

## Calendar No. 141

107TH CONGRESS  
1ST SESSION**S. 1372****[Report No. 107-52]**

To reauthorize the Export-Import Bank of the United States.

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IN THE SENATE OF THE UNITED STATES

AUGUST 3, 2001

Mr. SARBANES, from the Committee on Banking, reported the following original bill; which was read twice and placed on the calendar

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**A BILL**

To reauthorize the Export-Import Bank of the United States.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Export-Import Bank  
5 Reauthorization Act of 2001”.

6 **SEC. 2. EXTENSION OF AUTHORITY.**

7 Section 7 of the Export-Import Bank Act of 1945  
8 (12 U.S.C. 635f) is amended by striking “2001” and in-  
9 serting “2006”.

1 **SEC. 3. SUB-SAHARAN AFRICA ADVISORY COMMITTEE.**

2 Section 2(b)(9)(B)(iii) of the Export-Import Bank  
3 Act of 1945 (12 U.S.C. 635(b)(9)(B)(iii)) is amended to  
4 read as follows:

5 “(iii) The sub-Saharan Africa advisory com-  
6 mittee shall terminate on September 30, 2006.”.

7 **SEC. 4. GUARANTEES, INSURANCE, EXTENSION OF CREDIT.**

8 Section 2(b)(1)(A) of the Export-Import Bank Act  
9 of 1945 (12 U.S.C. 635(b)(1)(A)) is amended—

10 (1) in the fourth sentence, by striking “on an  
11 annual basis” and inserting “not later than June 30  
12 each year”;

13 (2) in the fifth sentence, by inserting “(includ-  
14 ing through use of market windows)” after “United  
15 States exporters”; and

16 (3) by inserting after the fifth sentence, the fol-  
17 lowing new sentence: “With respect to the pro-  
18 ceeding sentence, the Bank shall use all available in-  
19 formation to estimate the annual amount of export  
20 financing available from other governments and gov-  
21 ernment-related agencies.”.

22 **SEC. 5. FINANCING FOR SMALL BUSINESS.**

23 Section 2(b)(1)(E)(v) of the Export-Import Bank Act  
24 of 1945 (12 U.S.C. 635(b)(1)(E)(v)) is amended by strik-  
25 ing “10” and inserting “18”.

1 **SEC. 6. MARKET WINDOWS.**

2 The Export-Import Bank Act of 1945 (12 U.S.C. 635  
3 et seq.) is amended by adding at the end the following  
4 new section:

5 **“SEC. 15. MARKET WINDOWS.**

6 “(a) **ENHANCED TRANSPARENCY.**—To ensure that  
7 the Bank financing remains fully competitive, the United  
8 States should seek enhanced transparency over the activi-  
9 ties of market windows in the OECD Export Credit Ar-  
10 rangement. If such transparency indicates that market  
11 windows are disadvantaging United States exporters, the  
12 United States should seek negotiations for multilateral  
13 disciplines and transparency within the OECD Export  
14 Credit Arrangement.

15 “(b) **AUTHORIZATION.**—The Bank is authorized to  
16 provide financing on terms and conditions that are incon-  
17 sistent with those permitted under the OECD Export  
18 Credit Arrangement—

19 “(1) to match financing terms and conditions  
20 that are being offered by market windows on terms  
21 that are inconsistent with those permitted under the  
22 OECD Export Credit Arrangement, if—

23 “(A) matching such terms and conditions  
24 advances the negotiations for multilateral dis-  
25 ciplines and transparency within the OECD Ex-  
26 port Credit Arrangement; or

1           “(B) transparency verifies that the market  
2 window financing is being offered on terms that  
3 are more favorable than the terms and condi-  
4 tions that are available from private financial  
5 markets; and

6           “(2) when the foreign government-supported in-  
7 stitution refuses to provide sufficient transparency  
8 to permit the Bank to make a determination under  
9 paragraph (1).

10          “(c) DEFINITION.—In this section, the term ‘OECD’  
11 means the Organization for Economic Cooperation and  
12 Development.”.



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