) taking steps to implement policies which re-*
21 *flect a respect for minority rights and the rule of law.*

22 *(d) Subsections (b), (c), and (d) shall not apply to*
23 *Montenegro, Kosova, humanitarian assistance or assistance*
24 *to promote democracy in municipalities.*

1 *tutions that would require user fees or service charges on*
2 *poor people for primary education or primary healthcare,*
3 *including prevention and treatment efforts for HIV/AIDS,*
4 *malaria, tuberculosis, and infant, child, and maternal well-*
5 *being, in connection with the institutions' lending pro-*
6 *grams.*

7 *BASIC EDUCATION ASSISTANCE FOR PAKISTAN*

8 *SEC. 597. Funds appropriated by this Act to carry out*
9 *the provisions of chapter 1 of part I and chapter 4 of part*
10 *II of the Foreign Assistance Act of 1961 may be made avail-*
11 *able for assistance for basic education programs for Paki-*
12 *stan, notwithstanding any provision of law that restricts*
13 *assistance to foreign countries: Provided, That such assist-*
14 *ance is subject to the regular notification procedures of the*
15 *Committees on Appropriations.*

16 *AUTHORIZATION FOR POPULATION PLANNING*

17 *SEC. 598. Not to exceed \$425,000,000 of the funds ap-*
18 *propriated in title II of this Act may be available for popu-*
19 *lation planning activities or other population assistance:*
20 *Provided, That notwithstanding section 614 of the Foreign*
21 *Assistance Act of 1961, or any other provision of law, none*
22 *of such funds may be obligated or expended until February*
23 *15, 2001.*

1 \$5,000,000 may be used for administrative expenses, in-
2 cluding auditing costs, of the Agency for International De-
3 velopment associated with the assistance furnished under
4 this heading: Provided further, That the entire amount is
5 designated by the Congress as an emergency requirement
6 pursuant to section 251(b)(2)(A) of the Balanced Budget
7 and Emergency Deficit Control Act of 1985, as amended:
8 Provided further, That the entire amount provided shall be
9 available only to the extent an official budget request that
10 includes designation of the entire amount of the request as
11 an emergency requirement as defined in the Balanced
12 Budget and Emergency Deficit Control Act of 1985, as
13 amended, is transmitted by the President to the Congress.

14 *OPERATING EXPENSES OF THE AGENCY FOR*

15 *INTERNATIONAL DEVELOPMENT*

16 *For an additional amount for “Operating Expenses of*
17 *the Agency for International Development”, \$13,000,000, to*
18 *remain available until September 30, 2001: Provided, That*
19 *the entire amount is designated by the Congress as an emer-*
20 *gency requirement pursuant to section 251(b)(2)(A) of the*
21 *Balanced Budget and Emergency Deficit Control Act of*
22 *1985, as amended: Provided further, That the amount pro-*
23 *vided shall be available only to the extent that an official*
24 *budget request that includes designation of the entire*
25 *amount as an emergency requirement pursuant to section*
26 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*

1 *icit Control Act of 1985, as amended, is transmitted by the*
2 *President to the Congress.*

3 *OTHER BILATERAL ECONOMIC ASSISTANCE*

4 *ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC*

5 *STATES*

6 *For an additional amount for “Assistance for Eastern*
7 *Europe and the Baltic States”, \$75,825,000, to remain*
8 *available until September 30, 2002: Provided, That this*
9 *amount shall only be available for assistance for Monte-*
10 *negro, Croatia, and Serbia: Provided further, That the en-*
11 *tire amount is designated by the Congress as an emergency*
12 *requirement pursuant to section 251(b)(2)(A) of the Bal-*
13 *anced Budget and Emergency Deficit Control Act of 1985,*
14 *as amended: Provided further, That the amount provided*
15 *shall be available only to the extent that an official budget*
16 *request that includes designation of the entire amount as*
17 *an emergency requirement pursuant to section 251(b)(2)(A)*
18 *of the Balanced Budget and Emergency Deficit Control Act*
19 *of 1985, as amended, is transmitted by the President to the*
20 *Congress.*

21 *MILITARY ASSISTANCE*

22 *FUNDS APPROPRIATED TO THE PRESIDENT*

23 *INTERNATIONAL MILITARY EDUCATION AND TRAINING*

24 *For an additional amount for “International Military*
25 *Education and Training”, \$2,875,000, to remain available*

1 *until September 30, 2002, for grants to countries of the Bal-*
2 *kans and southeast Europe: Provided, That funds appro-*
3 *priated in this paragraph shall be made available notwith-*
4 *standing section 10 of Public Law 91–672 and section 15*
5 *of the State Department Basic Authorities Act of 1956: Pro-*
6 *vided further, That the entire amount is designated by the*
7 *Congress as an emergency requirement pursuant to section*
8 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
9 *icit Control Act of 1985, as amended: Provided further,*
10 *That the amount provided shall be available only to the ex-*
11 *tent that an official budget request that includes designation*
12 *of the entire amount as an emergency requirement pursuant*
13 *to section 251(b)(2)(A) of the Balanced Budget and Emer-*
14 *gency Deficit Control Act of 1985, as amended, is trans-*
15 *mitted by the President to the Congress.*

16 *FOREIGN MILITARY FINANCING PROGRAM*

17 *For an additional amount for “Foreign Military Fi-*
18 *ncing Program”, to enable the President to carry out sec-*
19 *tion 23 of the Arms Export Control Act, \$31,000,000, to*
20 *remain available until September 30, 2002, for grants to*
21 *countries of the Balkans and southeast Europe: Provided,*
22 *That funds appropriated in this paragraph shall be made*
23 *available notwithstanding section 10 of Public Law 91–672*
24 *and section 15 of the State Department Basic Authorities*
25 *Act of 1956: Provided further, That funds made available*
26 *under this heading shall be nonrepayable, notwithstanding*

1 *sections 23(b) and 23(c) of the Act: Provided further, That*
2 *the entire amount is designated by the Congress as an emer-*
3 *gency requirement pursuant to section 251(b)(2)(A) of the*
4 *Balanced Budget and Emergency Deficit Control Act of*
5 *1985, as amended: Provided further, That the amount pro-*
6 *vided shall be available only to the extent that an official*
7 *budget request that includes designation of the entire*
8 *amount as an emergency requirement pursuant to section*
9 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
10 *icit Control Act of 1985, as amended, is transmitted by the*
11 *President to the Congress.*

12 *DEPARTMENT OF THE TREASURY*

13 *DEBT RESTRUCTURING*

14 *For an additional amount for “Debt restructuring”*
15 *\$210,000,000 for a contribution to the “Heavily Indebted*
16 *Poor Countries Trust Fund” of the International Bank for*
17 *Reconstruction and Development (HIPC Trust Fund): Pro-*
18 *vided, That the entire amount is designated by the Congress*
19 *as an emergency requirement pursuant to section*
20 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
21 *icit Control Act of 1985, as amended: Provided further,*
22 *That the entire amount provided shall be available only to*
23 *the extent an official budget request that includes designa-*
24 *tion of the entire amount as an emergency requirement as*
25 *defined in the Balanced Budget and Emergency Deficit*

1 *Control Act of 1985, as amended, is transmitted by the*
2 *President to the Congress.*

3 **GENERAL PROVISIONS—THIS TITLE**

4 *SEC. 601. LIMITATION ON SUPPLEMENTAL FUNDS FOR*
5 *POPULATION PLANNING.—Amounts appropriated under*
6 *this title or under any other provision of law for fiscal year*
7 *2001 that are in addition to the funds made available under*
8 *title II of this Act shall be deemed to have been appropriated*
9 *under title II of such Act and shall be subject to all limita-*
10 *tions and restrictions contained in section 599 of this Act,*
11 *notwithstanding section 543 of this Act.*

12 **TITLE VII—DEBT REDUCTION**

13 **DEPARTMENT OF THE TREASURY**

14 **BUREAU OF THE PUBLIC DEBT**

15 **GIFTS TO THE UNITED STATES FOR REDUCTION OF THE**
16 **PUBLIC DEBT**

17 *For deposit of an additional amount for fiscal year*
18 *2001 into the account established under section 3113(d) of*
19 *title 31, United States Code, to reduce the public debt,*
20 *\$5,000,000,000.*

21 **GENERAL PROVISION**

22 **ADJUSTMENT OF 2001 DISCRETIONARY SPENDING CAPS**

23 *SEC. 701. (a) Section 251(c)(5) of the Balanced Budget*
24 *and Emergency Deficit Control Act of 1985 (2 U.S.C.*

1 901(c)(5)) is amended by striking subparagraph (A) and
2 inserting the following:

3 “(A) for the discretionary category:
4 \$637,000,000,000 in new budget authority and
5 \$612,695,000,000 in outlays;”.

6 (b)(1) Except as provided in paragraph (2), in pre-
7 paring the report in calendar year 2000 as required by sec-
8 tion 254(f) of the *Balanced Budget and Emergency Deficit*
9 *Control Act of 1985* (2 U.S.C. 904(f)) with respect to fiscal
10 year 2001, the Office of Management and Budget shall not
11 make the calculations required by section 251(b)(2) of the
12 *Balanced Budget and Emergency Deficit Control Act of*
13 *1985*.

14 (2) Paragraph (1) shall not apply to the calculations
15 permitted by subparagraph (B), (C), (F), and (G) of section
16 251(b)(2) of the *Balanced Budget and Emergency Deficit*
17 *Control Act of 1985*.

18 (c) Under the terms of section 251(b)(2) of the *Bal-*
19 *anced Budget and Emergency Deficit Control Act of 1985*
20 adjustments for rounding shall be provided for the first
21 amount referred to in section 251(c)(5)(A) of such Act, as
22 amended by this section, equal to 0.5 percent of such
23 amount.

1 *TITLE VIII—INTERNATIONAL DEBT FORGIVE-*
2 *NESS AND INTERNATIONAL FINANCIAL INSTI-*
3 *TUTIONS REFORM*

4 ***SEC. 801. DEBT RELIEF UNDER THE HEAVILY INDEBTED***
5 ***POOR COUNTRIES (HIPC) INITIATIVE.***

6 *(a) REPEAL OF LIMITATION ON AVAILABILITY OF*
7 *EARNINGS ON PROFITS OF NONPUBLIC GOLD SALES.—*
8 *Paragraph (1) of section 62 of the Bretton Woods Agree-*
9 *ments Act, as added by section 503(a) of H.R. 3425 of the*
10 *106th Congress (as enacted by section 1000(a)(5) of Public*
11 *Law 106–113 (113 Stat. 1536)), is amended—*

12 *(1) by adding “and” at the end of subparagraph*
13 *(B); and*

14 *(2) by striking subparagraph (D).*

15 *(b) CONTRIBUTIONS TO HIPC TRUST FUND.—*

16 *(1) AUTHORIZATION OF APPROPRIATIONS FOR*
17 *CONTRIBUTIONS.—There is authorized to be appro-*
18 *priated for the period beginning October 1, 2000, and*
19 *ending September 30, 2003, \$435,000,000 for pur-*
20 *poses of United States contributions to the Heavily*
21 *Indebted Poor Countries (HIPC) Trust Fund admin-*
22 *istered by the Bank.*

23 *(2) AVAILABILITY OF AMOUNTS.—Amounts ap-*
24 *propriated pursuant to the authorization of appro-*

1 *priations in paragraph (1) shall remain available*
2 *until expended.*

3 *(c) CERTIFICATION REQUIRED.—*

4 *(1) IN GENERAL.—Except as provided in para-*
5 *graph (2), not later than 30 days after the date of en-*
6 *actment of this Act, the Secretary shall certify to the*
7 *appropriate congressional committees that the fol-*
8 *lowing requirements are satisfied:*

9 *(A) IMPLEMENTATION BY THE BANK OF*
10 *CERTAIN POLICIES.—The Bank is*
11 *implementing—*

12 *(i) policies providing for the suspen-*
13 *sion of a loan if funds are being diverted for*
14 *purposes other than the purpose for which*
15 *the loan was intended;*

16 *(ii) policies seeking to prevent loans*
17 *from displacing private sector financing;*

18 *(iii) policies requiring that loans other*
19 *than project loans must be disbursed—*

20 *(I) on the basis of specific prior*
21 *reforms; or*

22 *(II) incrementally upon imple-*
23 *mentation of specific reforms after ini-*
24 *tial disbursement;*

1 (iv) policies seeking to minimize the
2 number of projects receiving financing that
3 would displace a population involuntarily
4 or be to the detriment of the people or cul-
5 ture of the area into which the displaced
6 population is to be moved;

7 (v) policies vigorously promoting open
8 markets and liberalization of trade in goods
9 and services;

10 (vi) policies providing that financing
11 by the Bank concentrates chiefly on projects
12 and programs that promote economic and
13 social progress rather than short-term li-
14 quidity financing; and

15 (vii) policies providing for the estab-
16 lishment of appropriate qualitative and
17 quantitative indicators to measure progress
18 toward graduation from receiving financing
19 on concessionary terms, including an esti-
20 mated timetable by which countries may
21 graduate over the next 15 years.

22 (B) IMPLEMENTATION BY THE FUND OF
23 CERTAIN POLICIES.—The Fund is
24 implementing—

1 (i) policies providing for the suspen-
2 sion of a financing if funds are being di-
3 verted for purposes other than the purpose
4 for which the financing was intended;

5 (ii) policies seeking to ensure that fi-
6 nancing by the Fund normally serves as a
7 catalyst for private sector financing and
8 does not displace such financing;

9 (iii) policies requiring that financing
10 must be disbursed—

11 (I) on the basis of specific prior
12 reforms; or

13 (II) incrementally upon imple-
14 mentation of specific reforms after ini-
15 tial disbursement;

16 (iv) policies vigorously promoting open
17 markets and liberalization of trade in goods
18 and services;

19 (v) policies providing that financing
20 by the Fund concentrates chiefly on short-
21 term balance of payments financing; and

22 (vi) policies providing for the use, in
23 conjunction with the Bank, of appropriate
24 qualitative and quantitative indicators to
25 measure progress toward graduation from

1 *receiving financing on concessionary terms,*
2 *including an estimated timetable by which*
3 *countries may graduate over the next 15*
4 *years.*

5 (2) *EXCEPTION.*—*In the event that the Secretary*
6 *cannot certify that a policy described in paragraph*
7 *(1)(A) or (1)(B) is being implemented, the Secretary*
8 *shall, not later than 30 days after the date of enact-*
9 *ment of this Act, submit a report to the appropriate*
10 *congressional committees on the progress, if any,*
11 *made by the Bank or the Fund in adopting and im-*
12 *plementing such policy, as the case may be.*

13 **SEC. 802. STRENGTHENING PROCEDURES FOR MONI-**
14 **TORING USE OF FUNDS BY MULTILATERAL**
15 **DEVELOPMENT BANKS.**

16 (a) *IN GENERAL.*—*The Secretary shall instruct the*
17 *United States Executive Director of each multilateral devel-*
18 *opment bank to exert the influence of the United States to*
19 *strengthen the bank's procedures and management controls*
20 *intended to ensure that funds disbursed by the bank to bor-*
21 *rowing countries are used as intended and in a manner*
22 *that complies with the conditions of the bank's loan to that*
23 *country.*

24 (b) *PROGRESS EVALUATION.*—*Not later than 180 days*
25 *after the date of enactment of this Act, the Secretary shall*

1 *submit to the appropriate congressional committees a report*
2 *evaluating the progress made toward achieving the objec-*
3 *tives of subsection (a), including a description of—*

4 (1) *any progress made in improving the super-*
5 *vision, monitoring, and auditing of programs and*
6 *projects supported by each multilateral development*
7 *bank, in order to identify and reduce bribery and cor-*
8 *ruption;*

9 (2) *any progress made in developing each multi-*
10 *lateral development bank's priorities for allocating*
11 *anticorruption assistance;*

12 (3) *country-specific anticorruption programs*
13 *supported by each multilateral development bank;*

14 (4) *actions taken to identify and discipline mul-*
15 *tilateral development bank employees suspected of*
16 *knowingly being involved in corrupt activities; and*

17 (5) *the outcome of efforts to harmonize procure-*
18 *ment practices across all multilateral development*
19 *banks.*

20 **SEC. 803. REPORTS ON POLICIES, OPERATIONS, AND MAN-**
21 **AGEMENT OF INTERNATIONAL FINANCIAL IN-**
22 **STITUTIONS.**

23 (a) **ANNUAL REPORT ON FINANCIAL OPERATIONS.—**
24 *Beginning 180 days after the date of enactment of this Act,*
25 *or October 31, 2000, whichever is later, and on October 31*

1 of each year thereafter, the Comptroller General of the
2 United States shall submit to the appropriate congressional
3 committees a report on the sufficiency of audits of the finan-
4 cial operations of each multilateral development bank con-
5 ducted by persons or entities outside such bank.

6 (b) ANNUAL REPORT ON UNITED STATES SUPPORTED
7 POLICIES.—Beginning 180 days after the date of enactment
8 of this Act, or October 31, 2000, whichever is later, and
9 on October 31 of each year thereafter, the Secretary shall
10 submit a report to the appropriate congressional committees
11 on—

12 (1) the actions taken by recipient countries, as a
13 result of the assistance allocated to them by the multi-
14 lateral development banks under programs referred to
15 in section 802(b), to strengthen governance and reduce
16 the opportunity for bribery and corruption; and

17 (2) how International Development Association-
18 financed projects contribute to the eventual gradua-
19 tion of a representative sample of countries from reli-
20 ance on financing on concessionary terms and inter-
21 national development assistance.

22 (c) AMENDMENT OF REPORT ON FUND.—Section
23 1705(a) of the International Financial Institutions Act (22
24 U.S.C. 262r-4(a)) is amended—

25 (1) by inserting “(1)” before “the progress”; and

1 (2) by inserting before the period at the end the
2 following: “, and (2) the progress made by the Inter-
3 national Monetary Fund in adopting and imple-
4 menting the policies described in section 801(c)(1)(B)
5 of the Foreign Operations, Export Financing, and
6 Related Programs Appropriations Act, 2001”.

7 (d) *REPORT ON DEBT RELIEF*.—Not later than 90
8 days after the date of enactment of this Act, the Secretary
9 shall submit a report to the appropriate congressional com-
10 mittees on the history of debt relief programs led by, or co-
11 ordinated with, international financial institutions, includ-
12 ing but not limited to—

13 (1) the extent to which poor countries and the
14 poorest-of-the-poor benefit from debt relief, including
15 measurable evidence of any such benefits; and

16 (2) the extent to which debt relief contributes to
17 the graduation of a country from reliance on financ-
18 ing on concessionary terms and international develop-
19 ment assistance.

20 **SEC. 804. REPEAL OF BILATERAL FUNDING FOR INTER-**
21 **NATIONAL FINANCIAL INSTITUTIONS.**

22 Section 209(d) of the Foreign Assistance Act of 1961
23 (22 U.S.C. 2169(d); relating to bilateral funding for inter-
24 national financial institutions) is repealed.

1 *in the Fund, to discourage excessive use of Fund lending*
2 *and to encourage members to rely on private financing to*
3 *the maximum extent possible.*

4 “(d) *REDRESSING MISREPORTING OF INFORMATION.—*
5 *The Fund should have in place and apply systematically*
6 *a strong framework of safeguards and measures to respond*
7 *to, correct, and discourage cases of misreporting of informa-*
8 *tion in the context of a Fund program, including—*

9 “(1) *Suspending Fund disbursements and ensur-*
10 *ing that Fund lending is not resumed to members*
11 *that engage in serious misreporting of material infor-*
12 *mation until such time as remedial actions and sanc-*
13 *tions, as appropriate, have been applied;*

14 “(2) *Ensuring that members make early repay-*
15 *ments, where appropriate, of Fund resources dis-*
16 *bursed on the basis of misreported information;*

17 “(3) *Making public cases of serious misreporting*
18 *of material information;*

19 “(4) *Requiring all members receiving new dis-*
20 *bursements from the Fund to undertake annually*
21 *independent audits of central bank financial state-*
22 *ments and publish the resulting audits; and*

23 “(5) *Requiring all members seeking new loans*
24 *from the Fund to provide to the Fund detailed infor-*
25 *mation regarding their internal control procedures,*

1 *financial reporting and audit mechanisms and, in*
2 *cases where there are questions about the adequacy of*
3 *these systems, undertaking an on-site review and*
4 *identifying needed remedies.”.*

5 **SEC. 806. DEFINITIONS.**

6 *In this title:*

7 (1) *APPROPRIATE CONGRESSIONAL COMMIT-*
8 *TEES.—The term “appropriate congressional commit-*
9 *tees” means the Committee on Foreign Relations and*
10 *the Committee on Appropriations of the Senate, and*
11 *the Committee on Banking and Financial Services*
12 *and the Committee on Appropriations of the House of*
13 *Representatives.*

14 (2) *BANK.—The term “Bank” means the Inter-*
15 *national Bank for Reconstruction and Development.*

16 (3) *FUND.—The term “Fund” means the Inter-*
17 *national Monetary Fund.*

18 (4) *INTERNATIONAL FINANCIAL INSTITUTIONS.—*
19 *The term “international financial institutions”*
20 *means the multilateral development banks and the*
21 *International Monetary Fund.*

22 (5) *MULTILATERAL DEVELOPMENT BANKS.—The*
23 *term “multilateral development banks” means the*
24 *International Bank for Reconstruction and Develop-*
25 *ment, the International Development Association, the*

1 *International Finance Corporation, the Inter-Amer-*
2 *ican Development Bank, the Asian Development*
3 *Bank, the Inter-American Investment Corporation,*
4 *the African Development Bank, the African Develop-*
5 *ment Fund, the European Bank for Reconstruction*
6 *and Development, and the Multilateral Investment*
7 *Guaranty Agency.*

8 (6) *SECRETARY.*—*The term “Secretary” means*
9 *the Secretary of the Treasury.*

10 *This Act may be cited as the “Foreign Operations, Ex-*
11 *port Financing, and Related Programs Appropriations Act,*
12 *2001”.*

○