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109TH CONGRESS
2^D SESSION**H.R. 5522****[Report No. 109-277]**

IN THE SENATE OF THE UNITED STATES

JUNE 12, 2006

Received; read twice and referred to the Committee on Appropriations

JULY 10, 2006

Reported by Mr. McCONNELL, with an amendment and an amendment to the
title

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, 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, 2007, and for other pur-~~
6 ~~poses, namely:~~

1 TITLE I—EXPORT AND INVESTMENT
2 ASSISTANCE
3 EXPORT-IMPORT BANK OF THE UNITED
4 STATES
5 INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector
7 General in carrying out the provisions of the Inspector
8 General Act of 1978, as amended, \$988,000, to remain
9 available until September 30, 2008.

10 PROGRAM ACCOUNT

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

1 Act of 1945, in connection with the purchase or lease of
2 any product by any Eastern European country, any Baltic
3 State or any agency or national thereof.

4 ADMINISTRATIVE EXPENSES

5 For administrative expenses to carry out the direct
6 and guaranteed loan and insurance programs, including
7 hire of passenger motor vehicles and services as authorized
8 by 5 U.S.C. 3109, and not to exceed \$30,000 for official
9 reception and representation expenses for members of the
10 Board of Directors, \$75,234,000 (reduced by \$5,000,000)
11 (reduced by \$1,000,000): *Provided*, That the Export-Im-
12 port Bank may accept, and use, payment or services pro-
13 vided by transaction participants for legal, financial, or
14 technical services in connection with any transaction for
15 which an application for a loan, guarantee or insurance
16 commitment has been made: *Provided further*, That, not-
17 withstanding subsection (b) of section 117 of the Export
18 Enhancement Act of 1992, subsection (a) thereof shall re-
19 main in effect until October 1, 2007.

20 OVERSEAS PRIVATE INVESTMENT

21 CORPORATION

22 NON-CREDIT ACCOUNT

23 The Overseas Private Investment Corporation is au-
24 thorized to make, without regard to fiscal year limitations,
25 as provided by 31 U.S.C. 9104, such expenditures and

1 commitments within the limits of funds available to it and
2 in accordance with law as may be necessary: *Provided,*
3 That the amount available for administrative expenses to
4 carry out the credit and insurance programs (including an
5 amount for official reception and representation expenses
6 which shall not exceed \$35,000) shall not exceed
7 \$45,453,000 (reduced by \$1,000,000): *Provided further,*
8 That project-specific transaction costs, including direct
9 and indirect costs incurred in claims settlements, and
10 other direct costs associated with services provided to spe-
11 cific investors or potential investors pursuant to section
12 234 of the Foreign Assistance Act of 1961, shall not be
13 considered administrative expenses for the purposes of this
14 heading.

15 PROGRAM ACCOUNT

16 For the cost of direct and guaranteed loans,
17 \$20,035,000, as authorized by section 234 of the Foreign
18 Assistance Act of 1961, to be derived by transfer from
19 the Overseas Private Investment Corporation Non-Credit
20 Account: *Provided,* That such costs, including the cost of
21 modifying such loans, shall be as defined in section 502
22 of the Congressional Budget Act of 1974: *Provided fur-*
23 *ther,* That such sums shall be available for direct loan obli-
24 gations and loan guaranty commitments incurred or made
25 during fiscal years 2007, 2008, and 2009: *Provided fur-*

1 ~~ther~~, That funds so obligated in fiscal year 2007 remain
2 available for disbursement through 2014; funds obligated
3 in fiscal year 2008 remain available for disbursement
4 through 2015; funds obligated in fiscal year 2009 remain
5 available for disbursement through 2016: *Provided further*,
6 That notwithstanding any other provision of law, the
7 Overseas Private Investment Corporation is authorized to
8 undertake any program authorized by title IV of the For-
9 eign Assistance Act of 1961 in Iraq: *Provided further*,
10 That funds made available pursuant to the authority of
11 the previous proviso shall be subject to the regular notifi-
12 cation procedures of the Committees on Appropriations.

13 In addition, such sums as may be necessary for ad-
14 ministrative expenses to carry out the credit program may
15 be derived from amounts available for administrative ex-
16 penses to carry out the credit and insurance programs in
17 the Overseas Private Investment Corporation Non-Credit
18 Account and merged with said account.

19 TRADE AND DEVELOPMENT AGENCY

20 For necessary expenses to carry out the provisions
21 of section 661 of the Foreign Assistance Act of 1961,
22 \$50,300,000, to remain available until September 30,
23 2008.

1 TITLE II—BILATERAL ECONOMIC ASSISTANCE
2 FUNDS APPROPRIATED TO THE PRESIDENT

3 For expenses necessary to enable the President to
4 carry out the provisions of the Foreign Assistance Act of
5 1961, and for other purposes, to remain available until
6 September 30, 2007, unless otherwise specified herein, as
7 follows:

8 UNITED STATES AGENCY FOR INTERNATIONAL
9 DEVELOPMENT

10 CHILD SURVIVAL AND HEALTH PROGRAMS FUND
11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses to carry out the provisions
13 of chapters 1 and 10 of part I of the Foreign Assistance
14 Act of 1961, for child survival, health, and family plan-
15 ning/reproductive health activities, in addition to funds
16 otherwise available for such purposes, \$1,565,613,000, to
17 remain available until September 30, 2008: *Provided,*
18 That this amount shall be made available for such activi-
19 ties as: (1) immunization programs; (2) oral rehydration
20 programs; (3) health, nutrition, water and sanitation pro-
21 grams which directly address the needs of mothers and
22 children, and related education programs; (4) assistance
23 for children displaced or orphaned by causes other than
24 AIDS; (5) programs for the prevention, treatment, control
25 of, and research on HIV/AIDS, tuberculosis, polio, ma-

1 laria, and other infectious diseases, and for assistance to
2 communities severely affected by HIV/AIDS, including
3 children displaced or orphaned by AIDS; and (6) family
4 planning/reproductive health: *Provided further*, That none
5 of the funds appropriated under this heading may be made
6 available for nonproject assistance, except that funds may
7 be made available for such assistance for ongoing health
8 activities: *Provided further*, That of the funds appropriated
9 under this heading, not to exceed \$350,000, in addition
10 to funds otherwise available for such purposes, may be
11 used to monitor and provide oversight of child survival,
12 maternal and family planning/reproductive health, and in-
13 fectionous disease programs: *Provided further*, That the fol-
14 lowing amounts should be allocated as follows:
15 \$356,400,000 for child survival and maternal health;
16 \$25,000,000 for vulnerable children; \$346,621,000 for
17 HIV/AIDS; \$287,592,000 for other infectious diseases;
18 and \$350,000,000 for family planning/reproductive health,
19 including in areas where population growth threatens bio-
20 diversity or endangered species: *Provided further*, That of
21 the funds appropriated under this heading, and in addition
22 to funds allocated under the previous proviso, not less
23 than \$200,000,000 shall be made available, notwith-
24 standing any other provision of law, except for the United
25 States Leadership Against HIV/AIDS, Tuberculosis and

1 Malaria Act of 2003 (Public Law 108-25), for a United
2 States contribution to the Global Fund to Fight AIDS,
3 Tuberculosis and Malaria (the “Global Fund”), and shall
4 be expended at the minimum rate necessary to make time-
5 ly payment for projects and activities: *Provided further,*
6 That funds appropriated under this heading, may be made
7 available for a United States contribution to The GAVI
8 Fund, and up to \$6,000,000 may be transferred to and
9 merged with funds appropriated by this Act under the
10 heading “Operating Expenses of the United States Agency
11 for International Development” for costs directly related
12 to international health, but funds made available for such
13 costs may not be derived from amounts made available
14 for contributions under this and preceding provisos: *Pro-*
15 *vided further,* That none of the funds made available in
16 this Act nor any unobligated balances from prior appro-
17 priations may be made available to any organization or
18 program which, as determined by the President of the
19 United States, supports or participates in the manage-
20 ment of a program of coercive abortion or involuntary
21 sterilization: *Provided further,* That none of the funds
22 made available under this Act may be used to pay for the
23 performance of abortion as a method of family planning
24 or to motivate or coerce any person to practice abortions:
25 *Provided further,* That nothing in this paragraph shall be

1 construed to alter any existing statutory prohibitions
2 against abortion under section 104 of the Foreign Assist-
3 ance Act of 1961: *Provided further*, That none of the funds
4 made available under this Act may be used to lobby for
5 or against abortion: *Provided further*, That in order to re-
6 duce reliance on abortion in developing nations, funds
7 shall be available only to voluntary family planning
8 projects which offer, either directly or through referral to,
9 or information about access to, a broad range of family
10 planning methods and services, and that any such vol-
11 untary family planning project shall meet the following re-
12 quirements: (1) service providers or referral agents in the
13 project shall not implement or be subject to quotas, or
14 other numerical targets, of total number of births, number
15 of family planning acceptors, or acceptors of a particular
16 method of family planning (this provision shall not be con-
17 strued to include the use of quantitative estimates or indi-
18 cators for budgeting and planning purposes); (2) the
19 project shall not include payment of incentives, bribes,
20 gratuities, or financial reward to: (A) an individual in ex-
21 change for becoming a family planning acceptor; or (B)
22 program personnel for achieving a numerical target or
23 quota of total number of births, number of family planning
24 acceptors, or acceptors of a particular method of family
25 planning; (3) the project shall not deny any right or ben-

1 efit, including the right of access to participate in any pro-
2 gram of general welfare or the right of access to health
3 care, as a consequence of any individual's decision not to
4 accept family planning services; (4) the project shall pro-
5 vide family planning acceptors comprehensible information
6 on the health benefits and risks of the method chosen, in-
7 cluding those conditions that might render the use of the
8 method inadvisable and those adverse side effects known
9 to be consequent to the use of the method; and (5) the
10 project shall ensure that experimental contraceptive drugs
11 and devices and medical procedures are provided only in
12 the context of a scientific study in which participants are
13 advised of potential risks and benefits; and, not less than
14 60 days after the date on which the Administrator of the
15 United States Agency for International Development de-
16 termines that there has been a violation of the require-
17 ments contained in paragraph (1), (2), (3), or (5) of this
18 proviso, or a pattern or practice of violations of the re-
19 quirements contained in paragraph (4) of this proviso, the
20 Administrator shall submit to the Committees on Appro-
21 priations a report containing a description of such viola-
22 tion and the corrective action taken by the Agency. *Pro-*
23 *vided further,* That in awarding grants for natural family
24 planning under section 104 of the Foreign Assistance Act
25 of 1961 no applicant shall be discriminated against be-

1 cause of such applicant's religious or conscientious com-
2 mitment to offer only natural family planning; and, addi-
3 tionally, all such applicants shall comply with the require-
4 ments of the previous proviso: *Provided further*, That for
5 purposes of this or any other Act authorizing or appro-
6 priating funds for foreign operations, export financing,
7 and related programs, the term "motivate", as it relates
8 to family planning assistance, shall not be construed to
9 prohibit the provision, consistent with local law, of infor-
10 mation or counseling about all pregnancy options: *Pro-*
11 *vided further*, That to the maximum extent feasible, taking
12 into consideration cost, timely availability, and best health
13 practices, funds appropriated in this Act or prior appro-
14 priations Acts that are made available for condom pro-
15 curement shall be made available only for the procurement
16 of condoms manufactured in the United States: *Provided*
17 *further*, That information provided about the use of
18 condoms as part of projects or activities that are funded
19 from amounts appropriated by this Act shall be medically
20 accurate and shall include the public health benefits and
21 failure rates of such use.

22 DEVELOPMENT ASSISTANCE

23 For necessary expenses to carry out the provisions
24 of sections 103, 105, 106, and sections 251 through 255,
25 and chapter 10 of part I of the Foreign Assistance Act

1 of 1961, \$1,294,000,000, to remain available until Sep-
2 tember 30, 2008: *Provided*, That \$365,000,000 should be
3 allocated for basic education: *Provided further*, That of
4 the funds appropriated under this heading and managed
5 by the United States Agency for International Develop-
6 ment Bureau of Democracy, Conflict, and Humanitarian
7 Assistance, not less than \$15,000,000 shall be made
8 available only for programs to improve women's leader-
9 ship capacity in recipient countries: *Provided further*,
10 That such funds may not be made available for construc-
11 tion: *Provided further*, That of the funds appropriated
12 under this heading that are made available for assistance
13 programs for displaced and orphaned children and vic-
14 tims of war, not to exceed \$42,500, in addition to funds
15 otherwise available for such purposes, may be used to
16 monitor and provide oversight of such programs: *Pro-*
17 *vided further*, That funds appropriated under this head-
18 ing should be made available for programs in sub-Saha-
19 ran Africa to address sexual and gender-based violence:
20 *Provided further*, That of the funds appropriated under
21 this heading, \$10,000,000 may be made available for co-
22 operative development programs within the Office of Pri-
23 vate and Voluntary Cooperation: *Provided further*, That
24 not less than \$20,000,000 should be made available for
25 rural water and sanitation projects in East Africa.

1 INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

2 For necessary expenses to carry out the provisions
3 of section 491 of the Foreign Assistance Act of 1961 for
4 international disaster relief, rehabilitation, and recon-
5 struction assistance, \$348,800,000, to remain available
6 until expended, of which \$30,000,000 should be for famine
7 prevention and relief.

8 TRANSITION INITIATIVES

9 For necessary expenses for international disaster re-
10 habilitation and reconstruction assistance pursuant to sec-
11 tion 491 of the Foreign Assistance Act of 1961,
12 \$40,000,000, to remain available until expended, to sup-
13 port transition to democracy and to long-term develop-
14 ment of countries in crisis: *Provided*, That such support
15 may include assistance to develop, strengthen, or preserve
16 democratic institutions and processes, revitalize basic in-
17 frastructure, and foster the peaceful resolution of conflict:
18 *Provided further*, That the United States Agency for Inter-
19 national Development shall submit a report to the Com-
20 mittees on Appropriations at least 5 days prior to begin-
21 ning a new program of assistance: *Provided further*, That
22 if the President determines that it is important to the na-
23 tional interests of the United States to provide transition
24 assistance in excess of the amount appropriated under this
25 heading, up to \$15,000,000 of the funds appropriated by

1 this Act to carry out the provisions of part I of the For-
2 eign Assistance Act of 1961 may be used for purposes of
3 this heading and under the authorities applicable to funds
4 appropriated under this heading: *Provided further*, That
5 funds made available pursuant to the previous proviso
6 shall be made available subject to prior consultation with
7 the Committees on Appropriations.

8 DEVELOPMENT CREDIT AUTHORITY

9 (INCLUDING TRANSFER OF FUNDS)

10 For the cost of direct loans and loan guarantees pro-
11 vided by the United States Agency for International De-
12 velopment, as authorized by sections 256 and 635 of the
13 Foreign Assistance Act of 1961, up to \$21,000,000 may
14 be derived by transfer from funds appropriated by this Act
15 to carry out part I of such Act and under the heading
16 “Assistance for Eastern Europe and the Baltic States”:
17 *Provided*, That such funds shall be made available only
18 for micro and small enterprise programs, urban programs,
19 and other programs which further the purposes of part
20 I of the Act: *Provided further*, That such costs, including
21 the cost of modifying such direct and guaranteed loans,
22 shall be as defined in section 502 of the Congressional
23 Budget Act of 1974, as amended: *Provided further*, That
24 funds made available by this paragraph may be used for
25 the cost of modifying any such guaranteed loans under

1 this Act or prior Acts, and funds used for such costs shall
2 be subject to the regular notification procedures of the
3 Committees on Appropriations: *Provided further*, That the
4 provisions of section 107A(d) (relating to general provi-
5 sions applicable to the Development Credit Authority) of
6 the Foreign Assistance Act of 1961, as contained in sec-
7 tion 306 of H.R. 1486 as reported by the House Com-
8 mittee on International Relations on May 9, 1997, shall
9 be applicable to direct loans and loan guarantees provided
10 under this heading: *Provided further*, That these funds are
11 available to subsidize total loan principal, any portion of
12 which is to be guaranteed, of up to \$700,000,000.

13 In addition, for administrative expenses to carry out
14 credit programs administered by the United States Agency
15 for International Development, \$8,400,000, which may be
16 transferred to and merged with the appropriation for Op-
17 erating Expenses of the United States Agency for Inter-
18 national Development: *Provided*, That funds made avail-
19 able under this heading shall remain available until Sep-
20 tember 30, 2009.

21 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
22 DISABILITY FUND

23 For payment to the “Foreign Service Retirement and
24 Disability Fund”, as authorized by the Foreign Service
25 Act of 1980, \$38,700,000.

1 OPERATING EXPENSES OF THE UNITED STATES AGENCY
2 FOR INTERNATIONAL DEVELOPMENT

3 For necessary expenses to carry out the provisions
4 of section 667 of the Foreign Assistance Act of 1961,
5 \$646,000,000, of which up to \$25,000,000 may remain
6 available until September 30, 2008: *Provided*, That none
7 of the funds appropriated under this heading and under
8 the heading "Capital Investment Fund" may be made
9 available to finance the construction (including architect
10 and engineering services), purchase, or long-term lease of
11 offices for use by the United States Agency for Inter-
12 national Development, unless the Administrator has iden-
13 tified such proposed construction (including architect and
14 engineering services), purchase, or long-term lease of of-
15 fices in a report submitted to the Committees on Appro-
16 priations at least 15 days prior to the obligation of these
17 funds for such purposes: *Provided further*, That the pre-
18 vious proviso shall not apply where the total cost of con-
19 struction (including architect and engineering services),
20 purchase, or long-term lease of offices does not exceed
21 \$1,000,000: *Provided further*, That contracts or agree-
22 ments entered into with funds appropriated under this
23 heading may entail commitments for the expenditure of
24 such funds through fiscal year 2008: *Provided further*,
25 That none of the funds in this Act may be used to open

1 a new overseas mission of the United States Agency for
2 International Development without the prior written noti-
3 fication to the Committees on Appropriations: *Provided*
4 *further*, That the authority of sections 610 and 109 of
5 the Foreign Assistance Act of 1961 may be exercised by
6 the Secretary of State to transfer funds appropriated to
7 carry out chapter 1 of part I of such Act to “Operating
8 Expenses of the United States Agency for International
9 Development” in accordance with the provisions of those
10 sections: *Provided further*, That none of the funds appro-
11 priated by this Act or any prior Act making appropria-
12 tions for foreign operations, export financing, or related
13 programs may be used by the United States Agency for
14 International Development for the rent of buildings and
15 space in buildings in the United States pursuant to the
16 authority of section 636(a)(1) of the Foreign Assistance
17 Act of 1961: *Provided further*, That the previous proviso
18 shall not apply to any lease, agreement, or other instru-
19 ment executed for the purpose of maintaining United
20 States Agency for International Development continuity
21 of operations and to the cost of terminating the domestic
22 lease executed on September 30, 2005.

1 CAPITAL INVESTMENT FUND OF THE UNITED STATES
2 AGENCY FOR INTERNATIONAL DEVELOPMENT

3 For necessary expenses for overseas construction and
4 related costs, and for the procurement and enhancement
5 of information technology and related capital investments,
6 pursuant to section 667 of the Foreign Assistance Act of
7 1961, \$105,300,000, to remain available until expended:
8 *Provided*, That this amount is in addition to funds other-
9 wise available for such purposes: *Provided further*, That
10 funds appropriated under this heading shall be available
11 for obligation only pursuant to the regular notification
12 procedures of the Committees on Appropriations: *Provided*
13 *further*, That of the funds appropriated under this head-
14 ing, not to exceed \$89,000,000 may be made available for
15 the purposes of implementing the Capital Security Cost
16 Sharing Program.

17 UNITED STATES AGENCY FOR INTERNATIONAL
18 DEVELOPMENT OFFICE OF INSPECTOR GENERAL

19 For necessary expenses to carry out the provisions
20 of section 667 of the Foreign Assistance Act of 1961,
21 \$39,000,000, to remain available until September 30,
22 2008, which sum shall be available for the Office of the
23 Inspector General of the United States Agency for Inter-
24 national Development.

1 OTHER BILATERAL ECONOMIC ASSISTANCE

2 ECONOMIC SUPPORT FUND

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses to carry out the provisions
5 of chapter 4 of part II, \$2,650,740,000 (increased by
6 \$2,000,000), to remain available until September 30,
7 2008: *Provided*, That of the funds appropriated under this
8 heading, not less than \$120,000,000 shall be available
9 only for Israel, which sum shall be available on a grant
10 basis as a cash transfer and shall be disbursed within 30
11 days of the enactment of this Act: *Provided further*, That
12 not less than \$455,000,000 shall be available only for
13 Egypt, which sum shall be provided on a grant basis, and
14 of which sum cash transfer assistance shall be provided
15 with the understanding that Egypt will undertake signifi-
16 cant economic and political reforms which are additional
17 to those which were undertaken in previous fiscal years:
18 *Provided further*, That with respect to the provision of as-
19 sistance for Egypt for democracy and governance activi-
20 ties, the organizations implementing such assistance and
21 the specific nature of that assistance shall not be subject
22 to the prior approval by the Government of Egypt: *Pro-*
23 *vided further*, That of the funds appropriated under this
24 heading for assistance for Egypt, not less than
25 \$135,000,000 shall be made available for project assist-

1 anee, of which not less than \$50,000,000 shall be made
2 available for democracy, human rights and governance
3 programs and not less than \$50,000,000 shall be used for
4 education programs: *Provided further*, That of the funds
5 appropriated under this heading for assistance for Egypt
6 for economic reform activities, \$200,000,000 shall be
7 withheld from obligation until the Secretary of State de-
8 termines and reports to the Committees on Appropriations
9 that Egypt has met the calendar year 2005 benchmarks
10 accompanying the “Financial Sector Reform Memo-
11 randum of Understanding” dated March 20, 2005: *Pro-*
12 *vided further*, That of the funds appropriated under this
13 heading, \$135,000,000 is available only to carry out pro-
14 grams in Colombia and may be transferred to “Develop-
15 ment Assistance” to continue programs administered by
16 the United States Agency for International Development:
17 *Provided further*, That \$15,000,000 of the funds appro-
18 priated under this heading should be made available for
19 Cyprus to be used only for scholarships, administrative
20 support of the scholarship program, bicommunal projects,
21 and measures aimed at reunification of the island and de-
22 signed to reduce tensions and promote peace and coopera-
23 tion between the two communities on Cyprus: *Provided*
24 *further*, That in exercising the authority to provide cash
25 transfer assistance for Israel, the President shall ensure

1 that the level of such assistance does not cause an adverse
2 impact on the total level of nonmilitary exports from the
3 United States to such country and that Israel enters into
4 a side letter agreement in an amount proportional to the
5 fiscal year 1999 agreement: *Provided further*, That of the
6 funds appropriated under this heading, not less than
7 \$250,500,000 should be made available only for assistance
8 for Jordan: *Provided further*, That none of the funds ap-
9 propriated under this heading may be made available for
10 assistance for the West Bank and Gaza: *Provided further*,
11 That \$35,500,000 of the funds appropriated under this
12 heading shall be made available for assistance for Leb-
13 anon, of which not less than \$6,000,000 should be made
14 available for scholarships and direct support of American
15 educational institutions in Lebanon: *Provided further*,
16 That not more than \$225,000,000 of the funds made
17 available for assistance for Afghanistan under this head-
18 ing may be obligated for such assistance until the Sec-
19 retary of State certifies to the Committees on Appropria-
20 tions that the Government of Afghanistan at both the na-
21 tional and local level is cooperating fully with United
22 States funded poppy eradication and interdiction efforts
23 in Afghanistan: *Provided further*, That such report shall
24 include an analysis of the steps being taken by the Govern-
25 ment of Afghanistan, at the national and local level, to

1 cooperate fully with United States funded poppy eradi-
2 cation and interdiction efforts in Afghanistan: *Provided*
3 *further*, That of the funds appropriated under this heading
4 that are available for assistance for the Democratic Re-
5 public of Timor-Leste, up to \$1,000,000 may be available
6 for administrative expenses of the United States Agency
7 for International Development: *Provided further*, That not-
8 withstanding any other provision of law, funds appro-
9 priated under this heading may be made available for pro-
10 grams and activities for the Central Highlands of Viet-
11 nam: *Provided further*, That funds appropriated under this
12 heading that are made available for a Middle East Financ-
13 ing Facility, Middle East Enterprise Fund, or any other
14 similar entity in the Middle East shall be subject to the
15 regular notification procedures of the Committees on Ap-
16 propriations.

17 INTERNATIONAL FUND FOR IRELAND

18 For necessary expenses to carry out the provisions
19 of chapter 4 of part II of the Foreign Assistance Act of
20 1961, \$10,800,000, which shall be available for the United
21 States contribution to the International Fund for Ireland
22 and shall be made available in accordance with the provi-
23 sions of the Anglo-Irish Agreement Support Act of 1986
24 (Public Law 99-415): *Provided*, That such amount shall
25 be expended at the minimum rate necessary to make time-

1 ly payment for projects and activities: *Provided further,*
2 That funds made available under this heading shall re-
3 main available until September 30, 2008.

4 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC
5 STATES

6 (a) For necessary expenses to carry out the provisions
7 of the Foreign Assistance Act of 1961 and the Support
8 for East European Democracy (SEED) Act of 1989,
9 \$227,900,000, to remain available until September 30,
10 2008, which shall be available, notwithstanding any other
11 provision of law, for assistance and for related programs
12 for Eastern Europe and the Baltic States.

13 (b) Funds appropriated under this heading shall be
14 considered to be economic assistance under the Foreign
15 Assistance Act of 1961 for purposes of making available
16 the administrative authorities contained in that Act for
17 the use of economic assistance.

18 (c) The provisions of section 529 of this Act shall
19 apply to funds appropriated under this heading: *Provided,*
20 That notwithstanding any provision of this or any other
21 Act, including provisions in this subsection regarding the
22 application of section 529 of this Act, local currencies gen-
23 erated by, or converted from, funds appropriated by this
24 Act and by previous appropriations Acts and made avail-
25 able for the economic revitalization program in Bosnia

1 may be used in Eastern Europe and the Baltic States to
2 carry out the provisions of the Foreign Assistance Act of
3 1961 and the SEED Act.

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

16 ASSISTANCE FOR THE INDEPENDENT STATES OF THE
17 FORMER SOVIET UNION

18 (a) For necessary expenses to carry out the provisions
19 of chapters 11 and 12 of part I of the Foreign Assistance
20 Act of 1961 and the FREEDOM Support Act, for assist-
21 ance for the Independent States of the former Soviet
22 Union and for related programs, \$371,280,000, to remain
23 available until September 30, 2008: *Provided*, That the
24 provisions of such chapters shall apply to funds appro-
25 priated by this paragraph: *Provided further*, That funds

1 made available for the Southern Caucasus region may be
2 used, notwithstanding any other provision of law, for con-
3 fidence-building measures and other activities in further-
4 ance of the peaceful resolution of the regional conflicts,
5 especially those in the vicinity of Abkhazia and Nagorno-
6 Karabagh: *Provided further*, That notwithstanding any
7 other provision of law, funds appropriated under this
8 heading in this Act or prior Acts making appropriations
9 for foreign operations, export financing, and related pro-
10 grams, that are made available pursuant to the provisions
11 of section 807 of Public Law 102-511 shall be subject
12 to a 6 percent ceiling on administrative expenses.

13 (b) Of the funds appropriated under this heading, not
14 less than \$41,000,000 should be made available, in addi-
15 tion to funds otherwise available for such purposes, for
16 assistance for child survival, environmental and reproduc-
17 tive health, and to combat HIV/AIDS, tuberculosis and
18 other infectious diseases, and for related activities.

19 (c)(1) Of the funds appropriated under this heading
20 that are allocated for assistance for the Government of
21 the Russian Federation, 60 percent shall be withheld from
22 obligation until the President determines and certifies in
23 writing to the Committees on Appropriations that the Gov-
24 ernment of the Russian Federation—

1 (A) has terminated implementation of arrange-
2 ments to provide Iran with technical expertise, train-
3 ing, technology, or equipment necessary to develop a
4 nuclear reactor, related nuclear research facilities or
5 programs, or ballistic missile capability; and

6 (B) is providing full access to international non-
7 government organizations providing humanitarian
8 relief to refugees and internally displaced persons in
9 Chechnya.

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

11 (A) assistance to combat infectious diseases,
12 child survival activities, or assistance for victims of
13 trafficking in persons; and

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

17 (d) Section 907 of the FREEDOM Support Act shall
18 not apply to—

19 (1) activities to support democracy or assist-
20 ance under title V of the FREEDOM Support Act
21 and section 1424 of Public Law 104-201 or non-
22 proliferation assistance;

23 (2) any assistance provided by the Trade and
24 Development Agency under section 661 of the For-
25 eign Assistance Act of 1961;

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

4 ~~(4)~~ any insurance, reinsurance, guarantee or
5 other assistance provided by the Overseas Private
6 Investment Corporation under title IV of chapter 2
7 of part I of the Foreign Assistance Act of 1961;

8 ~~(5)~~ any financing provided under the Export-
9 Import Bank Act of 1945; or

10 ~~(6)~~ humanitarian assistance.

11 TRADE CAPACITY ENHANCEMENT FUND

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses to carry out the provisions
14 of the Foreign Assistance Act of 1961 for the enhance-
15 ment of trade capacity in foreign countries, \$522,000,000,
16 to remain available until September 30, 2008: *Provided*;
17 That these funds shall be available to the Director of
18 Trade Capacity Enhancement to be used only for enhance-
19 ing trade capacity, most especially to assist a country in
20 efforts to qualify for, implement and benefit from free
21 trade agreements with the United States: *Provided further*;
22 That in order to accomplish the purposes provided herein,
23 funds appropriated under this heading may be transferred
24 to and merged with funds appropriated by this Act under
25 the headings “Development Assistance”, “Economic Sup-

1 port Fund”, “Assistance for Eastern Europe and the Bal-
 2 tie States”, “Assistance to Independent States of the
 3 Former Soviet Union”, and “Andean Counterdrug Initia-
 4 tive”. *Provided further*, That any such transfers shall be
 5 subject to the regular notification procedures of the Com-
 6 mittees on Appropriations: *Provided further*, That funds
 7 appropriated under this heading are in addition to funds
 8 otherwise available for such purposes.

9 INDEPENDENT AGENCIES

10 INTER-AMERICAN FOUNDATION

11 For necessary expenses to carry out the functions of
 12 the Inter-American Foundation in accordance with the
 13 provisions of section 401 of the Foreign Assistance Act
 14 of 1969, \$19,268,000, to remain available until Sep-
 15 tember 30, 2008.

16 AFRICAN DEVELOPMENT FOUNDATION

17 For necessary expenses to carry out title V of the
 18 International Security and Development Cooperation Act
 19 of 1980, Public Law 96-533, \$22,726,000, to remain
 20 available until September 30, 2008: *Provided*, That funds
 21 made available to grantees may be invested pending ex-
 22 penditure for project purposes when authorized by the
 23 Board of Directors of the Foundation: *Provided further*,
 24 That interest earned shall be used only for the purposes
 25 for which the grant was made: *Provided further*, That not-

1 withstanding section 505(a)(2) of the African Develop-
2 ment Foundation Act: (1) in exceptional circumstances the
3 Board of Directors of the Foundation may waive the
4 \$250,000 limitation contained in that section with respect
5 to a project; and (2) a project may exceed the limitation
6 by up to \$10,000 if the increase is due solely to foreign
7 currency fluctuation: *Provided further*, That the Founda-
8 tion shall provide a report to the Committees on Appro-
9 priations after each time such authority is exercised.

10 PEACE CORPS

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses to carry out the provisions
13 of the Peace Corps Act (75 Stat. 612), including the pur-
14 chase of not to exceed five passenger motor vehicles for
15 administrative purposes for use outside of the United
16 States, \$324,587,000, to remain available until September
17 30, 2008: *Provided*, That none of the funds appropriated
18 under this heading shall be used to pay for abortions: *Pro-*
19 *vided further*, That the Director may transfer to the For-
20 eign Currency Fluctuations Account, as authorized by 22
21 U.S.C. 2515, an amount not to exceed \$2,000,000: *Pro-*
22 *vided further*, That funds transferred pursuant to the pre-
23 vious proviso may not be derived from amounts made
24 available for Peace Corps overseas operations.

1 MILLENNIUM CHALLENGE CORPORATION

2 For necessary expenses for the “Millennium Chal-
3 lenge Corporation”, \$2,000,000,000, to remain available
4 until expended: *Provided*, That of the funds appropriated
5 under this heading, up to \$95,000,000 may be available
6 for administrative expenses of the Millennium Challenge
7 Corporation: *Provided further*, That up to 10 percent of
8 the funds appropriated under this heading may be made
9 available to carry out the purposes of section 616 of the
10 Millennium Challenge Act of 2003 for candidate countries
11 for fiscal year 2007: *Provided further*, That none of the
12 funds available to carry out section 616 of such Act may
13 be made available until the Chief Executive Officer of the
14 Millennium Challenge Corporation provides a report to the
15 Committees on Appropriations listing the candidate coun-
16 tries that will be receiving assistance under section 616
17 of such Act, the level of assistance proposed for each such
18 country, a description of the proposed programs, projects
19 and activities, and the implementing agency or agencies
20 of the United States Government: *Provided further*, That
21 section 605(e)(4) of the Millennium Challenge Act of 2003
22 shall apply to funds appropriated under this heading: *Pro-*
23 *vided further*, That funds appropriated under this heading
24 may be made available for a Millennium Challenge Com-
25 pact entered into pursuant to section 609 of the Millen-

1 nium Challenge Act of 2003 only if such Compact obli-
2 gates, or contains a commitment to obligate subject to the
3 availability of funds and the mutual agreement of the par-
4 ties to the Compact to proceed; the entire amount of the
5 United States Government funding anticipated for the du-
6 ration of the Compact.

7 DEPARTMENT OF STATE

8 GLOBAL HIV/AIDS INITIATIVE

9 For necessary expenses to carry out the provisions
10 of the Foreign Assistance Act of 1961 for the prevention,
11 treatment, and control of, and research on, HIV/AIDS,
12 including administrative expenses of the Office of the
13 Global AIDS Coordinator, \$2,772,500,000, to remain
14 available until expended, of which \$244,500,000 shall be
15 made available, notwithstanding any other provision of
16 law, except for the United States Leadership Against
17 HIV/AIDS, Tuberculosis and Malaria Act of 2003 (Public
18 Law 108-25) for a United States contribution to the Glob-
19 al Fund to Fight AIDS, Tuberculosis and Malaria, and
20 shall be expended at the minimum rate necessary to make
21 timely payment for projects and activities: *Provided*, That
22 up to 5 percent of the aggregate amount of funds made
23 available to the Global Fund in fiscal year 2007 may be
24 made available to the Office of the United States Global

1 national Law Enforcement Academies: *Provided further,*
2 That of the funds appropriated under this heading,
3 \$26,100,000 shall be made available to carry out pro-
4 grams in Colombia: *Provided further,* That \$10,000,000
5 of the funds appropriated under this heading shall be
6 made available for demand reduction programs: *Provided*
7 *further,* That of the funds appropriated under this head-
8 ing, not more than \$33,484,000 may be available for ad-
9 ministrative expenses.

10 ANDEAN COUNTERDRUG INITIATIVE

11 For necessary expenses to carry out section 481 of
12 the Foreign Assistance Act of 1961 to support
13 counterdrug activities in the Andean region of South
14 America, \$506,850,000, to remain available until Sep-
15 tember 30, 2009: *Provided,* That in fiscal year 2007,
16 funds available to the Department of State for assistance
17 to the Government of Colombia shall be available to sup-
18 port a unified campaign against narcotics trafficking,
19 against activities by organizations designated as terrorist
20 organizations such as the Revolutionary Armed Forces of
21 Colombia (FARC), the National Liberation Army (ELN),
22 and the United Self-Defense Forces of Colombia (AUC),
23 and to take actions to protect human health and welfare
24 in emergency circumstances, including undertaking rescue
25 operations: *Provided further,* That this authority shall

1 cease to be effective if the Secretary of State has credible
2 evidence that the Colombian Armed Forces are not con-
3 ducting vigorous operations to restore government author-
4 ity and respect for human rights in areas under the effec-
5 tive control of paramilitary and guerrilla organizations:
6 *Provided further,* That the President shall ensure that if
7 any helicopter procured with funds under this heading is
8 used to aid or abet the operations of any illegal self-de-
9 fense group or illegal security cooperative, such helicopter
10 shall be immediately returned to the United States: *Pro-*
11 *vided further,* That the Secretary of State, in consultation
12 with the Administrator of the United States Agency for
13 International Development, shall provide to the Commit-
14 tees on Appropriations not later than 45 days after the
15 date of the enactment of this Act and prior to the initial
16 obligation of funds appropriated under this heading, a re-
17 port on the proposed uses of all funds under this heading
18 on a country-by-country basis for each proposed program,
19 project, or activity: *Provided further,* That funds made
20 available in this Act for demobilization/reintegration of
21 members of foreign terrorist organizations in Colombia
22 shall be subject to prior consultation with, and the regular
23 notification procedures of, the Committees on Appropria-
24 tions: *Provided further,* That section 482(b) of the Foreign
25 Assistance Act of 1961 shall not apply to funds appro-

1 priated under this heading: *Provided further*, That assist-
2 ance provided with funds appropriated under this heading
3 that is made available notwithstanding section 482(b) of
4 the Foreign Assistance Act of 1961 shall be made avail-
5 able subject to the regular notification procedures of the
6 Committees on Appropriations: *Provided further*, That of
7 the funds appropriated under this heading that are avail-
8 able for alternative development/institution building, not
9 less than \$85,400,000 shall be apportioned directly to the
10 United States Agency for International Development: *Pro-*
11 *vided further*, That with respect to funds apportioned to
12 the United States Agency for International Development
13 under the previous proviso, the responsibility for policy de-
14 cisions for the use of such funds, including what activities
15 will be funded and the amount of funds that will be pro-
16 vided for each of those activities, shall be the responsibility
17 of the Director of Foreign Assistance in consultation with
18 the Assistant Secretary of State for International Nar-
19 cotics and Law Enforcement Affairs: *Provided further*,
20 That no United States Armed Forces personnel or United
21 States civilian contractor employed by the United States
22 will participate in any combat operation in connection with
23 assistance made available by this Act for Colombia: *Pro-*
24 *vided further*, That funds appropriated under this heading
25 that are made available for assistance for the Bolivian

1 military may be made available for such purposes only if
2 the Secretary of State certifies that the Bolivian military
3 is respecting human rights, and civilian judicial authori-
4 ties are investigating and prosecuting, with the military's
5 cooperation, military personnel who have been implicated
6 in gross violations of human rights: *Provided further*, That
7 of the funds appropriated under this heading, not more
8 than \$18,060,000 may be available for administrative ex-
9 penses of the Department of State, and not more than
10 \$7,800,000 may be available, in addition to amounts oth-
11 erwise available for such purposes, for administrative ex-
12 penses of the United States Agency for International De-
13 velopment.

14 MIGRATION AND REFUGEE ASSISTANCE

15 For expenses, not otherwise provided for, necessary
16 to enable the Secretary of State to provide, as authorized
17 by law, a contribution to the International Committee of
18 the Red Cross, assistance to refugees, including contribu-
19 tions to the International Organization for Migration and
20 the United Nations High Commissioner for Refugees, and
21 other activities to meet refugee and migration needs; sala-
22 ries and expenses of personnel and dependents as author-
23 ized by the Foreign Service Act of 1980; allowances as
24 authorized by sections 5921 through 5925 of title 5,
25 United States Code; purchase and hire of passenger motor

1 vehicles; and services as authorized by section 3109 of title
2 5, United States Code, \$750,206,000, to remain available
3 until expended: *Provided,* That not more than
4 \$23,000,000 may be available for administrative expenses:
5 *Provided further,* That not less than \$40,000,000 of the
6 funds made available under this heading shall be made
7 available for refugees from the former Soviet Union and
8 Eastern Europe and other refugees resettling in Israel:
9 *Provided further,* That funds appropriated under this
10 heading may be made available for a headquarters con-
11 tribution to the International Committee of the Red Cross
12 only if the Secretary of State determines (and so reports
13 to the appropriate committees of Congress) that the
14 Magen David Adom Society of Israel is not being denied
15 participation in the activities of the International Red
16 Cross and Red Crescent Movement.

17 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
18 ASSISTANCE FUND

19 For necessary expenses to carry out the provisions
20 of section 2(e) of the Migration and Refugee Assistance
21 Act of 1962, as amended (22 U.S.C. 2601(e)),
22 \$30,000,000, to remain available until expended.

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

3 For necessary expenses for nonproliferation, anti-ter-
4 rorism, demining and related programs and activities,
5 \$425,010,000 (increased by \$5,000,000), to carry out the
6 provisions of chapter 8 of part II of the Foreign Assist-
7 ance Act of 1961 for anti-terrorism assistance, chapter 9
8 of part II of the Foreign Assistance Act of 1961, section
9 504 of the FREEDOM Support Act, section 23 of the
10 Arms Export Control Act or the Foreign Assistance Act
11 of 1961 for demining activities, the clearance of
12 unexploded ordnance, the destruction of small arms, and
13 related activities, notwithstanding any other provision of
14 law, including activities implemented through nongovern-
15 mental and international organizations, and section 301
16 of the Foreign Assistance Act of 1961 for a voluntary con-
17 tribution to the International Atomic Energy Agency
18 (IAEA), and for a United States contribution to the Com-
19 prehensive Nuclear Test Ban Treaty Preparatory Com-
20 mission: *Provided*, That of this amount not to exceed
21 \$38,000,000, to remain available until expended, may be
22 made available for the Nonproliferation and Disarmament
23 Fund, notwithstanding any other provision of law, to pro-
24 mote bilateral and multilateral activities relating to non-
25 proliferation and disarmament: *Provided further*, That

1 such funds may also be used for such countries other than
2 the Independent States of the former Soviet Union and
3 international organizations when it is in the national secu-
4 rity interest of the United States to do so: *Provided fur-*
5 *ther*, That funds appropriated under this heading may be
6 made available for the International Atomic Energy Agen-
7 cy only if the Secretary of State determines (and so re-
8 ports to the Congress) that Israel is not being denied its
9 right to participate in the activities of that Agency: *Pro-*
10 *vided further*, That of the funds made available for
11 demining and related activities, not to exceed \$700,000,
12 in addition to funds otherwise available for such purposes,
13 may be used for administrative expenses related to the op-
14 eration and management of the demining program: *Pro-*
15 *vided further*, That funds appropriated under this heading
16 that are available for “Anti-terrorism Assistance” and
17 “Export Control and Border Security” shall remain avail-
18 able until September 30, 2008.

19 DEPARTMENT OF THE TREASURY

20 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

21 For necessary expenses to carry out the provisions
22 of section 129 of the Foreign Assistance Act of 1961,
23 \$23,700,000, to remain available until September 30,
24 2009, which shall be available notwithstanding any other

1 provision of law that restricts assistance to foreign coun-
2 tries.

3 DEBT RESTRUCTURING

4 For the cost, as defined in section 502 of the Con-
5 gressional Budget Act of 1974, of modifying loans and
6 loan guarantees, as the President may determine, for
7 which funds have been appropriated or otherwise made
8 available for programs within the International Affairs
9 Budget Function 150, including the cost of selling, reduc-
10 ing, or canceling amounts owed to the United States as
11 a result of concessional loans made to eligible countries,
12 pursuant to parts IV and V of the Foreign Assistance Act
13 of 1961, of modifying concessional credit agreements with
14 least developed countries, as authorized under section 411
15 of the Agricultural Trade Development and Assistance Act
16 of 1954, as amended, of concessional loans, guarantees
17 and credit agreements, as authorized under section 572
18 of the Foreign Operations, Export Financing, and Related
19 Programs Appropriations Act, 1989 (Public Law 100-
20 461), and of canceling amounts owed, as a result of loans
21 or guarantees made pursuant to the Export-Import Bank
22 Act of 1945, by countries that are eligible for debt reduc-
23 tion pursuant to title V of H.R. 3425 as enacted into law
24 by section 1000(a)(5) of Public Law 106-113,
25 \$20,000,000, to remain available until September 30,

1 2009: *Provided*, That not less than \$20,000,000 of the
2 funds appropriated under this heading shall be made avail-
3 able to carry out the provisions of part V of the Foreign
4 Assistance Act of 1961: *Provided further*, That amounts
5 paid to the HIPC Trust Fund may be used only to fund
6 debt reduction under the enhanced HIPC initiative by—

- 7 (1) the Inter-American Development Bank;
- 8 (2) the African Development Fund;
- 9 (3) the African Development Bank; and
- 10 (4) the Central American Bank for Economic

11 Integration:

12 *Provided further*, That funds may not be paid to the HIPC
13 Trust Fund for the benefit of any country if the Secretary
14 of State has credible evidence that the government of such
15 country is engaged in a consistent pattern of gross viola-
16 tions of internationally recognized human rights or in mili-
17 tary or civil conflict that undermines its ability to develop
18 and implement measures to alleviate poverty and to devote
19 adequate human and financial resources to that end: *Pro-*
20 *vided further*, That on the basis of final appropriations,
21 the Secretary of the Treasury shall consult with the Com-
22 mittees on Appropriations concerning which countries and
23 international financial institutions are expected to benefit
24 from a United States contribution to the HIPC Trust
25 Fund during the fiscal year: *Provided further*, That the

1 Secretary of the Treasury shall inform the Committees on
2 Appropriations not less than 15 days in advance of the
3 signature of an agreement by the United States to make
4 payments to the HIPC Trust Fund of amounts for such
5 countries and institutions: *Provided further*, That the Sec-
6 retary of the Treasury may disburse funds designated for
7 debt reduction through the HIPC Trust Fund only for the
8 benefit of countries that—

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

17 (2) have documented and demonstrated their
18 commitment to redirect their budgetary resources
19 from international debt repayments to programs to
20 alleviate poverty and promote economic growth that
21 are additional to or expand upon those previously
22 available for such purposes:

23 *Provided further*, That any limitation of subsection (e) of
24 section 411 of the Agricultural Trade Development and
25 Assistance Act of 1954 shall not apply to funds appro-

1 priated under this heading: *Provided further*, That none
2 of the funds made available under this heading in this or
3 any other appropriations Act shall be made available for
4 Sudan or Burma unless the Secretary of the Treasury de-
5 termines and notifies the Committees on Appropriations
6 that a democratically elected government has taken office.

7 TITLE III—MILITARY ASSISTANCE

8 FUNDS APPROPRIATED TO THE PRESIDENT

9 INTERNATIONAL MILITARY EDUCATION AND TRAINING

10 For necessary expenses to carry out the provisions
11 of section 541 of the Foreign Assistance Act of 1961,
12 \$88,000,000, of which up to \$3,000,000 may remain
13 available until expended: *Provided*, That the civilian per-
14 sonnel for whom military education and training may be
15 provided under this heading may include civilians who are
16 not members of a government whose participation would
17 contribute to improved civil-military relations, civilian con-
18 trol of the military, or respect for human rights.

19 FOREIGN MILITARY FINANCING PROGRAM

20 (INCLUDING TRANSFER OF FUNDS)

21 For expenses necessary for grants to enable the
22 President to carry out the provisions of section 23 of the
23 Arms Export Control Act, \$4,454,900,000: *Provided*,
24 That of the funds appropriated under this heading, not
25 less than \$2,340,000,000 shall be available for grants only

1 for Israel, and not less than \$1,300,000,000 shall be made
2 available for grants only for Egypt: *Provided further*, That
3 the funds appropriated by this paragraph for Israel shall
4 be disbursed within 30 days of the enactment of this Act:
5 *Provided further*, That to the extent that the Government
6 of Israel requests that funds be used for such purposes,
7 grants made available for Israel by this paragraph shall,
8 as agreed by Israel and the United States, be available
9 for advanced weapons systems, of which not less than
10 \$610,000,000 shall be available for the procurement in
11 Israel of defense articles and defense services, including
12 research and development: *Provided further*, That of the
13 funds appropriated by this paragraph, \$216,000,000 shall
14 be made available for assistance for Jordan: *Provided fur-*
15 *ther*, That funds appropriated or otherwise made available
16 by this paragraph shall be nonrepayable notwithstanding
17 any requirement in section 23 of the Arms Export Control
18 Act: *Provided further*, That funds made available under
19 this paragraph shall be obligated upon apportionment in
20 accordance with paragraph (5)(C) of title 31, United
21 States Code, section 1501(a).

22 None of the funds made available under this heading
23 shall be available to finance the procurement of defense
24 articles, defense services, or design and construction serv-
25 ices that are not sold by the United States Government

1 under the Arms Export Control Act unless the foreign
2 country proposing to make such procurements has first
3 signed an agreement with the United States Government
4 specifying the conditions under which such procurements
5 may be financed with such funds: *Provided*, That all coun-
6 try and funding level increases in allocations shall be sub-
7 mitted through the regular notification procedures of sec-
8 tion 515 of this Act: *Provided further*, That none of the
9 funds appropriated under this heading shall be available
10 for assistance for Sudan and Guatemala: *Provided further*,
11 That none of the funds appropriated under this heading
12 may be made available for assistance for Haiti except pur-
13 suant to the regular notification procedures of the Com-
14 mittees on Appropriations: *Provided further*, That funds
15 made available under this heading may be used, notwith-
16 standing any other provision of law, for demining, the
17 clearance of unexploded ordnance, and related activities,
18 and may include activities implemented through non-
19 governmental and international organizations: *Provided*
20 *further*, That only those countries for which assistance was
21 justified for the "Foreign Military Sales Financing Pro-
22 gram" in the fiscal year 1989 congressional presentation
23 for security assistance programs may utilize funds made
24 available under this heading for procurement of defense
25 articles, defense services or design and construction serv-

1 ices that are not sold by the United States Government
2 under the Arms Export Control Act: *Provided further,*
3 That funds appropriated under this heading shall be ex-
4 pended at the minimum rate necessary to make timely
5 payment for defense articles and services: *Provided fur-*
6 *ther,* That of the funds appropriated under this heading,
7 \$90,000,000 shall be available for Colombia and that with-
8 in these funds, the Department of Defense should ensure
9 sufficient resources are provided for the acquisition of ad-
10 ditional aircraft for the Colombian Navy's maritime sur-
11 veillance mission: *Provided further,* That not more than
12 \$42,500,000 of the funds appropriated under this heading
13 may be obligated for necessary expenses, including the
14 purchase of passenger motor vehicles for replacement only
15 for use outside of the United States, for the general costs
16 of administering military assistance and sales: *Provided*
17 *further,* That not more than \$359,000,000 of funds real-
18 ized pursuant to section 21(e)(1)(A) of the Arms Export
19 Control Act may be obligated for expenses incurred by the
20 Department of Defense during fiscal year 2007 pursuant
21 to section 43(b) of the Arms Export Control Act, except
22 that this limitation may be exceeded only through the reg-
23 ular notification procedures of the Committees on Appro-
24 priations: *Provided further,* That foreign military financing
25 program funds estimated to be outlaid for Egypt during

1 fiscal year 2007 shall be transferred to an interest bearing
2 account for Egypt in the Federal Reserve Bank of New
3 York within 30 days of enactment of this Act.

4 PEACEKEEPING OPERATIONS

5 For necessary expenses to carry out the provisions
6 of section 551 of the Foreign Assistance Act of 1961,
7 ~~\$170,000,000: *Provided*,~~ That none of the funds appro-
8 priated under this heading shall be obligated or expended
9 except as provided through the regular notification proce-
10 dures of the Committees on Appropriations.

11 TITLE IV—MULTILATERAL ECONOMIC

12 ASSISTANCE

13 FUNDS APPROPRIATED TO THE PRESIDENT

14 INTERNATIONAL FINANCIAL INSTITUTIONS

15 GLOBAL ENVIRONMENT FACILITY

16 For the United States contribution for the Global En-
17 vironment Facility, ~~\$56,250,000~~ to the International
18 Bank for Reconstruction and Development as trustee for
19 the Global Environment Facility (GEF), by the Secretary
20 of the Treasury, to remain available until expended.

21 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

22 ASSOCIATION

23 For payment to the International Development Asso-
24 ciation by the Secretary of the Treasury, ~~\$950,000,000~~,
25 to remain available until expended.

1 CONTRIBUTION TO THE ENTERPRISE FOR THE
2 AMERICAS MULTILATERAL INVESTMENT FUND

3 For payment to the Enterprise for the Americas Mul-
4 tilateral Investment Fund by the Secretary of the Treas-
5 ury, for the United States contribution to the fund,
6 \$23,000,000, to remain available until expended.

7 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

8 For the United States contribution by the Secretary
9 of the Treasury to the increase in resources of the Asian
10 Development Fund, as authorized by the Asian Develop-
11 ment Bank Act, as amended, \$115,250,000, to remain
12 available until expended.

13 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

14 For payment to the African Development Bank by
15 the Secretary of the Treasury, \$5,018,000, for the United
16 States paid-in share of the increase in capital stock, to
17 remain available until expended.

18 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

19 The United States Governor of the African Develop-
20 ment Bank may subscribe without fiscal year limitation
21 for the callable capital portion of the United States share
22 of such capital stock in an amount not to exceed
23 \$78,622,000.

1 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

2 For the United States contribution by the Secretary
3 of the Treasury to the increase in resources of the African
4 Development Fund, \$135,700,000, to remain available
5 until expended.

6 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
7 AGRICULTURAL DEVELOPMENT

8 For the United States contribution by the Secretary
9 of the Treasury to increase the resources of the Inter-
10 national Fund for Agricultural Development,
11 \$18,000,000, to remain available until expended.

12 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

13 For necessary expenses to carry out the provisions
14 of section 301 of the Foreign Assistance Act of 1961,
15 and of section 2 of the United Nations Environment Pro-
16 gram Participation Act of 1973, \$327,570,000. *Provided,*
17 That none of the funds appropriated under this heading
18 may be made available to the International Atomic En-
19 ergy Agency (IAEA). *Provided further,* That section
20 307(a) of the Foreign Assistance Act shall not apply to
21 contributions to the United Nations Democracy Fund.

1 TITLE V—GENERAL PROVISIONS

2 COMPENSATION FOR UNITED STATES EXECUTIVE

3 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

4 SEC. 501. (a) No funds appropriated by this Act may
5 be made as payment to any international financial institu-
6 tion while the United States Executive Director to such
7 institution is compensated by the institution at a rate
8 which, together with whatever compensation such Director
9 receives from the United States, is in excess of the rate
10 provided for an individual occupying a position at level IV
11 of the Executive Schedule under section 5315 of title 5,
12 United States Code, or while any alternate United States
13 Director to such institution is compensated by the institu-
14 tion at a rate in excess of the rate provided for an indi-
15 vidual occupying a position at level V of the Executive
16 Schedule under section 5316 of title 5, United States
17 Code.

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

1 RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO
2 UNITED NATIONS AGENCIES

3 SEC. 502. None of the funds appropriated by this Act
4 may be made available to pay any voluntary contribution
5 of the United States to the United Nations (including the
6 United Nations Development Program) if the United Na-
7 tions implements or imposes any taxation on any United
8 States persons.

9 LIMITATION ON RESIDENCE EXPENSES

10 SEC. 503. Of the funds appropriated or made avail-
11 able pursuant to this Act, not to exceed \$100,500 shall
12 be for official residence expenses of the United States
13 Agency for International Development during the current
14 fiscal year: *Provided,* That appropriate steps shall be
15 taken to assure that, to the maximum extent possible,
16 United States-owned foreign currencies are utilized in lieu
17 of dollars.

18 UNOBLIGATED BALANCES REPORT

19 SEC. 504. Any Department or Agency to which funds
20 are appropriated or otherwise made available by this Act
21 shall provide to the Committees on Appropriations a quar-
22 terly accounting by program, project, and activity of the
23 funds received by such Department or Agency in this fiscal
24 year or any previous fiscal year that remain unobligated
25 and unexpended.

1 LIMITATION ON REPRESENTATIONAL ALLOWANCES

2 SEC. 505. Of the funds appropriated or made avail-
3 able pursuant to this Act, not to exceed \$250,000 shall
4 be available for representation and entertainment allow-
5 ances, of which not to exceed \$2,500 shall be available
6 for entertainment allowances, for the United States Agen-
7 cy for International Development during the current fiscal
8 year: *Provided*, That no such entertainment funds may be
9 used for the purposes listed in section 548 of this Act:
10 *Provided further*, That appropriate steps shall be taken to
11 assure that, to the maximum extent possible, United
12 States-owned foreign currencies are utilized in lieu of dol-
13 lars: *Provided further*, That of the funds made available
14 by this Act for general costs of administering military as-
15 sistance and sales under the heading “Foreign Military
16 Financing Program”, not to exceed \$4,000 shall be avail-
17 able for entertainment expenses and not to exceed
18 \$130,000 shall be available for representation allowances:
19 *Provided further*, That of the funds made available by this
20 Act under the heading “International Military Education
21 and Training”, not to exceed \$55,000 shall be available
22 for entertainment allowances: *Provided further*, That of
23 the funds made available by this Act for the Inter-Amer-
24 ican Foundation, not to exceed \$2,000 shall be available
25 for entertainment and representation allowances: *Provided*

1 *further*, That of the funds made available by this Act for
2 the Peace Corps, not to exceed a total of \$4,000 shall be
3 available for entertainment expenses: *Provided further*,
4 That of the funds made available by this Act under the
5 heading “Trade and Development Agency”, not to exceed
6 \$4,000 shall be available for representation and entertain-
7 ment allowances: *Provided further*, That of the funds made
8 available by this Act under the heading “Millennium Chal-
9 lenge Corporation”, not to exceed \$115,000 shall be avail-
10 able for representation and entertainment allowances.

11 PROHIBITION ON TAXATION OF UNITED STATES

12 ASSISTANCE

13 SEC. 506. (a) PROHIBITION ON TAXATION.—None of
14 the funds appropriated by this Act may be made available
15 to provide assistance for a foreign country under a new
16 bilateral agreement governing the terms and conditions
17 under which such assistance is to be provided unless such
18 agreement includes a provision stating that assistance pro-
19 vided by the United States shall be exempt from taxation,
20 or reimbursed, by the foreign government, and the Sec-
21 retary of State shall expeditiously seek to negotiate
22 amendments to existing bilateral agreements, as nec-
23 essary, to conform with this requirement.

24 (b) REIMBURSEMENT OF FOREIGN TAXES.—An
25 amount equivalent to 200 percent of the total taxes as-
26 sessed during fiscal year 2007 on funds appropriated by

1 this Act by a foreign government or entity against com-
2 modities financed under United States assistance pro-
3 grams for which funds are appropriated by this Act, either
4 directly or through grantees, contractors and subcontrac-
5 tors shall be withheld from obligation from funds appro-
6 priated for assistance for fiscal year 2008 and allocated
7 for the central government of such country and for the
8 West Bank and Gaza Program to the extent that the Sec-
9 retary of State certifies and reports in writing to the Com-
10 mittees on Appropriations that such taxes have not been
11 reimbursed to the Government of the United States.

12 (c) **DE MINIMIS EXCEPTION.**—Foreign taxes of a de
13 minimis nature shall not be subject to the provisions of
14 subsection (b).

15 (d) **REPROGRAMMING OF FUNDS.**—Funds withheld
16 from obligation for each country or entity pursuant to sub-
17 section (b) shall be reprogrammed for assistance to coun-
18 tries which do not assess taxes on United States assistance
19 or which have an effective arrangement that is providing
20 substantial reimbursement of such taxes.

21 (e) **DETERMINATIONS.**—

22 (1) The provisions of this section shall not
23 apply to any country or entity the Secretary of State
24 determines—

1 (A) does not assess taxes on United States
2 assistance or which has an effective arrange-
3 ment that is providing substantial reimburse-
4 ment of such taxes; or

5 (B) the foreign policy interests of the
6 United States outweigh the policy of this sec-
7 tion to ensure that United States assistance is
8 not subject to taxation.

9 (2) The Secretary of State shall consult with
10 the Committees on Appropriations at least 15 days
11 prior to exercising the authority of this subsection
12 with regard to any country or entity.

13 (f) IMPLEMENTATION.—The Secretary of State shall
14 issue rules, regulations, or policy guidance, as appropriate,
15 to implement the prohibition against the taxation of assist-
16 ance contained in this section.

17 (g) DEFINITIONS.—As used in this section—

18 (1) the terms “taxes” and “taxation” refer to
19 value added taxes and customs duties imposed on
20 commodities financed with United States assistance
21 for programs for which funds are appropriated by
22 this Act; and

23 (2) the term “bilateral agreement” refers to a
24 framework bilateral agreement between the Govern-
25 ment of the United States and the government of

1 the country receiving assistance that describes the
2 privileges and immunities applicable to United
3 States foreign assistance for such country generally,
4 or an individual agreement between the Government
5 of the United States and such government that de-
6 scribes, among other things, the treatment for tax
7 purposes that will be accorded the United States as-
8 sistance provided under that agreement.

9 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
10 COUNTRIES

11 SEC. 507. None of the funds appropriated or other-
12 wise made available pursuant to this Act shall be obligated
13 or expended to finance directly any assistance or repara-
14 tions to Cuba, Libya, North Korea, Iran, or Syria: *Pro-*
15 *vided*, That for purposes of this section, the prohibition
16 on obligations or expenditures shall include direct loans,
17 credits, insurance and guarantees of the Export-Import
18 Bank or its agents: *Provided further*, That for purposes
19 of this section, the prohibition shall not include activities
20 of the Overseas Private Investment Corporation in Libya:
21 *Provided further*, That the prohibition shall not include di-
22 rect loans, credits, insurance and guarantees made avail-
23 able by the Export-Import Bank or its agents for or in
24 Libya.

MILITARY COUPS

1
2 SEC. 508. None of the funds appropriated or other-
3 wise made available pursuant to this Act shall be obligated
4 or expended to finance directly any assistance to the gov-
5 ernment of any country whose duly elected head of govern-
6 ment is deposed by military coup or decree: *Provided*, That
7 assistance may be resumed to such government if the
8 President determines and certifies to the Committees on
9 Appropriations that subsequent to the termination of as-
10 sistance a democratically elected government has taken of-
11 fice: *Provided further*, That the provisions of this section
12 shall not apply to assistance to promote democratic elec-
13 tions or public participation in democratic processes: *Pro-*
14 *vided further*, That funds made available pursuant to the
15 previous provisos shall be subject to the regular notifica-
16 tion procedures of the Committees on Appropriations.

TRANSFERS

17
18 SEC. 509. (a)(1) LIMITATION ON TRANSFERS BE-
19 TWEEN AGENCIES.—None of the funds made available by
20 this Act may be transferred to any department, agency,
21 or instrumentality of the United States Government, ex-
22 cept pursuant to a transfer made by, or transfer authority
23 provided in, this Act or any other appropriation Act.

24 (2) Notwithstanding paragraph (1), in addition to
25 transfers made by, or authorized elsewhere in, this Act,
26 funds appropriated by this Act to carry out the purposes

1 of the Foreign Assistance Act of 1961 may be allocated
2 or transferred to agencies of the United States Govern-
3 ment pursuant to the provisions of sections 109, 610, and
4 632 of the Foreign Assistance Act of 1961.

5 (b) TRANSFERS BETWEEN ACCOUNTS.—None of the
6 funds made available by this Act may be obligated under
7 an appropriation account to which they were not appro-
8 priated, except for transfers specifically provided for in
9 this Act, unless the President, not less than 5 days prior
10 to the exercise of any authority contained in the Foreign
11 Assistance Act of 1961 to transfer funds, consults with
12 and provides a written policy justification to the Commit-
13 tees on Appropriations of the House of Representatives
14 and the Senate.

15 (c) AUDIT OF INTER-AGENCY TRANSFERS.—Any
16 agreement for the transfer or allocation of funds appro-
17 priated by this Act, or prior Acts, entered into between
18 the United States Agency for International Development
19 and another agency of the United States Government
20 under the authority of section 632(a) of the Foreign As-
21 sistance Act of 1961 or any comparable provision of law,
22 shall expressly provide that the Office of the Inspector
23 General for the agency receiving the transfer or allocation
24 of such funds shall perform periodic program and financial
25 audits of the use of such funds: *Provided*, That funds

1 transferred under such authority may be made available
2 for the cost of such audits.

3 COMMERCIAL LEASING OF DEFENSE ARTICLES

4 SEC. 510. Notwithstanding any other provision of
5 law, and subject to the regular notification procedures of
6 the Committees on Appropriations, the authority of sec-
7 tion 23(a) of the Arms Export Control Act may be used
8 to provide financing to Israel, Egypt and NATO and
9 major non-NATO allies for the procurement by leasing
10 (including leasing with an option to purchase) of defense
11 articles from United States commercial suppliers, not in-
12 cluding Major Defense Equipment (other than helicopters
13 and other types of aircraft having possible civilian applica-
14 tion), if the President determines that there are compel-
15 ling foreign policy or national security reasons for those
16 defense articles being provided by commercial lease rather
17 than by government-to-government sale under such Act.

18 AVAILABILITY OF FUNDS

19 SEC. 511. No part of any appropriation contained in
20 this Act shall remain available for obligation after the ex-
21 piration of the current fiscal year unless expressly so pro-
22 vided in this Act: *Provided*, That funds appropriated for
23 the purposes of chapters 1, 8, 11, and 12 of part I, section
24 667, chapters 4, 6, 8, and 9 of part II of the Foreign
25 Assistance Act of 1961, section 23 of the Arms Export
26 Control Act, and funds provided under the heading "As-

1 sistance for Eastern Europe and the Baltic States'', shall
2 remain available for an additional 4 years from the date
3 on which the availability of such funds would otherwise
4 have expired; if such funds are initially obligated before
5 the expiration of their respective periods of availability
6 contained in this Act: *Provided further*, That, notwith-
7 standing any other provision of this Act, any funds made
8 available for the purposes of chapter 1 of part I and chap-
9 ter 4 of part II of the Foreign Assistance Act of 1961
10 which are allocated or obligated for cash disbursements
11 in order to address balance of payments or economic policy
12 reform objectives, shall remain available until expended.

13 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

14 SEC. 512. No part of any appropriation contained in
15 this Act shall be used to furnish assistance to the govern-
16 ment of any country which is in default during a period
17 in excess of 1 calendar year in payment to the United
18 States of principal or interest on any loan made to the
19 government of such country by the United States pursuant
20 to a program for which funds are appropriated under this
21 Act unless the President determines, following consulta-
22 tions with the Committees on Appropriations, that assist-
23 ance to such country is in the national interest of the
24 United States.

1 COMMERCE AND TRADE

2 SEC. 513. (a) None of the funds appropriated or
3 made available pursuant to this Act for direct assistance
4 and none of the funds otherwise made available pursuant
5 to this Act to the Export-Import Bank and the Overseas
6 Private Investment Corporation shall be obligated or ex-
7 pended to finance any loan, any assistance or any other
8 financial commitments for establishing or expanding pro-
9 duction of any commodity for export by any country other
10 than the United States, if the commodity is likely to be
11 in surplus on world markets at the time the resulting pro-
12 ductive capacity is expected to become operative and if the
13 assistance will cause substantial injury to United States
14 producers of the same, similar, or competing commodity:
15 *Provided*, That such prohibition shall not apply to the Ex-
16 port-Import Bank if in the judgment of its Board of Direc-
17 tors the benefits to industry and employment in the
18 United States are likely to outweigh the injury to United
19 States producers of the same, similar, or competing com-
20 modity, and the Chairman of the Board so notifies the
21 Committees on Appropriations.

22 (b) None of the funds appropriated by this or any
23 other Act to carry out chapter 1 of part I of the Foreign
24 Assistance Act of 1961 shall be available for any testing
25 or breeding feasibility study, variety improvement or intro-

1 duction, consultancy, publication, conference, or training
 2 in connection with the growth or production in a foreign
 3 country of an agricultural commodity for export which
 4 would compete with a similar commodity grown or pro-
 5 duced in the United States: *Provided*, That this subsection
 6 shall not prohibit—

7 (1) activities designed to increase food security
 8 in developing countries where such activities will not
 9 have a significant impact on the export of agricul-
 10 tural commodities of the United States; or

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

13 SURPLUS COMMODITIES

14 SEC. 514. The Secretary of the Treasury shall in-
 15 struct the United States Executive Directors of the Inter-
 16 national Bank for Reconstruction and Development, the
 17 International Development Association, the International
 18 Finance Corporation, the Inter-American Development
 19 Bank, the International Monetary Fund, the Asian Devel-
 20 opment Bank, the Inter-American Investment Corpora-
 21 tion, the North American Development Bank, the Euro-
 22 pean Bank for Reconstruction and Development, the Afri-
 23 can Development Bank, and the African Development
 24 Fund to use the voice and vote of the United States to
 25 oppose any assistance by these institutions, using funds
 26 appropriated or made available pursuant to this Act, for

1 the production or extraction of any commodity or mineral
2 for export, if it is in surplus on world markets and if the
3 assistance will cause substantial injury to United States
4 producers of the same, similar, or competing commodity.

5 REPROGRAMMING NOTIFICATIONS AND TRANSFER

6 GUIDELINES

7 SEC. 515. (a) None of the funds made available in
8 this Act or in prior Acts making appropriations for foreign
9 operations, export financing, and related programs, from
10 any accounts in the Treasury of the United States derived
11 by the collection of currency reflows or other offsetting
12 collections, or made available by transfer, may be used to
13 finance an activity, program, or project specifically denied
14 funding by Congress in this Act.

15 (b) None of the funds made available in this Act or
16 in prior Acts making appropriations for foreign oper-
17 ations, export financing, and related programs, from any
18 accounts in the Treasury of the United States derived by
19 the collection of currency reflows or other offsetting collec-
20 tions, or made available by transfer, may be used to ini-
21 tiate a new or terminate an existing activity, program, or
22 project not previously justified without prior notification
23 of the Committees on Appropriations.

24 (c) For the purposes of providing the executive
25 branch with the necessary administrative flexibility, none

1 of the funds made available under this Act for “Child Sur-
2 vival and Health Programs Fund”, “Development Assist-
3 ance”, “International Organizations and Programs”,
4 “Trade and Development Agency”, “International Nar-
5 cotics Control and Law Enforcement”, “Andean
6 Counterdrug Initiative”, “Assistance for Eastern Europe
7 and the Baltic States”, “Assistance for the Independent
8 States of the Former Soviet Union”, “Economic Support
9 Fund”, “Global HIV/AIDS Initiative”, “Peacekeeping
10 Operations”, “Capital Investment Fund”, “Operating Ex-
11 penses of the United States Agency for International De-
12 velopment”, “Operating Expenses of the United States
13 Agency for International Development Office of Inspector
14 General”, “Nonproliferation, Anti-terrorism, Demining
15 and Related Programs”, “Millennium Challenge Corpora-
16 tion” (by country only), “Foreign Military Financing Pro-
17 gram”, “International Military Education and Training”,
18 “Peace Corps”, and “Migration and Refugee Assistance”,
19 shall be available for obligation for activities, programs,
20 projects, type of materiel assistance, countries, or other
21 operations not justified or in excess of the amount justi-
22 fied to the Committees on Appropriations for obligation
23 under any of these specific headings unless the Commit-
24 tees on Appropriations of both Houses of Congress are
25 notified 15 days in advance: *Provided*, That the President

1 shall not enter into any commitment of funds appropriated
2 for the purposes of section 23 of the Arms Export Control
3 Act for the provision of major defense equipment, other
4 than conventional ammunition, or other major defense
5 items defined to be aircraft, ships, missiles, or combat ve-
6 hicles, not previously justified to Congress or 20 percent
7 in excess of the quantities justified to Congress unless the
8 Committees on Appropriations are notified 15 days in ad-
9 vance of such commitment: *Provided further*, That this
10 paragraph shall not apply to any reprogramming for an
11 activity, program, or project for which funds are appro-
12 priated under title II or title III of this Act of less than
13 10 percent of the amount previously justified to the Con-
14 gress for obligation for such activity, program, or project
15 for the current fiscal year.

16 (d) The requirements of this section or any similar
17 provision of this Act or any other Act, including any prior
18 Act requiring notification in accordance with the regular
19 notification procedures of the Committees on Appropria-
20 tions, may be waived if failure to do so would pose a sub-
21 stantial risk to human health or welfare: *Provided*, That
22 in case of any such waiver, notification to the Congress,
23 or the appropriate congressional committees, shall be pro-
24 vided as early as practicable, but in no event later than
25 3 days after taking the action to which such notification

1 requirement was applicable, in the context of the cir-
2 cumstances necessitating such waiver: *Provided further,*
3 That any notification provided pursuant to such a waiver
4 shall contain an explanation of the emergency cir-
5 cumstances.

6 LIMITATION ON AVAILABILITY OF FUNDS FOR
7 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

8 SEC. 516. Subject to the regular notification proce-
9 dures of the Committees on Appropriations, funds appro-
10 priated under this Act or any previously enacted Act mak-
11 ing appropriations for foreign operations, export financ-
12 ing, and related programs, which are returned or not made
13 available for organizations and programs because of the
14 implementation of section 307(a) of the Foreign Assist-
15 ance Act of 1961, shall remain available for obligation
16 until September 30, 2008.

17 INDEPENDENT STATES OF THE FORMER SOVIET UNION

18 SEC. 517. (a) None of the funds appropriated under
19 the heading "Assistance for the Independent States of the
20 Former Soviet Union" shall be made available for assist-
21 ance for a government of an Independent State of the
22 former Soviet Union if that government directs any action
23 in violation of the territorial integrity or national sov-
24 ereignty of any other Independent State of the former So-
25 viet Union, such as those violations included in the Hel-
26 sinki Final Act: *Provided,* That such funds may be made

1 available without regard to the restriction in this sub-
2 section if the President determines that to do so is in the
3 national security interest of the United States.

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

10 (c) Funds appropriated under the heading “Assist-
11 ance for the Independent States of the Former Soviet
12 Union” for the Russian Federation, Armenia, and
13 Uzbekistan shall be subject to the regular notification pro-
14 cedures of the Committees on Appropriations.

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

20 (e) In issuing new task orders, entering into con-
21 tracts, or making grants, with funds appropriated in this
22 Act or prior appropriations Acts under the heading “As-
23 sistance for the Independent States of the Former Soviet
24 Union” and under comparable headings in prior appro-
25 priations Acts, for projects or activities that have as one

1 of their primary purposes the fostering of private sector
2 development, the Coordinator for United States Assistance
3 to Europe and Eurasia and the implementing agency shall
4 encourage the participation of and give significant weight
5 to contractors and grantees who propose investing a sig-
6 nificant amount of their own resources (including volun-
7 teer services and in-kind contributions) in such projects
8 and activities.

9 PROHIBITION ON FUNDING FOR ABORTIONS AND

10 INVOLUNTARY STERILIZATION

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

1 the Foreign Assistance Act of 1961, as amended, may be
2 obligated or expended for any country or organization if
3 the President certifies that the use of these funds by any
4 such country or organization would violate any of the
5 above provisions related to abortions and involuntary steri-
6 lizations.

7 EXPORT FINANCING TRANSFER AUTHORITIES

8 SEC. 519. Not to exceed 5 percent of any appropria-
9 tion other than for administrative expenses made available
10 for fiscal year 2007, for programs under title I of this
11 Act may be transferred between such appropriations for
12 use for any of the purposes, programs, and activities for
13 which the funds in such receiving account may be used,
14 but no such appropriation, except as otherwise specifically
15 provided, shall be increased by more than 25 percent by
16 any such transfer: *Provided*, That the exercise of such au-
17 thority shall be subject to the regular notification proce-
18 dures of the Committees on Appropriations.

19 SPECIAL NOTIFICATION REQUIREMENTS

20 SEC. 520. None of the funds appropriated by this Act
21 shall be obligated or expended for assistance for Liberia,
22 Serbia, Sudan, Zimbabwe, Pakistan, or Cambodia except
23 as provided through the regular notification procedures of
24 the Committees on Appropriations.

1 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

2 SEC. 521. For the purpose of this Act “program,
3 project, and activity” shall be defined at the appropria-
4 tions Act account level and shall include all appropriations
5 and authorizations Acts earmarks, ceilings, and limita-
6 tions with the exception that for the following accounts:
7 Economic Support Fund and Foreign Military Financing
8 Program, “program, project, and activity” shall also be
9 considered to include country, regional, and central pro-
10 gram level funding within each such account; for the devel-
11 opment assistance accounts of the United States Agency
12 for International Development “program, project, and ac-
13 tivity” shall also be considered to include central, country,
14 regional, and program level funding; either as: (1) justified
15 to the Congress; or (2) allocated by the executive branch
16 in accordance with a report; to be provided to the Commit-
17 tees on Appropriations within 30 days of the enactment
18 of this Act, as required by section 653(a) of the Foreign
19 Assistance Act of 1961.

20 CHILD SURVIVAL AND HEALTH ACTIVITIES

21 SEC. 522. Up to \$13,500,000 of the funds made
22 available by this Act for assistance under the heading
23 “Child Survival and Health Programs Fund”, may be
24 used to reimburse United States Government agencies,
25 agencies of State governments, institutions of higher
26 learning, and private and voluntary organizations for the

1 full cost of individuals (including for the personal services
2 of such individuals) detailed or assigned to, or contracted
3 by, as the case may be, the United States Agency for
4 International Development for the purpose of carrying out
5 activities under that heading: *Provided*, That up to
6 \$3,500,000 of the funds made available by this Act for
7 assistance under the heading “Development Assistance”
8 may be used to reimburse such agencies, institutions, and
9 organizations for such costs of such individuals carrying
10 out other development assistance activities: *Provided fur-*
11 *ther*, That funds appropriated by titles II and III of this
12 Act that are made available for assistance for child sur-
13 vival activities or disease programs including activities re-
14 lating to research on, and the prevention, treatment and
15 control of, HIV/AIDS may be made available notwith-
16 standing any other provision of law except for the provi-
17 sions under the heading “Child Survival and Health Pro-
18 grams Fund” and the United States Leadership Against
19 HIV/AIDS, Tuberculosis, and Malaria Act of 2003 (117
20 Stat. 711; 22 U.S.C. 7601 et seq.), as amended.

21 AFGHANISTAN

22 SEC. 523. Of the funds appropriated by titles II and
23 III of this Act, not less than \$931,400,000 should be made
24 available for humanitarian, reconstruction, and related as-
25 sistance for Afghanistan: *Provided*, That of the funds
26 made available pursuant to this section, \$3,000,000

1 should be made available for reforestation activities: *Pro-*
2 *vided further,* That funds made available pursuant to the
3 previous proviso should be matched, to the maximum ex-
4 tent possible, with contributions from American and Af-
5 ghan businesses: *Provided further,* That of the funds allo-
6 cated for assistance for Afghanistan from this Act and
7 other Acts making appropriations for foreign operations,
8 export financing, and related programs for fiscal year
9 2007, not less than \$50,000,000 should be made available
10 to support programs that directly address the needs of Af-
11 ghan women and girls.

12 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

13 SEC. 524. Prior to providing excess Department of
14 Defense articles in accordance with section 516(a) of the
15 Foreign Assistance Act of 1961, the Department of De-
16 fense shall notify the Committees on Appropriations to the
17 same extent and under the same conditions as are other
18 committees pursuant to subsection (f) of that section: *Pro-*
19 *vided,* That before issuing a letter of offer to sell excess
20 defense articles under the Arms Export Control Act, the
21 Department of Defense shall notify the Committees on
22 Appropriations in accordance with the regular notification
23 procedures of such Committees if such defense articles are
24 significant military equipment (as defined in section 47(9)
25 of the Arms Export Control Act) or are valued (in terms
26 of original acquisition cost) at \$7,000,000 or more, or if

1 notification is required elsewhere in this Act for the use
2 of appropriated funds for specific countries that would re-
3 ceive such excess defense articles: *Provided further*, That
4 such Committees shall also be informed of the original ac-
5 quisition cost of such defense articles.

6 GLOBAL FUND TO FIGHT AIDS, TUBERCULOSIS, AND
7 MALARIA

8 SEC. 525. (a) Notwithstanding any other provision
9 of this Act, 25 percent of the funds that are appropriated
10 by this Act for a contribution to support the Global Fund
11 to Fight AIDS, Tuberculosis and Malaria (the “Global
12 Fund”) shall be withheld from obligation to the Global
13 Fund until the Secretary of State certifies to the Commit-
14 tees on Appropriations that the Global Fund—

15 (1) has clear progress indicators upon which to
16 determine the release of incremental disbursements;

17 (2) is releasing such incremental disbursements
18 only if progress is being made based on those indica-
19 tors; and

20 (3) is providing support and oversight to coun-
21 try-level entities, such as country coordinating mech-
22 anisms, principal recipients, and local Fund agents,
23 to enable them to fulfill their mandates.

24 (b) The Secretary of State may waive subsection (a)
25 if the Secretary determines and reports to the Committees

1 on Appropriations that such waiver is important to the
2 national interest of the United States.

3 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST
4 COUNTRIES

5 SEC. 526. (a) Funds appropriated for bilateral assist-
6 ance under any heading of this Act and funds appro-
7 priated under any such heading in a provision of law en-
8 acted prior to the enactment of this Act, shall not be made
9 available to any country which the President determines—

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

13 (2) otherwise supports international terrorism.

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

23 DEBT-FOR-DEVELOPMENT

24 SEC. 527. In order to enhance the continued partici-
25 pation of nongovernmental organizations in debt-for-devel-
26 opment and debt-for-nature exchanges, a nongovern-

1 mental organization which is a grantee or contractor of
2 the United States Agency for International Development
3 may place in interest bearing accounts local currencies
4 which accrue to that organization as a result of economic
5 assistance provided under title II of this Act and, subject
6 to the regular notification procedures of the Committees
7 on Appropriations, any interest earned on such investment
8 shall be used for the purpose for which the assistance was
9 provided to that organization.

10 **SEPARATE ACCOUNTS**

11 **SEC. 528. (a) SEPARATE ACCOUNTS FOR LOCAL**
12 **CURRENCIES.—**

13 ~~(1)~~ If assistance is furnished to the government
14 of a foreign country under chapters 1 and 10 of part
15 I or chapter 4 of part II of the Foreign Assistance
16 Act of 1961 under agreements which result in the
17 generation of local currencies of that country, the
18 Administrator of the United States Agency for
19 International Development shall—

20 ~~(A)~~ require that local currencies be depos-
21 ited in a separate account established by that
22 government;

23 ~~(B)~~ enter into an agreement with that gov-
24 ernment which sets forth—

25 ~~(i)~~ the amount of the local currencies
26 to be generated; and

1 (ii) the terms and conditions under
2 which the currencies so deposited may be
3 utilized, consistent with this section; and

4 (C) establish by agreement with that gov-
5 ernment the responsibilities of the United
6 States Agency for International Development
7 and that government to monitor and account
8 for deposits into and disbursements from the
9 separate account.

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

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

18 (i) project and sector assistance activi-
19 ties; or

20 (ii) debt and deficit financing; or

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

23 (3) PROGRAMMING ACCOUNTABILITY.—The
24 United States Agency for International Development
25 shall take all necessary steps to ensure that the

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

6 (4) TERMINATION OF ASSISTANCE PRO-
7 GRAMS.—Upon termination of assistance to a coun-
8 try under chapter 1 or 10 of part I or chapter 4 of
9 part II (as the case may be), any unencumbered bal-
10 ances of funds which remain in a separate account
11 established pursuant to subsection (a) shall be dis-
12 posed of for such purposes as may be agreed to by
13 the government of that country and the United
14 States Government.

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

1 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

2 (1) If assistance is made available to the gov-
3 ernment of a foreign country, under chapter 1 or 10
4 of part I or chapter 4 of part II of the Foreign As-
5 sistance Act of 1961, as cash transfer assistance or
6 as nonproject sector assistance, that country shall be
7 required to maintain such funds in a separate ac-
8 count and not commingle them with any other
9 funds.

10 (2) APPLICABILITY OF OTHER PROVISIONS OF
11 LAW.—Such funds may be obligated and expended
12 notwithstanding provisions of law which are incon-
13 sistent with the nature of this assistance including
14 provisions which are referenced in the Joint Explan-
15 atory Statement of the Committee of Conference ac-
16 companying House Joint Resolution 648 (House Re-
17 port No. 98-1159).

18 (3) NOTIFICATION.—At least 15 days prior to
19 obligating any such cash transfer or nonproject sec-
20 tor assistance, the President shall submit a notifica-
21 tion through the regular notification procedures of
22 the Committees on Appropriations, which shall in-
23 clude a detailed description of how the funds pro-
24 posed to be made available will be used, with a dis-
25 cussion of the United States interests that will be

1 served by the assistance (including, as appropriate,
2 a description of the economic policy reforms that will
3 be promoted by such assistance).

4 (4) EXEMPTION.—Nonproject sector assistance
5 funds may be exempt from the requirements of sub-
6 section (b)(1) only through the notification proce-
7 dures of the Committees on Appropriations.

8 ENTERPRISE FUND RESTRICTIONS

9 SEC. 529. (a) Prior to the distribution of any assets
10 resulting from any liquidation, dissolution, or winding up
11 of an Enterprise Fund, in whole or in part, the President
12 shall submit to the Committees on Appropriations, in ac-
13 cordance with the regular notification procedures of the
14 Committees on Appropriations, a plan for the distribution
15 of the assets of the Enterprise Fund.

16 (b) Funds made available by this Act for Enterprise
17 Funds shall be expended at the minimum rate necessary
18 to make timely payment for projects and activities.

19 FINANCIAL MARKET ASSISTANCE IN TRANSITION

20 COUNTRIES

21 SEC. 530. Of the funds appropriated in Title II of
22 this Act, not less than \$40,000,000 should be made avail-
23 able for building capital markets and financial systems in
24 countries in transition, of which not less than \$20,000,000
25 should be designated for not-for-profit organizations that
26 mobilize volunteers with experience in the financial sector.

1 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
2 FOUNDATION AND AFRICAN DEVELOPMENT FOUNDATION

3 SEC. 531. Unless expressly provided to the contrary,
4 provisions of this or any other Act, including provisions
5 contained in prior Acts authorizing or making appropria-
6 tions for foreign operations, export financing, and related
7 programs, shall not be construed to prohibit activities au-
8 thorized by or conducted under the Peace Corps Act, the
9 Inter-American Foundation Act or the African Develop-
10 ment Foundation Act. The agency shall promptly report
11 to the Committees on Appropriations whenever it is con-
12 ducting activities or is proposing to conduct activities in
13 a country for which assistance is prohibited.

14 IMPACT ON JOBS IN THE UNITED STATES

15 SEC. 532. None of the funds appropriated by this Act
16 may be obligated or expended to provide—

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

25 (2) assistance for any program, project, or ac-
26 tivity that contributes to the violation of internation-

1 ally recognized workers rights, as defined in section
2 507(4) of the Trade Act of 1974, of workers in the
3 recipient country, including any designated zone or
4 area in that country: *Provided*, That the application
5 of section 507(4)(D) and (E) of such Act should be
6 commensurate with the level of development of the
7 recipient country and sector, and shall not preclude
8 assistance for the informal sector in such country,
9 micro and small-scale enterprise, and smallholder
10 agriculture.

11 SPECIAL AUTHORITIES

12 SEC. 533. (a) AFGHANISTAN, IRAQ, PAKISTAN, LEB-
13 ANON, MONTENEGRO, VICTIMS OF WAR, DISPLACED
14 CHILDREN, AND DISPLACED BURMESE.—Funds appro-
15 priated by this Act that are made available for assistance
16 for Afghanistan may be made available notwithstanding
17 section 512 of this Act or any similar provision of law and
18 section 660 of the Foreign Assistance Act of 1961, and
19 funds appropriated in titles I and II of this Act that are
20 made available for Iraq, Lebanon, Montenegro, Pakistan,
21 and for victims of war, displaced children, and displaced
22 Burmese, and to assist victims of trafficking in persons
23 and, subject to the regular notification procedures of the
24 Committees on Appropriations, to combat such traf-
25 ficking, may be made available notwithstanding any other
26 provision of law.

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,
4 and chapter 4 of part II, of the Foreign Assistance Act
5 of 1961 may be used, notwithstanding any other provision
6 of law, for the purpose of supporting tropical forestry and
7 biodiversity conservation activities and energy programs
8 aimed at reducing greenhouse gas emissions: *Provided,*
9 That such assistance shall be subject to sections 116,
10 502B, and 620A of the Foreign Assistance Act of 1961.

11 (c) PERSONAL SERVICES CONTRACTORS.—Funds ap-
12 propriated by this Act to carry out chapter 1 of part I,
13 chapter 4 of part II, and section 667 of the Foreign As-
14 sistance Act of 1961, and title II of the Agricultural Trade
15 Development and Assistance Act of 1954, may be used
16 by the United States Agency for International Develop-
17 ment to employ up to 25 personal services contractors in
18 the United States, notwithstanding any other provision of
19 law, for the purpose of providing direct, interim support
20 for new or expanded overseas programs and activities
21 managed by the agency until permanent direct hire per-
22 sonnel are hired and trained: *Provided,* That not more
23 than 10 of such contractors shall be assigned to any bu-
24 reau or office: *Provided further,* That such funds appro-
25 priated to carry out title II of the Agricultural Trade De-

1 velopment and Assistance Act of 1954, may be made avail-
2 able only for personal services contractors assigned to the
3 Office of Food for Peace.

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

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

14 (e) SMALL BUSINESS.—In entering into multiple
15 award indefinite-quantity contracts with funds appro-
16 priated by this Act, the United States Agency for Inter-
17 national Development may provide an exception to the fair
18 opportunity process for placing task orders under such
19 contracts when the order is placed with any category of
20 small or small disadvantaged business.

21 (f) RECONSTITUTING CIVILIAN POLICE AUTHOR-
22 ITY.—In providing assistance with funds appropriated by
23 this Act under section 660(b)(6) of the Foreign Assistance
24 Act of 1961, support for a nation emerging from insta-
25 bility may be deemed to mean support for regional, dis-

1 triet, municipal, or other sub-national entity emerging
2 from instability, as well as a nation emerging from insta-
3 bility.

4 (g) WORLD FOOD PROGRAM.—Of the funds managed
5 by the Bureau for Democracy, Conflict, and Humanitarian
6 Assistance of the United States Agency for International
7 Development, from this or any other Act, not less than
8 \$10,000,000 shall be made available as a general contribu-
9 tion to the World Food Program, notwithstanding any
10 other provision of law.

11 (h) UNIFIED CAMPAIGN.—Funds transferred pursu-
12 ant to the authority contained in the fifth proviso under
13 the heading “Foreign Military Financing Program” in di-
14 vision E of Public Law 108–7 may be made available for
15 helicopters, training, and other assistance for the Colom-
16 bian Armed Forces for such things as pipeline security
17 and interdiction, notwithstanding the limitation to security
18 for the Cano Limon pipeline in such proviso.

19 (i) EXTENSION OF AUTHORITY.—

20 (1) With respect to funds appropriated by this
21 Act that are available for assistance for Pakistan,
22 the President may waive the prohibition on assist-
23 ance contained in section 508 of this Act subject to
24 the requirements contained in section 1(b) of Public
25 Law 107–57, as amended, for a determination and

1 certification, and consultation, by the President
2 prior to the exercise of such waiver authority.

3 ~~(2)~~ Section ~~512~~ of this Act and section ~~620(c)~~
4 of the Foreign Assistance Act of 1961 shall not
5 apply with respect to assistance for Pakistan from
6 funds appropriated by this Act.

7 ~~(3)~~ Notwithstanding the date contained in sec-
8 tion 6 of Public Law 107-57, as amended, the provi-
9 sions of sections 2 and 4 of that Act shall remain
10 in effect through the current fiscal year.

11 ~~(j)~~ MIDDLE EAST FOUNDATION.—Of the funds ap-
12 propriated by this Act under the heading “Economic Sup-
13 port Fund” that are available for the Middle East Part-
14 nership Initiative, up to \$35,000,000 may be made avail-
15 able, including as an endowment, notwithstanding any
16 other provision of law and following consultations with the
17 Committees on Appropriations, to establish and operate
18 a Middle East Foundation, or any other similar entity,
19 whose purposes include to support democracy, governance,
20 human rights, and the rule of law: *Provided*, That such
21 funds may be made available to the Foundation only to
22 the extent that the Foundation has commitments from
23 sources other than the United States Government to at
24 least match the funds provided under the authority of this
25 subsection: *Provided further*, That provisions contained in

1 section 201 of the Support for East European Democracy
2 (SEED) Act of 1989 (excluding the authorizations of ap-
3 propriations provided in subsection (b) of that section)
4 shall be deemed to apply to any such foundation or similar
5 entity referred to under this subsection, and to funds
6 made available to such entity, in order to enable it to pro-
7 vide assistance for purposes of this section: *Provided fur-*
8 *ther*, That prior to the initial obligation of funds for any
9 such foundation or similar entity pursuant to the authori-
10 ties of this subsection, other than for administrative sup-
11 port, the Secretary of State shall take steps to ensure, on
12 an ongoing basis, that any such funds made available pur-
13 suant to such authorities are not provided to or through
14 any individual or group that the management of the foun-
15 dation or similar entity knows or has reason to believe,
16 advocates, plans, sponsors, or otherwise engages in ter-
17 rorist activities: *Provided further*, That section 530 of this
18 Act shall apply to any such foundation or similar entity
19 established pursuant to this subsection: *Provided further*,
20 That the authority of the Foundation, or any similar enti-
21 ty, to provide assistance shall cease to be effective on Sep-
22 tember 30, 2010.

23 ARAB LEAGUE BOYCOTT OF ISRAEL

24 SEC. 534. It is the sense of the Congress that—

25 (1) the Arab League boycott of Israel, and the
26 secondary boycott of American firms that have com-

1 mercian ties with Israel, is an impediment to peace
2 in the region and to United States investment and
3 trade in the Middle East and North Africa;

4 (2) the Arab League boycott, which was regret-
5 tably reinstated in 1997, should be immediately and
6 publicly terminated, and the Central Office for the
7 Boycott of Israel immediately disbanded;

8 (3) all Arab League states should normalize re-
9 lations with their neighbor Israel;

10 (4) the President and the Secretary of State
11 should continue to vigorously oppose the Arab
12 League boycott of Israel and find concrete steps to
13 demonstrate that opposition by, for example, taking
14 into consideration the participation of any recipient
15 country in the boycott when determining to sell
16 weapons to said country; and

17 (5) the President should report to Congress an-
18 nually on specific steps being taken by the United
19 States to encourage Arab League states to normalize
20 their relations with Israel to bring about the termi-
21 nation of the Arab League boycott of Israel, includ-
22 ing those to encourage allies and trading partners of
23 the United States to enact laws prohibiting busi-
24 nesses from complying with the boycott and penal-
25 izing businesses that do comply.

1 ELIGIBILITY FOR ASSISTANCE

2 SEC. 535. (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
7 appropriated by this Act to carry out the provisions of
8 chapters 1, 10, 11, and 12 of part I and chapter 4 of
9 part II of the Foreign Assistance Act of 1961, and from
10 funds appropriated under the heading “Assistance for
11 Eastern Europe and the Baltic States”: *Provided*, That
12 before using the authority of this subsection to furnish as-
13 sistance in support of programs of nongovernmental orga-
14 nizations, the President shall notify the Committees on
15 Appropriations under the regular notification procedures
16 of those committees, including a description of the pro-
17 gram to be assisted, the assistance to be provided, and
18 the reasons for furnishing such assistance: *Provided fur-*
19 *ther*, That nothing in this subsection shall be construed
20 to alter any existing statutory prohibitions against abor-
21 tion or involuntary sterilizations contained in this or any
22 other Act.

23 (b) PUBLIC LAW 480.—During fiscal year 2007, re-
24 strictions contained in this or any other Act with respect
25 to assistance for a country shall not be construed to re-

1 strict assistance under the Agricultural Trade Develop-
2 ment and Assistance Act of 1954: *Provided*, That none
3 of the funds appropriated to carry out title I of such Act
4 and made available pursuant to this subsection may be
5 obligated or expended except as provided through the reg-
6 ular notification procedures of the Committees on Appro-
7 priations.

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

9 (1) with respect to section 620A of the Foreign
10 Assistance Act of 1961 or any comparable provision
11 of law prohibiting assistance to countries that sup-
12 port international terrorism; or

13 (2) with respect to section 116 of the Foreign
14 Assistance Act of 1961 or any comparable provision
15 of law prohibiting assistance to the government of a
16 country that violates internationally recognized
17 human rights.

18 RESERVATIONS OF FUNDS

19 SEC. 536. (a) Funds appropriated by this Act which
20 are specifically designated may be reprogrammed for other
21 programs within the same account notwithstanding the
22 designation if compliance with the designation is made im-
23 possible by operation of any provision of this or any other
24 Act: *Provided*, That any such reprogramming shall be sub-
25 ject to the regular notification procedures of the Commit-
26 tees on Appropriations: *Provided further*, That assistance

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

4 (b) In addition to the authority contained in sub-
5 section (a), the original period of availability of funds ap-
6 propriated by this Act and administered by the United
7 States Agency for International Development that are spe-
8 cifically designated for particular programs or activities by
9 this or any other Act shall be extended for an additional
10 fiscal year if the Administrator of such agency determines
11 and reports promptly to the Committees on Appropria-
12 tions that the termination of assistance to a country or
13 a significant change in circumstances makes it unlikely
14 that such designated funds can be obligated during the
15 original period of availability: *Provided*, That such des-
16 igned funds that are continued available for an addi-
17 tional fiscal year shall be obligated only for the purpose
18 of such designation.

19 CEILINGS AND DESIGNATED FUNDING LEVELS

20 SEC. 537. Ceilings and specifically designated fund-
21 ing levels contained in this Act shall not be applicable to
22 funds or authorities appropriated or otherwise made avail-
23 able by any subsequent Act unless such Act specifically
24 so directs.

1 PROHIBITION ON PUBLICITY OR PROPAGANDA

2 SEC. 538. No part of any appropriation contained in
3 this Act shall be used for publicity or propaganda purposes
4 within the United States not authorized before the date
5 of the enactment of this Act by the Congress: *Provided,*
6 That not to exceed \$25,000 may be made available to
7 carry out the provisions of section 316 of Public Law 96-
8 533.

9 PROHIBITION OF PAYMENTS TO UNITED NATIONS

10 MEMBERS

11 SEC. 539. None of the funds appropriated or made
12 available pursuant to this Act for carrying out the Foreign
13 Assistance Act of 1961, may be used to pay in whole or
14 in part any assessments, arrearages, or dues of any mem-
15 ber of the United Nations or, from funds appropriated by
16 this Act to carry out chapter 1 of part I of the Foreign
17 Assistance Act of 1961, the costs for participation of an-
18 other country's delegation at international conferences
19 held under the auspices of multilateral or international or-
20 ganizations.

21 NONGOVERNMENTAL ORGANIZATIONS—DOCUMENTATION

22 SEC. 540. None of the funds appropriated or made
23 available pursuant to this Act shall be available to a non-
24 governmental organization which fails to provide upon
25 timely request any document, file, or record necessary to

1 the auditing requirements of the United States Agency for
2 International Development.

3 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-
4 MENTS THAT EXPORT LETHAL MILITARY EQUIP-
5 MENT TO COUNTRIES SUPPORTING INTERNATIONAL
6 TERRORISM

7 SEC. 541. (a) None of the funds appropriated or oth-
8 erwise made available by this Act may be available to any
9 foreign government which provides lethal military equip-
10 ment to a country the government of which the Secretary
11 of State has determined is a terrorist government for pur-
12 poses of section 6(j) of the Export Administration Act of
13 1979. The prohibition under this section with respect to
14 a foreign government shall terminate 12 months after that
15 government ceases to provide such military equipment.
16 This section applies with respect to lethal military equip-
17 ment provided under a contract entered into after October
18 1, 1997.

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

23 (c) Whenever the waiver authority of subsection (b)
24 is exercised, the President shall submit to the appropriate
25 congressional committees a report with respect to the fur-
26 nishing of such assistance. Any such report shall include

1 a detailed explanation of the assistance to be provided, in-
2 cluding the estimated dollar amount of such assistance,
3 and an explanation of how the assistance furthers United
4 States national interests.

5 WITHHOLDING OF ASSISTANCE FOR PARKING FINES AND
6 REAL PROPERTY TAXES OWED BY FOREIGN COUNTRIES

7 SEC. 542. (a) Subject to subsection (c), of the funds
8 appropriated by this Act that are made available for as-
9 sistance for a foreign country, an amount equal to 110
10 percent of the total amount of the unpaid fully adjudicated
11 parking fines and penalties and unpaid property taxes
12 owed by the central government of such country shall be
13 withheld from obligation for assistance for the central gov-
14 ernment of such country until the Secretary of State sub-
15 mits a certification to the appropriate congressional com-
16 mittees stating that such parking fines and penalties and
17 unpaid property taxes are fully paid.

18 (b) Funds withheld from obligation pursuant to sub-
19 section (a) may be made available for other programs or
20 activities funded by this Act, after consultation with and
21 subject to the regular notification procedures of the appro-
22 priate congressional committees, provided that no such
23 funds shall be made available for assistance for the central
24 government of a foreign country that has not paid the
25 total amount of the fully adjudicated parking fines and
26 penalties and unpaid property taxes owed by such country.

1 (e) Subsection (a) shall not include amounts that
2 have been withheld under any other provision of law.

3 (d)(1) The Secretary of State may waive the require-
4 ments set forth in subsection (a) with respect to parking
5 fines and penalties no sooner than 60 days from the date
6 of enactment of this Act, or at any time with respect to
7 a particular country, if the Secretary determines that it
8 is in the national interests of the United States to do so.

9 (2) The Secretary of State may waive the require-
10 ments set forth in subsection (a) with respect to the un-
11 paid property taxes if the Secretary of State determines
12 that it is in the national interests of the United States
13 to do so.

14 (e) Not later than 6 months after the initial exercise
15 of the waiver authority in subsection (d), the Secretary
16 of State, after consultations with the City of New York,
17 shall submit a report to the Committees on Appropriations
18 describing a strategy, including a timetable and steps cur-
19 rently being taken, to collect the parking fines and pen-
20 alties and unpaid property taxes and interest owed by na-
21 tions receiving foreign assistance under this Act.

22 (f) In this section:

23 (1) The term “appropriate congressional com-
24 mittees” means the Committee on Appropriations of

1 the Senate and the Committee on Appropriations of
2 the House of Representatives:

3 ~~(2)~~ The term “fully adjudicated” includes cir-
4 cumstances in which the person to whom the vehicle
5 is registered—

6 (A)(i) has not responded to the parking
7 violation summons; or

8 (ii) has not followed the appropriate adju-
9 dication procedure to challenge the summons;
10 and

11 (B) the period of time for payment of or
12 challenge to the summons has lapsed.

13 ~~(3)~~ The term “parking fines and penalties”
14 means parking fines and penalties—

15 (A) owed to—

16 (i) the District of Columbia; or

17 (ii) New York, New York; and

18 (B) incurred during the period April 1,
19 1997, through September 30, 2006.

20 (4) The term “unpaid property taxes” means
21 the amount of unpaid taxes and interest determined
22 to be owed by a foreign country on real property in
23 the District of Columbia or New York, New York in
24 a court order or judgment entered against such

1 country by a court of the United States or any State
2 or subdivision thereof.

3 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE
4 WEST BANK AND GAZA

5 SEC. 543. None of the funds appropriated by this Act
6 may be obligated for assistance for the Palestine Libera-
7 tion Organization (PLO) for the West Bank and Gaza un-
8 less the President has exercised the authority under sec-
9 tion 604(a) of the Middle East Peace Facilitation Act of
10 1995 (title VI of Public Law 104-107) or any other legis-
11 lation to suspend or make inapplicable section 307 of the
12 Foreign Assistance Act of 1961 and that suspension is
13 still in effect: *Provided*, That if the President fails to make
14 the certification under section 604(b)(2) of the Middle
15 East Peace Facilitation Act of 1995 or to suspend the pro-
16 hibition under other legislation, funds appropriated by this
17 Act may not be obligated for assistance for the Palestine
18 Liberation Organization for the West Bank and Gaza.

19 WAR CRIMES TRIBUNALS DRAWDOWN

20 SEC. 544. If the President determines that doing so
21 will contribute to a just resolution of charges regarding
22 genocide or other violations of international humanitarian
23 law, the President may direct a drawdown pursuant to sec-
24 tion 552(c) of the Foreign Assistance Act of 1961 of up
25 to \$30,000,000 of commodities and services for the United
26 Nations War Crimes Tribunal established with regard to

1 the former Yugoslavia by the United Nations Security
2 Council or such other tribunals or commissions as the
3 Council may establish or authorize to deal with such viola-
4 tions, without regard to the ceiling limitation contained
5 in paragraph (2) thereof: *Provided*, That the determina-
6 tion required under this section shall be in lieu of any de-
7 terminations otherwise required under section 552(c): *Pro-*
8 *vided further*, That the drawdown made under this section
9 for any tribunal shall not be construed as an endorsement
10 or precedent for the establishment of any standing or per-
11 manent international criminal tribunal or court: *Provided*
12 *further*, That funds made available for tribunals other
13 than Yugoslavia, Rwanda, or the Special Court for Sierra
14 Leone shall be made available subject to the regular notifi-
15 cation procedures of the Committees on Appropriations.

16

LANDMINES

17 SEC. 545. Notwithstanding any other provision of
18 law, demining equipment available to the United States
19 Agency for International Development and the Depart-
20 ment of State and used in support of the clearance of
21 landmines and unexploded ordnance for humanitarian
22 purposes may be disposed of on a grant basis in foreign
23 countries, subject to such terms and conditions as the
24 President may prescribe.

1 RESTRICTIONS CONCERNING THE PALESTINIAN
2 AUTHORITY

3 SEC. 546. None of the funds appropriated by this Act
4 may be obligated or expended to create in any part of Je-
5 rusalem a new office of any department or agency of the
6 United States Government for the purpose of conducting
7 official United States Government business with the Pal-
8 estinian Authority over Gaza and Jericho or any successor
9 Palestinian governing entity provided for in the Israel-
10 PLO Declaration of Principles: *Provided,* That this re-
11 striction shall not apply to the acquisition of additional
12 space for the existing Consulate General in Jerusalem:
13 *Provided further,* That meetings between officers and em-
14 ployees of the United States and officials of the Pales-
15 tinian Authority, or any successor Palestinian governing
16 entity provided for in the Israel-PLO Declaration of Prin-
17 ciples, for the purpose of conducting official United States
18 Government business with such authority should continue
19 to take place in locations other than Jerusalem. As has
20 been true in the past, officers and employees of the United
21 States Government may continue to meet in Jerusalem on
22 other subjects with Palestinians (including those who now
23 occupy positions in the Palestinian Authority), have social
24 contacts, and have incidental discussions.

1 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

2 SEC. 547. None of the funds appropriated or other-
3 wise made available by this Act under the heading “Inter-
4 national Military Education and Training” or “Foreign
5 Military Financing Program” for Informational Program
6 activities or under the headings “Child Survival and
7 Health Programs Fund”, “Development Assistance”, and
8 “Economic Support Fund” may be obligated or expended
9 to pay for—

10 (1) alcoholic beverages; or

11 (2) entertainment expenses for activities that
12 are substantially of a recreational character, includ-
13 ing but not limited to entrance fees at sporting
14 events, theatrical and musical productions, and
15 amusement parks.

16 HAITI

17 SEC. 548. (a) The Government of Haiti shall be eligi-
18 ble to purchase defense articles and services under the
19 Arms Export Control Act (22 U.S.C. 2751 et seq.), for
20 the Coast Guard.

21 (b) None of the funds made available in this Act
22 under the heading “International Narcotics Control and
23 Law Enforcement” may be used to transfer excess weap-
24 ons, ammunition or other lethal property of an agency of
25 the United States Government to the Government of Haiti
26 for use by the Haitian National Police until the Secretary

1 of State certifies to the Committees on Appropriations
2 that: (1) the United Nations Mission in Haiti
3 (MINUSTAH) has carried out the vetting of the senior
4 levels of the Haitian National Police and has ensured that
5 those credibly alleged to have committed serious crimes,
6 including drug trafficking and human rights violations,
7 have been suspended; and (2) the Haitian National Gov-
8 ernment is cooperating in a reform and restructuring plan
9 for the Haitian National Police and the reform of the judi-
10 cial system as called for in United Nations Security Coun-
11 cil Resolution 1608 adopted on June 22, 2005.

12 LIMITATION ON ASSISTANCE TO THE PALESTINIAN

13 AUTHORITY

14 SEC. 549. (a) PROHIBITION OF FUNDS.—None of the
15 funds appropriated by this Act to carry out the provisions
16 of chapter 4 of part II of the Foreign Assistance Act of
17 1961 may be obligated or expended with respect to pro-
18 viding funds to the Palestinian Authority.

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

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

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

3 (d) REPORT.—Whenever the waiver authority pursu-
4 ant to subsection (b) is exercised, the President shall sub-
5 mit a report to the Committees on Appropriations detail-
6 ing the steps the Palestinian Authority has taken to arrest
7 terrorists, confiscate weapons and dismantle the terrorist
8 infrastructure. The report shall also include a description
9 of how funds will be spent and the accounting procedures
10 in place to ensure that they are properly disbursed.

11 LIMITATION ON ASSISTANCE TO SECURITY FORCES

12 SEC. 550. None of the funds made available by this
13 Act may be provided to any unit of the security forces
14 of a foreign country if the Secretary of State has credible
15 evidence that such unit has committed gross violations of
16 human rights, unless the Secretary determines and reports
17 to the Committees on Appropriations that the government
18 of such country is taking effective measures to bring the
19 responsible members of the security forces unit to justice:
20 *Provided,* That nothing in this section shall be construed
21 to withhold funds made available by this Act from any
22 unit of the security forces of a foreign country not credibly
23 alleged to be involved in gross violations of human rights:
24 *Provided further,* That in the event that funds are withheld
25 from any unit pursuant to this section, the Secretary of
26 State shall promptly inform the foreign government of the

1 basis for such action and shall, to the maximum extent
2 practicable, assist the foreign government in taking effec-
3 tive measures to bring the responsible members of the se-
4 curity forces to justice.

5 FOREIGN MILITARY TRAINING REPORT

6 SEC. 551. The annual foreign military training report
7 required by section 656 of the Foreign Assistance Act of
8 1961 shall be submitted by the Secretary of Defense and
9 the Secretary of State to the Committees on Appropria-
10 tions of the House of Representatives and the Senate by
11 the date specified in that section.

12 AUTHORIZATION REQUIREMENT

13 SEC. 552. Funds appropriated by this Act, except
14 funds appropriated under the headings “Trade and Devel-
15 opment Agency”, “Overseas Private Investment Corpora-
16 tion”, and “Global HIV/AIDS Initiative”, may be obli-
17 gated and expended notwithstanding section 10 of Public
18 Law 91-672 and section 15 of the State Department
19 Basic Authorities Act of 1956.

20 CAMBODIA

21 SEC. 553. The Secretary of the Treasury should in-
22 struct the United States executive directors of the inter-
23 national financial institutions to use the voice and vote
24 of the United States to oppose loans to the Central Gov-
25 ernment of Cambodia, except loans to meet basic human
26 needs.

PALESTINIAN STATEHOOD

1
2 SEC. 554. (a) LIMITATION ON ASSISTANCE.—None
3 of the funds appropriated by this Act may be provided
4 to support a Palestinian state unless the Secretary of
5 State determines and certifies to the appropriate congres-
6 sional committees that—

7 (1) a new leadership of a Palestinian governing
8 entity has been democratically elected through cred-
9 ible and competitive elections;

10 (2) the elected governing entity of a new Pales-
11 tinian state—

12 (A) has demonstrated a firm commitment
13 to peaceful co-existence with the State of Israel;

14 (B) is taking appropriate measures to
15 counter terrorism and terrorist financing in the
16 West Bank and Gaza, including the dismantling
17 of terrorist infrastructures;

18 (C) is establishing a new Palestinian secu-
19 rity entity that is cooperative with appropriate
20 Israeli and other appropriate security organiza-
21 tions; and

22 (3) the Palestinian Authority (or the governing
23 body of a new Palestinian state) is working with
24 other countries in the region to vigorously pursue ef-
25 forts to establish a just, lasting, and comprehensive

1 peace in the Middle East that will enable Israel and
2 an independent Palestinian state to exist within the
3 context of full and normal relationships, which
4 should include—

5 (A) termination of all claims or states of
6 belligerency;

7 (B) respect for and acknowledgement of
8 the sovereignty, territorial integrity, and polit-
9 ical independence of every state in the area
10 through measures including the establishment
11 of demilitarized zones;

12 (C) their right to live in peace within se-
13 cure and recognized boundaries free from
14 threats or acts of force;

15 (D) freedom of navigation through inter-
16 national waterways in the area; and

17 (E) a framework for achieving a just set-
18 tlement of the refugee problem.

19 (b) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that the newly-elected governing entity should enact
21 a constitution assuring the rule of law, an independent ju-
22 diciary, and respect for human rights for its citizens, and
23 should enact other laws and regulations assuring trans-
24 parent and accountable governance.

1 the Procuraduria General de la Nacion, have
2 been credibly alleged to have committed gross
3 violations of human rights, including extra-judi-
4 cial killings, or to have aided or abetted para-
5 military organizations.

6 (B) The Colombian Government is vigor-
7 ously investigating and prosecuting those mem-
8 bers of the Colombian Armed Forces, of what-
9 ever rank, who have been credibly alleged to
10 have committed gross violations of human
11 rights, including extra-judicial killings, or to
12 have aided or abetted paramilitary organiza-
13 tions, and is promptly punishing those members
14 of the Colombian Armed Forces found to have
15 committed such violations of human rights or to
16 have aided or abetted paramilitary organiza-
17 tions.

18 (C) The Colombian Armed Forces have
19 made substantial progress in cooperating with
20 civilian prosecutors and judicial authorities in
21 such cases (including providing requested infor-
22 mation, such as the identity of persons sus-
23 pended from the Armed Forces and the nature
24 and cause of the suspension, and access to wit-

1 nesses, relevant military documents, and other
2 requested information).

3 (D) The Colombian Armed Forces have
4 made substantial progress in severing links (in-
5 cluding denying access to military intelligence,
6 vehicles, and other equipment or supplies, and
7 ceasing other forms of active or tacit coopera-
8 tion) at the command, battalion, and brigade
9 levels, with paramilitary organizations, espe-
10 cially in regions where these organizations have
11 a significant presence.

12 (E) The Colombian Government is disman-
13 tling paramilitary leadership and financial net-
14 works by arresting commanders and financial
15 backers, especially in regions where these net-
16 works have a significant presence.

17 (F) The Colombian Government is taking
18 effective steps to ensure that the Colombian
19 Armed Forces are not violating the land and
20 property rights of Colombia's indigenous com-
21 munities.

22 (G) The balance of such funds may be obligated
23 after July 31, 2007, if the Secretary of State cer-
24 tifies and reports to the appropriate congressional
25 committees, after such date, that the Colombian

1 Armed Forces are continuing to meet the conditions
2 contained in paragraph (2) and are conducting vig-
3 orous operations to restore government authority
4 and respect for human rights in areas under the ef-
5 fective control of paramilitary and guerrilla organi-
6 zations.

7 (b) CONGRESSIONAL NOTIFICATION.—Funds made
8 available by this Act for the Colombian Armed Forces
9 shall be subject to the regular notification procedures of
10 the Committees on Appropriations.

11 (c) CONSULTATIVE PROCESS.—Not later than 60
12 days after the date of enactment of this Act, and every
13 90 days thereafter until September 30, 2008, the Sec-
14 retary of State shall consult with internationally recog-
15 nized human rights organizations regarding progress in
16 meeting the conditions contained in subsection (a).

17 (d) DEFINITIONS.—In this section:

18 (1) AIDED OR ABETTED.—The term “aided or
19 abetted” means to provide any support to para-
20 military groups, including taking actions which
21 allow, facilitate, or otherwise foster the activities of
22 such groups.

23 (2) PARAMILITARY GROUPS.—The term “para-
24 military groups” means illegal self-defense groups
25 and illegal security cooperatives.

1 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
2 BROADCASTING CORPORATION

3 SEC. 557. None of the funds appropriated or other-
4 wise made available by this Act may be used to provide
5 equipment, technical support, consulting services, or any
6 other form of assistance to the Palestinian Broadcasting
7 Corporation.

8 WEST BANK AND GAZA PROGRAM

9 SEC. 558. (a) PROHIBITION.—None of the funds ap-
10 propriated by this Act for assistance under the West Bank
11 and Gaza program may be made available for the purpose
12 of recognizing or otherwise honoring individuals who com-
13 mit, or have committed, acts of terrorism.

14 (b) AUDITS.—

15 (1) The Administrator of the United States
16 Agency for International Development shall ensure
17 that Federal or non-Federal audits of all contractors
18 and grantees, and significant subcontractors and
19 subgrantees, under the West Bank and Gaza Pro-
20 gram, are conducted at least on an annual basis to
21 ensure, among other things, compliance with this
22 section.

23 (2) Of the funds appropriated by this Act up to
24 \$1,000,000 may be used by the Office of the Inspec-
25 tor General of the United States Agency for Inter-
26 national Development for audits, inspections, and

1 other activities in furtherance of the requirements of
2 this subsection.

3 (c) The Comptroller General of the United States
4 shall conduct an audit and an investigation of the treat-
5 ment, handling, and uses of all funds for the bilateral
6 West Bank and Gaza Program in fiscal year 2006 under
7 the heading “Economic Support Fund”. The audit shall
8 address—

9 (1) the extent to which such Program complies
10 with the requirements of subsection (a), and

11 (2) an examination of all programs, projects,
12 and activities carried out under such Program, in-
13 cluding both obligations and expenditures.

14 (d) Not later than 180 days after enactment of this
15 Act, the Secretary of State shall submit a report to the
16 Committees on Appropriations updating the report con-
17 tained in section 2106 of chapter 2 of title II of Public
18 Law 109–13.

19 CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

20 SEC. 559. (a) LIMITATIONS ON AMOUNT OF CON-
21 TRIBUTION.—Of the amounts made available under
22 “International Organizations and Programs” and “Child
23 Survival and Health Programs Fund” for fiscal year
24 2007, \$34,000,000 shall be made available for the United
25 Nations Population Fund (hereafter in this section re-
26 ferred to as the “UNFPA”): *Provided*, That of this

1 amount, not less than \$22,275,000 shall be derived from
2 funds appropriated under the heading “International Or-
3 ganizations and Programs”.

4 (b) AVAILABILITY OF FUNDS.—Funds appropriated
5 under the heading “International Organizations and Pro-
6 grams” in this Act that are available for UNFPA, that
7 are not made available for UNFPA because of the oper-
8 ation of any provision of law, shall be transferred to
9 “Child Survival and Health Programs Fund” and shall
10 be made available for family planning, maternal, and re-
11 productive health activities, subject to the regular notifica-
12 tion procedures of the Committees on Appropriations.

13 (c) PROHIBITION ON USE OF FUNDS IN CHINA.—
14 None of the funds made available under “International
15 Organizations and Programs” may be made available for
16 the UNFPA for a country program in the People’s Repub-
17 lic of China.

18 (d) CONDITIONS ON AVAILABILITY OF FUNDS.—
19 Amounts made available under “International Organiza-
20 tions and Programs” for fiscal year 2007 for the UNFPA
21 may not be made available to UNFPA unless—

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

1 appropriate congressional committees that the competent au-
2 thorities of such country, entity, or municipality are—

3 (1) cooperating with the Tribunal, including ac-
4 cess for investigators to archives and witnesses; the
5 provision of documents; and the surrender and
6 transfer of indictees or assistance in their apprehen-
7 sion; and

8 (2) are acting consistently with the Dayton Ac-
9 cords.

10 (c) Not less than 10 days before any vote in an inter-
11 national financial institution regarding the extension of
12 any new project involving financial or technical assistance
13 or grants to any country or entity described in subsection
14 (a), the Secretary of the Treasury, in consultation with
15 the Secretary of State, shall provide to the Committees
16 on Appropriations a written justification for the proposed
17 assistance, including an explanation of the United States
18 position regarding any such vote, as well as a description
19 of the location of the proposed assistance by municipality,
20 its purpose, and its intended beneficiaries.

21 (d) In carrying out this section, the Secretary of
22 State, the Administrator of the United States Agency for
23 International Development, and the Secretary of the
24 Treasury shall consult with representatives of human
25 rights organizations and all government agencies with rel-

1 evant information to help prevent indicted war criminals
2 from benefiting from any financial or technical assistance
3 or grants provided to any country or entity described in
4 subsection (a).

5 (e) The Secretary of State may waive the application
6 of subsection (a) with respect to projects within a country,
7 entity, or municipality upon a written determination to the
8 Committees on Appropriations that such assistance di-
9 rectly supports the implementation of the Dayton Accords.

10 (f) DEFINITIONS.—As used in this section:

11 (1) COUNTRY.—The term “country” means
12 Bosnia and Herzegovina, Croatia and Serbia.

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

16 (3) MUNICIPALITY.—The term “municipality”
17 means a city, town or other subdivision within a
18 country or entity as defined herein.

19 (4) DAYTON ACCORDS.—The term “Dayton Ac-
20 cords” means the General Framework Agreement
21 for Peace in Bosnia and Herzegovina, together with
22 annexes relating thereto, done at Dayton, November
23 10 through 16, 1995.

24 USER FEES

25 SEC. 561. The Secretary of the Treasury shall in-
26 struct the United States Executive Director at each inter-

1 national financial institution (as defined in section
2 1701(e)(2) of the International Financial Institutions Act)
3 and the International Monetary Fund to oppose any loan,
4 grant, strategy or policy of these institutions that would
5 require user fees or service charges on poor people for pri-
6 mary education or primary healthcare, including preven-
7 tion and treatment efforts for HIV/AIDS, malaria, tuber-
8 culosis, and infant, child, and maternal well-being, in con-
9 nection with the institutions' financing programs.

10 FUNDING FOR SERBIA

11 SEC. 562. (a) Funds appropriated by this Act may
12 be made available for assistance for the central Govern-
13 ment of Serbia after May 31, 2007, if the President has
14 made the determination and certification contained in sub-
15 section (c).

16 (b) After May 31, 2007, the Secretary of the Treas-
17 ury should instruct the United States executive directors
18 to the international financial institutions to support loans
19 and assistance to the Government of Serbia and Monte-
20 negro subject to the conditions in subsection (c): *Provided,*
21 That section 576 of the Foreign Operations, Export Fi-
22 nancing, and Related Programs Appropriations Act, 1997,
23 as amended, shall not apply to the provision of loans and
24 assistance to the Government of Serbia and Montenegro
25 through international financial institutions.

1 (c) The determination and certification referred to in
2 subsection (a) is a determination by the President and a
3 certification to the Committees on Appropriations that the
4 Government of Serbia and Montenegro is—

5 (1) cooperating with the International Criminal
6 Tribunal for the former Yugoslavia including access
7 for investigators, the provision of documents, and
8 the surrender and transfer of indicted or assistance
9 in their apprehension, including Ratko Mladic;

10 (2) taking steps that are consistent with the
11 Dayton Accords to end Serbian financial, political,
12 security and other support which has served to
13 maintain separate Republika Srpska institutions;
14 and

15 (3) taking steps to implement policies which re-
16 flect a respect for minority rights and the rule of
17 law.

18 (d) This section shall not apply to Montenegro,
19 Kosovo, humanitarian assistance or assistance to promote
20 democracy.

21 COMMUNITY-BASED POLICE ASSISTANCE

22 SEC. 563. (a) AUTHORITY.—Funds made available
23 by this Act to carry out the provisions of chapter 1 of
24 part I and chapter 4 of part II of the Foreign Assistance
25 Act of 1961, may be used, notwithstanding section 660
26 of that Act, to enhance the effectiveness and account-

1 ability of civilian police authority through training and
2 technical assistance in human rights, the rule of law, stra-
3 tegic planning, and through assistance to foster civilian
4 police roles that support democratic governance including
5 assistance for programs to prevent conflict, respond to dis-
6 asters, address gender-based violence, and foster improved
7 police relations with the communities they serve.

8 (b) NOTIFICATION.—Assistance provided under sub-
9 section (a) shall be subject to prior consultation with, and
10 the regular notification procedures of, the Committees on
11 Appropriations.

12 SPECIAL DEBT RELIEF FOR THE POOREST

13 SEC. 564. (a) AUTHORITY TO REDUCE DEBT.—The
14 President may reduce amounts owed to the United States
15 (or any agency of the United States) by an eligible country
16 as a result of—

17 (1) guarantees issued under sections 221 and
18 222 of the Foreign Assistance Act of 1961; or

19 (2) credits extended or guarantees issued under
20 the Arms Export Control Act.

21 (b) LIMITATIONS.—

22 (1) The authority provided by subsection (a)
23 may be exercised only to implement multilateral offi-
24 cial debt relief and referendum agreements, com-
25 monly 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
3 extent 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
23 gross violations of internationally recognized human
24 rights; 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 pro-
5 vided by subsection (a) may be used only with regard to
6 the funds appropriated by this Act under the heading
7 “Debt Restructuring”.

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

16 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES
17 SEC. 565. (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
24 January 1, 1995, pursuant to the Foreign Assist-
25 ance Act of 1961, to the government of any eligible

1 country as defined in section 702(6) of that Act or
2 on receipt of payment from an eligible purchaser, re-
3 duce or cancel such loan or portion thereof, only for
4 the purpose of facilitating—

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

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

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

1 conditions under which loans may be sold, reduced,
2 or 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
8 the President has determined to be eligible, and
9 shall direct such agency to carry out the sale, reduc-
10 tion, or cancellation of a loan pursuant to this sec-
11 tion. Such agency shall make adjustment in its ac-
12 counts to 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
24 pursuant to subsection (a)(1)(A) only to a purchaser who
25 presents plans satisfactory to the President for using the

1 loan for the purpose of engaging in debt-for-equity swaps,
2 debt-for-development swaps, or debt-for-nature swaps.

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

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

14 BASIC EDUCATION

15 SEC. 566. Of the funds appropriated by title II of
16 this Act, not less than \$550,000,000 shall be made avail-
17 able for basic education.

18 RECONCILIATION PROGRAMS

19 SEC. 567. Of the funds appropriated under the head-
20 ing “Economic Support Fund”, not less than \$15,000,000
21 should be made available to support reconciliation pro-
22 grams and activities which bring together individuals of
23 different ethnic, religious, and political backgrounds from
24 areas of civil conflict and war.

SUDAN

1
2 SEC. 568. (a) LIMITATION ON ASSISTANCE.—Subject
3 to subsection (b):

4 (1) Notwithstanding section 501(a) of the
5 International Malaria Control Act of 2000 (Public
6 Law 106–570) or any other provision of law, none
7 of the funds appropriated by this Act may be made
8 available for assistance for the Government of
9 Sudan.

10 (2) None of the funds appropriated by this Act
11 may be made available for the cost, as defined in
12 section 502, of the Congressional Budget Act of
13 1974, of modifying loans and loan guarantees held
14 by the Government of Sudan, including the cost of
15 selling, reducing, or canceling amounts owed to the
16 United States, and modifying concessional loans,
17 guarantees, and credit agreements.

18 (b) Subsection (a) shall not apply if the Secretary of
19 State determines and certifies to the Committees on Ap-
20 propriations that—

21 (1) the Government of Sudan has taken signifi-
22 cant steps to disarm and disband government-sup-
23 ported militia groups in the Darfur region;

24 (2) the Government of Sudan and all govern-
25 ment-supported militia groups are honoring their

1 ceasefire commitments made in the Darfur Peace
2 Agreement; and

3 ~~(3)~~ the Government of Sudan is allowing
4 unimpeded access to Darfur to humanitarian aid or-
5 ganizations, the human rights investigation and hu-
6 manitarian teams of the United Nations, including
7 protection officers, and an international monitoring
8 team that is based in Darfur and that has the sup-
9 port of the United States.

10 (c) EXCEPTIONS.—The provisions of subsection (b)
11 shall not apply to—

12 (1) humanitarian assistance;

13 (2) assistance for Darfur and for areas outside
14 the control of the Government of Sudan; and

15 ~~(3)~~ assistance to support implementation of the
16 Comprehensive Peace Agreement or the Darfur
17 Peace Agreement.

18 (d) DEFINITIONS.—For the purposes of this Act and
19 section 501 of Public Law 106–570, the terms “Govern-
20 ment of Sudan”, “areas outside of control of the Govern-
21 ment of Sudan”, and “area in Sudan outside of control
22 of the Government of Sudan” shall have the same meaning
23 and application as was the case immediately prior to June
24 5, 2004, and, Southern Kordofan/Nuba Mountains State,

1 Blue Nile State and Abyei shall be deemed “areas outside
2 of control of the Government of Sudan”.

3 EXCESS DEFENSE ARTICLES FOR CENTRAL AND SOUTH
4 EUROPEAN COUNTRIES AND CERTAIN OTHER COUNTRIES

5 SEC. 569. Notwithstanding section 516(e) of the For-
6 eign Assistance Act of 1961 (22 U.S.C. 2321j(e)), during
7 fiscal year 2007, funds available to the Department of De-
8 fense may be expended for crating, packing, handling, and
9 transportation of excess defense articles transferred under
10 the authority of section 516 of such Act to Albania, Af-
11 ghanistan, Bulgaria, Croatia, Estonia, Former Yugo-
12 slavian Republic of Macedonia, Georgia, India, Iraq,
13 Kazakhstan, Kyrgyzstan, Latvia, Lithuania, Moldova,
14 Mongolia, Pakistan, Romania, Slovakia, Tajikistan,
15 Turkmenistan, and Ukraine.

16 CUBA

17 SEC. 570. None of the funds appropriated by this Act
18 under the heading “International Narcotics Control and
19 Law Enforcement” may be made available for assistance
20 to the Government of Cuba.

21 GENDER-BASED VIOLENCE

22 SEC. 571. Programs funded under titles II and III
23 of this Act that provide training for foreign police, judicial,
24 and military officials, shall include, where appropriate,
25 programs and activities that address gender-based vio-
26 lence.

1 LIMITATION ON ECONOMIC SUPPORT FUND ASSISTANCE
2 FOR CERTAIN FOREIGN GOVERNMENTS THAT ARE
3 PARTIES TO THE INTERNATIONAL CRIMINAL COURT

4 SEC. 572. (a) None of the funds made available in
5 this Act in title II under the heading “Economic Support
6 Fund” may be used to provide assistance to the govern-
7 ment of a country that is a party to the International
8 Criminal Court and has not entered into an agreement
9 with the United States pursuant to Article 98 of the Rome
10 Statute preventing the International Criminal Court from
11 proceeding against United States personnel present in
12 such country.

13 (b) The President may, with prior notice to Congress,
14 waive the prohibition of subsection (a) with respect to a
15 North Atlantic Treaty Organization (“NATO”) member
16 country, a major non-NATO ally (including Australia,
17 Egypt, Israel, Japan, Jordan, Argentina, the Republic of
18 Korea, and New Zealand), Taiwan, or such other country
19 as he may determine if he determines and reports to the
20 appropriate congressional committees that it is important
21 to the national interests of the United States to waive such
22 prohibition.

23 (c) The President may, with prior notice to Congress,
24 waive the prohibition of subsection (a) with respect to a
25 particular country if he determines and reports to the ap-

1 appropriate congressional committees that such country has
2 entered into an agreement with the United States pursu-
3 ant to Article 98 of the Rome Statute preventing the
4 International Criminal Court from proceeding against
5 United States personnel present in such country.

6 (d) The prohibition of this section shall not apply to
7 countries otherwise eligible for assistance under the Mil-
8 lennium Challenge Act of 2003, notwithstanding section
9 606(a)(2)(B) of such Act.

10

TIBET

11 SEC. 573. (a) The Secretary of the Treasury should
12 instruct the United States executive director to each inter-
13 national financial institution to use the voice and vote of
14 the United States to support projects in Tibet if such
15 projects do not provide incentives for the migration and
16 settlement of non-Tibetans into Tibet or facilitate the
17 transfer of ownership of Tibetan land and natural re-
18 sources to non-Tibetans; are based on a thorough needs-
19 assessment; foster self-sufficiency of the Tibetan people
20 and respect Tibetan culture and traditions; and are sub-
21 ject to effective monitoring.

22 (b) Notwithstanding any other provision of law, not
23 less than \$4,000,000 of the funds appropriated by this
24 Act under the heading "Economic Support Fund" should
25 be made available to nongovernmental organizations to

1 support activities which preserve cultural traditions and
2 promote sustainable development and environmental con-
3 servation in Tibetan communities in the Tibetan Autono-
4 mous Region and in other Tibetan communities in China;
5 and not less than \$250,000 should be made available to
6 the National Endowment for Democracy for human rights
7 and democracy programs relating to Tibet.

8 WESTERN HEMISPHERE

9 SEC. 574. (a) Of the funds appropriated by this Act
10 under the headings “Child Survival and Health Programs
11 Fund” and “Development Assistance”, not less than the
12 amount of funds initially allocated pursuant to section
13 653(a) of the Foreign Assistance Act of 1961 for fiscal
14 year 2006 should be made available for El Salvador, Gua-
15 temala, Nicaragua and Honduras.

16 (b) In addition to the amounts requested under the
17 heading “Economic Support Fund” for assistance for
18 Nicaragua and Guatemala in fiscal year 2007, not less
19 than \$1,500,000 should be made available for electoral as-
20 sistance, media and civil society programs, and activities
21 to combat corruption and strengthen democracy in Nica-
22 ragua, and not less than \$1,500,000 should be made avail-
23 able for programs and activities to combat organized
24 crime, crimes of violence specifically targeting women, and
25 corruption in Guatemala.

1 (c) Funds made available pursuant to subsection (b)
 2 shall be subject to prior consultation with the Committees
 3 on Appropriations.

4 (d) Of the funds appropriated in title II of this Act,
 5 not less than the amount of funds initially allocated pursu-
 6 ant to section 653(a) of the Foreign Assistance Act of
 7 1961 for fiscal year 2006 in the aggregate for countries
 8 of the Western Hemisphere should be made available for
 9 such purposes in this bill.

10 UNITED STATES AGENCY FOR INTERNATIONAL
 11 DEVELOPMENT MANAGEMENT
 12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 575. (a) AUTHORITY.—Up to \$81,000,000 of
 14 the funds made available in this Act to carry out the provi-
 15 sions of part I of the Foreign Assistance Act of 1961, in-
 16 cluding funds appropriated under the heading “Assistance
 17 for Eastern Europe and the Baltic States”, may be used
 18 by the United States Agency for International Develop-
 19 ment (USAID) to hire and employ individuals in the
 20 United States and overseas on a limited appointment basis
 21 pursuant to the authority of sections 308 and 309 of the
 22 Foreign Service Act of 1980.

23 (b) RESTRICTIONS.—

24 (1) The number of individuals hired in any fis-
 25 cal year pursuant to the authority contained in sub-
 26 section (a) may not exceed 175.

1 (2) The authority to hire individuals contained
2 in subsection (a) shall expire on September 30,
3 2008.

4 (c) **CONDITIONS.**—The authority of subsection (a)
5 may only be used to the extent that an equivalent number
6 of positions that are filled by personal services contractors
7 or other nondirect-hire employees of USAID, who are
8 compensated with funds appropriated to carry out part I
9 of the Foreign Assistance Act of 1961, including funds
10 appropriated under the heading “Assistance for Eastern
11 Europe and the Baltic States”, are eliminated.

12 (d) **PRIORITY SECTORS.**—In exercising the authority
13 of this section, primary emphasis shall be placed on ena-
14 bling USAID to meet personnel positions in technical skill
15 areas currently encumbered by contractor or other non-
16 direct-hire personnel.

17 (e) **CONSULTATIONS.**—The USAID Administrator
18 shall consult with the Committees on Appropriations at
19 least on a quarterly basis concerning the implementation
20 of this section.

21 (f) **PROGRAM ACCOUNT CHARGED.**—The account
22 charged for the cost of an individual hired and employed
23 under the authority of this section shall be the account
24 to which such individual’s responsibilities primarily relate.
25 Funds made available to carry out this section may be

1 transferred to and merged and consolidated with funds ap-
2 propriated for “Operating Expenses of the United States
3 Agency for International Development”.

4 (g) MANAGEMENT REFORM PILOT.—Of the funds
5 made available in subsection (a), USAID may use, in addi-
6 tion to funds otherwise available for such purposes, up to
7 \$10,000,000 to fund overseas support costs of members
8 of the Foreign Service with a Foreign Service rank of four
9 or below: *Provided*, That such authority is only used to
10 reduce USAID’s reliance on overseas personal services
11 contractors or other nondirect-hire employees com-
12 pensated with funds appropriated to carry out part I of
13 the Foreign Assistance Act of 1961, including funds ap-
14 propriated under the heading “Assistance for Eastern Eu-
15 rope and the Baltic States”.

16 (h) DISASTER SURGE CAPACITY.—Funds appro-
17 priated by this Act to carry out part I of the Foreign As-
18 sistance Act of 1961, including funds appropriated under
19 the heading “Assistance for Eastern Europe and the Bal-
20 tic States”, may be used, in addition to funds otherwise
21 available for such purposes, for the cost (including the
22 support costs) of individuals detailed to or employed by
23 the United States Agency for International Development
24 whose primary responsibility is to carry out programs in
25 response to natural disasters.

RESCISSIONS

1
2 SEC. 576. (a) Of the funds provided in title IV of
3 Public Law 109–102, under the heading “Funds Approp-
4 priated to the President, International Financial Institu-
5 tions, Contribution to the International Development As-
6 sociation”, \$188,100,000 is hereby rescinded.

7 (b) Of the funds appropriated in Public Law 109–
8 102 under the heading “Economic Support Fund” that
9 are available for assistance and under such heading in
10 prior Acts making appropriations for foreign operations,
11 export financing, and related programs, \$200,000,000 are
12 hereby rescinded: *Provided*, That such amount shall be de-
13 rived only from funds not yet expended for cash transfer
14 assistance.

15 LIMITATION ON FUNDS RELATING TO ATTENDANCE OF
16 FEDERAL EMPLOYEES AT CONFERENCES OCCURRING
17 OUTSIDE THE UNITED STATES

18 SEC. 577. None of the funds made available in this
19 Act may be used to send or otherwise pay for the attend-
20 ance of more than 50 employees of agencies or depart-
21 ments of the United States Government who are stationed
22 in the United States, at any single international con-
23 ference occurring outside the United States, unless the
24 Secretary of State determines that such attendance is in
25 the national interest: *Provided*, That for purposes of this
26 section the term “international conference” shall mean a

1 conference attended by representatives of the United
2 States Government and representatives of foreign govern-
3 ments, international organizations, or nongovernmental
4 organizations.

5 LIMITATION ON ASSISTANCE TO FOREIGN COUNTRIES

6 THAT REFUSE TO EXTRADITE TO THE UNITED
7 STATES ANY INDIVIDUAL ACCUSED IN THE UNITED
8 STATES OF KILLING A LAW ENFORCEMENT OFFICER

9 SEC. 578. None of the funds made available in this
10 Act for the Department of State may be used to provide
11 assistance to the central government of a country which
12 has notified the Department of State of its refusal to ex-
13 tradite to the United States any individual indicted in the
14 United States for killing a law enforcement officer, as
15 specified in a United States extradition request.

16 INTERNATIONAL MONETARY FUND BUDGET AND HIRING
17 CEILINGS

18 SEC. 579. The Secretary of the Treasury shall in-
19 struct the United States Executive Director at the Inter-
20 national Monetary Fund to use the voice of the United
21 States to ensure that any loan, project, agreement, memo-
22 randum, instrument, plan or other program of the Inter-
23 national Monetary Fund does not penalize countries for
24 increased government spending on healthcare or education
25 by exempting such increases from national budget caps or

1 restraints, hiring or wage bill ceilings or other limits im-
2 posed by the International Monetary Fund.

3 GOVERNMENTS THAT HAVE FAILED TO PERMIT CERTAIN
4 EXTRADITIONS

5 SEC. 580. None of the funds made available in this
6 Act for the Department of State, other than funds pro-
7 vided under the heading “International Narcotics Control
8 and Law Enforcement”, may be used to provide assistance
9 to the central government of a country with which the
10 United States has an extradition treaty and which govern-
11 ment has notified the Department of State of its refusal
12 to extradite to the United States any individual charged
13 with a criminal offense for which the maximum penalty
14 is life imprisonment without the possibility of parole.

15 REPORTING REQUIREMENT

16 SEC. 581. The Secretary of State shall provide the
17 Committees on Appropriations, not later than April 1,
18 2007, and for each fiscal quarter, a report in writing on
19 the uses of funds made available under the headings “For-
20 eign Military Financing Program”, “International Mili-
21 tary Education and Training”, and “Peacekeeping Oper-
22 ations”: *Provided*, That such report shall include a de-
23 scription of the obligation and expenditure of funds, and
24 the specific country in receipt of, and the use or purpose
25 of the assistance provided by such funds.

1 ASSISTANCE FOR DEMOBILIZATION AND DISARMAMENT
2 OF FORMER IRREGULAR COMBATANTS IN COLOMBIA

3 SEC. 582. (a) AVAILABILITY OF FUNDS.—Of the
4 funds appropriated in this Act, up to \$20,000,000 may
5 be made available in fiscal year 2007 for assistance for
6 the demobilization and disarmament of former members
7 of foreign terrorist organizations (FTOs) in Colombia;
8 specifically the United Self-Defense Forces of Colombia
9 (AUC), the Revolutionary Armed Forces of Colombia
10 (FARC) and the National Liberation Army (ELN), if the
11 Secretary of State makes a certification described in sub-
12 section (b) to the appropriate congressional committees
13 prior to the initial obligation of amounts for such assist-
14 ance for the fiscal year involved.

15 (b) CERTIFICATION.—A certification described in this
16 subsection is a certification that—

17 (1) assistance for the fiscal year will be pro-
18 vided only for individuals who have: (A) verifiably
19 renounced and terminated any affiliation or involve-
20 ment with FTOs or other illegal armed groups; and
21 (B) are meeting all the requirements of the Colom-
22 bia Demobilization Program, including having dis-
23 closed their involvement in past crimes and their
24 knowledge of the FTO's structure, financing

1 sources, illegal assets, and the location of kidnapping
2 victims and bodies of the disappeared;

3 (2) the Government of Colombia is providing
4 full cooperation to the Government of the United
5 States to extradite the leaders and members of the
6 FTOs who have been indicted in the United States
7 for murder, kidnapping, narcotics trafficking, and
8 other violations of United States law;

9 (3) the Government of Colombia is imple-
10 menting a concrete and workable framework for dis-
11 mantling the organizational structures of foreign ter-
12 rorist organizations; and

13 (4) funds shall not be made available as cash
14 payments to individuals and are available only for
15 activities under the following categories: verification,
16 reintegration (including training and education), vet-
17 ting, recovery of assets for reparations for victims,
18 and investigations and prosecutions.

19 (c) DEFINITIONS.—In this section:

20 (1) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES.—The term “appropriate congressional com-
22 mittees” means—

23 (A) the Committee on Appropriations and
24 the Committee on International Relations of the
25 House of Representatives; and

1 ENHANCING WOMEN’S ECONOMIC OPPORTUNITIES

2 SEC. 584. (a) SUPPORT FOR WOMEN’S SMALL- AND
3 MEDIUM-SIZED ENTERPRISES IN DEVELOPING COUN-
4 TRIES.

5 (1) IN GENERAL.—When carrying out enter-
6 prise development programs with funds appropriated
7 in “Development Assistance”, “Economic Support
8 Funds”, or otherwise made available in the Act for
9 “Development Assistance”, the Director of Foreign
10 Assistance shall ensure that, where appropriate,
11 such programs, projects, and activities meet the re-
12 quirements of paragraph (2) of this subsection.

13 (2) REQUIREMENTS.—The requirements re-
14 ferred to in paragraph (1) are the following:

15 (A) In coordination with developing coun-
16 try governments and interested individuals and
17 organizations, create or enhance laws, regula-
18 tions, enforcement, and other practices that
19 promote access to banking and financial serv-
20 ices for women-owned small- and medium-sized
21 enterprises, and eliminate or reduce regulatory
22 barriers that may exist in this regard.

23 (B) Promote access to information and
24 communication technologies (ICT) with training

1 in ICT for women-owned small- and medium-
2 sized enterprises.

3 (C) Provide training, through local associa-
4 tions of women-owned enterprises in record
5 keeping, financial and personnel management,
6 international trade, business planning, mar-
7 keting, policy advocacy, and other relevant
8 areas.

9 (D) Provide resources to establish and en-
10 hance local, national, and international net-
11 works and associations of women-owned small-
12 and medium-sized enterprises.

13 (E) Provide incentives for nongovern-
14 mental organizations and regulated financial
15 intermediaries to develop products, services, and
16 marketing and outreach strategies specifically
17 designed to facilitate and promote women's par-
18 ticipation in small and medium-sized business
19 development programs by addressing women's
20 assets, needs, and the barriers they face to par-
21 ticipation in enterprise and financial services.

22 (F) Seek to award contracts to qualified
23 indigenous women-owned small and medium-
24 sized enterprises, including for post-conflict re-
25 construction and to facilitate employment of in-

1 indigenous women, including during post-conflict
2 reconstruction in jobs not traditionally under-
3 taken by women.

4 (b) TRADE BENEFITS FOR WOMEN IN DEVELOPING
5 COUNTRIES.—The enterprise development and trade ca-
6 pacity promotion programs administered by the Depart-
7 ment of State and the United States Agency for Inter-
8 national Development shall incorporate the following ob-
9 jectives:

10 (1) Provide training and education to women's
11 civil society, including those organizations rep-
12 resenting poor women, and to women-owned enter-
13 prises and associations of such enterprises, on how
14 to respond to economic opportunities created by
15 trade preference programs, trade agreements, or
16 other policies creating market access, including
17 training on United States market access require-
18 ments and procedures.

19 (2) Provide capacity building for women entre-
20 preneurs, including microentrepreneurs, on produc-
21 tion strategies, quality standards, formation of co-
22 operatives, market research, and market develop-
23 ment.

1 Inter-American Development Bank Act (22 U.S.C. 283 et
2 seq.) is amended by adding at the end the following:

3 **“SEC. 39. FIRST REPLENISHMENT OF THE RESOURCES OF**
4 **THE ENTERPRISE FOR THE AMERICAS MUL-**
5 **TILATERAL INVESTMENT FUND.**

6 **“(a) CONTRIBUTION AUTHORITY.—**

7 **“(1) IN GENERAL.—**The Secretary of the
8 Treasury may contribute on behalf of the United
9 States \$150,000,000 to the first replenishment of
10 the resources of the Enterprise for the Americas
11 Multilateral Investment Fund.

12 **“(2) SUBJECT TO APPROPRIATIONS.—**The au-
13 thority provided by paragraph (1) may be exercised
14 only to the extent and in the amounts provided for
15 in advance in appropriations Acts.

16 **“(b) LIMITATIONS ON AUTHORIZATION OF APPRO-**
17 **PRIATIONS.—**For the United States contribution author-
18 ized by subsection (a), there are authorized to be appro-
19 priated not more than \$150,000,000, without fiscal year
20 limitation, for payment by the Secretary of the Treas-
21 ury.”.

22 **LIMITATION ON FUNDS**

23 **SEC. 586.** None of the funds made available in this
24 Act may be used in contravention of section 2320(a) of
25 title 18, United States Code.

1 LIMITATION ON INTERNATIONAL NARCOTICS CONTROL
2 AND LAW ENFORCEMENT ASSISTANCE FOR MEXICO

3 SEC. 587. Of the funds appropriated in this Act
4 under the heading "INTERNATIONAL NARCOTICS CON-
5 TROL AND LAW ENFORCEMENT", not more than
6 \$39,000,000 may be available for assistance for Mexico.

7 ASSISTANCE TO COMBAT TUBERCULOSIS

8 SEC. 588. The amounts otherwise provided by this
9 Act are revised by increasing the amount made available
10 for "CHILD SURVIVAL AND HEALTH PROGRAMS FUND"
11 for programs for the prevention, treatment, control of, and
12 research on tuberculosis, as authorized by section 104B
13 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151b-
14 3), by reducing the amount made available for "OPER-
15 ATING EXPENSES OF THE UNITED STATES AGENCY FOR
16 INTERNATIONAL DEVELOPMENT", and by reducing the
17 amount made available for "CONTRIBUTION TO THE
18 ASIAN DEVELOPMENT FUND", by \$10,000,000,
19 \$5,000,000, and \$5,000,000, respectively.

20 PROHIBITION AGAINST DIRECT FUNDING FOR SAUDI
21 ARABIA

22 SEC. 589. None of the funds made available in this
23 Act may be obligated or expended to finance any assist-
24 ance to Saudi Arabia.

1 This Act may be cited as the “Foreign Operations,
2 Export Financing, and Related Programs Appropriations
3 Act, 2007”.

4 *That the following sums are appropriated, out of any*
5 *money in the Treasury not otherwise appropriated, for the*
6 *fiscal year ending September 30, 2007, and for other pur-*
7 *poses, namely:*

8 *TITLE I*

9 *DEPARTMENT OF STATE AND RELATED*

10 *AGENCIES*

11 *DEPARTMENT OF STATE*

12 *ADMINISTRATION OF FOREIGN AFFAIRS*

13 *DIPLOMATIC AND CONSULAR PROGRAMS*

14 *(INCLUDING TRANSFER OF FUNDS)*

15 *For necessary expenses of the Department of State and*
16 *the Foreign Service not otherwise provided for, including*
17 *employment, without regard to civil service and classifica-*
18 *tion laws, of persons on a temporary basis (not to exceed*
19 *\$700,000 of this appropriation), as authorized by section*
20 *801 of the United States Information and Educational Ex-*
21 *change Act of 1948; representation to certain international*
22 *organizations in which the United States participates pur-*
23 *suant to treaties ratified pursuant to the advice and consent*
24 *of the Senate or specific Acts of Congress; arms control, non-*
25 *proliferation and disarmament activities as authorized; ac-*
26 *quisition by exchange or purchase of passenger motor vehi-*

1 *cles as authorized by law; and for expenses of general ad-*
2 *ministration, \$3,699,914,000: Provided, That of the amount*
3 *made available under this heading, not to exceed \$4,000,000*
4 *may be transferred to, and merged with, funds in the*
5 *“Emergencies in the Diplomatic and Consular Service” ap-*
6 *propriations account, to be available only for emergency*
7 *evacuations and terrorism rewards: Provided further, That*
8 *of the amount made available under this heading,*
9 *\$276,000,000 is for the Bureau of East Asian and Pacific*
10 *Affairs, and \$38,256,000 is for the Bureau of Political-Mili-*
11 *tary Affairs, of which \$5,000,000 shall be provided only for*
12 *the hiring of additional licensing officers in the Directorate*
13 *of Defense Trade Controls, and for their salaries and related*
14 *expenses: Provided further, That of the amount made avail-*
15 *able under this heading, not less than \$334,000,000 shall*
16 *be available only for public diplomacy international infor-*
17 *mation programs: Provided further, That of the funds ap-*
18 *propriated under this heading, \$26,000,000 may be made*
19 *available for the Asia Pacific Partnership: Provided fur-*
20 *ther, That funds available under this heading may be made*
21 *available for a United States Government interagency task*
22 *force to examine, coordinate and oversee United States par-*
23 *ticipation in the United Nations headquarters renovation*
24 *project: Provided further, That funds appropriated under*
25 *this heading are available, pursuant to 31 U.S.C 1108(g),*

1 *for the field examination of programs and activities in the*
2 *United States funded from any account in this title.*

3 *In addition, not to exceed \$1,153,000 shall be derived*
4 *from fees collected from other executive agencies for lease*
5 *or use of facilities located at the International Center in*
6 *accordance with section 4 of the International Center Act;*
7 *in addition, as authorized by section 5 of such Act,*
8 *\$490,000, to be derived from the reserve authorized by that*
9 *section, to be used for the purposes set out in that section;*
10 *in addition, as authorized by section 810 of the United*
11 *States Information and Educational Exchange Act, not to*
12 *exceed \$6,000,000, to remain available until expended, may*
13 *be credited to this appropriation from fees or other pay-*
14 *ments received from English teaching, library, motion pic-*
15 *tures, and publication programs and from fees from edu-*
16 *cational advising and counseling and exchange visitor pro-*
17 *grams; and, in addition, not to exceed \$15,000, which shall*
18 *be derived from reimbursements, surcharges, and fees for use*
19 *of Blair House facilities.*

20 *In addition, for the costs of worldwide security up-*
21 *grades, \$795,170,000, to remain available until expended.*

22 *In addition, beginning in fiscal year 2007 and there-*
23 *after, the Secretary of State is authorized to amend admin-*
24 *istratively the amounts of the surcharges related to consular*
25 *services in support of enhanced border security that are in*

1 addition to the passport and immigrant visa fees provided
2 for prior to enactment of the Consolidated Appropriations
3 Act, 2005 (Public Law 108-477).

4 *CAPITAL INVESTMENT FUND*

5 For necessary expenses of the Capital Investment
6 Fund, \$58,143,000, to remain available until expended, as
7 authorized: Provided, That section 135(e) of Public Law
8 103-236 shall not apply to funds available under this head-
9 ing.

10 *OFFICE OF INSPECTOR GENERAL*

11 For necessary expenses of the Office of Inspector Gen-
12 eral, \$32,508,000, notwithstanding section 209(a)(1) of the
13 Foreign Service Act of 1980 (Public Law 96-465), as it
14 relates to post inspections.

15 *EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS*

16 For expenses of educational and cultural exchange pro-
17 grams, as authorized, \$445,522,000, to remain available
18 until expended: Provided, That not to exceed \$2,000,000,
19 to remain available until expended, may be credited to this
20 appropriation from fees or other payments received from
21 or in connection with English teaching, educational advis-
22 ing and counseling programs, and exchange visitor pro-
23 grams as authorized.

24 *REPRESENTATION ALLOWANCES*

25 For representation allowances as authorized,
26 \$8,175,000.

1 *PROTECTION OF FOREIGN MISSIONS AND OFFICIALS*

2 *For expenses, not otherwise provided, to enable the Sec-*
3 *retary of State to provide for extraordinary protective serv-*
4 *ices, as authorized, \$9,270,000, to remain available until*
5 *September 30, 2008.*

6 *EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE*

7 *For necessary expenses for carrying out the Foreign*
8 *Service Buildings Act of 1926 (22 U.S.C. 292–303), pre-*
9 *serving, maintaining, repairing, and planning for build-*
10 *ings that are owned or directly leased by the Department*
11 *of State, renovating, in addition to funds otherwise avail-*
12 *able, the Harry S Truman Building, and carrying out the*
13 *Diplomatic Security Construction Program as authorized,*
14 *\$605,652,000, to remain available until expended as au-*
15 *thorized, of which not to exceed \$25,000 may be used for*
16 *domestic and overseas representation as authorized: Pro-*
17 *vided, That none of the funds appropriated in this para-*
18 *graph shall be available for acquisition of furniture, fur-*
19 *nishings, or generators for other departments and agencies:*
20 *Provided further, That funds appropriated under this head-*
21 *ing shall be made available for site preparation and plan-*
22 *ning for construction of functional and residential require-*
23 *ments on the Rajdamri Compound, as described in Option*
24 *One in the Department of State’s “Report on Rajdamri*
25 *Property Development Options Pursuant to the Joint Ex-*
26 *planatory Statement of the Committee of Conference Accom-*

1 *panying the Science, State, Justice, and Commerce Appro-*
2 *priations Act, 2006”.*

3 *In addition, for the costs of worldwide security up-*
4 *grades, acquisition, and construction as authorized,*
5 *\$783,168,000, to remain available until expended.*

6 *EMERGENCIES IN THE DIPLOMATIC AND CONSULAR*
7 *SERVICE*
8 *(INCLUDING TRANSFER OF FUNDS)*

9 *For expenses necessary to enable the Secretary of State*
10 *to meet unforeseen emergencies arising in the Diplomatic*
11 *and Consular Service, \$4,940,000, to remain available until*
12 *expended as authorized, of which not to exceed \$1,000,000*
13 *may be transferred to and merged with the “Repatriation*
14 *Loans Program Account”, subject to the same terms and*
15 *conditions.*

16 *REPATRIATION LOANS PROGRAM ACCOUNT*
17 *(INCLUDING TRANSFER OF FUNDS)*

18 *For the cost of direct loans, \$695,000, as authorized:*
19 *Provided, That such costs, including the cost of modifying*
20 *such loans, shall be as defined in section 502 of the Congres-*
21 *sional Budget Act of 1974.*

22 *In addition, for administrative expenses necessary to*
23 *carry out the direct loan program, \$590,000, which may*
24 *be transferred to and merged with funds in the “Diplomatic*
25 *and Consular Programs” account.*

1 *cause the United Nations budget for the biennium 2006–*
2 *2007 to exceed the revised United Nations budget level for*
3 *the biennium 2004–2005 of \$3,798,912,500: Provided fur-*
4 *ther, That any payment of arrearages under this title shall*
5 *be directed toward special activities that are mutually*
6 *agreed upon by the United States and the respective inter-*
7 *national organization: Provided further, That none of the*
8 *funds appropriated in this paragraph shall be available for*
9 *a United States contribution to an international organiza-*
10 *tion for the United States share of interest costs made*
11 *known to the United States Government by such organiza-*
12 *tion for loans incurred on or after October 1, 1984, through*
13 *external borrowings.*

14 *CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING*

15 *ACTIVITIES*

16 *For necessary expenses to pay assessed and other ex-*
17 *penses of international peacekeeping activities directed to*
18 *the maintenance or restoration of international peace and*
19 *security, \$1,135,327,000, of which 15 percent shall remain*
20 *available until September 30, 2008: Provided, That none*
21 *of the funds made available under this title shall be obli-*
22 *gated or expended for any new or expanded United Nations*
23 *peacekeeping mission unless, at least 15 days in advance*
24 *of voting for the new or expanded mission in the United*
25 *Nations Security Council (or in an emergency as far in*
26 *advance as is practicable): (1) the Committees on Appro-*

1 *priations and other appropriate committees of the Congress*
2 *are notified of the estimated cost and length of the mission,*
3 *the national interest that will be served, and the planned*
4 *exit strategy; (2) the Committees on Appropriations and*
5 *other appropriate committees of the Congress are notified*
6 *that the United Nations has taken appropriate measures*
7 *to prevent United Nations employees, contractor personnel,*
8 *and peacekeeping forces serving in any United Nations*
9 *peacekeeping mission from trafficking in persons, exploiting*
10 *victims of trafficking, or committing acts of illegal sexual*
11 *exploitation, and to hold accountable individuals who en-*
12 *gage in such acts while participating in the peacekeeping*
13 *mission; and (3) a reprogramming of funds pursuant to*
14 *section 104 of this Act is submitted, and the procedures*
15 *therein followed, setting forth the source of funds that will*
16 *be used to pay for the cost of the new or expanded mission:*
17 *Provided further, That funds shall be available for peace-*
18 *keeping expenses only upon a certification by the Secretary*
19 *of State to the appropriate committees of the Congress that*
20 *American manufacturers and suppliers are being given op-*
21 *portunities to provide equipment, services, and material for*
22 *United Nations peacekeeping activities equal to those being*
23 *given to foreign manufacturers and suppliers.*

1 *INTERNATIONAL COMMISSIONS*

2 *For necessary expenses, not otherwise provided for, to*
3 *meet obligations of the United States arising under treaties,*
4 *or specific Acts of Congress, as follows:*

5 *INTERNATIONAL BOUNDARY AND WATER COMMISSION,*
6 *UNITED STATES AND MEXICO*

7 *For necessary expenses for the United States Section*
8 *of the International Boundary and Water Commission,*
9 *United States and Mexico, and to comply with laws appli-*
10 *cable to the United States Section, including not to exceed*
11 *\$6,000 for representation; as follows:*

12 *SALARIES AND EXPENSES*

13 *For salaries and expenses, not otherwise provided for,*
14 *\$28,453,000.*

15 *CONSTRUCTION*

16 *For detailed plan preparation and construction of au-*
17 *thorized projects, \$5,237,000, to remain available until ex-*
18 *pendent, as authorized.*

19 *AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS*

20 *For necessary expenses, not otherwise provided, for the*
21 *International Joint Commission and the International*
22 *Boundary Commission, United States and Canada, as au-*
23 *thorized by treaties between the United States and Canada*
24 *or Great Britain, and for the Border Environment Coopera-*
25 *tion Commission as authorized by Public Law 103-182,*
26 *\$10,000,000, of which not to exceed \$9,000 shall be available*

1 *for representation expenses incurred by the International*
2 *Joint Commission.*

3 *INTERNATIONAL FISHERIES COMMISSIONS*

4 *For necessary expenses for international fisheries com-*
5 *missions, not otherwise provided for, as authorized by law,*
6 *\$23,711,000: Provided, That the United States' share of*
7 *such expenses may be advanced to the respective commis-*
8 *sions pursuant to 31 U.S.C. 3324.*

9 *OTHER*

10 *PAYMENT TO THE ASIA FOUNDATION*

11 *For a grant to the Asia Foundation, as authorized by*
12 *the Asia Foundation Act (22 U.S.C. 4402), \$14,000,000, to*
13 *remain available until expended, as authorized.*

14 *CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE TRUST*

15 *FUND*

16 *For necessary expenses of the Center for Middle East-*
17 *ern-Western Dialogue Trust Fund, the total amount of the*
18 *interest and earnings accruing to such Fund on or before*
19 *September 30, 2007, to remain available until expended.*

20 *EISENHOWER EXCHANGE FELLOWSHIP PROGRAM*

21 *For necessary expenses of Eisenhower Exchange Fel-*
22 *lowships, Incorporated, as authorized by sections 4 and 5*
23 *of the Eisenhower Exchange Fellowship Act of 1990 (20*
24 *U.S.C. 5204–5205), all interest and earnings accruing to*
25 *the Eisenhower Exchange Fellowship Program Trust Fund*
26 *on or before September 30, 2007, to remain available until*

1 *expended: Provided, That none of the funds appropriated*
2 *herein shall be used to pay any salary or other compensa-*
3 *tion, or to enter into any contract providing for the pay-*
4 *ment thereof, in excess of the rate authorized by 5 U.S.C.*
5 *5376; or for purposes which are not in accordance with*
6 *OMB Circulars A-110 (Uniform Administrative Require-*
7 *ments) and A-122 (Cost Principles for Non-profit Organi-*
8 *zations), including the restrictions on compensation for per-*
9 *sonal services.*

10 *ISRAELI ARAB SCHOLARSHIP PROGRAM*

11 *For necessary expenses of the Israeli Arab Scholarship*
12 *Program as authorized by section 214 of the Foreign Rela-*
13 *tions Authorization Act, Fiscal Years 1992 and 1993 (22*
14 *U.S.C. 2452), all interest and earnings accruing to the*
15 *Israeli Arab Scholarship Fund on or before September 30,*
16 *2007, to remain available until expended.*

17 *EAST-WEST CENTER*

18 *To enable the Secretary of State to provide for car-*
19 *rying out the provisions of the Center for Cultural and*
20 *Technical Interchange Between East and West Act of 1960,*
21 *by grant to the Center for Cultural and Technical Inter-*
22 *change Between East and West in the State of Hawaii,*
23 *\$19,000,000: Provided, That none of the funds appropriated*
24 *herein shall be used to pay any salary, or enter into any*
25 *contract providing for the payment thereof, in excess of the*
26 *rate authorized by 5 U.S.C. 5376.*

1 *NATIONAL ENDOWMENT FOR DEMOCRACY*

2 *For grants made by the Department of State to the*
3 *National Endowment for Democracy as authorized by the*
4 *National Endowment for Democracy Act, \$8,800,000, to re-*
5 *main available until expended.*

6 *RELATED AGENCIES*7 *BROADCASTING BOARD OF GOVERNORS*8 *INTERNATIONAL BROADCASTING OPERATIONS*

9 *For expenses necessary to enable the Broadcasting*
10 *Board of Governors, as authorized, to carry out inter-*
11 *national communication activities, and to make and super-*
12 *viser grants for radio and television broadcasting to the Mid-*
13 *dle East, \$617,338,000: Provided, That of the total amount*
14 *in this heading, not to exceed \$16,000 may be used for offi-*
15 *cial receptions within the United States as authorized, not*
16 *to exceed \$35,000 may be used for representation abroad*
17 *as authorized, and not to exceed \$39,000 may be used for*
18 *official reception and representation expenses of Radio Free*
19 *Europe/Radio Liberty; and in addition, notwithstanding*
20 *any other provision of law, not to exceed \$2,000,000 in re-*
21 *ceipts from advertising and revenue from business ventures,*
22 *not to exceed \$500,000 in receipts from cooperating inter-*
23 *national organizations, and not to exceed \$1,000,000 in re-*
24 *ceipts from privatization efforts of the Voice of America and*

1 *the International Broadcasting Bureau, to remain avail-*
2 *able until expended for carrying out authorized purposes.*

3 *BROADCASTING TO CUBA*

4 *For necessary expenses to enable the Broadcasting*
5 *Board of Governors to carry out broadcasting to Cuba, in-*
6 *cluding the purchase, rent, construction, and improvement*
7 *of facilities for radio and television transmission and recep-*
8 *tion and purchase, lease, and installation and operation of*
9 *necessary equipment, including aircraft, for radio and tele-*
10 *vision transmission and reception, \$36,279,000.*

11 *BROADCASTING CAPITAL IMPROVEMENTS*

12 *For the purchase, rent, construction, and improvement*
13 *of facilities for radio transmission and reception, and pur-*
14 *chase and installation of necessary equipment for radio and*
15 *television transmission and reception as authorized,*
16 *\$7,624,000, to remain available until expended, as author-*
17 *ized.*

18 *COMMISSION FOR THE PRESERVATION OF AMERICA'S*

19 *HERITAGE ABROAD*

20 *SALARIES AND EXPENSES*

21 *For necessary expenses for the Commission for the*
22 *Preservation of America's Heritage Abroad, \$493,000, as*
23 *authorized by section 1303 of Public Law 99-83.*

1 *COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM*
2 *SALARIES AND EXPENSES*

3 *For necessary expenses for the United States Commis-*
4 *sion on International Religious Freedom, as authorized by*
5 *title II of the International Religious Freedom Act of 1998*
6 *(Public Law 105–292), \$3,000,000.*

7 *COMMISSION ON SECURITY AND COOPERATION IN EUROPE*
8 *SALARIES AND EXPENSES*

9 *For necessary expenses of the Commission on Security*
10 *and Cooperation in Europe, as authorized by Public Law*
11 *94–304, \$2,110,000, to remain available until September*
12 *30, 2008.*

13 *CONGRESSIONAL-EXECUTIVE COMMISSION ON THE*
14 *PEOPLE’S REPUBLIC OF CHINA*
15 *SALARIES AND EXPENSES*

16 *For necessary expenses of the Congressional-Executive*
17 *Commission on the People’s Republic of China, as author-*
18 *ized, \$2,000,000, including not more than \$3,000 for the*
19 *purpose of official representation, to remain available until*
20 *September 30, 2008.*

21 *HELP COMMISSION*
22 *SALARIES AND EXPENSES*

23 *For necessary expenses of the HELP Commission,*
24 *\$250,000, to remain available until expended.*

1 *UNITED STATES-CHINA ECONOMIC AND SECURITY REVIEW*
2 *COMMISSION*
3 *SALARIES AND EXPENSES*

4 *For necessary expenses of the United States-China*
5 *Economic and Security Review Commission, \$3,000,000,*
6 *including not more than \$5,000 for the purpose of official*
7 *representation, to remain available until September 30,*
8 *2008: Provided, That of the funds appropriated under this*
9 *heading, \$1,500,000 shall be obligated only after the Sec-*
10 *retary of State consults with the Committees on Appropria-*
11 *tions on the findings of the Government Accountability Of-*
12 *fice's audit of the United States-China Economic and Secu-*
13 *rity Review Commission.*

14 *UNITED STATES SENATE INTERPARLIAMENTARY GROUPS*
15 *SALARIES AND EXPENSES*

16 *For necessary expenses of the United States Senate-*
17 *China Interparliamentary Group, as authorized under sec-*
18 *tion 153 of the Consolidated Appropriations Act, 2004 (22*
19 *U.S.C. 276n; Public Law 108-99; 118 Stat. 448), \$175,000,*
20 *to remain available until September 30, 2008.*

21 *In addition, for necessary expenses of the United*
22 *States Senate-Japan Interparliamentary Group, \$150,000,*
23 *to remain available until September 30, 2008.*

1 *UNITED STATES INSTITUTE OF PEACE*2 *OPERATING EXPENSES*

3 *For necessary expenses of the United States Institute*
4 *of Peace as authorized in the United States Institute of*
5 *Peace Act, \$22,065,000, to remain available until Sep-*
6 *tember 30, 2008.*

7 *GENERAL PROVISIONS—THIS TITLE*8 *PUBLICITY OR PROPAGANDA*

9 *SEC. 101. No part of any appropriation contained in*
10 *this Act shall be used for publicity or propaganda purposes*
11 *not authorized by the Congress.*

12 *AVAILABILITY OF FUNDS*

13 *SEC. 102. No part of any appropriation contained in*
14 *this Act shall remain available for obligation beyond the*
15 *current fiscal year unless expressly so provided herein.*

16 *CONSULTING SERVICES*

17 *SEC. 103. The expenditure of any appropriation under*
18 *this Act for any consulting service through procurement*
19 *contract, pursuant to 5 U.S.C. 3109, shall be limited to*
20 *those contracts where such expenditures are a matter of pub-*
21 *lic record and available for public inspection, except where*
22 *otherwise provided under existing law, or under existing*
23 *Executive order issued pursuant to existing law.*

24 *REPROGRAMMING OF FUNDS*

25 *SEC. 104. (a) None of the funds provided under this*
26 *Act, or provided under previous appropriations Acts to the*

1 agencies funded by this Act that remain available for obli-
2 gation or expenditure in fiscal year 2007, or provided from
3 any accounts in the Treasury of the United States derived
4 by the collection of fees available to the agencies funded by
5 this Act, shall be available for obligation or expenditure
6 through a reprogramming of funds that: (1) creates new
7 programs; (2) eliminates a program, project, or activity;
8 (3) increases funds or personnel by any means for any
9 project or activity for which funds have been denied or re-
10 stricted; (4) relocates an office or employees; (5) reorganizes
11 or renames offices; (6) reorganizes, programs or activities;
12 or (7) contracts out or privatizes any functions or activities
13 presently performed by Federal employees; unless the Com-
14 mittees on Appropriations are notified 15 days in advance
15 of such reprogramming of funds.

16 (b) None of the funds provided under this Act, or pro-
17 vided under previous appropriations Acts to the agencies
18 funded by this Act that remain available for obligation or
19 expenditure in fiscal year 2007, or provided from any ac-
20 counts in the Treasury of the United States derived by the
21 collection of fees available to the agencies funded by such
22 title, shall be available for obligation or expenditure for ac-
23 tivities, programs, or projects through a reprogramming of
24 funds in excess of \$750,000 or 10 percent, whichever is less,
25 that: (1) augments existing programs, projects, or activities;

1 (2) reduces by 10 percent funding for any existing program,
2 project, or activity, or numbers of personnel by 10 percent
3 as approved by Congress; or (3) results from any general
4 savings, including savings from a reduction in personnel,
5 which would result in a change in existing programs, ac-
6 tivities, or projects as approved by Congress; unless the
7 Committees on Appropriations are notified 15 days in ad-
8 vance of such reprogramming of funds.

9 *PEACEKEEPING MISSIONS*

10 *SEC. 105. None of the funds made available by this*
11 *Act may be used for any United Nations undertaking when*
12 *it is made known to the Federal official having authority*
13 *to obligate or expend such funds that: (1) the United Na-*
14 *tions undertaking is a peacekeeping mission; (2) such un-*
15 *dertaking will involve United States Armed Forces under*
16 *the command or operational control of a foreign national;*
17 *and (3) the President's military advisors have not sub-*
18 *mitted to the President a recommendation that such in-*
19 *volvement is in the national security interests of the United*
20 *States and the President has not submitted to the Congress*
21 *such a recommendation.*

22 *UNOBLIGATED BALANCES REPORT*

23 *SEC. 106. The Department of State and the Broad-*
24 *casting Board of Governors shall provide to the Committees*
25 *on Appropriations a quarterly accounting of the cumulative*

1 *balances of any unobligated funds that were received by*
2 *such agency during any previous fiscal year.*

3 *RESTRICTIONS ON UNITED NATIONS DELEGATIONS*

4 *SEC. 107. None of the funds made available in this*
5 *Act may be used to pay expenses for any United States dele-*
6 *gation to any specialized agency, body, or commission of*
7 *the United Nations if such commission is chaired or pre-*
8 *sided over by a country, the government of which the Sec-*
9 *retary of State has determined, for purposes of section*
10 *6(j)(1) of the Export Administration Act of 1979 (50 U.S.C.*
11 *App. 2405(j)(1)), has provided support for acts of inter-*
12 *national terrorism.*

13 *EMBASSY CONSTRUCTION*

14 *SEC. 108. (a) Except as provided in subsection (b), a*
15 *project to construct a diplomatic facility of the United*
16 *States may not include office space or other accommoda-*
17 *tions for an employee of a Federal agency or department*
18 *if the Secretary of State determines that such department*
19 *or agency has not provided to the Department of State the*
20 *full amount of funding required by subsection (e) of section*
21 *604 of the Secure Embassy Construction and*
22 *Counterterrorism Act of 1999 (as enacted into law by sec-*
23 *tion 1000(a)(7) of Public Law 106–113 and contained in*
24 *appendix G of that Act; 113 Stat. 1501A–453), as amended*
25 *by section 629 of the Departments of Commerce, Justice,*

1 *and State, the Judiciary, and Related Agencies Appropria-*
2 *tions Act, 2005.*

3 *(b) Notwithstanding the prohibition in subsection (a),*
4 *a project to construct a diplomatic facility of the United*
5 *States may include office space or other accommodations*
6 *for members of the Marine Corps.*

7 *ALLOWANCES AND DIFFERENTIALS*

8 *SEC. 109. Funds appropriated under this Act shall be*
9 *available, except as otherwise provided, for allowances and*
10 *differentials as authorized by subchapter 59 of title 5,*
11 *United States Code; for services as authorized by 5 U.S.C.*
12 *3109; and for hire of passenger transportation pursuant to*
13 *31 U.S.C. 1343(b).*

14 *TRANSFER AUTHORITY*

15 *SEC. 110. (a) Not to exceed 5 percent of any appro-*
16 *priation made available for the current fiscal year for the*
17 *Department of State in this Act may be transferred between*
18 *such appropriations, but no such appropriation, except as*
19 *otherwise specifically provided, shall be increased by more*
20 *than 10 percent by any such transfers: Provided, That not*
21 *to exceed 5 percent of any appropriation made available*
22 *for the current fiscal year for the Broadcasting Board of*
23 *Governors in this Act may be transferred between such ap-*
24 *propriations, but no such appropriation, except as other-*
25 *wise specifically provided, shall be increased by more than*
26 *10 percent by any such transfers: Provided further, That*

1 any transfer pursuant to this section shall be treated as a
2 reprogramming of funds under section 104 of this Act and
3 shall not be available for obligation or expenditure except
4 in compliance with the procedures set forth in that section.

5 (b) None of the funds made available in this Act may
6 be transferred to any department, agency, or instrumen-
7 tality of the United States Government, except pursuant to
8 a transfer made by, or transfer authority provided in, this
9 Act or any other appropriations Act.

10 UNITED STATES CITIZENS BORN IN JERUSALEM

11 SEC. 111. For the purposes of registration of birth, cer-
12 tification of nationality, or issuance of a passport of a
13 United States citizen born in the city of Jerusalem, the Sec-
14 retary of State shall, upon request of the citizen, record the
15 place of birth as Israel.

16 SENIOR POLICY OPERATING GROUP

17 SEC. 112. (a) The Senior Policy Operating Group on
18 Trafficking in Persons, established under section 105(f) of
19 the Victims of Trafficking and Violence Protection Act of
20 2000 (22 U.S.C. 7103(f)) to coordinate agency activities re-
21 garding policies (including grants and grant policies) in-
22 volving the international trafficking in persons, shall co-
23 ordinate all such policies related to the activities of traf-
24 fickers and victims of severe forms of trafficking.

1 (b) None of the funds provided in this or any other
2 Act shall be expended to perform functions that duplicate
3 coordinating responsibilities of the Operating Group.

4 (c) The Operating Group shall continue to report only
5 to the authorities that appointed them pursuant to section
6 105(f).

7 STATE DEPARTMENT AUTHORITIES

8 SEC. 113. Funds appropriated under this Act for the
9 Broadcasting Board of Governors and the Department of
10 State may be obligated and expended notwithstanding sec-
11 tion 15 of the State Department Basic Authorities Act of
12 1956, section 313 of the Foreign Relations Authorization
13 Act, Fiscal Years 1994 and 1995 (Public Law 103-236),
14 and section 504(a)(1) of the National Security Act of 1947
15 (50 U.S.C. 414(a)(1)).

16 PALESTINIAN BROADCASTING CORPORATION

17 SEC. 114. None of the funds appropriated or otherwise
18 made available in this Act may be used by the Department
19 of State or the Broadcasting Board of Governors to provide
20 equipment, technical support, consulting services, or any
21 other form of assistance to the Palestinian Broadcasting
22 Corporation.

23 ALLOCATIONS

24 SEC. 115. (a) Funds provided in this Act for the fol-
25 lowing accounts shall be made available for programs in

1 *the amounts contained in the respective tables included in*
2 *the report accompanying this Act:*

3 *“Educational and Cultural Exchange Pro-*
4 *grams”.*

5 *“Embassy Security, Construction, and Mainte-*
6 *nance”.*

7 *“Contributions for International Peacekeeping*
8 *Activities”.*

9 *“International Fisheries Commissions”.*

10 *“International Broadcasting Operations”.*

11 *(b) Any proposed increases or decreases to the amounts*
12 *contained in such tables in the accompanying report shall*
13 *be subject to the regular notification procedures in section*
14 *104 of this Act.*

15 *(c) The Secretary of State shall notify the Committees*
16 *on Appropriations 15 days in advance of recommending*
17 *the issuance of any license subject to Executive Order No.*
18 *13067.*

19 *PEACEKEEPING ACTIVITIES*

20 *SEC. 116. Notwithstanding any other provision of law,*
21 *of the funds appropriated or otherwise made available in*
22 *this Act, not more than \$1,135,327,000 shall be available*
23 *for payment to the United Nations for assessed and other*
24 *expenses of international peacekeeping activities.*

1 *RESTRICTION ON CONTRIBUTIONS TO THE UNITED NATIONS*

2 *SEC. 117. None of the funds appropriated or otherwise*
3 *made available in this Act may be made available to pay*
4 *any contribution of the United States to the United Nations*
5 *if the United Nations implements or imposes any taxation*
6 *on any United States persons.*

7 *CEILINGS AND EARMARKS*

8 *SEC. 118. Ceilings and earmarks contained in this Act*
9 *shall not be applicable to funds or authorities appropriated*
10 *or otherwise made available by any subsequent Act unless*
11 *such Act specifically so directs. Earmarks or minimum*
12 *funding requirements contained in any other Act shall not*
13 *be applicable to funds appropriated by this Act.*

14 *CONTRACTING WITH PERSONS DOING BUSINESS WITH*
15 *LIBYA*

16 *SEC. 119. Subsection (c) of section 406 of the Omnibus*
17 *Diplomatic Security and Antiterrorism Act of 1986, Public*
18 *Law 99–399, is repealed.*

19 *AMBASSADOR FOR ASEAN AFFAIRS*

20 *SEC. 120. There is established in the Department of*
21 *State, the position of United States Ambassador for ASEAN*
22 *Affairs, who shall be appointed by the President, subject to*
23 *the advice and consent of the Senate, whose duties shall in-*
24 *clude serving as the liaison for the United States to the As-*
25 *sociation of Southeast Asian Nations.*

DENIAL OF VISAS

1

2 *SEC. 121. (a) None of the funds appropriated or other-*
3 *wise made available under this Act shall be expended for*
4 *any purpose for which appropriations are prohibited by*
5 *section 616 of the Departments of Commerce, Justice, and*
6 *State, the Judiciary, and Related Agencies Appropriations*
7 *Act, 1999.*

8 *(b) The requirements in subsections (b) and (c) of sec-*
9 *tion 616 of that Act shall continue to apply during fiscal*
10 *year 2007.*

11

PERSONNEL ACTIONS

12 *SEC. 122. Any costs incurred by a department or agen-*
13 *cy funded under this Act resulting from personnel actions*
14 *taken in response to funding reductions included in this*
15 *Act shall be absorbed within the total budgetary resources*
16 *available to such department or agency: Provided, That the*
17 *authority to transfer funds between appropriations ac-*
18 *counts as may be necessary to carry out this section is pro-*
19 *vided in addition to authorities included elsewhere in this*
20 *Act: Provided further, That use of funds to carry out this*
21 *section shall be treated as a reprogramming of funds under*
22 *section 104 of this Act and shall not be available for obliga-*
23 *tion or expenditure except in compliance with the proce-*
24 *dures set forth in that section.*

1 *be referred to as the “United States group” of the United*
2 *States Senate-Japan Interparliamentary Group.*

3 **(b) APPOINTMENT OF MEMBERS.**—*The President pro*
4 *tempore of the Senate shall appoint Senators under this sec-*
5 *tion upon recommendations of the majority and minority*
6 *leaders of the Senate. The President pro tempore of the Sen-*
7 *ate shall designate 1 Senator as the Chair of the United*
8 *States group.*

9 **(c) FUNDING.**—*There is to be authorized to be appro-*
10 *priated \$150,000 for each fiscal year to assist in meeting*
11 *the expenses of the United States group for each fiscal year*
12 *for which an appropriation is made. Appropriations shall*
13 *be disbursed on vouchers to be approved by the Chair of*
14 *the United States group.*

15 **(d) CERTIFICATION OF EXPENDITURES.**—*The certifi-*
16 *cation of the Chair of the United States group shall be final*
17 *and conclusive upon the accounting officers in the auditing*
18 *of accounts of the United States group.*

19 **(e) EFFECTIVE DATE.**—

20 **(1) IN GENERAL.**—*Subsections (a) through (d)*
21 *shall apply to fiscal year 2007, and each fiscal year*
22 *thereafter.*

23 **(2) FISCAL YEAR 2007.**—*Subsection (e) shall*
24 *apply to fiscal year 2007.*

1 WESTERN HEMISPHERE TRAVEL INITIATIVE

2 SEC. 126. IMPLEMENTATION OF WESTERN HEMI-
3 SPHERE TRAVEL INITIATIVE. Section 7209(b)(1) of the In-
4 telligence Reform and Terrorism Prevention Act of 2004
5 (Public Law 108–458; 8 U.S.C. 1185 note) is amended by
6 striking from “(1) DEVELOPMENT OF PLAN.—The Sec-
7 retary” through “7208(k).” and inserting the following:

8 “(1) DEVELOPMENT OF PLAN AND IMPLEMENTA-
9 TION.—

10 “(A) The Secretary of Homeland Security,
11 in consultation with the Secretary of State, shall
12 develop and implement a plan as expeditiously
13 as possible to require a passport or other docu-
14 ment, or combination of documents, deemed by
15 the Secretary of Homeland Security to be suffi-
16 cient to denote identity and citizenship, for all
17 travel into the United States by United States
18 citizens and by categories of individuals for
19 whom documentation requirements have pre-
20 viously been waived under section 212(d)(4)(B)
21 of the Immigration and Nationality Act (8
22 U.S.C. 1182(d)(4)(B)). This plan shall be imple-
23 mented not later than 3 months after the Sec-
24 retary of State and the Secretary of Homeland
25 Security make the certifications required in sub-

1 *section (B), or June 1, 2009, whichever is ear-*
2 *lier. The plan shall seek to expedite the travel of*
3 *frequent travelers, including those who reside in*
4 *border communities, and in doing so, shall make*
5 *readily available a registered traveler program*
6 *(as described in section 7208(k)).*

7 *“(B) The Secretary of Homeland Security*
8 *and the Secretary of State shall jointly certify to*
9 *the Committees on Appropriations of the Senate*
10 *and the House of Representatives that the fol-*
11 *lowing criteria have been met prior to implemen-*
12 *tation of Section 7209(b)(1)(A)—*

13 *“(i) the National Institutes of Stand-*
14 *ards and Technology has certified that the*
15 *card architecture meets the International*
16 *Organization for Standardization ISO*
17 *14443 security standards, or justifies a de-*
18 *viation from such standard;*

19 *“(ii) the technology to be used by the*
20 *United States for the passport card, and*
21 *any subsequent change to that technology,*
22 *has been shared with the governments of*
23 *Canada and Mexico;*

24 *“(iii) an agreement has been reached*
25 *with the United States Postal Service on the*

1 *fee to be charged individuals for the pass-*
2 *port card, and a detailed justification has*
3 *been submitted to the Committees on Appro-*
4 *priations of the Senate and the House of*
5 *Representatives;*

6 “(iv) *an alternative procedure has been*
7 *developed for groups of children traveling*
8 *across an international border under adult*
9 *supervision with parental consent;*

10 “(v) *the necessary technological infra-*
11 *structure to process the passport cards has*
12 *been installed, and all employees at ports of*
13 *entry have been properly trained in the use*
14 *of the new technology;*

15 “(vi) *the passport card has been made*
16 *available for the purpose of international*
17 *travel by United States citizens through*
18 *land and sea ports of entry between the*
19 *United States and Canada, Mexico, the*
20 *Caribbean and Bermuda; and*

21 “(vii) *a single implementation date for*
22 *sea and land borders has been established.”.*

23 *This title may be cited as the “Department of State*
24 *and Related Agencies Appropriations Act, 2007”.*

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TITLE II

EXPORT AND INVESTMENT ASSISTANCE

EXPORT-IMPORT BANK OF THE UNITED STATES

INSPECTOR GENERAL OF THE EXPORT-IMPORT BANK

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, \$988,000, to remain available until September 30, 2008.

EXPORT-IMPORT BANK LOANS PROGRAM ACCOUNT

The Export-Import Bank of the United States is authorized to make such expenditures within the limits of funds and borrowing authority available to such corporation, and in accordance with law, and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 104 of the Government Corporation Control Act, as may be necessary in carrying out the program for the current fiscal year for such corporation: Provided, That none of the funds available during the current fiscal year may be used to make expenditures, contracts, or commitments for the export of nuclear equipment, fuel, or technology to any country, other than a nuclear-weapon state as defined in Article IX of the Treaty on the Non-Proliferation of Nuclear Weapons eligible to receive economic or military assistance under this Act, that has detonated a nuclear explosive after the date of the enactment of this Act: Provided further, That notwithstanding section

1 *1(c) of Public Law 103–428, as amended, sections 1(a) and*
2 *(b) of Public Law 103–428 shall remain in effect through*
3 *October 1, 2007.*

4 *SUBSIDY APPROPRIATION*

5 *For the cost of direct loans, loan guarantees, insurance,*
6 *and tied-aid grants as authorized by section 10 of the Ex-*
7 *port-Import Bank Act of 1945, as amended, \$26,382,000,*
8 *to remain available until September 30, 2010: Provided,*
9 *That such costs, including the cost of modifying such loans,*
10 *shall be as defined in section 502 of the Congressional Budg-*
11 *et Act of 1974: Provided further, That such sums shall re-*
12 *main available until September 30, 2025, for the disburse-*
13 *ment of direct loans, loan guarantees, insurance and tied-*
14 *aid grants obligated in fiscal years 2007, 2008, 2009, and*
15 *2010: Provided further, That none of the funds appro-*
16 *priated by this Act or any prior Act appropriating funds*
17 *for foreign operations, export financing, and related pro-*
18 *grams for tied-aid credits or grants may be used for any*
19 *other purpose except through the regular notification proce-*
20 *dures of the Committees on Appropriations: Provided fur-*
21 *ther, That funds appropriated by this paragraph are made*
22 *available notwithstanding section 2(b)(2) of the Export-Im-*
23 *port Bank Act of 1945, in connection with the purchase*
24 *or lease of any product by any Eastern European country,*
25 *any Baltic State or any agency or national thereof.*

1 *which shall not exceed \$35,000) shall not exceed*
2 *\$44,453,000: Provided further, That project-specific trans-*
3 *action costs, including direct and indirect costs incurred*
4 *in claims settlements, and other direct costs associated with*
5 *services provided to specific investors or potential investors*
6 *pursuant to section 234 of the Foreign Assistance Act of*
7 *1961, shall not be considered administrative expenses for*
8 *the purposes of this heading.*

9 *PROGRAM ACCOUNT*

10 *For the cost of direct and guaranteed loans,*
11 *\$20,035,000, as authorized by section 234 of the Foreign*
12 *Assistance Act of 1961, to be derived by transfer from the*
13 *Overseas Private Investment Corporation Non-Credit Ac-*
14 *count: Provided, That such costs, including the cost of modi-*
15 *fying such loans, shall be as defined in section 502 of the*
16 *Congressional Budget Act of 1974: Provided further, That*
17 *such sums shall be available for direct loan obligations and*
18 *loan guaranty commitments incurred or made during fiscal*
19 *years 2007 and 2008: Provided further, That such sums*
20 *shall remain available through fiscal year 2015 for the dis-*
21 *bursement of direct and guaranteed loans obligated in fiscal*
22 *year 2007, and through fiscal year 2016 for the disburse-*
23 *ment of direct and guaranteed loans obligated in fiscal year*
24 *2008: Provided further, That funds so obligated in fiscal*
25 *year 2007 remain available for disbursement through 2015*
26 *and funds obligated in fiscal year 2008 remain available*

1 *for disbursement through 2016: Provided further, That not-*
2 *withstanding any other provision of law, the Overseas Pri-*
3 *vate Investment Corporation is authorized to undertake any*
4 *program authorized by title IV of the Foreign Assistance*
5 *Act of 1961 in Iraq: Provided further, That funds made*
6 *available pursuant to the authority of the previous proviso*
7 *shall be subject to the regular notification procedures of the*
8 *Committees on Appropriations.*

9 *In addition, such sums as may be necessary for admin-*
10 *istrative expenses to carry out the credit program may be*
11 *derived from amounts available for administrative expenses*
12 *to carry out the credit and insurance programs in the Over-*
13 *seas Private Investment Corporation Noncredit Account*
14 *and merged with said account.*

15 *FUNDS APPROPRIATED TO THE PRESIDENT*

16 *TRADE AND DEVELOPMENT AGENCY*

17 *For necessary expenses to carry out the provisions of*
18 *section 661 of the Foreign Assistance Act of 1961,*
19 *\$50,300,000, to remain available until September 30, 2008.*

20 *TITLE III*

21 *BILATERAL ECONOMIC ASSISTANCE*

22 *FUNDS APPROPRIATED TO THE PRESIDENT*

23 *For expenses necessary to enable the President to carry*
24 *out the provisions of the Foreign Assistance Act of 1961,*

1 *and for other purposes, to remain available until September*
2 *30, 2007, unless otherwise specified herein, as follows:*

3 *CHILD SURVIVAL AND HEALTH PROGRAMS FUND*
4 *(INCLUDING TRANSFER OF FUNDS)*

5 *For necessary expenses to carry out the provisions of*
6 *the Foreign Assistance Act of 1961 and the Support for*
7 *East European Democracy (SEED) Act of 1989, for child*
8 *survival, health, and family planning/reproductive health*
9 *activities, \$1,355,937,000, to remain available until Sep-*
10 *tember 30, 2008: Provided, That this amount shall be made*
11 *available for such activities as: (1) immunization pro-*
12 *grams; (2) oral rehydration programs; (3) health, nutrition,*
13 *water and sanitation programs which directly address the*
14 *needs of mothers and children, and related education pro-*
15 *grams; (4) assistance for children displaced or orphaned by*
16 *causes other than AIDS; (5) programs for the prevention,*
17 *treatment, control of, and research on tuberculosis, polio,*
18 *malaria, and other infectious diseases; and (6) family plan-*
19 *ning/reproductive health: Provided further, That none of the*
20 *funds appropriated under this heading may be made avail-*
21 *able for nonproject assistance, except that funds may be*
22 *made available for such assistance for ongoing health activi-*
23 *ties: Provided further, That of the funds appropriated by*
24 *this paragraph, not to exceed \$350,000, in addition to funds*
25 *otherwise available for such purposes, may be used to mon-*
26 *itor and provide oversight of child survival, maternal and*

1 *family planning/reproductive health, and infectious disease*
2 *programs: Provided further, That of the funds appropriated*
3 *by this paragraph, the following amounts should be allo-*
4 *cated as follows: \$468,385,000 for child survival and mater-*
5 *nal health; \$30,000,000 for vulnerable children;*
6 *\$367,284,000 for infectious diseases other than HIV/AIDS;*
7 *and \$465,268,000 for family planning/reproductive health,*
8 *including in areas where population growth threatens bio-*
9 *diversity or endangered species: Provided further, That of*
10 *the funds appropriated by this paragraph, \$70,000,000*
11 *should be made available for a United States contribution*
12 *to the GAVI Fund: Provided further, That of the funds ap-*
13 *propriated under this heading, up to \$6,000,000 may be*
14 *transferred to and merged with funds appropriated by this*
15 *Act under the heading “Operating Expenses of the United*
16 *States Agency for International Development” for costs di-*
17 *rectly related to international health, but funds made avail-*
18 *able for such costs may not be derived from amounts made*
19 *available for contributions under this heading: Provided*
20 *further, That of the funds appropriated by this paragraph,*
21 *not less than \$223,200,000 should be made available for*
22 *programs and activities to combat malaria and should be*
23 *made available in accordance with country strategic plans*
24 *incorporating best public health practices including signifi-*
25 *cant support for purchase of commodities and equipment:*

1 *Provided further, That of the funds appropriated by this*
2 *paragraph, not less than \$25,000,000 shall be made avail-*
3 *able, subject to the regular notification procedures of the*
4 *Committees on Appropriations, to support an integrated re-*
5 *sponse to the control of neglected diseases including intes-*
6 *tinal parasites, schistosomiasis, lymphatic filariasis,*
7 *onchocerciasis, trachoma and leprosy: Provided further,*
8 *That none of the funds made available in this Act nor any*
9 *unobligated balances from prior appropriations may be*
10 *made available to any organization or program which, as*
11 *determined by the President of the United States, supports*
12 *or participates in the management of a program of coercive*
13 *abortion or involuntary sterilization: Provided further,*
14 *That none of the funds made available under this Act may*
15 *be used to pay for the performance of abortion as a method*
16 *of family planning or to motivate or coerce any person to*
17 *practice abortions: Provided further, That nothing in this*
18 *paragraph shall be construed to alter any existing statutory*
19 *prohibitions against abortion under section 104 of the For-*
20 *eign Assistance Act of 1961: Provided further, That none*
21 *of the funds made available under this Act may be used*
22 *to lobby for or against abortion: Provided further, That in-*
23 *formation provided about the use of condoms as part of*
24 *projects or activities that are funded from amounts appro-*
25 *priated by this Act shall be medically accurate and shall*

1 *include the public health benefits and failure rates of such*
2 *use.*

3 *In addition, for necessary expenses to carry out the*
4 *provisions of the Foreign Assistance Act of 1961 for the pre-*
5 *vention, treatment, and control of, and research on, HIV/*
6 *AIDS, and for assistance to communities severely affected*
7 *by HIV/AIDS, including children displaced or orphaned by*
8 *AIDS, \$3,437,870,000, to remain available until expended,*
9 *of which \$600,000,000 shall be made available, notwith-*
10 *standing any other provision of law, except for the United*
11 *States Leadership Against HIV/AIDS, Tuberculosis and*
12 *Malaria Act of 2003 (Public Law 108–25), for a United*
13 *States contribution to the Global Fund to Fight AIDS, Tu-*
14 *berculosis and Malaria, and shall be expended at the min-*
15 *imum rate necessary to make timely payment for projects*
16 *and activities: Provided, That of the funds appropriated by*
17 *this paragraph, up to \$13,000,000 may be made available,*
18 *in addition to amounts otherwise available for such pur-*
19 *poses, for administrative expenses of the Office of the Global*
20 *AIDS Coordinator: Provided further, That up to 5 percent*
21 *of the aggregate amount of funds made available to the*
22 *Global Fund in fiscal year 2007 may be made available*
23 *to the United States Agency for International Development*
24 *for technical assistance related to the activities of the Global*
25 *Fund: Provided further, That of the funds appropriated by*

1 *this paragraph, not less than \$31,000,000 should be made*
2 *available for a United States contribution to UNAIDS: Pro-*
3 *vided further, That of the funds appropriated by this para-*
4 *graph, not less than \$31,000,000 should be made available*
5 *for the International AIDS Vaccine Initiative: Provided*
6 *further, That of the funds appropriated by this paragraph,*
7 *not less than \$45,000,000 shall be made available to support*
8 *the development of microbicides as a means for combating*
9 *HIV/AIDS.*

10 *UNITED STATES AGENCY FOR INTERNATIONAL*

11 *DEVELOPMENT*

12 *DEVELOPMENT ASSISTANCE*

13 *For necessary expenses to carry out the provisions of*
14 *sections 103, 105, 106, and sections 251 through 255, and*
15 *chapter 10 of part I of the Foreign Assistance Act of 1961*
16 *and the Support for East European Democracy (SEED)*
17 *Act of 1989, \$1,400,018,000, to remain available until Sep-*
18 *tember 30, 2008: Provided, That of the funds appropriated*
19 *under this heading, not less than \$1,000,000 shall be made*
20 *available for support of the United States Telecommuni-*
21 *cations Training Institute: Provided further, That not less*
22 *than \$2,300,000 shall be made available for core support*
23 *for the International Fertilizer Development Center: Pro-*
24 *vided further, That of the funds appropriated under this*
25 *heading, not less than \$20,000,000 shall be made available*
26 *for the American Schools and Hospitals Abroad program:*

1 *Provided further, That of the funds appropriated under this*
2 *heading, not less than \$15,000,000 shall be made available*
3 *for programs and activities of the Patrick Leahy War Vic-*
4 *tims Fund: Provided further, That of the funds appro-*
5 *priated under this heading, not less than \$10,000,000 shall*
6 *be made available for cooperative development programs*
7 *within the Office of Private and Voluntary Cooperation:*
8 *Provided further, That of the funds appropriated under this*
9 *heading that are made available for assistance programs*
10 *for displaced and orphaned children and victims of war,*
11 *not to exceed \$42,500, in addition to funds otherwise avail-*
12 *able for such purposes, may be used to monitor and provide*
13 *oversight of such programs: Provided further, That of the*
14 *funds appropriated under this heading, up to \$7,000,000*
15 *should be made available for the Parks in Peril program:*
16 *Provided further, That of the funds appropriated by this*
17 *Act, not less than \$200,000,000 shall be made available for*
18 *safe drinking water and sanitation supply projects to im-*
19 *plement the Senator Paul Simon Water for the Poor Act*
20 *of 2005 (Public Law 109–121).*

21 *INTERNATIONAL DISASTER AND FAMINE ASSISTANCE*

22 *For necessary expenses to carry out the provisions of*
23 *section 491 of the Foreign Assistance Act of 1961 for inter-*
24 *national disaster relief, rehabilitation, and reconstruction*
25 *assistance, \$350,675,000, to remain available until ex-*

1 *pended, of which \$20,000,000 should be for famine preven-*
2 *tion and relief.*

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, \$35,000,000, 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: Provided further, That if the President determines*
17 *that is important to the national interests of the United*
18 *States to provide transition assistance in excess of the*
19 *amount appropriated under this heading, up to*
20 *\$15,000,000 of the funds appropriated by this Act to carry*
21 *out the provisions of part I of the Foreign Assistance Act*
22 *of 1961 may be used for purposes of this heading and under*
23 *the authorities applicable to funds appropriated under this*
24 *heading: Provided further, That funds made available pur-*
25 *suant to the previous proviso shall be made available subject*

1 *to prior consultation with the Committees on Appropria-*
2 *tions.*

3 *DEVELOPMENT CREDIT AUTHORITY*

4 *(INCLUDING TRANSFER OF FUNDS)*

5 *For the cost of direct loans and loan guarantees pro-*
6 *vided by the United States Agency for International Devel-*
7 *opment, as authorized by sections 256 and 635 of the For-*
8 *ign Assistance Act of 1961, up to \$25,000,000 may be de-*
9 *rived by transfer from funds appropriated by this Act to*
10 *carry out part I of such Act and under the heading "Assist-*
11 *ance for Eastern Europe and the Baltic States": Provided,*
12 *That such funds shall be made available only for micro and*
13 *small enterprise programs, urban programs, and other pro-*
14 *grams which further the purposes of part I of the Act: Pro-*
15 *vided further, That such costs, including the cost of modi-*
16 *fying such direct and guaranteed loans, shall be as defined*
17 *in section 502 of the Congressional Budget Act of 1974, as*
18 *amended: Provided further, That funds made available by*
19 *this paragraph may be used for the cost of modifying any*
20 *such guaranteed loans under this Act or prior Acts, and*
21 *funds used for such costs shall be subject to the regular noti-*
22 *fication procedures of the Committees on Appropriations:*
23 *Provided further, That the provisions of section 107A(d)*
24 *(relating to general provisions applicable to the Develop-*
25 *ment Credit Authority) of the Foreign Assistance Act of*
26 *1961, as contained in section 306 of H.R. 1486 as reported*

1 *by the House Committee on International Relations on May*
2 *9, 1997, shall be applicable to direct loans and loan guaran-*
3 *tees provided under this heading: Provided further, That*
4 *these funds are available to subsidize total loan principal,*
5 *any portion of which is to be guaranteed, of up to*
6 *\$700,000,000.*

7 *In addition, for administrative expenses to carry out*
8 *credit programs administered by the United States Agency*
9 *for International Development, \$8,400,000, which may be*
10 *transferred to and merged with the appropriation for Oper-*
11 *ating Expenses of the United States Agency for Inter-*
12 *national Development: Provided, That funds made avail-*
13 *able under this heading shall remain available until Sep-*
14 *tember 30, 2009.*

15 *PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND*
16 *DISABILITY FUND*

17 *For payment to the “Foreign Service Retirement and*
18 *Disability Fund”, as authorized by the Foreign Service Act*
19 *of 1980, \$38,700,000.*

20 *OPERATING EXPENSES OF THE UNITED STATES AGENCY*
21 *FOR INTERNATIONAL DEVELOPMENT*

22 *For necessary expenses to carry out the provisions of*
23 *section 667 of the Foreign Assistance Act of 1961,*
24 *\$630,000,000, of which up to \$25,000,000 may remain*
25 *available until September 30, 2008: Provided, That none*
26 *of the funds appropriated under this heading and under*

1 *the heading “Capital Investment Fund” may be made*
2 *available to finance the construction (including architect*
3 *and engineering services), purchase, or long-term lease of*
4 *offices for use by the United States Agency for International*
5 *Development, unless the Administrator has identified such*
6 *proposed construction (including architect and engineering*
7 *services), purchase, or long-term lease of offices in a report*
8 *submitted to the Committees on Appropriations at least 15*
9 *days prior to the obligation of these funds for such purposes:*
10 *Provided further, That the previous proviso shall not apply*
11 *where the total cost of construction (including architect and*
12 *engineering services), purchase, or long-term lease of offices*
13 *does not exceed \$1,000,000: Provided further, That contracts*
14 *or agreements entered into with funds appropriated under*
15 *this heading may entail commitments for the expenditure*
16 *of such funds through fiscal year 2008: Provided further,*
17 *That none of the funds in this Act may be used to open*
18 *a new overseas mission of the United States Agency for*
19 *International Development without the prior written notifi-*
20 *cation of the Committees on Appropriations: Provided fur-*
21 *ther, That the authority of sections 610 and 109 of the For-*
22 *ign Assistance Act of 1961 may be exercised by the Sec-*
23 *retary of State to transfer funds appropriated to carry out*
24 *chapter 1 of part I of such Act to “Operating Expenses of*

1 *the United States Agency for International Development”*
2 *in accordance with the provisions of those sections.*

3 *CAPITAL INVESTMENT FUND*

4 *For necessary expenses for overseas construction and*
5 *related costs, and for the procurement and enhancement of*
6 *information technology and related capital investments,*
7 *pursuant to section 667 of the Foreign Assistance Act of*
8 *1961, \$95,000,000, to remain available until expended: Pro-*
9 *vided, That this amount is in addition to funds otherwise*
10 *available for such purposes: Provided further, That funds*
11 *appropriated under this heading shall be available for obli-*
12 *gation only pursuant to the regular notification procedures*
13 *of the Committees on Appropriations: Provided further,*
14 *That of the funds appropriated under this heading, not to*
15 *exceed \$89,000,000 may be made available for the purposes*
16 *of implementing the Capital Security Cost Sharing Pro-*
17 *gram.*

18 *OPERATING EXPENSES OF THE UNITED STATES AGENCY*
19 *FOR INTERNATIONAL DEVELOPMENT OFFICE OF IN-*
20 *SPECTOR GENERAL*

21 *For necessary expenses to carry out the provisions of*
22 *section 667 of the Foreign Assistance Act of 1961,*
23 *\$38,000,000, to remain available until September 30, 2008,*
24 *which sum shall be available for the Office of the Inspector*
25 *General of the United States Agency for International De-*
26 *velopment.*

1 *OTHER BILATERAL ECONOMIC ASSISTANCE*2 *ECONOMIC SUPPORT FUND*3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For necessary expenses to carry out the provisions of*
5 *chapter 4 of part II, \$2,227,113,000, to remain available*
6 *until September 30, 2008: Provided, That of the funds ap-*
7 *propriated under this heading, not less than \$120,000,000*
8 *shall be available only for Israel, which sum shall be avail-*
9 *able on a grant basis as a cash transfer and shall be dis-*
10 *bursed within 30 days of the enactment of this Act or by*
11 *October 31, 2006 whichever is later: Provided further, That*
12 *in exercising the authority to provide cash transfer assist-*
13 *ance for Israel, the President shall ensure that the level of*
14 *such assistance does not cause an adverse impact on the*
15 *total level of nonmilitary exports from the United States*
16 *to such country and that Israel enters into a side letter*
17 *agreement in an amount proportional to the fiscal year*
18 *1999 agreement: Provided further, That not less than*
19 *\$6,000,000 of the funds appropriated under this heading*
20 *that are made available for assistance for Lebanon shall*
21 *be made available for scholarships and direct support of*
22 *American educational institutions in Lebanon: Provided*
23 *further, That funds appropriated under this heading should*
24 *be made available for Cyprus only for scholarships, admin-*
25 *istrative support of the scholarship program, bicommunal*
26 *projects, measures aimed at reunification of the island, and*

1 *activities to reduce tensions and promote peace and co-*
2 *operation between the two communities on Cyprus: Pro-*
3 *vided further, That of the funds appropriated under this*
4 *heading for assistance for Iraq, not less than \$50,000,000*
5 *shall be made available to the United States Agency for*
6 *International Development for continued support of its*
7 *Community Action Program in Iraq, of which not less than*
8 *\$5,000,000 shall be transferred to and merged with funds*
9 *appropriated under the heading “Iraq Relief and Recon-*
10 *struction Fund” in chapter 2 of title II of Public Law 108-*
11 *106 and shall be made available for the Marla Ruzicka*
12 *Iraqi War Victims Fund: Provided further, That of the*
13 *funds appropriated under this heading that are made avail-*
14 *able for assistance for the Democratic Republic of Timor-*
15 *Leste, up to \$1,000,000 may be available for administrative*
16 *expenses of the United States Agency for International De-*
17 *velopment: Provided further, That of the funds appro-*
18 *priated under this heading, \$3,000,000 shall be made avail-*
19 *able for the Foundation for Environmental Security and*
20 *Sustainability: Provided further, That notwithstanding*
21 *any other provision of law, funds appropriated under this*
22 *heading should be made available for assistance for Vietnam*
23 *for programs in the Central Highlands and for environ-*
24 *mental remediation and related health activities: Provided*
25 *further, That of the funds appropriated under this heading,*

1 *not less than \$2,500,000 shall be made available for the Of-*
2 *fice of the United Nations High Commissioner for Human*
3 *Rights in Nepal: Provided further, That of the funds appro-*
4 *priated under this heading, not less than \$2,000,000 should*
5 *be made available for East Asia and Pacific Environment*
6 *Initiatives: Provided further, That of the funds appro-*
7 *priated under this heading, not less than \$2,500,000 should*
8 *be made available for technical assistance for countries to*
9 *implement and enforce the Kimberley Process Certification*
10 *Scheme: Provided further, That of the funds appropriated*
11 *under this heading, not less than \$1,500,000 should be made*
12 *available for a United States contribution to the Extractive*
13 *Industries Transparency Initiative Trust Fund: Provided*
14 *further, That of the funds appropriated under this heading,*
15 *not less than \$12,000,000 should be made available for a*
16 *United States contribution to the Special Court for Sierra*
17 *Leone: Provided further, That of the funds appropriated*
18 *under this heading, \$15,000,000 shall be made available to*
19 *continue to support the provision of wheelchairs for needy*
20 *persons in developing countries.*

21 *ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC*

22 *STATES*

23 *(a) For necessary expenses to carry out the provisions*
24 *of the Foreign Assistance Act of 1961 and the Support for*
25 *East European Democracy (SEED) Act of 1989,*
26 *\$211,138,000, to remain available until September 30,*

1 2008, which shall be available, notwithstanding any other
2 provision of law, for assistance and for related programs
3 for Eastern Europe and the Baltic States: Provided, That
4 of the funds appropriated under this heading for assistance
5 for Bosnia and Herzegovina, not less than \$4,000,000 shall
6 be made available to the State Court of Bosnia and
7 Herzegovina for prosecution of cases stemming from the war
8 in the former Yugoslavia: Provided further, That funds ap-
9 propriated by this Act to carry out the provisions of the
10 Support for East European Democracy (SEED) Act of
11 1989 may be made available pursuant to the authority con-
12 tained in this subsection.

13 (b) Funds appropriated under this heading shall be
14 considered to be economic assistance under the Foreign As-
15 sistance Act of 1961 for purposes of making available the
16 administrative authorities contained in that Act for the use
17 of economic assistance.

18 (c) The provisions of section 529 of this Act shall apply
19 to funds appropriated under this heading: Provided, That
20 notwithstanding any provision of this or any other Act, in-
21 cluding provisions in this subsection regarding the applica-
22 tion of section 529 of this Act, local currencies generated
23 by, or converted from, funds appropriated by this Act and
24 by previous appropriations Acts and made available for the
25 economic revitalization program in Bosnia may be used in

1 *Eastern Europe and the Baltic States to carry out the pro-*
2 *visions of the Foreign Assistance Act of 1961 and the Sup-*
3 *port for East European Democracy (SEED) Act of 1989.*

4 *ASSISTANCE FOR THE INDEPENDENT STATES OF THE*
5 *FORMER SOVIET UNION*

6 *For necessary expenses to carry out the provisions of*
7 *chapters 11 and 12 of part I of the Foreign Assistance Act*
8 *of 1961 and the FREEDOM Support Act, for assistance*
9 *for the Independent States of the former Soviet Union and*
10 *for related programs, \$293,077,000, to remain available*
11 *until September 30, 2008: Provided, That the provisions of*
12 *such chapters shall apply to funds made available by this*
13 *Act for assistance for the Independent States of the former*
14 *Soviet Union: Provided further, That funds made available*
15 *for the Southern Caucasus region may be used, notwith-*
16 *standing any other provision of law, for confidence-building*
17 *measures and other activities in furtherance of the peaceful*
18 *resolution of the regional conflicts, especially those in the*
19 *vicinity of Abkhazia and Nagorno-Karabagh: Provided fur-*
20 *ther, That of the funds appropriated under this heading,*
21 *not less than \$2,000,000 shall be made available for pro-*
22 *grams and activities for children with disabilities in Rus-*
23 *sia: Provided further, That notwithstanding any other pro-*
24 *vision of law, funds appropriated under this heading in this*
25 *Act or prior Acts making appropriations for foreign oper-*
26 *ations, export financing, and related programs, that are*

1 *made available pursuant to the provisions of section 807*
2 *of Public Law 102–511 shall be subject to a 6 percent ceil-*
3 *ing on administrative expenses: Provided further, That of*
4 *the funds appropriated under this heading, not less than*
5 *\$5,000,000 shall be made available for humanitarian, con-*
6 *flict mitigation, relief and recovery assistance for Chechnya,*
7 *Ingushetia, and elsewhere in the North Caucasus: Provided*
8 *further, That of the funds appropriated under this heading*
9 *that are made available for assistance for Ukraine, not less*
10 *than \$5,000,000 shall be made available for coal mine safety*
11 *programs.*

12 *INDEPENDENT AGENCIES*

13 *INTER-AMERICAN FOUNDATION*

14 *For necessary expenses to carry out the functions of*
15 *the Inter-American Foundation in accordance with the pro-*
16 *visions of section 401 of the Foreign Assistance Act of 1969,*
17 *\$19,268,000, to remain available until September 30, 2008.*

18 *AFRICAN DEVELOPMENT FOUNDATION*

19 *For necessary expenses to carry out title V of the Inter-*
20 *national Security and Development Cooperation Act of*
21 *1980, Public Law 96–533, \$26,000,000, to remain available*
22 *until September 30, 2008: Provided, That funds made*
23 *available to grantees may be invested pending expenditure*
24 *for project purposes when authorized by the Board of Direc-*
25 *tors of the Foundation: Provided further, That interest*
26 *earned shall be used only for the purposes for which the*

1 *grant was made: Provided further, That notwithstanding*
2 *section 505(a)(2) of the African Development Foundation*
3 *Act, (1) in exceptional circumstances the Board of Directors*
4 *of the Foundation may waive the \$250,000 limitation con-*
5 *tained in that section with respect to a project; and (2)*
6 *a project may exceed the limitation by up to \$10,000 if*
7 *the increase is due solely to foreign currency fluctuation:*
8 *Provided further, That the Foundation shall provide a re-*
9 *port to the Committees on Appropriations after each time*
10 *such waiver authority is exercised.*

11 *PEACE CORPS*

12 *(INCLUDING TRANSFER OF FUNDS)*

13 *For necessary expenses to carry out the provisions of*
14 *the Peace Corps Act (75 Stat. 612), including the purchase*
15 *of not to exceed five passenger motor vehicles for adminis-*
16 *trative purposes for use outside of the United States,*
17 *\$318,780,000, to remain available until September 30,*
18 *2008: Provided, That none of the funds appropriated under*
19 *this heading shall be used to pay for abortions: Provided*
20 *further, That the Director may transfer to the Foreign Cur-*
21 *rency Fluctuations Account, as authorized by 22 U.S.C.*
22 *2515, an amount not to exceed \$2,000,000: Provided fur-*
23 *ther, That funds transferred pursuant to the previous pro-*
24 *viso may not be derived from amounts made available for*
25 *Peace Corps overseas operations.*

1 MILLENNIUM CHALLENGE CORPORATION

2 *For necessary expenses for the “Millennium Challenge*
3 *Corporation”, \$1,877,000,000, to remain available until ex-*
4 *pended: Provided, That of the funds appropriated under*
5 *this heading, up to \$95,000,000 may be available for ad-*
6 *ministrative expenses of the Millennium Challenge Corpora-*
7 *tion: Provided further, That up to 10 percent of the funds*
8 *appropriated under this heading may be made available to*
9 *carry out the purposes of section 616 of the Millennium*
10 *Challenge Act of 2003 for candidate countries for fiscal year*
11 *2007: Provided further, That none of the funds available*
12 *to carry out section 616 of such Act may be made available*
13 *until the Chief Executive Officer of the Millennium Chal-*
14 *lenge Corporation provides a report to the Committees on*
15 *Appropriations listing the candidate countries that will be*
16 *receiving assistance under section 616 of such Act, the level*
17 *of assistance proposed for each such country, a description*
18 *of the proposed programs, projects and activities, and the*
19 *implementing agency or agencies of the United States Gov-*
20 *ernment: Provided further, That section 605(e)(4) of the*
21 *Millennium Challenge Act of 2003 shall apply to funds ap-*
22 *propriated under this heading: Provided further, That*
23 *funds appropriated under this heading may be made avail-*
24 *able for a Millennium Challenge Compact entered into pur-*
25 *suant to section 609 of the Millennium Challenge Act of*

1 *2003 only if such Compact obligates, or contains a commit-*
2 *ment to obligate subject to the availability of funds and the*
3 *mutual agreement of the parties to the Compact to proceed,*
4 *the entire amount of the United States Government funding*
5 *anticipated for the duration of the Compact.*

6 *DEPARTMENT OF STATE*

7 *DEMOCRACY FUND*

8 *(a) For necessary expenses to carry out the provisions*
9 *of the Foreign Assistance Act of 1961 and the Support for*
10 *East European Democracy (SEED) Act of 1989 for the pro-*
11 *motion of democracy globally, \$1,064,440,000, to remain*
12 *available until September 30, 2009.*

13 *(b) Programs and activities for the promotion of de-*
14 *mocracy funded with funds appropriated under this head-*
15 *ing shall include the following:*

16 *(1) \$85,000,000 shall be made available for the*
17 *Human Rights and Democracy Fund of the Bureau*
18 *of Democracy, Human Rights and Labor, Depart-*
19 *ment of State;*

20 *(2) not less than \$106,250,000 shall be made*
21 *available for the National Endowment for Democracy,*
22 *of which not less than \$250,000 should be made avail-*
23 *able for human rights and democracy programs relat-*
24 *ing to Tibet;*

1 (3) assistance should be made available, to the
2 extent matched from sources other than the United
3 States Government, for Taiwan for the purposes of
4 furthering political and legal reforms;

5 (4) assistance shall be made available for pro-
6 grams and activities for the promotion of democracy
7 in countries located outside the Middle East region
8 with a significant Muslim population, and where
9 such programs and activities would be important to
10 United States efforts to respond to, deter, or prevent
11 acts of international terrorism: Provided, That funds
12 used for such purpose should support new initiatives
13 and activities in those countries: Provided further,
14 That \$5,000,000 shall be made available for con-
15 tinuing programs and activities that provide profes-
16 sional training for journalists: Provided further, That
17 of the funds appropriated under this heading that are
18 made available for assistance for Indonesia, not less
19 than \$5,000,000 shall be made available for programs
20 and activities that utilize Indonesian leaders to re-
21 duce the appeal of religious extremism in Islamic
22 communities in Indonesia and in other Islamic coun-
23 tries, including in the Middle East;

24 (5) not less than \$108,000,000 shall be made
25 available to the Bureau of Democracy, Human

1 *Rights, and Labor of the Department of State for pro-*
2 *grams and activities for Iraq;*

3 *(6) not less than \$1,500,000 shall be made avail-*
4 *able for programs and activities that support the ad-*
5 *vancement of democracy in Syria; and*

6 *(7) not less than \$8,000,000 shall be made avail-*
7 *able for the promotion of democracy in Burma, in-*
8 *cluding support for Burmese student groups and other*
9 *organizations located outside Burma.*

10 *(c) Funds made available pursuant to the authority*
11 *of subsections (b)(3), (b)(4) and (b)(5) shall be subject to*
12 *the regular notification procedures of the Committees on*
13 *Appropriations.*

14 *(d) Funds appropriated by this Act that are made*
15 *available for the promotion of democracy may be made*
16 *available notwithstanding any other provision of this or*
17 *any other Act and, with regard to the National Endowment*
18 *for Democracy, any regulation. Funds appropriated under*
19 *this heading are in addition to funds otherwise available*
20 *for such purposes.*

21 *(e) The President shall emphasize the use of grants and*
22 *cooperative agreements in the implementation of programs*
23 *for the promotion of democracy with funds appropriated*
24 *by this Act: Provided, That any contract, grant, or coopera-*
25 *tive agreement (or any amendment to any contract, grant,*

1 *or cooperative agreement) for such programs in excess of*
2 *\$10,000,000 shall be subject to the regular notification pro-*
3 *cedures of the Committees on Appropriations.*

4 *(f) The Assistant Secretary of State for Democracy,*
5 *Human Rights and Labor shall be responsible for all policy,*
6 *funding, and programming decisions regarding funds ap-*
7 *propriated by this Act that are made available for the*
8 *Human Rights and Democracy Fund of the Bureau of De-*
9 *mocracy, Human Rights and Labor.*

10 *(g) Funds appropriated by this Act that are made*
11 *available to the Bureau of Near Eastern Affairs of the De-*
12 *partment of State for the promotion of democracy shall be*
13 *obligated and expended only after consultation with the Bu-*
14 *reau of Democracy, Human Rights, and Labor of the De-*
15 *partment of State.*

16 *(h) For purposes of funds appropriated under this Act,*
17 *the term “promotion of democracy” includes programs that*
18 *support good governance, human rights, independent*
19 *media, and the rule of law, and otherwise strengthen the*
20 *capacity of democratic political parties, governments, non-*
21 *governmental institutions, and citizens to support the devel-*
22 *opment of democratic states, institutions, and practices that*
23 *are responsive and accountable to citizens.*

1 ANDEAN COUNTERDRUG INITIATIVE

2 *For necessary expenses to carry out section 481 of the*
3 *Foreign Assistance Act of 1961 to support counterdrug ac-*
4 *tivities in the Andean region of South America,*
5 *\$699,400,000, to remain available until September 30,*
6 *2009: Provided, That in fiscal year 2007, funds available*
7 *to the Department of State for assistance to the Government*
8 *of Colombia shall be available to support a unified cam-*
9 *paign against narcotics trafficking, against activities by or-*
10 *ganizations designated as terrorist organizations such as*
11 *the Revolutionary Armed Forces of Colombia (FARC), the*
12 *National Liberation Army (ELN), and the United Self-De-*
13 *fense Forces of Colombia (AUC), and to take actions to pro-*
14 *tect human health and welfare in emergency circumstances,*
15 *including undertaking rescue operations: Provided further,*
16 *That this authority shall cease to be effective if the Secretary*
17 *of State has credible evidence that the Colombian Armed*
18 *Forces are not conducting vigorous operations to restore*
19 *government authority and respect for human rights in areas*
20 *under the effective control of paramilitary and guerrilla or-*
21 *ganizations: Provided further, That the President shall en-*
22 *sure that if any helicopter procured with funds under this*
23 *heading is used to aid or abet the operations of any illegal*
24 *self-defense group or illegal security cooperative, such heli-*
25 *copter shall be immediately returned to the United States:*

1 *Provided further, That the Secretary of State, in consulta-*
2 *tion with the Administrator of the United States Agency*
3 *for International Development, shall provide to the Com-*
4 *mittees on Appropriations not later than 45 days after the*
5 *date of the enactment of this Act and prior to the initial*
6 *obligation of funds appropriated under this heading, a re-*
7 *port on the proposed uses of all funds under this heading*
8 *on a country-by-country basis for each proposed program,*
9 *project, or activity: Provided further, That funds made*
10 *available in this Act for demobilization/reintegration of*
11 *members of foreign terrorist organizations in Colombia*
12 *shall be subject to prior consultation with, and the regular*
13 *notification procedures of, the Committees on Appropria-*
14 *tions: Provided further, That section 482(b) of the Foreign*
15 *Assistance Act of 1961 shall not apply to funds appro-*
16 *priated under this heading: Provided further, That assist-*
17 *ance provided with funds appropriated under this heading*
18 *that is made available notwithstanding section 482(b) of*
19 *the Foreign Assistance Act of 1961 shall be made available*
20 *subject to the regular notification procedures of the Commit-*
21 *tees on Appropriations: Provided further, That of the funds*
22 *appropriated under this heading that are available for al-*
23 *ternative development/institution building, not less than*
24 *\$197,000,000 shall be apportioned directly to the United*
25 *States Agency for International Development including*

1 \$125,000,000 for assistance for Colombia: Provided further,
2 That of the funds appropriated under this heading that are
3 available for rule of law programs in Colombia, not less
4 than \$4,000,000 shall be made available for assistance for
5 the Human Rights Unit of the Fiscalía: Provided further,
6 That with respect to funds apportioned to the United States
7 Agency for International Development under the previous
8 proviso, the responsibility for policy decisions for the use
9 of such funds, including what activities will be funded and
10 the amount of funds that will be provided for each of those
11 activities, shall be the responsibility of the Administrator
12 of the United States Agency for International Development
13 in consultation with the Assistant Secretary of State for
14 International Narcotics and Law Enforcement Affairs: Pro-
15 vided further, That of the funds appropriated under this
16 heading, in addition to funds made available for judicial
17 reform programs in Colombia, not less than \$8,000,000
18 shall be made available to the United States Agency for
19 International Development for organizations and programs
20 to protect human rights: Provided further, That not more
21 than 20 percent of the funds appropriated by this Act that
22 are used for the procurement of chemicals for aerial coca
23 and poppy fumigation programs may be made available
24 for such programs unless the Secretary of State certifies to
25 the Committees on Appropriations that: (1) the herbicide

1 *is being used in accordance with EPA label requirements*
2 *for comparable use in the United States and with Colom-*
3 *bian laws; and (2) the herbicide, in the manner it is being*
4 *used, does not pose unreasonable risks or adverse effects to*
5 *humans or the environment including endemic species: Pro-*
6 *vided further, That such funds may not be made available*
7 *unless the Secretary of State certifies to the Committees on*
8 *Appropriations that complaints of harm to health or licit*
9 *crops caused by such fumigation are evaluated and fair*
10 *compensation is being paid for meritorious claims: Pro-*
11 *vided further, That such funds may not be made available*
12 *for such purposes unless programs are being implemented*
13 *by the United States Agency for International Development,*
14 *the Government of Colombia, or other organizations, in con-*
15 *sultation with local communities, to provide alternative*
16 *sources of income in areas where security permits for small-*
17 *acreage growers whose illicit crops are targeted for fumiga-*
18 *tion: Provided further, That of the funds appropriated*
19 *under this heading, not less than \$2,000,000 should be made*
20 *available for programs to protect biodiversity and indige-*
21 *nous reserves in Colombia: Provided further, That funds ap-*
22 *propriated by this Act may be used for aerial fumigation*
23 *in Colombia's national parks or reserves only if the Sec-*
24 *retary of State determines that it is in accordance with Co-*
25 *lombian laws and that there are no effective alternatives*

1 *to reduce drug cultivation in these areas: Provided further,*
2 *That no United States Armed Forces personnel or United*
3 *States civilian contractor employed by the United States*
4 *will participate in any combat operation in connection*
5 *with assistance made available by this Act for Colombia:*
6 *Provided further, That of the funds appropriated under this*
7 *heading, not more than \$19,015,000 may be available for*
8 *administrative expenses of the Department of State, and not*
9 *more than \$7,800,000 may be available, in addition to*
10 *amounts otherwise available for such purposes, for adminis-*
11 *trative expenses of the United States Agency for Inter-*
12 *national Development.*

13 *MIGRATION AND REFUGEE ASSISTANCE*

14 *For expenses, not otherwise provided for, necessary to*
15 *enable the Secretary of State to provide, as authorized by*
16 *law, a contribution to the International Committee of the*
17 *Red Cross, assistance to refugees, including contributions*
18 *to the International Organization for Migration and the*
19 *United Nations High Commissioner for Refugees, and other*
20 *activities to meet refugee and migration needs; salaries and*
21 *expenses of personnel and dependents as authorized by the*
22 *Foreign Service Act of 1980; allowances as authorized by*
23 *sections 5921 through 5925 of title 5, United States Code;*
24 *purchase and hire of passenger motor vehicles; and services*
25 *as authorized by section 3109 of title 5, United States Code,*
26 *\$832,900,000, to remain available until expended: Pro-*

1 *vided, That not more than \$23,000,000 may be available*
2 *for administrative expenses: Provided further, That not less*
3 *than \$40,000,000 of the funds made available under this*
4 *heading shall be made available for refugees from the former*
5 *Soviet Union and Eastern Europe and other refugees reset-*
6 *ting in Israel: Provided further, That funds made available*
7 *under this heading shall be made available for assistance*
8 *for refugees from North Korea.*

9 *UNITED STATES EMERGENCY REFUGEE AND MIGRATION*

10 *ASSISTANCE FUND*

11 *For necessary expenses to carry out the provisions of*
12 *section 2(c) of the Migration and Refugee Assistance Act*
13 *of 1962, as amended (22 U.S.C. 2601(c)), \$55,000,000, to*
14 *remain available until expended: Provided, That funds*
15 *made available under this heading are appropriated not-*
16 *withstanding the provisions contained in section 2(c)(2) of*
17 *such Act which would limit the amount of funds which*
18 *could be appropriated for this purpose.*

19 *NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND*

20 *RELATED PROGRAMS*

21 *For necessary expenses for nonproliferation, anti-ter-*
22 *rorism, demining and related programs and activities,*
23 *\$449,430,000, to carry out the provisions of chapter 8 of*
24 *part II of the Foreign Assistance Act of 1961 for anti-ter-*
25 *rorism assistance, chapter 9 of part II of the Foreign Assist-*
26 *ance Act of 1961, section 504 of the FREEDOM Support*

1 *Act, section 23 of the Arms Export Control Act or the For-*
2 *3 eign Assistance Act of 1961 for demining activities, the*
4 *clearance of unexploded ordnance, the destruction of small*
5 *arms, and related activities, notwithstanding any other*
6 *provision of law, including activities implemented through*
7 *nongovernmental and international organizations, and sec-*
8 *tion 301 of the Foreign Assistance Act of 1961 for a vol-*
9 *untary contribution to the International Atomic Energy*
10 *Agency (IAEA), and for a United States contribution to*
11 *the Comprehensive Nuclear Test Ban Treaty Preparatory*
12 *Commission: Provided, That of this amount not to exceed*
13 *\$38,000,000, to remain available until expended, may be*
14 *made available for the Nonproliferation and Disarmament*
15 *Fund, notwithstanding any other provision of law, to pro-*
16 *17 mote bilateral and multilateral activities relating to non-*
18 *proliferation and disarmament: Provided further, That*
19 *such funds may also be used for such countries other than*
20 *the Independent States of the former Soviet Union and*
21 *international organizations when it is in the national secu-*
22 *23 rity interest of the United States to do so: Provided further,*
24 *That funds appropriated under this heading may be made*
25 *available for the International Atomic Energy Agency only*
if the Secretary of State determines (and so reports to the
Congress) that Israel is not being denied its right to partici-
pate in the activities of that Agency: Provided further, That

1 of the funds appropriated or otherwise made available
2 under this heading, \$13,000,000 shall be made available to
3 the International Trust Fund for Demining: Provided fur-
4 ther, That of the funds made available for demining and
5 related activities, not to exceed \$700,000, in addition to
6 funds otherwise available for such purposes, may be used
7 for administrative expenses related to the operation and
8 management of the demining program: Provided further,
9 That funds appropriated under this heading that are avail-
10 able for “Anti-terrorism Assistance” and “Export Control
11 and Border Security” shall remain available until Sep-
12 tember 30, 2008.

13 *DEPARTMENT OF THE TREASURY*

14 *INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE*

15 *For necessary expenses to carry out the provisions of*
16 *section 129 of the Foreign Assistance Act of 1961,*
17 *\$23,700,000, to remain available until September 30, 2009,*
18 *which shall be available notwithstanding any other provi-*
19 *sion of law.*

20 *DEBT RESTRUCTURING*

21 *For the cost, as defined in section 502 of the Congres-*
22 *sional Budget Act of 1974, of modifying loans and loan*
23 *guarantees, as the President may determine, for which*
24 *funds have been appropriated or otherwise made available*
25 *for programs within the International Affairs Budget Func-*
26 *tion 150, including the cost of selling, reducing, or canceling*

1 *amounts owed to the United States as a result of*
2 *concessional loans made to eligible countries, pursuant to*
3 *parts IV and V of the Foreign Assistance Act of 1961, of*
4 *modifying concessional credit agreements with least devel-*
5 *oped countries, as authorized under section 411 of the Agri-*
6 *cultural Trade Development and Assistance Act of 1954, as*
7 *amended, of concessional loans, guarantees and credit*
8 *agreements, as authorized under section 572 of the Foreign*
9 *Operations, Export Financing, and Related Programs Ap-*
10 *propriations Act, 1989 (Public Law 100–461), and of can-*
11 *celing amounts owed, as a result of loans or guarantees*
12 *made pursuant to the Export-Import Bank Act of 1945, by*
13 *countries that are eligible for debt reduction pursuant to*
14 *title V of H.R. 3425 as enacted into law by section*
15 *1000(a)(5) of Public Law 106–113, \$21,000,000, to remain*
16 *available until September 30, 2009: Provided, That not less*
17 *than \$20,000,000 of the funds appropriated under this*
18 *heading should be made available to carry out the provi-*
19 *sions of part V of the Foreign Assistance Act of 1961: Pro-*
20 *vided further, That amounts paid to the HIPC Trust Fund*
21 *may be used only to fund debt reduction under the enhanced*
22 *HIPC initiative by—*

- 23 (1) *the Inter-American Development Bank;*
24 (2) *the African Development Fund;*
25 (3) *the African Development Bank; and*

1 (4) *the Central American Bank for Economic In-*
2 *tegration:*

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

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

9 (2) *have documented and demonstrated their*
10 *commitment to redirect their budgetary resources*
11 *from international debt repayments to programs to*
12 *alleviate poverty and promote economic growth that*
13 *are additional to or expand upon those previously*
14 *available for such purposes:*

15 *Provided further, That any limitation of subsection (e) of*
16 *section 411 of the Agricultural Trade Development and As-*
17 *sistance Act of 1954 shall not apply to funds appropriated*
18 *under this heading: Provided further, That none of the*
19 *funds made available under this heading in this or any*
20 *other appropriations Act shall be made available for Sudan*
21 *or Burma unless the Secretary of the Treasury determines*
22 *and notifies the Committees on Appropriations that a*
23 *democratically elected government has taken office.*

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TITLE IV

MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL MILITARY EDUCATION AND TRAINING

For necessary expenses to carry out the provisions of section 541 of the Foreign Assistance Act of 1961, \$88,900,000, of which up to \$3,000,000 may remain available until expended: Provided, That the civilian personnel for whom military education and training may be provided under this heading may include civilians who are not members of a government whose participation would contribute to improved civil-military relations, civilian control of the military, or respect for human rights: Provided further, That funds appropriated under this heading that are made available for assistance for Nepal may be made available only for expanded international military education and training and English language training: Provided further, That funds made available for Haiti, the Democratic Republic of the Congo, Guatemala, and Nigeria may only be provided through the regular notification procedures of the Committees on Appropriations and any such notification shall include a detailed description of the proposed activities: Provided further, That funds appropriated under this heading for Guatemala, other than for expanded international military education and training, may be made

1 *available only to support Guatemalan military efforts to*
2 *participate in international peacekeeping operations and*
3 *improve disaster response capabilities.*

4 *FOREIGN MILITARY FINANCING PROGRAM*

5 *For expenses necessary for grants to enable the Presi-*
6 *dent to carry out the provisions of section 23 of the Arms*
7 *Export Control Act, \$4,667,800,000: Provided, That of the*
8 *funds appropriated under this heading, not less than*
9 *\$2,340,000,000 shall be available for grants only for Israel:*
10 *Provided further, That the funds appropriated by this para-*
11 *graph for Israel shall be disbursed within 30 days of the*
12 *enactment of this Act or by October 31, 2006, whichever*
13 *is later: Provided further, That to the extent that the Gov-*
14 *ernment of Israel requests that funds be used for such pur-*
15 *poses, grants made available for Israel by this paragraph*
16 *shall, as agreed by Israel and the United States, be avail-*
17 *able for advanced weapons systems, of which not less than*
18 *\$610,000,000 shall be available for the procurement in*
19 *Israel of defense articles and defense services, including re-*
20 *search and development: Provided further, That of the funds*
21 *appropriated by this paragraph, \$206,000,000 shall be*
22 *made available for assistance for Jordan: Provided further,*
23 *That funds appropriated or otherwise made available by*
24 *this paragraph shall be nonrepayable notwithstanding any*
25 *requirement in section 23 of the Arms Export Control Act:*
26 *Provided further, That funds made available under this*

1 *paragraph shall be obligated upon apportionment in ac-*
2 *cordance with paragraph (5)(C) of title 31, United States*
3 *Code, section 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 the*
17 *Guatemalan Army, Sudan and Nepal: Provided further,*
18 *That none of the funds appropriated under this heading*
19 *may be made available for assistance for Haiti except pur-*
20 *suant to the regular notification procedures of the Commit-*
21 *tees on Appropriations: Provided further, That funds made*
22 *available under this heading may be used, notwithstanding*
23 *any other provision of law, for demining, the clearance of*
24 *unexploded ordnance, and related activities, and may in-*
25 *clude activities implemented through nongovernmental and*

1 *international organizations: Provided further, That only*
2 *those countries for which assistance was justified for the*
3 *“Foreign Military Sales Financing Program” in the fiscal*
4 *year 1989 congressional presentation for security assistance*
5 *programs may utilize funds made available under this*
6 *heading for procurement of defense articles, defense services*
7 *or design and construction services that are not sold by the*
8 *United States Government under the Arms Export Control*
9 *Act: Provided further, That funds appropriated under this*
10 *heading shall be expended at the minimum rate necessary*
11 *to make timely payment for defense articles and services:*
12 *Provided further, That not more than \$43,500,000 of the*
13 *funds appropriated under this heading may be obligated*
14 *for necessary expenses, including the purchase of passenger*
15 *motor vehicles for replacement only for use outside of the*
16 *United States, for the general costs of administering mili-*
17 *tary assistance and sales: Provided further, That not more*
18 *than \$359,000,000 of funds realized pursuant to section*
19 *21(e)(1)(A) of the Arms Export Control Act may be obli-*
20 *gated for expenses incurred by the Department of Defense*
21 *during fiscal year 2007 pursuant to section 43(b) of the*
22 *Arms Export Control Act, except that this limitation may*
23 *be exceeded only through the regular notification procedures*
24 *of the Committees on Appropriations.*

1 *PEACEKEEPING OPERATIONS*

2 *For necessary expenses to carry out the provisions of*
3 *section 551 of the Foreign Assistance Act of 1961,*
4 *\$97,925,000: Provided, That none of the funds appropriated*
5 *under this heading shall be obligated or expended except as*
6 *provided through the regular notification procedures of the*
7 *Committees on Appropriations.*

8 *TITLE V*9 *MULTILATERAL ECONOMIC ASSISTANCE*10 *FUNDS APPROPRIATED TO THE PRESIDENT*11 *INTERNATIONAL FINANCIAL INSTITUTIONS*12 *GLOBAL ENVIRONMENT FACILITY*

13 *For the United States contribution for the Global En-*
14 *vironment Facility, \$80,000,000 to the International Bank*
15 *for Reconstruction and Development as trustee for the Glob-*
16 *al Environment Facility (GEF), by the Secretary of the*
17 *Treasury, to remain available until expended.*

18 *CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT*19 *ASSOCIATION*

20 *For payment to the International Development Asso-*
21 *ciation by the Secretary of the Treasury, \$950,000,000, to*
22 *remain available until expended.*

23 *CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS*24 *MULTILATERAL INVESTMENT FUND*

25 *For payment to the Enterprise for the Americas Multi-*
26 *lateral Investment Fund by the Secretary of the Treasury,*

1 *for the United States contribution to the fund, \$15,000,000,*
2 *to remain available until expended.*

3 *CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND*

4 *For the United States contribution by the Secretary*
5 *of the Treasury to the increase in resources of the Asian*
6 *Development Fund, as authorized by the Asian Develop-*
7 *ment Bank Act, as amended, \$57,625,000, to remain avail-*
8 *able until expended.*

9 *CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK*

10 *For payment to the African Development Bank by the*
11 *Secretary of the Treasury, \$5,018,416, for the United States*
12 *paid-in share of the increase in capital stock, to remain*
13 *available until expended.*

14 *LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS*

15 *The United States Governor of the African Develop-*
16 *ment Bank may subscribe without fiscal year limitation for*
17 *the callable capital portion of the United States share of*
18 *such capital stock in an amount not to exceed \$78,622,000.*

19 *CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND*

20 *For the United States contribution by the Secretary*
21 *of the Treasury to the increase in resources of the African*
22 *Development Fund, \$135,700,000, to remain available until*
23 *expended.*

1 *CONTRIBUTION TO THE INTERNATIONAL FUND FOR*
2 *AGRICULTURAL DEVELOPMENT*

3 *For the United States contribution by the Secretary*
4 *of the Treasury to increase the resources of the International*
5 *Fund for Agricultural Development, \$18,000,000, to remain*
6 *available until expended.*

7 *INTERNATIONAL ORGANIZATIONS AND PROGRAMS*

8 *For necessary expenses to carry out the provisions of*
9 *section 301 of the Foreign Assistance Act of 1961, and of*
10 *section 2 of the United Nations Environment Program Par-*
11 *ticipation Act of 1973, \$306,125,000: Provided, That none*
12 *of the funds appropriated under this heading may be made*
13 *available to the International Atomic Energy Agency*
14 *(IAEA).*

15 *GENERAL PROVISIONS—TITLES II THROUGH V*

16 *COMPENSATION FOR UNITED STATES EXECUTIVE*

17 *DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS*

18 *SEC. 501. (a) No funds appropriated by this Act may*
19 *be made as payment to any international financial institu-*
20 *tion while the United States Executive Director to such in-*
21 *stitution is compensated by the institution at a rate which,*
22 *together with whatever compensation such Director receives*
23 *from the United States, is in excess of the rate provided*
24 *for an individual occupying a position at level IV of the*
25 *Executive Schedule under section 5315 of title 5, United*

1 *States Code, or while any alternate United States Director*
2 *to such institution is compensated by the institution at a*
3 *rate in excess of the rate provided for an individual occu-*
4 *pying a position at level V of the Executive Schedule under*
5 *section 5316 of title 5, United States Code.*

6 (b) *For purposes of this section “international finan-*
7 *cial institutions” are: the International Bank for Recon-*
8 *struction and Development, the Inter-American Develop-*
9 *ment Bank, the Asian Development Bank, the Asian Devel-*
10 *opment Fund, the African Development Bank, the African*
11 *Development Fund, the International Monetary Fund, the*
12 *North American Development Bank, and the European*
13 *Bank for Reconstruction and Development.*

14 *RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO UNITED*
15 *NATIONS AGENCIES*

16 *SEC. 502. None of the funds appropriated by this Act*
17 *may be made available to pay any voluntary contribution*
18 *of the United States to the United Nations (including the*
19 *United Nations Development Program) if the United Na-*
20 *tions implements or imposes any taxation on any United*
21 *States persons.*

22 *LIMITATION ON RESIDENCE EXPENSES*

23 *SEC. 503. Of the funds appropriated or made available*
24 *pursuant to this Act, not to exceed \$100,500 shall be for*
25 *official residence expenses of the United States Agency for*
26 *International Development during the current fiscal year:*

1 *Provided, That appropriate steps shall be taken to assure*
2 *that, to the maximum extent possible, United States-owned*
3 *foreign currencies are utilized in lieu of dollars.*

4 *UNOBLIGATED BALANCES REPORT*

5 *SEC. 504. Any department or agency to which funds*
6 *are appropriated or otherwise made available by this Act*
7 *shall provide to the Committees on Appropriations a quar-*
8 *terly accounting by program, project, and activity of the*
9 *funds received by such department or agency in this fiscal*
10 *year or any previous fiscal year that remain unobligated*
11 *and unexpended.*

12 *LIMITATION ON REPRESENTATIONAL ALLOWANCES*

13 *SEC. 505. Of the funds appropriated or made available*
14 *pursuant to this Act, not to exceed \$250,000 shall be avail-*
15 *able for representation and entertainment allowances, of*
16 *which not to exceed \$2,500 shall be available for entertain-*
17 *ment allowances, for the United States Agency for Inter-*
18 *national Development during the current fiscal year: Pro-*
19 *vided, That no such entertainment funds may be used for*
20 *the purposes listed in section 546 of this Act: Provided fur-*
21 *ther, That appropriate steps shall be taken to assure that,*
22 *to the maximum extent possible, United States-owned for-*
23 *ign currencies are utilized in lieu of dollars: Provided fur-*
24 *ther, That of the funds made available by this Act for gen-*
25 *eral costs of administering military assistance and sales*
26 *under the heading "Foreign Military Financing Program",*

1 *not to exceed \$4,000 shall be available for entertainment*
2 *expenses and not to exceed \$130,000 shall be available for*
3 *representation allowances: Provided further, That of the*
4 *funds made available by this Act under the heading “Inter-*
5 *national Military Education and Training”, not to exceed*
6 *\$55,000 shall be available for entertainment allowances:*
7 *Provided further, That of the funds made available by this*
8 *Act for the Inter-American Foundation, not to exceed*
9 *\$2,000 shall be available for entertainment and representa-*
10 *tion allowances: Provided further, That of the funds made*
11 *available by this Act for the Peace Corps, not to exceed a*
12 *total of \$4,000 shall be available for entertainment expenses:*
13 *Provided further, That of the funds made available by this*
14 *Act under the heading “Trade and Development Agency”,*
15 *not to exceed \$4,000 shall be available for representation*
16 *and entertainment allowances: Provided further, That of the*
17 *funds made available by this Act under the heading “Mil-*
18 *lennium Challenge Corporation”, not to exceed \$115,000*
19 *shall be available for representation and entertainment al-*
20 *lowances.*

21 *PROHIBITION ON TAXATION OF UNITED STATES*

22 *ASSISTANCE*

23 *SEC. 506. (a) PROHIBITION ON TAXATION.—None of*
24 *the funds appropriated by this Act may be made available*
25 *to provide assistance for a foreign country under a new bi-*
26 *lateral agreement governing the terms and conditions under*

1 *which such assistance is to be provided unless such agree-*
2 *ment includes a provision stating that assistance provided*
3 *by the United States shall be exempt from taxation, or reim-*
4 *bursed, by the foreign government, and the Secretary of*
5 *State shall expeditiously seek to negotiate amendments to*
6 *existing bilateral agreements, as necessary, to conform with*
7 *this requirement.*

8 (b) *REIMBURSEMENT OF FOREIGN TAXES.—An*
9 *amount equivalent to 200 percent of the total taxes assessed*
10 *during fiscal year 2007 on funds appropriated by this Act*
11 *by a foreign government or entity against commodities fi-*
12 *nanced under United States assistance programs for which*
13 *funds are appropriated by this Act, either directly or*
14 *through grantees, contractors and subcontractors shall be*
15 *withheld from obligation from funds appropriated for as-*
16 *sistance for fiscal year 2008 and allocated for the central*
17 *government of such country and for the West Bank and*
18 *Gaza Program to the extent that the Secretary of State cer-*
19 *tifies and reports in writing to the Committees on Appro-*
20 *priations that such taxes have not been reimbursed to the*
21 *Government of the United States.*

22 (c) *DE MINIMIS EXCEPTION.—Foreign taxes of a de*
23 *minimis nature shall not be subject to the provisions of sub-*
24 *section (b).*

1 (d) *REPROGRAMMING OF FUNDS.*—*Funds withheld*
2 *from obligation for each country or entity pursuant to sub-*
3 *section (b) shall be reprogrammed for assistance to countries*
4 *which do not assess taxes on United States assistance or*
5 *which have an effective arrangement that is providing sub-*
6 *stantial reimbursement of such taxes.*

7 (e) *DETERMINATIONS.*—

8 (1) *The provisions of this section shall not apply*
9 *to any country or entity the Secretary of State deter-*
10 *mines—*

11 (A) *does not assess taxes on United States*
12 *assistance or which has an effective arrangement*
13 *that is providing substantial reimbursement of*
14 *such taxes; or*

15 (B) *the foreign policy interests of the United*
16 *States outweigh the policy of this section to en-*
17 *sure that United States assistance is not subject*
18 *to taxation.*

19 (2) *The Secretary of State shall consult with the*
20 *Committees on Appropriations at least 15 days prior*
21 *to exercising the authority of this subsection with re-*
22 *gard to any country or entity.*

23 (f) *IMPLEMENTATION.*—*The Secretary of State shall*
24 *issue rules, regulations, or policy guidance, as appropriate,*

1 *to implement the prohibition against the taxation of assist-*
2 *ance contained in this section.*

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

4 *(1) the terms “taxes” and “taxation” refer to*
5 *value added taxes and customs duties imposed on*
6 *commodities financed with United States assistance*
7 *for programs for which funds are appropriated by*
8 *this Act; and*

9 *(2) the term “bilateral agreement” refers to a*
10 *framework bilateral agreement between the Govern-*
11 *ment of the United States and the government of the*
12 *country receiving assistance that describes the privi-*
13 *leges and immunities applicable to United States for-*
14 *foreign assistance for such country generally, or an indi-*
15 *vidual agreement between the Government of the*
16 *United States and such government that describes,*
17 *among other things, the treatment for tax purposes*
18 *that will be accorded the United States assistance*
19 *provided under that agreement.*

20 *PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN*
21 *COUNTRIES*

22 *SEC. 507. None of the funds appropriated or otherwise*
23 *made available pursuant to this Act shall be obligated or*
24 *expended to finance directly any assistance or reparations*
25 *to Cuba, North Korea, Iran, or Syria: Provided, That for*
26 *purposes of this section, the prohibition on obligations or*

1 *expenditures shall include direct loans, credits, insurance*
2 *and guarantees of the Export-Import Bank or its agents.*

3 *MILITARY COUPS*

4 *SEC. 508. None of the funds appropriated or otherwise*
5 *made available pursuant to this Act shall be obligated or*
6 *expended to finance directly any assistance to the govern-*
7 *ment of any country whose duly elected head of government*
8 *is deposed by decree or military coup: Provided, That as-*
9 *sistance may be resumed to such government if the Presi-*
10 *dent determines and certifies to the Committees on Appro-*
11 *priations that subsequent to the termination of assistance*
12 *a democratically elected government has taken office: Pro-*
13 *vided further, That the provisions of this section shall not*
14 *apply to assistance to promote democratic elections or pub-*
15 *lic participation in democratic processes: Provided further,*
16 *That funds made available pursuant to the previous pro-*
17 *visos shall be subject to the regular notification procedures*
18 *of the Committees on Appropriations.*

19 *TRANSFERS*

20 *SEC. 509. (a)(1) LIMITATION ON TRANSFERS BE-*
21 *TWEEN AGENCIES.—None of the funds made available by*
22 *this Act may be transferred to any department, agency, or*
23 *instrumentality of the United States Government, except*
24 *pursuant to a transfer made by, or transfer authority pro-*
25 *vided in, this Act or any other appropriation Act.*

1 (2) *Notwithstanding paragraph (1), in addition to*
2 *transfers made by, or authorized elsewhere in, this Act,*
3 *funds appropriated by this Act to carry out the purposes*
4 *of the Foreign Assistance Act of 1961 may be allocated or*
5 *transferred to agencies of the United States Government*
6 *pursuant to the provisions of sections 109, 610, and 632*
7 *of the Foreign Assistance Act of 1961.*

8 (b) *TRANSFERS BETWEEN ACCOUNTS.*—None of the
9 *funds made available by this Act may be obligated under*
10 *an appropriation account to which they were not appro-*
11 *priated, except for transfers specifically provided for in this*
12 *Act, unless the President, not less than 5 days prior to the*
13 *exercise of any authority contained in the Foreign Assist-*
14 *ance Act of 1961 to transfer funds, consults with and pro-*
15 *vides a written policy justification to the Committees on*
16 *Appropriations.*

17 (c) *AUDIT OF INTER-AGENCY TRANSFERS.*—Any
18 *agreement for the transfer or allocation of funds appro-*
19 *priated by this Act, or prior Acts, entered into between the*
20 *United States Agency for International Development and*
21 *another agency of the United States Government under the*
22 *authority of section 632(a) of the Foreign Assistance Act*
23 *of 1961 or any comparable provision of law, shall expressly*
24 *provide that the Office of the Inspector General for the agen-*
25 *cy receiving the transfer or allocation of such funds shall*

1 *perform periodic program and financial audits of the use*
2 *of such funds: Provided, That funds transferred under such*
3 *authority may be made available for the cost of such audits.*

4 *COMMERCIAL LEASING OF DEFENSE ARTICLES*

5 *SEC. 510. Notwithstanding any other provision of law,*
6 *and subject to the regular notification procedures of the*
7 *Committees on Appropriations, the authority of section*
8 *23(a) of the Arms Export Control Act may be used to pro-*
9 *vide financing to Israel, Egypt and NATO and major non-*
10 *NATO allies for the procurement by leasing (including leas-*
11 *ing with an option to purchase) of defense articles from*
12 *United States commercial suppliers, not including Major*
13 *Defense Equipment (other than helicopters and other types*
14 *of aircraft having possible civilian application), if the*
15 *President determines that there are compelling foreign pol-*
16 *icy or national security reasons for those defense articles*
17 *being provided by commercial lease rather than by govern-*
18 *ment-to-government sale under such Act.*

19 *AVAILABILITY OF FUNDS*

20 *SEC. 511. No part of any appropriation contained in*
21 *this Act shall remain available for obligation after the expi-*
22 *ration of the current fiscal year unless expressly so provided*
23 *in this Act: Provided, That funds appropriated for the pur-*
24 *poses of chapters 1, 8, 11, and 12 of part I, section 667,*
25 *chapters 4, 6, 8, and 9 of part II of the Foreign Assistance*
26 *Act of 1961, section 23 of the Arms Export Control Act,*

1 *and funds provided under the heading “Assistance for East-*
2 *ern Europe and the Baltic States”, shall remain available*
3 *for an additional 4 years from the date on which the avail-*
4 *ability of such funds would otherwise have expired, if such*
5 *funds are initially obligated before the expiration of their*
6 *respective periods of availability contained in this Act: Pro-*
7 *vided further, That notwithstanding any other provision of*
8 *this Act, any funds made available for the purposes of chap-*
9 *ter 1 of part I and chapter 4 of part II of the Foreign As-*
10 *sistance Act of 1961 which are allocated or obligated for*
11 *cash disbursements in order to address balance of payments*
12 *or economic policy reform objectives, shall remain available*
13 *until expended.*

14 *LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT*

15 *SEC. 512. No part of any appropriation contained in*
16 *this Act shall be used to furnish assistance to the govern-*
17 *ment of any country which is in default during a period*
18 *in excess of 1 calendar year in payment to the United*
19 *States of principal or interest on any loan made to the gov-*
20 *ernment of such country by the United States pursuant to*
21 *a program for which funds are appropriated under this Act*
22 *unless the President determines, following consultations*
23 *with the Committees on Appropriations, that assistance to*
24 *such country is in the national interest of the United States.*

COMMERCE AND TRADE

1
2 *SEC. 513. (a) None of the funds appropriated or made*
3 *available pursuant to this Act for direct assistance and*
4 *none of the funds otherwise made available pursuant to this*
5 *Act to the Export-Import Bank and the Overseas Private*
6 *Investment Corporation shall be obligated or expended to*
7 *finance any loan, any assistance or any other financial*
8 *commitments for establishing or expanding production of*
9 *any commodity for export by any country other than the*
10 *United States, if the commodity is likely to be in surplus*
11 *on world markets at the time the resulting productive ca-*
12 *capacity is expected to become operative and if the assistance*
13 *will cause substantial injury to United States producers of*
14 *the same, similar, or competing commodity: Provided, That*
15 *such prohibition shall not apply to the Export-Import Bank*
16 *if in the judgment of its Board of Directors the benefits to*
17 *industry and employment in the United States are likely*
18 *to outweigh the injury to United States producers of the*
19 *same, similar, or competing commodity, and the Chairman*
20 *of the Board so notifies the Committees on Appropriations.*

21 *(b) None of the funds appropriated by this or any other*
22 *Act to carry out chapter 1 of part I of the Foreign Assist-*
23 *ance Act of 1961 shall be available for any testing or breed-*
24 *ing feasibility study, variety improvement or introduction,*
25 *consultancy, publication, conference, or training in connec-*

1 *tion with the growth or production in a foreign country*
2 *of an agricultural commodity for export which would com-*
3 *pete with a similar commodity grown or produced in the*
4 *United States: Provided, That this subsection shall not pro-*
5 *hibit—*

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

10 *(2) research activities intended primarily to ben-*
11 *efit American producers.*

12 *SURPLUS COMMODITIES*

13 *SEC. 514. The Secretary of the Treasury shall instruct*
14 *the United States Executive Directors of the International*
15 *Bank for Reconstruction and Development, the Inter-*
16 *national Development Association, the International Fi-*
17 *nance Corporation, the Inter-American Development Bank,*
18 *the International Monetary Fund, the Asian Development*
19 *Bank, the Inter-American Investment Corporation, the*
20 *North American Development Bank, the European Bank for*
21 *Reconstruction and Development, the African Development*
22 *Bank, and the African Development Fund to use the voice*
23 *and vote of the United States to oppose any assistance by*
24 *these institutions, using funds appropriated or made avail-*
25 *able pursuant to this Act, for the production or extraction*
26 *of any commodity or mineral for export, if it is in surplus*

1 *on world markets and if the assistance will cause substan-*
2 *tial injury to United States producers of the same, similar,*
3 *or competing commodity.*

4 *NOTIFICATION REQUIREMENTS*

5 *SEC. 515. For the purposes of providing the executive*
6 *branch with the necessary administrative flexibility, none*
7 *of the funds made available under this Act for “Child Sur-*
8 *vival and Health Programs Fund”, “Development Assist-*
9 *ance”, “International Organizations and Programs”,*
10 *“Trade and Development Agency”, “International Nar-*
11 *cotics Control and Law Enforcement”, “Andean*
12 *Counterdrug Initiative”, “Assistance for Eastern Europe*
13 *and the Baltic States”, “Assistance for the Independent*
14 *States of the Former Soviet Union”, “Economic Support*
15 *Fund”, “Democracy Fund”, “Peacekeeping Operations”,*
16 *“Capital Investment Fund”, “Operating Expenses of the*
17 *United States Agency for International Development”,*
18 *“Operating Expenses of the United States Agency for Inter-*
19 *national Development Office of Inspector General”, “Non-*
20 *proliferation, Anti-terrorism, Demining and Related Pro-*
21 *grams”, “Millennium Challenge Corporation” (by country*
22 *only), “Foreign Military Financing Program”, “Inter-*
23 *national Military Education and Training”, “Peace*
24 *Corps”, and “Migration and Refugee Assistance”, shall be*
25 *available for obligation for activities, programs, projects,*
26 *type of materiel assistance, countries, or other operations*

1 *not justified or in excess of the amount justified to the Com-*
2 *mittees on Appropriations for obligation under any of these*
3 *specific headings unless the Committees on Appropriations*
4 *are notified 15 days in advance: Provided, That the Presi-*
5 *dent shall not enter into any commitment of funds appro-*
6 *priated for the purposes of section 23 of the Arms Export*
7 *Control Act for the provision of major defense equipment,*
8 *other than conventional ammunition, or other major defense*
9 *items defined to be aircraft, ships, missiles, or combat vehi-*
10 *cles, not previously justified to Congress or 20 percent in*
11 *excess of the quantities justified to Congress unless the Com-*
12 *mittees on Appropriations are notified 15 days in advance*
13 *of such commitment: Provided further, That this section*
14 *shall not apply to any reprogramming for an activity, pro-*
15 *gram, or project for which funds are appropriated under*
16 *title III of this Act of less than 10 percent of the amount*
17 *previously justified to the Congress for obligation for such*
18 *activity, program, or project for the current fiscal year:*
19 *Provided further, That the requirements of this section or*
20 *any similar provision of this Act or any other Act, includ-*
21 *ing any prior Act requiring notification in accordance with*
22 *the regular notification procedures of the Committees on*
23 *Appropriations, may be waived if failure to do so would*
24 *pose a substantial risk to human health or welfare: Provided*
25 *further, That in case of any such waiver, notification to*

1 *the Congress, or the appropriate congressional committees,*
2 *shall be provided as early as practicable, but in no event*
3 *later than 3 days after taking the action to which such noti-*
4 *fication requirement was applicable, in the context of the*
5 *circumstances necessitating such waiver: Provided further,*
6 *That any notification provided pursuant to such a waiver*
7 *shall contain an explanation of the emergency cir-*
8 *cumstances.*

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

11 *SEC. 516. Subject to the regular notification proce-*
12 *dures of the Committees on Appropriations, funds appro-*
13 *priated under this Act or any previously enacted Act mak-*
14 *ing appropriations for foreign operations, export financing,*
15 *and related programs, which are returned or not made*
16 *available for organizations and programs because of the im-*
17 *plementation of section 307(a) of the Foreign Assistance Act*
18 *of 1961, shall remain available for obligation until Sep-*
19 *tember 30, 2008: Provided, That section 307(a) of the For-*
20 *oreign Assistance Act of 1961 is amended by striking*
21 *“Libya.”*

22 *INDEPENDENT STATES OF THE FORMER SOVIET UNION*

23 *SEC. 517. (a) VIOLATION OF TERRITORIAL INTEG-*
24 *RITY.—None of the funds appropriated by this Act may be*
25 *made available for assistance for a government of an Inde-*
26 *pendent State of the former Soviet Union if that govern-*

1 *ment directs any action in violation of the territorial integ-*
2 *rity or national sovereignty of any other Independent State*
3 *of the former Soviet Union, such as those violations in-*
4 *cluded in the Helsinki Final Act: Provided, That such funds*
5 *may be made available without regard to the restriction in*
6 *this subsection if the President determines that to do so is*
7 *in the national security interest of the United States.*

8 **(b) MILITARY USE PROHIBITED.**—*None of the funds*
9 *appropriated by this Act and made available for assistance*
10 *for the Independent States of the former Soviet Union shall*
11 *be made available for any state to enhance its military ca-*
12 *pability: Provided, That this restriction does not apply to*
13 *demilitarization, demining or nonproliferation programs.*

14 **(c) NOTIFICATION.**—*Funds appropriated by this Act*
15 *and made available for assistance for the Russian Federa-*
16 *tion, Armenia, Georgia, and Ukraine shall be subject to the*
17 *regular notification procedures of the Committees on Appro-*
18 *priations.*

19 **(d) ENVIRONMENT.**—*Funds made available in this Act*
20 *for assistance for the Independent States of the former So-*
21 *viet Union shall be subject to the provisions of section 117*
22 *(relating to environment and natural resources) of the For-*
23 *eign Assistance Act of 1961.*

24 **(e)(1) NUCLEAR TECHNOLOGY AND CHECHNYA.**—*Of*
25 *the funds appropriated by this Act that are allocated for*

1 *assistance for the Government of the Russian Federation,*
2 *60 percent shall be withheld from obligation until the Presi-*
3 *dent determines and certifies in writing to the Committees*
4 *on Appropriations that the Government of the Russian Fed-*
5 *eration—*

6 *(A) has terminated implementation of arrange-*
7 *ments to Iran and Burma with technical expertise,*
8 *training, technology, or equipment necessary to de-*
9 *velop a nuclear reactor, related nuclear research fa-*
10 *cilities or programs, or ballistic missile capability;*
11 *and*

12 *(B) is providing full access to international non-*
13 *government organizations providing humanitarian*
14 *relief to refugees and internally displaced persons in*
15 *Chechnya.*

16 *(2) EXCEPTIONS.—Paragraph (1) shall not apply to—*

17 *(A) assistance to combat infectious diseases, child*
18 *survival activities, or assistance for victims of traf-*
19 *ficking in persons; and*

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

23 *(f) AZERBAIJAN.—Section 907 of the FREEDOM Sup-*
24 *port Act shall not apply to—*

1 (1) *activities to support democracy or assistance*
2 *under title V of the FREEDOM Support Act and sec-*
3 *tion 1424 of Public Law 104–201 or non-proliferation*
4 *assistance;*

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

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

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

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

18 (6) *humanitarian assistance.*

19 (g) *DISCRIMINATION AGAINST RELIGIOUS FAITHS.—*
20 *None of the funds appropriated for assistance under this*
21 *Act may be made available for the Government of the Rus-*
22 *sian Federation, after 180 days from the date of the enact-*
23 *ment of this Act, unless the President determines and cer-*
24 *tifies in writing to the Committees on Appropriations that*
25 *the Government of the Russian Federation has implemented*

1 *no statute, Executive order, regulation or similar govern-*
2 *ment action that would discriminate, or which has as its*
3 *principal effect discrimination, against religious groups or*
4 *religious communities in the Russian Federation in viola-*
5 *tion of accepted international agreements on human rights*
6 *and religious freedoms to which the Russian Federation is*
7 *a party.*

8 *(h) RUSSIAN FAR EAST.—Of the funds appropriated*
9 *under title III of this Act, not less than \$17,500,000 shall*
10 *be made available for assistance for the Russian Far East.*

11 *VOLUNTARY FAMILY PLANNING PROGRAMS*

12 *SEC. 518. (a) IN GENERAL.—In order to reduce reli-*
13 *ance on abortion in developing nations, funds shall be*
14 *available only to voluntary family planning projects which*
15 *offer, either directly or through referral to, or information*
16 *about access to, a broad range of family planning methods*
17 *and services.*

18 *(b) DEFINITION OF “VOLUNTARY”.—Any such vol-*
19 *untary family planning project shall meet the following re-*
20 *quirements:*

21 *(1) Service providers or referral agents in the*
22 *project shall not implement or be subject to quotas, or*
23 *other numerical targets, of total number of births,*
24 *number of family planning acceptors, or acceptors of*
25 *a particular method of family planning (this provi-*
26 *sion shall not be construed to include the use of quan-*

1 *titative estimates or indicators for budgeting and*
2 *planning purposes).*

3 (2) *The project shall not include payment of in-*
4 *centives, bribes, gratuities, or financial reward to—*

5 (A) *an individual in exchange for becoming*
6 *a family planning acceptor; or*

7 (B) *program personnel for achieving a nu-*
8 *merical target or quota of total number of births,*
9 *number of family planning acceptors, or accep-*
10 *tors of a particular method of family planning.*

11 (3) *The project shall not deny any right or ben-*
12 *efit, including the right of access to participate in*
13 *any program of general welfare or the right of access*
14 *to health care, as a consequence of any individual's*
15 *decision not to accept family planning services.*

16 (4) *The project shall provide family planning ac-*
17 *ceptors comprehensible information on the health ben-*
18 *efits and risks of the method chosen, including those*
19 *conditions that might render the use of the method in-*
20 *advisable and those adverse side effects known to be*
21 *consequent to the use of the method.*

22 (5) *The project shall ensure that experimental*
23 *contraceptive drugs and devices and medical proce-*
24 *dures are provided only in the context of a scientific*

1 *study in which participants are advised of potential*
2 *risks and benefits.*

3 (c) *REPORT.*—*Not less than 60 days after the date on*
4 *which the Administrator of the United States Agency for*
5 *International Development determines that there has been*
6 *a violation of the requirements contained in paragraph (1),*
7 *(2), (3), or (5) of subsection (b), or a pattern or practice*
8 *of violations of the requirements contained in paragraph*
9 *(4) of that subsection, the Administrator shall submit to the*
10 *Committees on Appropriations a report containing a de-*
11 *scription of such violation and the corrective action taken*
12 *by the Agency.*

13 (d) *NATURAL FAMILY PLANNING.*—*In awarding*
14 *grants for natural family planning under section 104 of*
15 *the Foreign Assistance Act of 1961—*

16 (1) *no applicant shall be discriminated against*
17 *because of such applicant's religious or conscientious*
18 *commitment to offer only natural family planning;*
19 *and*

20 (2) *in addition, all such applicants shall comply*
21 *with the requirements of subsections (a) and (b) of*
22 *this section.*

23 (e) *DEFINITION OF "MOTIVATE".*—*For purposes of this*
24 *or any other Act authorizing or appropriating funds for*
25 *foreign operations, export financing, and related programs,*

1 *the term “motivate”, as it relates to family planning assist-*
2 *ance, shall not be construed to prohibit the provision, con-*
3 *sistent with local law, of information or counseling about*
4 *all pregnancy options.*

5 (f) *APPLICABILITY.—The provisions of this section*
6 *shall be applicable to funds appropriated by this Act and*
7 *any subsequent Act appropriating funds for foreign oper-*
8 *ations, export financing, and related programs.*

9 *EXPORT FINANCING TRANSFER AUTHORITIES*

10 *SEC. 519. Not to exceed 5 percent of any appropriation*
11 *other than for administrative expenses made available for*
12 *fiscal year 2007, for programs under title II of this Act*
13 *may be transferred between such appropriations for use for*
14 *any of the purposes, programs, and activities for which the*
15 *funds in such receiving account may be used, but no such*
16 *appropriation, except as otherwise specifically provided,*
17 *shall be increased by more than 25 percent by any such*
18 *transfer: Provided, That the exercise of such authority shall*
19 *be subject to the regular notification procedures of the Com-*
20 *mittees on Appropriations.*

21 *SPECIAL NOTIFICATION REQUIREMENTS*

22 *SEC. 520. None of the funds appropriated by this Act*
23 *shall be obligated or expended for assistance for Liberia,*
24 *Serbia, Sudan, Zimbabwe, Pakistan, or Cambodia except*
25 *as provided through the regular notification procedures of*
26 *the Committees on Appropriations.*

1 *DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY*

2 *SEC. 521. For the purpose of this Act “program,*
3 *project, and activity” shall be defined at the appropriations*
4 *Act account level and shall include all appropriations and*
5 *authorizations Acts earmarks, ceilings, and limitations*
6 *with the exception that for the following accounts: Economic*
7 *Support Fund and Foreign Military Financing Program*
8 *“program, project, and activity” shall also be considered*
9 *to include country, regional, and central program level*
10 *funding within each such account; for the development as-*
11 *sistance accounts of the United States Agency for Inter-*
12 *national Development “program, project, and activity”*
13 *shall also be considered to include central, country, re-*
14 *gional, and program level funding, either as: (1) justified*
15 *to the Congress; or (2) allocated by the executive branch in*
16 *accordance with a report, to be provided to the Committees*
17 *on Appropriations within 30 days of the enactment of this*
18 *Act, as required by section 653(a) of the Foreign Assistance*
19 *Act of 1961.*

20 *CHILD SURVIVAL AND HEALTH ACTIVITIES*

21 *SEC. 522. Up to \$13,500,000 of the funds made avail-*
22 *able by this Act for assistance under the heading “Child*
23 *Survival and Health Programs Fund”, may be used to re-*
24 *imburse United States Government agencies, agencies of*
25 *State governments, institutions of higher learning, and pri-*
26 *ivate and voluntary organizations for the full cost of indi-*

1 *viduals (including for the personal services of such individ-*
2 *uals) detailed or assigned to, or contracted by, as the case*
3 *may be, the United States Agency for International Devel-*
4 *opment for the purpose of carrying out activities under that*
5 *heading: Provided, That up to \$3,500,000 of the funds made*
6 *available by this Act for assistance under the heading “De-*
7 *velopment Assistance” may be used to reimburse such agen-*
8 *cies, institutions, and organizations for such costs of such*
9 *individuals carrying out other development assistance ac-*
10 *tivities: Provided further, That funds appropriated by titles*
11 *III and IV of this Act that are made available for assistance*
12 *for child survival activities or disease programs including*
13 *activities relating to research on, and the prevention, treat-*
14 *ment and control of, HIV/AIDS may be made available not-*
15 *withstanding any other provision of law except for the pro-*
16 *visions under the heading “Child Survival and Health Pro-*
17 *grams Fund” and the United States Leadership Against*
18 *HIV/AIDS, Tuberculosis, and Malaria Act of 2003 (117*
19 *Stat. 711; 22 U.S.C. 7601 et seq.), as amended.*

20 *GLOBAL FUND TO FIGHT AIDS, TUBERCULOSIS AND*

21 *MALARIA*

22 *SEC. 523. (a) Notwithstanding any other provision of*
23 *this Act, 20 percent of the funds that are appropriated by*
24 *this Act for a contribution to support the Global Fund to*
25 *Fight AIDS, Tuberculosis and Malaria (the “Global*
26 *Fund”)* shall be withheld from obligation to the Global

1 *Fund until the Secretary of State certifies to the Commit-*
2 *tees on Appropriations that the Global Fund—*

3 *(1) has clear progress indicators upon which to*
4 *determine the release of incremental disbursements;*

5 *(2) is releasing such incremental disbursements*
6 *only if progress is being made based on those indica-*
7 *tors; and*

8 *(3) is providing support and oversight to coun-*
9 *try-level entities, such as country coordinating mecha-*
10 *nisms, principal recipients, and local Fund agents, to*
11 *enable them to fulfill their mandates.*

12 *(b) The Secretary of State may waive subsection (a)*
13 *if the Secretary determines and reports to the Committees*
14 *on Appropriations that such waiver is important to the na-*
15 *tional interest of the United States.*

16 *NOTIFICATION ON EXCESS DEFENSE EQUIPMENT*

17 *SEC. 524. Prior to providing excess Department of De-*
18 *fense articles in accordance with section 516(a) of the For-*
19 *eign Assistance Act of 1961, the Department of Defense shall*
20 *notify the Committees on Appropriations to the same extent*
21 *and under the same conditions as are other committees pur-*
22 *suant to subsection (f) of that section: Provided, That before*
23 *issuing a letter of offer to sell excess defense articles under*
24 *the Arms Export Control Act, the Department of Defense*
25 *shall notify the Committees on Appropriations in accord-*
26 *ance with the regular notification procedures of such Com-*

1 *mittees if such defense articles are significant military*
2 *equipment (as defined in section 47(9) of the Arms Export*
3 *Control Act) or are valued (in terms of original acquisition*
4 *cost) at \$7,000,000 or more, or if notification is required*
5 *elsewhere in this Act for the use of appropriated funds for*
6 *specific countries that would receive such excess defense ar-*
7 *ticles: Provided further, That such Committees shall also be*
8 *informed of the original acquisition cost of such defense ar-*
9 *ticles.*

10 *AIRCRAFT PROCUREMENT*

11 *SEC. 525. Notwithstanding any other provision of law,*
12 *none of the funds appropriated or otherwise made available*
13 *in titles I through V of this Act, except for those provided*
14 *under the headings “Andean Counterdrug Initiative”,*
15 *“Foreign Military Financing Program” and “Broadcasting*
16 *to Cuba”, may be obligated for the procurement of aircraft.*

17 *LIMITATION ON FUNDS RELATING TO ATTENDANCE OF FED-*
18 *ERAL EMPLOYEES AT CONFERENCES OCCURRING OUT-*
19 *SIDE THE UNITED STATES*

20 *SEC. 526. None of the funds made available in this*
21 *Act may be used to send or otherwise pay for the attendance*
22 *of more than 50 employees of agencies or departments of*
23 *the United States Government who are stationed in the*
24 *United States, at any single international conference occur-*
25 *ring outside the United States, unless the Secretary of State*
26 *determines that such attendance is in the national interest:*

1 *Provided, That for purposes of this section the term “inter-*
2 *national conference” shall mean a conference attended by*
3 *representatives of the United States Government and rep-*
4 *resentatives of foreign governments, international organiza-*
5 *tions, or nongovernmental organizations.*

6 *PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST*
7 *COUNTRIES*

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

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

16 *(2) otherwise supports international terrorism.*

17 *(b) The President may waive the application of sub-*
18 *section (a) to a country if the President determines that*
19 *national security or humanitarian reasons justify such*
20 *waiver. The President shall publish each waiver in the Fed-*
21 *eral Register and, at least 15 days before the waiver takes*
22 *effect, shall notify the Committees on Appropriations of the*
23 *waiver (including the justification for the waiver) in ac-*
24 *cordance with the regular notification procedures of the*
25 *Committees on Appropriations.*

DEBT-FOR-DEVELOPMENT

1
2 *SEC. 528. In order to enhance the continued participa-*
3 *tion of nongovernmental organizations in debt-for-develop-*
4 *ment and debt-for-nature exchanges, a nongovernmental or-*
5 *ganization which is a grantee or contractor of the United*
6 *States Agency for International Development may place in*
7 *interest bearing accounts local currencies which accrue to*
8 *that organization as a result of economic assistance pro-*
9 *vided under title III of this Act and, subject to the regular*
10 *notification procedures of the Committees on Appropria-*
11 *tions, any interest earned on such investment shall be used*
12 *for the purpose for which the assistance was provided to*
13 *that organization.*

SEPARATE ACCOUNTS

14
15 *SEC. 529. (a) SEPARATE ACCOUNTS FOR LOCAL CUR-*
16 *RENCIES.—*

17 *(1) If assistance is furnished to the government*
18 *of a foreign country under chapters 1 and 10 of part*
19 *I or chapter 4 of part II of the Foreign Assistance Act*
20 *of 1961 under agreements which result in the genera-*
21 *tion of local currencies of that country, the Adminis-*
22 *trator of the United States Agency for International*
23 *Development shall—*

24 *(A) require that local currencies be depos-*
25 *ited in a separate account established by that*
26 *government;*

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

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

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

8 (C) establish by agreement with that gov-
9 ernment the responsibilities of the United States
10 Agency for International Development and that
11 government to monitor and account for deposits
12 into and disbursements from the separate ac-
13 count.

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

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

22 (i) project and sector assistance activi-
23 ties; or

24 (ii) debt and deficit financing; or

1 (B) for the administrative requirements of
2 the United States Government.

3 (3) PROGRAMMING ACCOUNTABILITY.—The
4 United States Agency for International Development
5 shall take all necessary steps to ensure that the equiv-
6 alent of the local currencies disbursed pursuant to
7 subsection (a)(2)(A) from the separate account estab-
8 lished pursuant to subsection (a)(1) are used for the
9 purposes agreed upon pursuant to subsection (a)(2).

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

18 (5) REPORTING REQUIREMENT.—The Adminis-
19 trator of the United States Agency for International
20 Development shall report on an annual basis as part
21 of the justification documents submitted to the Com-
22 mittees on Appropriations on the use of local cur-
23 rencies for the administrative requirements of the
24 United States Government as authorized in subsection
25 (a)(2)(B), and such report shall include the amount

1 *of local currency (and United States dollar equiva-*
2 *lent) used and/or to be used for such purpose in each*
3 *applicable country.*

4 *(b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—*

5 *(1) If assistance is made available to the govern-*
6 *ment of a foreign country, under chapter 1 or 10 of*
7 *part I or chapter 4 of part II of the Foreign Assist-*
8 *ance Act of 1961, as cash transfer assistance or as*
9 *nonproject sector assistance, that country shall be re-*
10 *quired to maintain such funds in a separate account*
11 *and not commingle them with any other funds.*

12 *(2) APPLICABILITY OF OTHER PROVISIONS OF*
13 *LAW.—Such funds may be obligated and expended*
14 *notwithstanding provisions of law which are incon-*
15 *sistent with the nature of this assistance including*
16 *provisions which are referenced in the Joint Explana-*
17 *tory Statement of the Committee of Conference accom-*
18 *ppanying House Joint Resolution 648 (House Report*
19 *No. 98-1159).*

20 *(3) NOTIFICATION.—At least 15 days prior to ob-*
21 *ligating any such cash transfer or nonproject sector*
22 *assistance, the President shall submit a notification*
23 *through the regular notification procedures of the*
24 *Committees on Appropriations, which shall include a*
25 *detailed description of how the funds proposed to be*

1 *made available will be used, with a discussion of the*
2 *United States interests that will be served by the as-*
3 *stance (including, as appropriate, a description of*
4 *the economic policy reforms that will be promoted by*
5 *such assistance).*

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

10 *ENTERPRISE FUND RESTRICTIONS*

11 *SEC. 530. (a) Prior to the distribution of any assets*
12 *resulting from any liquidation, dissolution, or winding up*
13 *of an Enterprise Fund, in whole or in part, the President*
14 *shall submit to the Committees on Appropriations, in ac-*
15 *cordance with the regular notification procedures of the*
16 *Committees on Appropriations, a plan for the distribution*
17 *of the assets of the Enterprise Fund.*

18 (i) *Funds made available by this Act for Enterprise*
19 *Funds shall be expended at the minimum rate necessary*
20 *to make timely payment for projects and activities.*

21 *REPORT ON PEACEKEEPING OPERATIONS*

22 *SEC. 531. Not later than 90 days after enactment of*
23 *this Act, and for each fiscal quarter thereafter, the Secretary*
24 *of State shall submit a report to the Committees on Appro-*
25 *priations that details the use of all funds appropriated*
26 *under the heading “Peacekeeping Operations”. The report*

1 *shall describe, at a minimum: all countries and regional*
2 *organizations receiving assistance under such heading;*
3 *major end items procured; services or training provided or*
4 *purchased; operation and maintenance services and con-*
5 *tracts, to include logistics and commodities purchased; the*
6 *procurement of ordnance or ammunition; a description of*
7 *any United States military organization providing train-*
8 *ing or assistance; and the status and description of each*
9 *foreign unit receiving training.*

10 *AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN*

11 *FOUNDATION AND AFRICAN DEVELOPMENT FOUNDATION*

12 *SEC. 532. Unless expressly provided to the contrary,*
13 *provisions of this or any other Act, including provisions*
14 *contained in prior Acts authorizing or making appropri-*
15 *ations for foreign operations, export financing, and related*
16 *programs, shall not be construed to prohibit activities au-*
17 *thorized by or conducted under the Peace Corps Act, the*
18 *Inter-American Foundation Act or the African Develop-*
19 *ment Foundation Act. The agency shall promptly report to*
20 *the Committees on Appropriations whenever it is con-*
21 *ducting activities or is proposing to conduct activities in*
22 *a country for which assistance is prohibited.*

23 *IMPACT ON JOBS IN THE UNITED STATES*

24 *SEC. 533. None of the funds appropriated by this Act,*
25 *or any subsequent Act appropriating funds for foreign oper-*

1 ations, export financing, and related programs, may be ob-
2 ligated or expended to provide—

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

11 (2) assistance for any program, project, or activ-
12 ity that contributes to the violation of internationally
13 recognized workers rights, as defined in section 507(4)
14 of the Trade Act of 1974, of workers in the recipient
15 country, including any designated zone or area in
16 that country: Provided, That the application of sec-
17 tion 507(4)(D) and (E) of such Act should be com-
18 mensurate with the level of development of the recipi-
19 ent country and sector, and shall not preclude assist-
20 ance for the informal sector in such country, micro
21 and small-scale enterprise, and smallholder agri-
22 culture.

23 SPECIAL AUTHORITIES

24 SEC. 534. (a) AFGHANISTAN, IRAQ, PAKISTAN, LEB-
25 ANON, MONTENEGRO, VICTIMS OF WAR, DISPLACED CHIL-
26 DREN, AND DISPLACED BURMESE.—Funds appropriated by

1 *this Act that are made available for assistance for Afghani-*
2 *stan may be made available notwithstanding section 512*
3 *of this Act or any similar provision of law and section 660*
4 *of the Foreign Assistance Act of 1961, and funds appro-*
5 *priated in titles II and III of this Act that are made avail-*
6 *able for Iraq, Lebanon, Montenegro, Pakistan, and for vic-*
7 *tims of war, displaced children, and displaced Burmese,*
8 *and to assist victims of trafficking in persons and, subject*
9 *to the regular notification procedures of the Committees on*
10 *Appropriations, to combat such trafficking, may be made*
11 *available notwithstanding any other provision of law.*

12 **(b) TROPICAL FORESTRY AND BIODIVERSITY CON-**
13 **SERVATION ACTIVITIES.**—*Funds appropriated by this Act*
14 *to carry out the provisions of sections 103 through 106, and*
15 *chapter 4 of part II, of the Foreign Assistance Act of 1961*
16 *may be used, notwithstanding any other provision of law,*
17 *for the purpose of supporting tropical forestry and biodiver-*
18 *sity conservation activities and energy programs aimed at*
19 *reducing greenhouse gas emissions: Provided, That such as-*
20 *sistance shall be subject to sections 116, 502B, and 620A*
21 *of the Foreign Assistance Act of 1961.*

22 **(c) PERSONAL SERVICES CONTRACTORS.**—*Funds ap-*
23 *propriated by this Act to carry out chapter 1 of part I,*
24 *chapter 4 of part II, and section 667 of the Foreign Assist-*
25 *ance Act of 1961, and title II of the Agricultural Trade*

1 *Development and Assistance Act of 1954, may be used by*
2 *the United States Agency for International Development to*
3 *employ up to 25 personal services contractors in the United*
4 *States, notwithstanding any other provision of law, for the*
5 *purpose of providing direct, interim support for new or ex-*
6 *panded overseas programs and activities managed by the*
7 *agency until permanent direct hire personnel are hired and*
8 *trained: Provided, That not more than 10 of such contrac-*
9 *tors shall be assigned to any bureau or office: Provided fur-*
10 *ther, That such funds appropriated to carry out title II of*
11 *the Agricultural Trade Development and Assistance Act of*
12 *1954, may be made available only for personal services con-*
13 *tractors assigned to the Office of Food for Peace.*

14 (d) *SMALL BUSINESS.—In entering into multiple*
15 *award indefinite-quantity contracts with funds appro-*
16 *riated by this Act, the United States Agency for Inter-*
17 *national Development may provide an exception to the fair*
18 *opportunity process for placing task orders under such con-*
19 *tracts when the order is placed with any category of small*
20 *or small disadvantaged business.*

21 (e) *CONTINGENCIES.—During fiscal year 2007, the*
22 *President may use up to \$100,000,000 under the authority*
23 *of section 451 of the Foreign Assistance Act of 1961, not-*
24 *withstanding the funding ceiling in section 451(a).*

1 (f) *RECONSTITUTING CIVILIAN POLICE AUTHORITY.*—
2 *In providing assistance with funds appropriated by this*
3 *Act under section 660(b)(6) of the Foreign Assistance Act*
4 *of 1961, support for a nation emerging from instability*
5 *may be deemed to mean support for regional, district, mu-*
6 *nicipal, or other sub-national entity emerging from insta-*
7 *bility, as well as a nation emerging from instability.*

8 (g) *WORLD FOOD PROGRAM.*—*Of the funds managed*
9 *by the Bureau for Democracy, Conflict, and Humanitarian*
10 *Assistance of the United States Agency for International*
11 *Development, from this or any other Act, not less than*
12 *\$10,000,000 shall be made available as a general contribu-*
13 *tion to the World Food Program, notwithstanding any other*
14 *provision of law.*

15 (h) *CHINA PROGRAMS.*—*Notwithstanding any other*
16 *provision of law, of the funds appropriated under the head-*
17 *ing “Development Assistance” in this Act, not less than*
18 *\$10,000,000 shall be made available to American edu-*
19 *cational institutions and nongovernmental organizations*
20 *for programs and activities in the People’s Republic of*
21 *China relating to the environment, democracy, and the rule*
22 *of law: Provided, That funds made available pursuant to*
23 *this authority shall be subject to the regular notification*
24 *procedures of the Committees on Appropriations.*

25 (i) *EXTENSION OF AUTHORITY.*—

1 (1) *With respect to funds appropriated by this*
2 *Act that are available for assistance for Pakistan, the*
3 *President may waive the prohibition on assistance*
4 *contained in section 508 of this Act subject to the re-*
5 *quirements contained in section 1(b) of Public Law*
6 *107–57, as amended, for a determination and certifi-*
7 *cation by, and consultation with, the President prior*
8 *to the exercise of such waiver authority.*

9 (2) *Section 512 of this Act and section 620(q) of*
10 *the Foreign Assistance Act of 1961 shall not apply*
11 *with respect to assistance for Pakistan from funds ap-*
12 *propriated by this Act.*

13 (3) *Notwithstanding the date contained in sec-*
14 *tion 6 of Public Law 107–57, as amended, the provi-*
15 *sions of sections 2 and 4 of that Act shall remain in*
16 *effect through the current fiscal year.*

17 (j) *MIDDLE EAST FOUNDATION AND FUND.—Of the*
18 *funds appropriated by this Act under the heading “Eco-*
19 *nomie Support Fund” that are available for the Middle*
20 *East Partnership Initiative, up to \$35,000,000 may be*
21 *made available, including as an endowment, notwith-*
22 *standing any other provision of law and following consulta-*
23 *tions with the Committees on Appropriations, to establish*
24 *and operate a Middle East Foundation, or any other simi-*
25 *lar entity, whose purposes include to support democracy,*

1 *governance, human rights, and the rule of law, as well as*
2 *private enterprise development in the Middle East region:*
3 *Provided, That provisions contained in section 201 of the*
4 *Support for East European Democracy (SEED) Act of*
5 *1989 (excluding the authorizations of appropriations pro-*
6 *vided in subsection (b) of that section) shall be deemed to*
7 *apply to any such foundation or similar entity referred to*
8 *under this subsection, and to funds made available to such*
9 *entity, in order to enable it to provide assistance for pur-*
10 *poses of this subsection: Provided further, That prior to the*
11 *initial obligation of funds for any such foundation or simi-*
12 *lar entity pursuant to the authorities of this subsection,*
13 *other than for administrative support, the Secretary of*
14 *State shall take steps to ensure, on an ongoing basis, that*
15 *any such funds made available pursuant to such authorities*
16 *are not provided to or through any individual or group that*
17 *the management of the foundation or similar entity knows*
18 *or has reason to believe, advocates, plans, sponsors, or other-*
19 *wise engages in terrorist activities: Provided further, That*
20 *section 530 of this Act shall apply to any such foundation*
21 *or similar entity established pursuant to this subsection.*

22 *(k) RECONCILIATION PROGRAMS.—Of the funds appro-*
23 *priated under the heading “Economic Support Fund”, not*
24 *less than \$20,000,000 should be made available, notwith-*
25 *standing any other provision of law, to support reconcili-*

1 *ation programs and activities which bring together individ-*
2 *uals of different ethnic, religious, and political backgrounds*
3 *from areas of civil conflict and war.*

4 *(l) TRADE CAPACITY BUILDING.—For the purposes of*
5 *this Act, the term “trade capacity building” shall mean*
6 *projects and activities that—*

7 *(1) facilitate trade by lowering the costs of en-*
8 *gaging in, or eliminating obstacles to, international*
9 *trade flows;*

10 *(2) support for the enforcement of labor stand-*
11 *ards, worker rights and dispute resolution mecha-*
12 *nisms;*

13 *(3) develop strategies for workforce development*
14 *and worker training, and the elimination of child*
15 *labor;*

16 *(4) provide increased opportunities for edu-*
17 *cation;*

18 *(5) develop trade-related infrastructure;*

19 *(6) support trade-related aspects of agriculture*
20 *and agribusiness sectors;*

21 *(7) support commodity and capital market de-*
22 *velopment;*

23 *(8) provide increased access to capital, including*
24 *through microfinance programs;*

1 (9) *design and implement laws and regulations*
2 *related to investment and investor protection; and*

3 (10) *assist World Trade Organization Accession*
4 *process and enable countries to better participate in,*
5 *and benefit from, World Trade Organization Agree-*
6 *ments.*

7 (m) *EXTENSION OF AUTHORITIES.—*

8 (1) *Section 501(i) of title V of H.R. 3425, as en-*
9 *acted into law by section 1000(a)(5) of Public Law*
10 *106–113, as amended, is further amended by striking*
11 *“fiscal” and all else that follows through “which” and*
12 *by inserting “fiscal years 2000–2009, which”; and*

13 (2) *Section 801(b)(1)(ii) of Public Law 106–429,*
14 *as amended by section 591(a)(2) of division D of*
15 *Public Law 108–447, is further amended by striking*
16 *“fiscal years 2004–2006” and by inserting in lieu*
17 *thereof “fiscal years 2004–2009”.*

18 (n) *EXTENSION OF AUTHORITY.—The Foreign Oper-*
19 *ations, Export Financing, and Related Programs Appro-*
20 *priations Act, 1990 (Public Law 101–167) is amended—*

21 (1) *in subsection 599D (8 U.S.C. 1157 note)—*

22 (A) *in subsection (b)(3), by striking “and*
23 *2006” and inserting “2006, and 2007”; and*

24 (B) *in subsection (e), by striking “2006”*
25 *each place it appears and inserting “2007”; and*

1 (2) in section 599E (8 U.S.C. 1255 note) in sub-
2 section (b)(2), by striking “2006” and inserting
3 “2007”.

4 (o) *MILLENNIUM CHALLENGE CORPORATION*.—Section
5 607(b) of division D of the Agriculture, Rural Development,
6 Food and Drug Administration, and Related Agencies Ap-
7 propriations Act, 2004, is amended—

8 (1) in subparagraph (2)(B) strike “and the sus-
9 tainable management of natural resources” and

10 (2) in subparagraph (3)(A) strike “and”; and

11 (3) in subparagraph (3)(B) strike the period and
12 insert “and;

13 “(C) promote the sustainable management
14 of natural resources.”.

15 *ARAB LEAGUE BOYCOTT OF ISRAEL*

16 *SEC. 535. It is the sense of the Congress that—*

17 (1) the Arab League boycott of Israel, and the
18 secondary boycott of American firms that have com-
19 mercial ties with Israel, is an impediment to peace
20 in the region and to United States investment and
21 trade in the Middle East and North Africa;

22 (2) the Arab League boycott, which was regret-
23 tably reinstated in 1997, should be immediately and
24 publicly terminated, and the Central Office for the
25 Boycott of Israel immediately disbanded;

1 *of the Foreign Assistance Act of 1961, and from funds ap-*
2 *propriated under the heading “Assistance for Eastern Eu-*
3 *rope and the Baltic States”:* *Provided, That before using*
4 *the authority of this subsection to furnish assistance in sup-*
5 *port of programs of nongovernmental organizations, the*
6 *President shall notify the Committees on Appropriations*
7 *under the regular notification procedures of those commit-*
8 *tees, including a description of the program to be assisted,*
9 *the assistance to be provided, and the reasons for furnishing*
10 *such assistance:* *Provided further, That nothing in this sub-*
11 *section shall be construed to alter any existing statutory*
12 *prohibitions against abortion or involuntary sterilizations*
13 *contained in this or any other Act.*

14 **(b) PUBLIC LAW 480.**—*During fiscal year 2007, re-*
15 *strictions contained in this or any other Act with respect*
16 *to assistance for a country shall not be construed to restrict*
17 *assistance under the Agricultural Trade Development and*
18 *Assistance Act of 1954:* *Provided, That none of the funds*
19 *appropriated to carry out title I of such Act and made*
20 *available pursuant to this subsection may be obligated or*
21 *expended except as provided through the regular notifica-*
22 *tion procedures of the Committees on Appropriations.*

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

24 **(1)** *with respect to section 620A of the Foreign*
25 *Assistance Act of 1961 or any comparable provision*

1 *of law prohibiting assistance to countries that support*
2 *international terrorism; or*

3 (2) *with respect to section 116 of the Foreign As-*
4 *istance Act of 1961 or any comparable provision of*
5 *law prohibiting assistance to the government of a*
6 *country that violates internationally recognized*
7 *human rights.*

8 *RESERVATIONS OF FUNDS*

9 *SEC. 537. (a) Funds appropriated by this Act which*
10 *are earmarked may be reprogrammed for other programs*
11 *within the same account notwithstanding the earmark if*
12 *compliance with the earmark is made impossible by oper-*
13 *ation of any provision of this or any other Act: 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 United*
23 *States Agency for International Development that are ear-*
24 *marked for particular programs or activities by this or any*
25 *other Act shall be extended for an additional fiscal year*
26 *if the Administrator of such agency determines and reports*

1 promptly to the Committees on Appropriations that the ter-
2 mination of assistance to a country or a significant change
3 in circumstances makes it unlikely that such earmarked
4 funds can be obligated during the original period of avail-
5 ability: Provided, That such earmarked funds that are con-
6 tinued available for an additional fiscal year shall be obli-
7 gated only for the purpose of such earmark.

8 (c) Ceilings and earmarks contained in this Act shall
9 not be applicable to funds or authorities appropriated or
10 otherwise made available by any subsequent Act unless such
11 Act specifically so directs. Earmarks or minimum funding
12 requirements contained in any other Act shall not be appli-
13 cable to funds appropriated by this Act.

14 UNOBLIGATED BALANCES

15 SEC. 538. The total amount appropriated or otherwise
16 made available in titles I and III of this Act is hereby re-
17 duced by \$348,750,000 to reduce unobligated balances: Pro-
18 vided, That the Director of the Office of Management and
19 Budget shall allocate this reduction proportionately to each
20 program, project, and activity within each applicable ap-
21 propriation account: Provided further, That within 30 days
22 after the date of the enactment of this section the Director
23 of the Office of Management and Budget shall submit to
24 the Committees on Appropriations a report specifying the
25 account and amount of each reduction made pursuant to
26 this section.

1 *PROHIBITION ON PUBLICITY OR PROPAGANDA*

2 *SEC. 539. No part of any appropriation contained in*
3 *this Act shall be used for publicity or propaganda purposes*
4 *within the United States not authorized before the date of*
5 *the enactment of this Act by the Congress.*

6 *PROHIBITION OF PAYMENTS TO UNITED NATIONS MEMBERS*

7 *SEC. 540. None of the funds appropriated or made*
8 *available pursuant to this Act for carrying out the Foreign*
9 *Assistance Act of 1961, may be used to pay in whole or*
10 *in part any assessments, arrearages, or dues of any member*
11 *of the United Nations or, from funds appropriated by this*
12 *Act to carry out chapter 1 of part I of the Foreign Assist-*
13 *ance Act of 1961, the costs for participation of another*
14 *country's delegation at international conferences held under*
15 *the auspices of multilateral or international organizations.*

16 *NONGOVERNMENTAL ORGANIZATIONS—DOCUMENTATION*

17 *SEC. 541. None of the funds appropriated or made*
18 *available pursuant to this Act shall be available to a non-*
19 *governmental organization which fails to provide upon*
20 *timely request any document, file, or record necessary to*
21 *the auditing requirements of the United States Agency for*
22 *International Development: Provided, That notwith-*
23 *standing any other provision of law or regulation, the Ad-*
24 *ministrator of the United States Agency for International*
25 *Development shall provide to the Committees on Appropria-*
26 *tions, on a timely basis, such information on the obligation*

1 *and expenditure of funds appropriated by this Act and*
2 *prior Acts, pursuant to grants, cooperative agreements, and*
3 *contracts entered into or financed by the agency, as may*
4 *be requested by the Committee on Appropriations to satisfy*
5 *oversight responsibilities of those Committees.*

6 *PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS*
7 *THAT EXPORT LETHAL MILITARY EQUIPMENT TO*
8 *COUNTRIES SUPPORTING INTERNATIONAL TERRORISM*

9 *SEC. 542. (a) None of the funds appropriated or other-*
10 *wise made available by this Act may be available for assist-*
11 *ance for any foreign government which provides lethal mili-*
12 *tary equipment to a country the government of which the*
13 *Secretary of State has determined is a terrorist government*
14 *for purposes of section 6(j) of the Export Administration*
15 *Act. The prohibition under this section with respect to a*
16 *foreign government shall terminate 12 months after that*
17 *government ceases to provide such military equipment. This*
18 *section applies with respect to lethal military equipment*
19 *provided under a contract entered into after October 1,*
20 *1997.*

21 *(b) Assistance restricted by subsection (a) or any other*
22 *similar provision of law, may be furnished if the President*
23 *determines that furnishing such assistance is important to*
24 *the national interests of the United States.*

25 *(c) Whenever the waiver authority of subsection (b) is*
26 *exercised, the President shall submit to the appropriate con-*

1 *gressional committees a report with respect to the fur-*
2 *nishing of such assistance. Any such report shall include*
3 *a detailed explanation of the assistance to be provided, in-*
4 *cluding the estimated dollar amount of such assistance, and*
5 *an explanation of how the assistance furthers United States*
6 *national interests.*

7 *WITHHOLDING OF ASSISTANCE FOR PARKING FINES AND*
8 *REAL PROPERTY TAXES OWED BY FOREIGN COUNTRIES*

9 *SEC. 543. (a) Subject to subsection (c), of the funds*
10 *appropriated by this Act that are made available for assist-*
11 *ance for a foreign country, an amount equal to 110 percent*
12 *of the total amount of the unpaid fully adjudicated parking*
13 *finances and penalties and unpaid property taxes owed by the*
14 *central government of such country shall be withheld from*
15 *obligation for assistance for the central government of such*
16 *country until the Secretary of State submits a certification*
17 *to the appropriate congressional committees stating that*
18 *such parking fines and penalties and unpaid property taxes*
19 *are fully paid.*

20 *(b) Funds withheld from obligation pursuant to sub-*
21 *section (a) may be made available for other programs or*
22 *activities funded by this Act, after consultation with and*
23 *subject to the regular notification procedures of the appro-*
24 *priate congressional committees, provided that no such*
25 *funds shall be made available for assistance for the central*
26 *government of a foreign country that has not paid the total*

1 *amount of the fully adjudicated parking fines and penalties*
2 *and unpaid property taxes owed by such country.*

3 *(c) Subsection (a) shall not include amounts that have*
4 *been withheld under any other provision of law.*

5 *(d)(1) The Secretary of State may waive the require-*
6 *ments set forth in subsection (a) with respect to parking*
7 *fines and penalties no sooner than 60 days from the date*
8 *of enactment of this Act, or at any time with respect to*
9 *a particular country, if the Secretary determines that it*
10 *is in the national interests of the United States to do so.*

11 *(2) The Secretary of State may waive the requirements*
12 *set forth in subsection (a) with respect to the unpaid prop-*
13 *erty taxes if the Secretary of State determines that it is*
14 *in the national interests of the United States to do so.*

15 *(e) Not later than 6 months after the initial exercise*
16 *of the waiver authority in subsection (d), the Secretary of*
17 *State, after consultations with the City of New York, shall*
18 *submit a report to the Committees on Appropriations de-*
19 *scribing a strategy, including a timetable and steps cur-*
20 *rently being taken, to collect the parking fines and penalties*
21 *and unpaid property taxes and interest owed by nations*
22 *receiving foreign assistance under this Act.*

23 *(f) In this section:*

24 *(1) The term “appropriate congressional com-*
25 *mittees” means the Committee on Appropriations of*

1 *the Senate and the Committee on Appropriations of*
2 *the House of Representatives.*

3 (2) *The term “fully adjudicated” includes cir-*
4 *cumstances in which the person to whom the vehicle*
5 *is registered—*

6 (A)(i) *has not responded to the parking vio-*
7 *lation summons; or*

8 (ii) *has not followed the appropriate adju-*
9 *dications procedure to challenge the summons;*
10 *and*

11 (B) *the period of time for payment of or*
12 *challenge to the summons has lapsed.*

13 (3) *The term “parking fines and penalties”*
14 *means parking fines and penalties—*

15 (A) *owed to—*

16 (i) *the District of Columbia; or*

17 (ii) *New York, New York; and*

18 (B) *incurred during the period April 1,*
19 *1997, through September 30, 2006.*

20 (4) *The term “unpaid property taxes” means the*
21 *amount of unpaid taxes and interest determined to be*
22 *owed by a foreign country on real property in the*
23 *District of Columbia or New York, New York in a*
24 *court order or judgment entered against such country*

1 *by a court of the United States or any State or sub-*
2 *division thereof.*

3 *WAR CRIMES TRIBUNALS DRAWDOWN*

4 *SEC. 544. If the President determines that doing so*
5 *will contribute to a just resolution of charges regarding*
6 *genocide or other violations of international humanitarian*
7 *law, the President may direct a drawdown pursuant to sec-*
8 *tion 552(c) of the Foreign Assistance Act of 1961 of up to*
9 *\$30,000,000 of commodities and services for the United Na-*
10 *tions War Crimes Tribunal established with regard to the*
11 *former Yugoslavia by the United Nations Security Council*
12 *or such other tribunals or commissions as the Council may*
13 *establish or authorize to deal with such violations, without*
14 *regard to the ceiling limitation contained in paragraph (2)*
15 *thereof: Provided, That the determination required under*
16 *this section shall be in lieu of any determinations otherwise*
17 *required under section 552(c): Provided further, That the*
18 *drawdown made under this section for any tribunal shall*
19 *not be construed as an endorsement or precedent for the es-*
20 *tablishment of any standing or permanent international*
21 *criminal tribunal or court: Provided further, That funds*
22 *made available for tribunals other than Yugoslavia, Rwan-*
23 *da, or the Special Court for Sierra Leone shall be made*
24 *available subject to the regular notification procedures of*
25 *the Committees on Appropriations.*

1 *LANDMINES*

2 *SEC. 545. Notwithstanding any other provision of law,*
3 *demining equipment available to the United States Agency*
4 *for International Development and the Department of State*
5 *and used in support of the clearance of landmines and*
6 *unexploded ordnance for humanitarian purposes may be*
7 *disposed of on a grant basis in foreign countries, subject*
8 *to such terms and conditions as the President may pre-*
9 *scribe.*

10 *PROHIBITION OF PAYMENT OF CERTAIN EXPENSES*

11 *SEC. 546. None of the funds appropriated or otherwise*
12 *made available by this Act under the heading “Inter-*
13 *national Military Education and Training” or “Foreign*
14 *Military Financing Program” for Informational Program*
15 *activities or under the headings “Child Survival and*
16 *Health Programs Fund”, “Development Assistance”, and*
17 *“Economic Support Fund” may be obligated or expended*
18 *to pay for—*

19 *(1) alcoholic beverages; or*

20 *(2) entertainment expenses for activities that are*
21 *substantially of a recreational character, including*
22 *but not limited to entrance fees at sporting events,*
23 *theatrical and musical productions, and amusement*
24 *parks.*

25 *ASSISTANCE FOR EGYPT*

26 *SEC. 547. (a) ECONOMIC SUPPORT FUND.—*

1 (1) *LEVEL OF ASSISTANCE.*—Of the funds appro-
2 priated by this Act under the heading “Economic
3 Support Fund”, up to \$301,827,000 should be made
4 available for assistance for Egypt.

5 (2) *PROJECT ASSISTANCE.*—Of the funds appro-
6 priated by this Act under the heading “Development
7 Assistance”, not less than \$44,572,000 shall be made
8 available for assistance for Egypt for education pro-
9 grams.

10 (3) *CASH TRANSFER ASSISTANCE.*—Funds made
11 available under paragraph (1) may be provided as
12 cash transfer assistance only—

13 (A) for the purpose of supporting Egyptian
14 implementation of significant economic and po-
15 litical reforms which are additional to those un-
16 dertaken in previous fiscal years; and

17 (B) if the Secretary of State determines,
18 and so reports to the Committees on Appropria-
19 tions, that the United States Government and
20 the Government of Egypt have entered into a
21 written agreement which establishes benchmarks
22 which demonstrate implementation during fiscal
23 year 2007 of significant and additional economic
24 and political reforms, and that all of those
25 benchmarks have been met.

1 (4) *NOTIFICATION.*—Any determination and re-
2 port pursuant to paragraph (3) shall be treated as a
3 notification in accordance with the regular notifica-
4 tion procedures of the Committees on Appropriations.

5 (5) *FAILURE TO MEET BENCHMARKS.*—

6 (A) *The Secretary of State may, at any*
7 *time, reprogram funds designated for cash trans-*
8 *fer assistance for Egypt subject to prior consulta-*
9 *tion with and the regular notification procedures*
10 *of the Committees on Appropriations.*

11 (B) *If, by September 30, 2007, the Sec-*
12 *retary of State is unable to make the determina-*
13 *tion required in paragraph (3)(B), funds made*
14 *available by this Act that are designated for cash*
15 *transfer assistance for Egypt shall be repro-*
16 *grammed for other purposes within the Eco-*
17 *nomie Support Fund, subject to prior consulta-*
18 *tion with and the prior notification procedures*
19 *of the Committees on Appropriations.*

20 (b) *DEMOCRACY FUND.*—

21 (1) *Of the funds appropriated by this Act under*
22 *the heading “Democracy Fund” not less than*
23 *\$86,455,000 shall be made available for assistance for*
24 *Egypt for democracy, human rights, and governance*
25 *programs.*

1 (A) has demonstrated a firm commitment to
2 peaceful co-existence with the State of Israel;

3 (B) is taking appropriate measures to
4 counter terrorism and terrorist financing in the
5 West Bank and Gaza, including the dismantling
6 of terrorist infrastructures;

7 (C) is establishing a new Palestinian secu-
8 rity entity that is cooperative with appropriate
9 Israeli and other appropriate security organiza-
10 tions; and

11 (3) the Palestinian Authority (or the governing
12 body of a new Palestinian state) is working with
13 other countries in the region to vigorously pursue ef-
14 forts to establish a just, lasting, and comprehensive
15 peace in the Middle East that will enable Israel and
16 an independent Palestinian state to exist within the
17 context of full and normal relationships, which should
18 include—

19 (A) termination of all claims or states of
20 belligerency;

21 (B) respect for and acknowledgement of the
22 sovereignty, territorial integrity, and political
23 independence of every state in the area through
24 measures including the establishment of demili-
25 tarized zones;

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

21 (b)(1) President may waive the provisions of section
22 1003 of Public Law 100–204 if the President determines
23 and certifies in writing to the Speaker of the House of Rep-
24 resentatives and the President pro tempore of the Senate

1 *that it is important to the national security interests of the*
2 *United States.*

3 *(2) Any waiver pursuant to paragraph (1) shall be*
4 *effective for no more than a period of 6 months at a time*
5 *and shall not apply beyond 12 months after the enactment*
6 *of this Act.*

7 *LIMITATION ON ASSISTANCE FOR THE PLO, THE*
8 *PALESTINIAN AUTHORITY, AND THE WEST BANK AND GAZA*
9 *SEC. 550. (a) LIMITATION ON ASSISTANCE TO THE*
10 *PLO.—None of the funds appropriated by this Act may be*
11 *obligated for assistance for the Palestine Liberation Organi-*
12 *zation for the West Bank and Gaza unless the President*
13 *has exercised the authority under section 604(a) of the Mid-*
14 *dle East Peace Facilitation Act of 1995 (title VI of Public*
15 *Law 104–107) or any other legislation to suspend or make*
16 *inapplicable section 307 of the Foreign Assistance Act of*
17 *1961 and that suspension is still in effect: Provided, That*
18 *if the President fails to make the certification under section*
19 *604(b)(2) of the Middle East Peace Facilitation Act of 1995*
20 *or to suspend the prohibition under other legislation, funds*
21 *appropriated by this Act may not be obligated for assistance*
22 *for the Palestine Liberation Organization for the West Bank*
23 *and Gaza.*

24 *(b) PROHIBITION ON ASSISTANCE.—*

25 *(1) PROHIBITION.—None of the funds appro-*
26 *priated by this Act may be obligated or expended for*

1 *assistance for the Palestinian Authority unless the*
2 *Secretary of State determines, and so reports to the*
3 *Committees on Appropriations, that the Palestinian*
4 *Authority has complied with the standards contained*
5 *in the Quartet’s January 30, 2006 Statement on the*
6 *Situation in the Middle East that “a future Pales-*
7 *tinian government must be committed to nonviolence,*
8 *recognition of Israel, and acceptance of previous*
9 *agreements and obligations, including the Roadmap”.*

10 (2) *WAIVER AUTHORITY.—*

11 (A) *The President may waive paragraph*
12 *(1) with respect to the administrative and per-*
13 *sonal security costs of the Office of the President*
14 *of the Palestinian Authority, for activities of the*
15 *President of the Palestinian Authority to pro-*
16 *mote democracy, the peaceful resolution of the*
17 *Israeli-Palestinian conflict, and the rule of law,*
18 *and with respect to independent agencies, if the*
19 *President certifies and reports to the Committees*
20 *on Appropriations that—*

21 (i) *it is in the national security inter-*
22 *est of the United States to provide such as-*
23 *sistance;*

24 (ii) *as the case may be, the President*
25 *of the Palestinian Authority, the President’s*

1 party, and independent agencies and any
2 members thereof, are not members of, ap-
3 pointed by, or effectively controlled by
4 *Hammas* or any other foreign terrorist orga-
5 nization; and

6 (iii) assistance provided under the au-
7 thority of this paragraph will not be trans-
8 ferred or retransferred to any member of
9 *Hammas* or other foreign terrorist organiza-
10 tion or to any entity effectively controlled
11 by *Hammas* or other foreign terrorist organi-
12 zation.

13 (B) Not less than 15 days prior to exer-
14 cising the authority provided in this paragraph,
15 the President shall consult with, and shall pro-
16 vide a written policy justification to, the Com-
17 mittees on Appropriations and the Committee on
18 International Relations of the House of Rep-
19 resentatives and the Committee on Foreign Rela-
20 tions of the Senate.

21 (C) Whenever the waiver authority pursu-
22 ant to subparagraph (A) is exercised, the Presi-
23 dent shall submit a report to the Committees on
24 Appropriations describing how the funds will be

1 *spent and the accounting procedures in place to*
2 *ensure proper oversight and accountability.*

3 (c) *PALESTINIAN BROADCASTING CORPORATION.—*

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

8 (d) *WEST BANK AND GAZA PROGRAM MONITORING.—*

9 (1) *OVERSIGHT.—For fiscal year 2007, 30 days*
10 *prior to the initial obligation of funds for the bilat-*
11 *eral West Bank and Gaza Program, the Secretary of*
12 *State shall certify to the appropriate committees of*
13 *Congress that procedures have been established to as-*
14 *sure the Comptroller General of the United States will*
15 *have access to appropriate United States financial in-*
16 *formation in order to review the uses of United States*
17 *assistance for the Program funded under the heading*
18 *“Economic Support Fund” for the West Bank and*
19 *Gaza.*

20 (2) *VETTING.—None of the funds appropriated*
21 *by this Act may be obligated or expended for assist-*
22 *ance for the West Bank and Gaza until the Secretary*
23 *of State consults with the Committees on Appropria-*
24 *tions and determines and reports to the Committees*
25 *on Appropriations that appropriate procedures and*

1 *safeguards exist to ensure that the United States as-*
2 *stance is not provided to or through any individual,*
3 *private or government entity, or educational institu-*
4 *tion, that the Secretary knows or has reason to believe*
5 *advocates, plans, sponsors, engages in, or has engaged*
6 *in, terrorist activity.*

7 (3) *PROHIBITION.*—None of the funds appro-
8 *priated by this Act for assistance under the West*
9 *Bank and Gaza program may be made available for*
10 *the purpose of recognizing or otherwise honoring indi-*
11 *viduals who commit, or have committed, acts of ter-*
12 *rorism.*

13 (4) *AUDITS.*—

14 (A) *The Administrator of the United States*
15 *Agency for International Development shall en-*
16 *sure that Federal or non-Federal audits of all*
17 *contractors and grantees, and significant sub-*
18 *contractors and subgrantees, under the West*
19 *Bank and Gaza Program, are conducted at least*
20 *on an annual basis to ensure, among other*
21 *things, compliance with this section.*

22 (B) *Of the funds appropriated by this Act*
23 *under the heading “Economic Support Fund”*
24 *that are made available for assistance for the*
25 *West Bank and Gaza, up to \$1,000,000 may be*

1 *used by the Office of the Inspector General of the*
2 *United States Agency for International Develop-*
3 *ment for audits, inspections, and other activities*
4 *in furtherance of the requirements of this sub-*
5 *section. Such funds are in addition to funds oth-*
6 *erwise available for such purposes.*

7 (5) *CONTINUING REPORTING REQUIREMENT.—*

8 *Not later than 180 days after enactment of this Act,*
9 *the Secretary of State shall submit a report to the*
10 *Committees on Appropriations updating the report*
11 *contained in section 2106 of chapter 2 of title II of*
12 *Public Law 109–13.*

13 *WESTERN HEMISPHERE*

14 *SEC. 551. (a) COLOMBIA.—*

15 (1) *CERTIFICATION REQUIRED.—Funds appro-*
16 *priated by this Act that are available for assistance*
17 *for the Colombian Armed Forces, may be made avail-*
18 *able as follows:*

19 (A) *Up to 75 percent of such funds may be*
20 *obligated prior to a certification by the Secretary*
21 *of State pursuant to subparagraph (B).*

22 (B) *Up to 12.5 percent of such funds may*
23 *be obligated only after the Secretary of State*
24 *consults with, and certifies and reports to, the*
25 *appropriate congressional committees that:*

1 (i) *The Commander General of the Co-*
2 *lombian Armed Forces is suspending from*
3 *the Armed Forces those members, of what-*
4 *ever rank who, according to the Minister of*
5 *Defense or the Procuraduria General de la*
6 *Nacion, have been credibly alleged to have*
7 *committed gross violations of human rights,*
8 *including extra-judicial killings, or to have*
9 *aided or abetted paramilitary organiza-*
10 *tions.*

11 (ii) *The Colombian Government is vig-*
12 *orously investigating and prosecuting those*
13 *members of the Colombian Armed Forces, of*
14 *whatever rank, who have been credibly al-*
15 *leged to have committed gross violations of*
16 *human rights, including extra-judicial*
17 *killings, or to have aided or abetted para-*
18 *military organizations, and is promptly*
19 *punishing those members of the Colombian*
20 *Armed Forces found to have committed such*
21 *violations of human rights or to have aided*
22 *or abetted paramilitary organizations.*

23 (iii) *The Colombian Armed Forces*
24 *have made substantial progress in cooper-*
25 *ating with civilian prosecutors and judicial*

1 *authorities in such cases (including pro-*
2 *viding requested information, such as the*
3 *identity of persons suspended from the*
4 *Armed Forces and the nature and cause of*
5 *the suspension, and access to witnesses, rel-*
6 *evant military documents, and other re-*
7 *quested information).*

8 *(iv) The Colombian Armed Forces have*
9 *made substantial progress in severing links*
10 *(including denying access to military intel-*
11 *ligence, vehicles, and other equipment or*
12 *supplies, and ceasing other forms of active*
13 *or tacit cooperation) at the command, bat-*
14 *talion, and brigade levels, with para-*
15 *military organizations, especially in regions*
16 *where these organizations have a significant*
17 *presence.*

18 *(v) The Colombian Government is dis-*
19 *mantling paramilitary leadership and fi-*
20 *nancial networks by arresting commanders*
21 *and financial backers, especially in regions*
22 *where these networks have a significant*
23 *presence.*

24 *(vi) The Colombian Government is tak-*
25 *ing effective steps to ensure that the Colom-*

1 *bian Armed Forces are not violating the*
2 *land and property rights of Colombia's in-*
3 *igenous and Afro-Colombian communities.*

4 *(C) The balance of such funds may be obli-*
5 *gated after July 31, 2007, if the Secretary of*
6 *State certifies and reports to the appropriate*
7 *congressional committees, after such date, that*
8 *the Colombian Armed Forces are continuing to*
9 *meet the conditions contained in subparagraph*
10 *(B) and are conducting vigorous operations to*
11 *restore civilian government authority and respect*
12 *for human rights and the rule of law in areas*
13 *under the effective control of paramilitary and*
14 *guerrilla organizations.*

15 *(2) REPORT.—The report accompanying the cer-*
16 *tification required in subsection (a)(1)(B) shall speci-*
17 *fy, with respect to each conditions, the (1) action*
18 *taken by the Colombian Government and Armed*
19 *Forces which supports the certification, and (2) cases*
20 *or issues brought to the attention of the Secretary for*
21 *which the response or action taken by the Colombian*
22 *Government or Armed Forces has been inadequate.*

23 *(3) CONGRESSIONAL NOTIFICATION.—Funds*
24 *made available by this Act for the Colombian Armed*

1 *Forces shall be subject to the regular notification pro-*
2 *cedures of the Committees on Appropriations.*

3 (4) *CONSULTATIVE PROCESS.—Not later than 60*
4 *days after the date of enactment of this Act, and every*
5 *90 days thereafter until September 30, 2008, the Sec-*
6 *retary of State shall consult with internationally rec-*
7 *ognized human rights organizations regarding*
8 *progress in meeting the conditions contained in para-*
9 *graph (1).*

10 (5) *DEFINITIONS.—In this subsection:*

11 (A) *AIDED OR ABETTED.—The term “aided*
12 *or abetted” means to provide any support to*
13 *paramilitary groups, including taking actions*
14 *which allow, facilitate, or otherwise foster the ac-*
15 *tivities of such groups.*

16 (B) *PARAMILITARY GROUPS.—The term*
17 *“paramilitary groups” means illegal self-defense*
18 *groups and illegal security cooperatives.*

19 (b) *COLOMBIA—ILLEGAL ARMED GROUPS.—*

20 (1) *DENIAL OF VISAS TO SUPPORTERS OF CO-*
21 *LOMBIAN ILLEGAL ARMED GROUPS.—Subject to para-*
22 *graph (2), the Secretary of State shall not issue a visa*
23 *to any alien who the Secretary determines, based on*
24 *credible evidence—*

1 (A) has willfully provided any support to
2 the Revolutionary Armed Forces of Colombia
3 (FARC), the National Liberation Army (ELN),
4 or the United Self-Defense Forces of Colombia
5 (AUC), including taking actions or failing to
6 take actions which allow, facilitate, or otherwise
7 foster the activities of such groups; or

8 (B) has committed, ordered, incited, as-
9 sisted, or otherwise participated in the commis-
10 sion of gross violations of human rights, includ-
11 ing extra-judicial killings, in Colombia.

12 (2) WAIVER.—Paragraph (1) shall not apply if
13 the Secretary of State determines and certifies to the
14 appropriate congressional committees, on a case-by-
15 case basis, that the issuance of a visa to the alien is
16 necessary to support the peace process in Colombia or
17 for urgent humanitarian reasons.

18 (c) ASSISTANCE FOR DEMOBILIZATION AND DISAR-
19 MAMENT OF FORMER IRREGULAR COMBATANTS IN COLOM-
20 BIA.—

21 (1) AVAILABILITY OF FUNDS.—Of the funds ap-
22 propriated in this Act, up to \$16,000,000 may be
23 made available in fiscal year 2007 for assistance for
24 the demobilization and disarmament of former mem-
25 bers of foreign terrorist organizations (FTOs) in Co-

1 *Colombia, specifically the United Self-Defense Forces of*
2 *Colombia (AUC), the Revolutionary Armed Forces of*
3 *Colombia (FARC) and the National Liberation Army*
4 *(ELN), if the Secretary of State makes a certification*
5 *described in paragraph (2) to the appropriate con-*
6 *gressional committees prior to the initial obligation of*
7 *amounts for such assistance for the fiscal year in-*
8 *volved.*

9 (2) *CERTIFICATION.*—*A certification described in*
10 *this paragraph is a certification that—*

11 (A) *assistance for the fiscal year will be*
12 *provided only for individuals who have: (i)*
13 *verifiably renounced and terminated any affili-*
14 *ation or involvement with FTOs or other illegal*
15 *armed groups; and (ii) are meeting all the re-*
16 *quirements of the Colombia Demobilization Pro-*
17 *gram, including having disclosed their involve-*
18 *ment in past crimes and their knowledge of the*
19 *FTOs structure, financing sources, illegal assets,*
20 *and the location of kidnapping victims and bod-*
21 *ies of the disappeared;*

22 (B) *the Government of Colombia is pro-*
23 *viding full cooperation to the Government of the*
24 *United States to extradite the leaders and mem-*
25 *bers of the FTOs who have been indicted in the*

1 *United States for murder, kidnapping, narcotics*
2 *trafficking, and other violations of United States*
3 *law;*

4 *(C) the Government of Colombia has estab-*
5 *lished procedures to identify land and other as-*
6 *sets illegally obtained by FTOs or their associ-*
7 *ates and is confiscating and returning such land*
8 *and other assets to their rightful owners;*

9 *(D) the Government of Colombia is imple-*
10 *menting a concrete and workable framework for*
11 *dismantling the organizational structures of for-*
12 *ign terrorist organizations; and*

13 *(E) funds shall not be made available as*
14 *cash payments to individuals and are available*
15 *only for activities under the following categories:*
16 *verification, reintegration (including training*
17 *and education), vetting, recovery of assets for*
18 *reparations for victims, and investigations and*
19 *prosecutions.*

20 (3) *DEFINITIONS.—In this subsection:*

21 *(A) APPROPRIATE CONGRESSIONAL COMMIT-*
22 *TEES.—The term “appropriate congressional*
23 *committees” means—*

1 (i) *the Committee on Appropriations*
2 *and the Committee on International Rela-*
3 *tions of the House of Representatives; and*

4 (ii) *the Committee on Appropriations*
5 *and the Committee on Foreign Relations of*
6 *the Senate.*

7 (B) *FOREIGN TERRORIST ORGANIZATION.—*

8 *The term “foreign terrorist organization” means*
9 *an organization designated as a terrorist organi-*
10 *zation under section 219 of the Immigration and*
11 *Nationality Act.*

12 (d) *HAITI.—*

13 (1) *FUNDING.—Of the funds appropriated by*
14 *this Act, the following amounts shall be made avail-*
15 *able for assistance for Haiti—*

16 (A) *\$78,812,000 from “Child Survival and*
17 *Health Programs Fund”; of which \$2,000,000*
18 *shall be made available for a child and maternal*
19 *health program of Partners in Health/Zanmi*
20 *Lasante;*

21 (B) *\$15,143,000 from “Development Assist-*
22 *ance”;*

23 (C) *\$33,300,000 from “Economic Support*
24 *Fund”;*

25 (D) *\$24,700,000 from “Democracy Fund”;*

1 (E) \$10,000,000 from “*International Nar-*
2 *cotics Control and Law Enforcement*”;

3 (F) \$775,000 from “*Foreign Military Fi-*
4 *nancing Program*”; and

5 (G) \$245,000 from “*International Military*
6 *Education and Training*”.

7 (2) *COAST GUARD.*—*The Government of Haiti*
8 *shall be eligible to purchase defense articles and serv-*
9 *ices under the Arms Export Control Act (22 U.S.C.*
10 *2751 et seq.), for the Coast Guard.*

11 (3) *LIMITATION ON TRANSFERS TO HAITIAN NA-*
12 *TIONAL POLICE.*—*None of the funds made available in*
13 *this Act under the heading “International Narcotics*
14 *Control and Law Enforcement” may be used to trans-*
15 *fer excess weapons, ammunition or other lethal prop-*
16 *erty of an agency of the United States Government to*
17 *the Government of Haiti for use by the Haitian Na-*
18 *tional Police until the Secretary of State certifies to*
19 *the Committees on Appropriations that—*

20 (A) *the United Nations Mission in Haiti*
21 *(MINUSTAH) has carried out the vetting of the*
22 *senior levels of the Haitian National Police and*
23 *has ensured that those credibly alleged to have*
24 *committed serious crimes, including drug traf-*

1 *ficking and human rights violations, have been*
2 *suspended; and*

3 *(B) the Haitian National Government is co-*
4 *operating in a reform and restructuring plan for*
5 *the Haitian National Police and the reform of*
6 *the judicial system as called for in United Na-*
7 *tions Security Council Resolution 1608 adopted*
8 *on June 22, 2005.*

9 *(e) COOPERATION WITH CUBA ON COUNTER-NAR-*
10 *COTICS MATTERS.—*

11 *(1) Subject to paragraph (2), of the funds appro-*
12 *priated under the heading “International Narcotics*
13 *Control and Law Enforcement”, \$5,000,000 should be*
14 *made available for the purposes of preliminary work*
15 *by the Department of State, or such other entity as*
16 *the Secretary of State may designate, to establish co-*
17 *operation with appropriate agencies of the Govern-*
18 *ment of Cuba on counter-narcotics matters, including*
19 *matters relating to cooperation, coordination, and*
20 *mutual assistance in the interdiction of illicit drugs*
21 *being transported through Cuba airspace or over*
22 *Cuba waters.*

23 *(2) The amount in paragraph (1) shall not be*
24 *available if the President certifies that—*

1 (A) Cuba does not have in place appro-
2 priate procedures to protect against the loss of
3 innocent life in the air and on the ground in
4 connection with the interdiction of illegal drugs;
5 and

6 (B) there is evidence of involvement of the
7 Government of Cuba in drug trafficking.

8 SUB-SAHARAN AFRICA

9 SEC. 552. (a) SUDAN.—

10 (1) LIMITATION ON ASSISTANCE.—Subject to
11 paragraph (2):

12 (A) Notwithstanding section 501(a) of the
13 International Malaria Control Act of 2000 (Pub-
14 lic Law 106–570) or any other provision of law,
15 none of the funds appropriated by this Act may
16 be made available for assistance for the Govern-
17 ment of Sudan.

18 (B) None of the funds appropriated by this
19 Act may be made available for the cost, as de-
20 fined in section 502, of the Congressional Budget
21 Act of 1974, of modifying loans and loan guar-
22 antees held by the Government of Sudan, includ-
23 ing the cost of selling, reducing, or canceling
24 amounts owed to the United States, and modi-
25 fying concessional loans, guarantees, and credit
26 agreements.

1 (2) *CERTIFICATION.*—*Paragraph (1) shall not*
2 *apply if the Secretary of State determines and cer-*
3 *tifies to the Committees on Appropriations that—*

4 (A) *the Government of Sudan has taken sig-*
5 *nificant steps to disarm and disband govern-*
6 *ment-supported militia groups in the Darfur re-*
7 *gion;*

8 (B) *the Government of Sudan and all gov-*
9 *ernment-supported militia groups are honoring*
10 *their commitments made in the cease-fire agree-*
11 *ment of April 8, 2004; and*

12 (C) *the Government of Sudan is allowing*
13 *unimpeded access to Darfur to humanitarian*
14 *aid organizations, the human rights investiga-*
15 *tion and humanitarian teams of the United Na-*
16 *tions, including protection officers, and an inter-*
17 *national monitoring team that is based in*
18 *Darfur and that has the support of the United*
19 *States.*

20 (3) *EXCEPTIONS.*—*The provisions of paragraph*
21 *(1) shall not apply to—*

22 (A) *humanitarian assistance;*

23 (B) *assistance for Darfur and for areas out-*
24 *side the control of the Government of Sudan; and*

1 *United States executive director to each appropriate*
2 *international financial institution in which the*
3 *United States participates, to oppose and vote against*
4 *the extension by such institution of any loan or fi-*
5 *nancial or technical assistance or any other utiliza-*
6 *tion of funds of the respective bank to and for Burma.*

7 (2) *HUMANITARIAN ASSISTANCE.*—*Of the funds*
8 *appropriated under the heading “Economic Support*
9 *Fund”, not less than \$5,000,000 shall be made avail-*
10 *able for the purpose of supporting the provision of hu-*
11 *manitarian assistance to displaced Burmese along*
12 *Burma’s borders: Provided, That funds made avail-*
13 *able under this paragraph shall be in addition to*
14 *funds provided for such purposes under the heading*
15 *“Migration and Refugee Assistance” in this Act: Pro-*
16 *vided further, That funds made available under this*
17 *paragraph shall be subject to the regular notification*
18 *procedures of the Committees on Appropriations and*
19 *may be made available notwithstanding any other*
20 *provision of law.*

21 (b) *TIBET.*—

22 (1) *INTERNATIONAL FINANCIAL INSTITUTIONS.*—
23 *The Secretary of the Treasury should instruct the*
24 *United States executive director to each international*
25 *financial institutions to use the voice and vote of the*

1 *United States to support projects in Tibet if such*
2 *projects do not provide incentives for the migration*
3 *and settlement of non-Tibetans into Tibet or facilitate*
4 *the transfer of ownership of Tibetan land and natural*
5 *resources to non-Tibetans; are based on a thorough*
6 *needs-assessment; foster self-sufficiency of the Tibetan*
7 *people and respect Tibetan culture and traditions;*
8 *and are subject to effective monitoring.*

9 (2) *ASSISTANCE.—Notwithstanding any other*
10 *provision of law, not less than \$4,000,000 of the funds*
11 *appropriated by this Act under the heading “Eco-*
12 *nomie Support Fund” should be made available for*
13 *assistance through nongovernmental organizations to*
14 *support activities which preserve cultural traditions*
15 *and promote sustainable development and environ-*
16 *mental conservation in Tibetan communities in the*
17 *Tibetan Autonomous Region and in other Tibetan*
18 *communities in China; and of the funds appropriated*
19 *by this Act under the heading “Democracy Fund” not*
20 *less than \$250,000 should be made available for as-*
21 *sistance through the National Endowment for Democ-*
22 *racy for human rights and democracy programs relat-*
23 *ing to Tibet.*

24 *AFGHANISTAN*

25 *SEC. 554. Of the funds appropriated by titles III and*
26 *IV of this Act, not less than \$1,123,925,000 shall be made*

1 *available for humanitarian, reconstruction, and related as-*
2 *sistance for Afghanistan: Provided, That of the funds made*
3 *available pursuant to this subsection, not less than*
4 *\$3,000,000 should be made available for reforestation ac-*
5 *tivities: Provided further, That funds made available pursu-*
6 *ant to the previous proviso should be matched, to the max-*
7 *imum extent possible, with contributions from American*
8 *and Afghan businesses: Provided further, That of the funds*
9 *made available pursuant to this subsection, not less than*
10 *\$20,000,000 shall be made available for agriculture and*
11 *rural development programs to be administered through a*
12 *national consortium of agriculture colleges and land-grant*
13 *universities: Provided further, That of the funds made*
14 *available pursuant to this subsection and other Acts making*
15 *appropriations for foreign operations, export financing,*
16 *and related programs for fiscal year 2006, not less than*
17 *\$50,000,000 should be made available to support programs*
18 *that directly address the needs of Afghan women and girls,*
19 *of which not less than \$7,500,000 shall be made available*
20 *for grants to support training and equipment to improve*
21 *the capacity of women-led Afghan nongovernmental organi-*
22 *zations and to support the activities of such organizations:*
23 *Provided further, That of the funds made available pursu-*
24 *ant to this subsection, not less than \$2,000,000 should be*
25 *made available for the Afghan Independent Human Rights*

1 *Commission and for other Afghan human rights organiza-*
2 *tions: Provided further, That of the funds made available*
3 *pursuant to this section, not less than \$2,500,000 should*
4 *be made available for assistance for Afghan civilians who*
5 *have suffered losses as a result of military operations*
6 *against the Taliban and insurgents.*

7 *CENTRAL ASIA*

8 *SEC. 555. (a) KAZAKHSTAN.—*

9 *(1) LIMITATION.—Funds appropriated by this*
10 *Act may be made available for assistance for the Gov-*
11 *ernment of Kazakhstan only if the Secretary of State*
12 *determines and reports to the Committees on Appro-*
13 *priations that the Government of Kazakhstan has*
14 *made significant improvements in the protection of*
15 *human rights during the preceding 6 month period.*

16 *(2) WAIVER.—The Secretary of State may waive*
17 *paragraph (1) if the Secretary determines and reports*
18 *to the Committees on Appropriations that such a*
19 *waiver is important to the national security of the*
20 *United States.*

21 *(b) UZBEKISTAN.—Assistance may be provided to the*
22 *central Government of Uzbekistan only if the Secretary of*
23 *State determines and reports to the Committees on Appro-*
24 *priations that the Government of Uzbekistan is making sub-*
25 *stantial and continuing progress in meeting its commit-*
26 *ments under the “Declaration on the Strategic Partnership*

1 *and Cooperation Framework Between the Republic of*
2 *Uzbekistan and the United States of America”, including*
3 *respect for human rights, establishing a genuine multi-*
4 *party system, and ensuring free and fair elections, freedom*
5 *of expression, and the independence of the media: Provided,*
6 *That for the purposes of this subsection “assistance” shall*
7 *include excess defense articles.*

8 (c) *REPORT.*—*Not later than October 1, 2007, the Sec-*
9 *retary of State shall submit a report to the Committees on*
10 *Appropriations and the Committee on Foreign Relations of*
11 *the Senate and the Committee on International Relations*
12 *of the House of Representatives describing the following:*

13 (1) *The defense articles, defense services, and fi-*
14 *nancial assistance provided by the United States to*
15 *the countries of Central Asia during the 6-month pe-*
16 *riod ending 30 days prior to submission of such re-*
17 *port.*

18 (2) *The use during such period of defense arti-*
19 *cles, defense services, and financial assistance pro-*
20 *vided by the United States by units of the armed*
21 *forces, border guards, or other security forces of such*
22 *countries.*

23 (d) *DEFINITION.*—*For purposes of this section, the*
24 *term “countries of Central Asia” means Uzbekistan,*

1 *Kazakhstan, Kyrgyz Republic, Tajikistan, and*
2 *Turkmenistan.*

3 *LIMITATION ON ASSISTANCE TO SECURITY FORCES*

4 *SEC. 556. 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 *FOREIGN MILITARY TRAINING REPORT*

24 *SEC. 557. The annual foreign military training report*
25 *required by section 656 of the Foreign Assistance Act of*
26 *1961 shall be submitted by the Secretary of Defense and*

1 *the Secretary of State to the Committees on Appropriations*
2 *by the date specified in that section.*

3 *AUTHORIZATION REQUIREMENT*

4 *SEC. 558. Funds appropriated by this Act, except*
5 *funds appropriated under the headings “Trade and Devel-*
6 *opment Agency” and “Overseas Private Investment Cor-*
7 *poration”, may be obligated and expended notwithstanding*
8 *section 10 of Public Law 91–672 and section 15 of the State*
9 *Department Basic Authorities Act of 1956.*

10 *AUTHORIZATION*

11 *SEC. 559. To authorize United States participation in,*
12 *and appropriations for, the United States contribution to*
13 *the first replenishment of the resources of the Enterprise for*
14 *the Americas Multilateral Investment Fund, the Inter-*
15 *American Development Bank Act (22 U.S.C. 283 et seq.)*
16 *is amended by adding at the end the following:*

17 **“SEC. 39. FIRST REPLENISHMENT OF THE RESOURCES OF**
18 **THE ENTERPRISE FOR THE AMERICAS MULTI-**
19 **LATERAL INVESTMENT FUND.**

20 *“(a) CONTRIBUTION AUTHORITY.—*

21 *“(1) IN GENERAL.—The Secretary of the Treas-*
22 *ury may contribute on behalf of the United States*
23 *\$150,000,000 to the first replenishment of the re-*
24 *sources of the Enterprise for the Americas Multilat-*
25 *eral Investment Fund.*

1 “(2) *SUBJECT TO APPROPRIATIONS.*—*The au-*
2 *thority provided by paragraph (1) may be exercised*
3 *only to the extent and in the amounts provided for in*
4 *advance in appropriations Acts.*

5 “(b) *LIMITATIONS ON AUTHORIZATION OF APPROPRIA-*
6 *TIONS.*—*For the United States contribution authorized by*
7 *subsection (a), there are authorized to be appropriated not*
8 *more than \$150,000,000, without fiscal year limitation, for*
9 *payment by the Secretary of the Treasury.”.*

10 *CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND*

11 *SEC. 560. (a) LIMITATIONS ON AMOUNT OF CONTRIBU-*
12 *TION.*—*Of the amounts made available under the heading*
13 *“Child Survival and Health Programs Fund” in this Act,*
14 *\$25,000,000 shall be made available for the United Nations*
15 *Population Fund (hereafter in this section referred to as*
16 *the “UNFPA”), if otherwise not prohibited.*

17 *(b) AVAILABILITY OF FUNDS.*—*Funds appropriated in*
18 *this Act that are available for the UNFPA, that are not*
19 *made available for the UNFPA because of the operation of*
20 *any provision of law, shall be made available only for fam-*
21 *ily planning, maternal, and reproductive health activities*
22 *and shall be in addition to other amounts in this Act that*
23 *are available for such activities, subject to the regular noti-*
24 *fication procedures of the Committees on Appropriations.*

25 *(c) PROHIBITION ON USE OF FUNDS IN CHINA.*—*None*
26 *of the funds made available under “Child Survival Health*

1 *Programs Fund*” may be made available for the UNFPA
2 for a country program in the People’s Republic of China.

3 (d) *CONDITIONS ON AVAILABILITY OF FUNDS.*—

4 *Amounts made available under “Child Survival Health*
5 *Programs Fund*” for fiscal year 2007 for the UNFPA may
6 *not be made available to UNFPA unless—*

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

10 (2) *the UNFPA does not commingle amounts*
11 *made available to the UNFPA under this section with*
12 *other sums; and*

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

14 *WAR CRIMINALS*

15 *SEC. 561. (a)(1) None of the funds appropriated or*
16 *otherwise made available pursuant to this Act may be made*
17 *available for assistance, and the Secretary of the Treasury*
18 *shall instruct the United States executive directors to the*
19 *international financial institutions to vote against any new*
20 *project involving the extension by such institutions of any*
21 *financial or technical assistance, to any country, entity, or*
22 *municipality whose competent authorities have failed, as*
23 *determined by the Secretary of State, to take necessary and*
24 *significant steps to implement its international legal obli-*
25 *gations to apprehend and transfer to the International*
26 *Criminal Tribunal for the former Yugoslavia (the “Tri-*

1 bunal”) all persons in their territory who have been in-
2 dicted by the Tribunal and to otherwise cooperate with the
3 Tribunal.

4 (2) The provisions of this subsection shall not apply
5 to humanitarian assistance or assistance for democratiza-
6 tion.

7 (b) The provisions of subsection (a) shall apply unless
8 the Secretary of State determines and reports to the appro-
9 priate congressional committees that the competent authori-
10 ties of such country, entity, or municipality are—

11 (1) cooperating with the Tribunal, including ac-
12 cess for investigators to archives and witnesses, the
13 provision of documents, and the surrender and trans-
14 fer of indictees or assistance in their apprehension;
15 and

16 (2) are acting consistently with the Dayton Ac-
17 cords.

18 (c) Not less than 10 days before any vote in an inter-
19 national financial institution regarding the extension of
20 any new project involving financial or technical assistance
21 or grants to any country or entity described in subsection
22 (a), the Secretary of the Treasury, in consultation with the
23 Secretary of State, shall provide to the Committees on Ap-
24 propriations a written justification for the proposed assist-
25 ance, including an explanation of the United States posi-

1 *tion regarding any such vote, as well as a description of*
2 *the location of the proposed assistance by municipality, its*
3 *purpose, and its intended beneficiaries.*

4 *(d) In carrying out this section, the Secretary of State,*
5 *the Administrator of the United States Agency for Inter-*
6 *national Development, and the Secretary of the Treasury*
7 *shall consult with representatives of human rights organiza-*
8 *tions and all government agencies with relevant informa-*
9 *tion to help prevent indicted war criminals from benefiting*
10 *from any financial or technical assistance or grants pro-*
11 *vided to any country or entity described in subsection (a).*

12 *(e) The Secretary of State may waive the application*
13 *of subsection (a) with respect to projects within a country,*
14 *entity, or municipality upon a written determination to*
15 *the Committees on Appropriations that such assistance di-*
16 *rectly supports the implementation of the Dayton Accords.*

17 *(f) DEFINITIONS.—As used in this section:*

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

20 *(2) ENTITY.—The term “entity” refers to the*
21 *Federation of Bosnia and Herzegovina, Kosovo, Mon-*
22 *tenegro and the Republika Srpska.*

23 *(3) MUNICIPALITY.—The term “municipality”*
24 *means a city, town or other subdivision within a*
25 *country or entity as defined herein.*

1 *assistance to the Government of Serbia subject to the condi-*
2 *tions in subsection (c): Provided, That section 576 of the*
3 *Foreign Operations, Export Financing, and Related Pro-*
4 *grams Appropriations Act, 1997, as amended, shall not*
5 *apply to the provision of loans and assistance to the Gov-*
6 *ernments of Serbia and Montenegro through international*
7 *financial institutions.*

8 *(c) The determination and certification referred to in*
9 *subsection (a) is a determination by the President and a*
10 *certification to the Committees on Appropriations that the*
11 *Government of Serbia is—*

12 *(1) cooperating with the International Criminal*
13 *Tribunal for the former Yugoslavia including access*
14 *for investigators, the provision of documents, timely*
15 *information on the location, travel, and sources of fi-*
16 *nancial support of indictees, including Radovan*
17 *Karadic, and the surrender and transfer of indictees*
18 *or assistance in their apprehension, including Ratko*
19 *Mladic;*

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

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

1 (d) *This section shall not apply to Kosovo, humani-*
2 *tarian assistance or assistance to promote democracy.*

3 *COMMUNITY-BASED POLICE ASSISTANCE*

4 *SEC. 564. (a) AUTHORITY.—Funds made available by*
5 *this Act to carry out the provisions of chapter 1 of part*
6 *I and chapter 4 of part II of the Foreign Assistance Act*
7 *of 1961, may be used, notwithstanding section 660 of that*
8 *Act, to enhance the effectiveness and accountability of civil-*
9 *ian police authority through training and technical assist-*
10 *ance in human rights, the rule of law, strategic planning,*
11 *and through assistance to foster civilian police roles that*
12 *support democratic governance including assistance for*
13 *programs to prevent and respond to conflict, respond to dis-*
14 *asters, address gender-based violence, and foster improved*
15 *police relations with the communities they serve.*

16 (i) *NOTIFICATION.—Assistance provided under sub-*
17 *section (a) shall be subject to prior consultation with, and*
18 *the regular notification procedures of, the Committees on*
19 *Appropriations.*

20 *SPECIAL DEBT RELIEF FOR THE POOREST*

21 *SEC. 565. (a) AUTHORITY TO REDUCE DEBT.—The*
22 *President may reduce amounts owed to the United States*
23 *(or any agency of the United States) by an eligible country*
24 *as a result of—*

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

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

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

13 (b) *LIMITATIONS.—*

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

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

22 (3) *The authority provided by subsection (a)*
23 *may be exercised only with respect to countries with*
24 *heavy debt burdens that are eligible to borrow from*
25 *the International Development Association, but not*

1 *from the International Bank for Reconstruction and*
2 *Development, commonly referred to as “IDA-only”*
3 *countries.*

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

7 (1) *does not have an excessive level of military*
8 *expenditures;*

9 (2) *has not repeatedly provided support for acts*
10 *of international terrorism;*

11 (3) *is not failing to cooperate on international*
12 *narcotics control matters;*

13 (4) *(including its military or other security*
14 *forces) does not engage in a consistent pattern of gross*
15 *violations of internationally recognized human rights;*
16 *and*

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

20 (d) *AVAILABILITY OF FUNDS.—The authority provided*
21 *by subsection (a) may be used only with regard to the funds*
22 *appropriated by this Act under the heading “Debt Restruc-*
23 *turing”.*

24 (e) *CERTAIN PROHIBITIONS INAPPLICABLE.—A reduc-*
25 *tion of debt pursuant to subsection (a) shall not be consid-*

1 *ered assistance for the purposes of any provision of law lim-*
2 *iting assistance to a country. The authority provided by*
3 *subsection (a) may be exercised notwithstanding section*
4 *620(r) of the Foreign Assistance Act of 1961 or section 321*
5 *of the International Development and Food Assistance Act*
6 *of 1975.*

7 *AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES*

8 *SEC. 566. (a) LOANS ELIGIBLE FOR SALE, REDUC-*
9 *TION, OR CANCELLATION.—*

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

21 *(A) debt-for-equity swaps, debt-for-develop-*
22 *ment swaps, or debt-for-nature swaps; or*

23 *(B) a debt buyback by an eligible country*
24 *of its own qualified debt, only if the eligible*
25 *country uses an additional amount of the local*
26 *currency of the eligible country, equal to not less*

1 *than 40 percent of the price paid for such debt*
2 *by such eligible country, or the difference between*
3 *the price paid for such debt and the face value*
4 *of such debt, to support activities that link con-*
5 *servation and sustainable use of natural re-*
6 *sources with local community development, and*
7 *child survival and other child development, in a*
8 *manner consistent with sections 707 through 710*
9 *of the Foreign Assistance Act of 1961, if the sale,*
10 *reduction, or cancellation would not contravene*
11 *any term or condition of any prior agreement*
12 *relating to such loan.*

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

18 (3) *ADMINISTRATION.*—*The Facility, as defined*
19 *in section 702(8) of the Foreign Assistance Act of*
20 *1961, shall notify the administrator of the agency*
21 *primarily responsible for administering part I of the*
22 *Foreign Assistance Act of 1961 of purchasers that the*
23 *President has determined to be eligible, and shall di-*
24 *rect such agency to carry out the sale, reduction, or*
25 *cancellation of a loan pursuant to this section. Such*

1 *agency shall make adjustment in its accounts to re-*
2 *flect the sale, reduction, or cancellation.*

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

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

13 (c) *ELIGIBLE PURCHASERS.*—*A loan may be sold pur-*
14 *suant to subsection (a)(1)(A) only to a purchaser who pre-*
15 *sents plans satisfactory to the President for using the loan*
16 *for the purpose of engaging in debt-for-equity swaps, debt-*
17 *for-development swaps, or debt-for-nature swaps.*

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

1 *stan, Romania, Slovakia, Tajikistan, Turkmenistan,*
2 *Ukraine, and Uzbekistan.*

3 *UNITED STATES AGENCY FOR INTERNATIONAL*

4 *DEVELOPMENT MANAGEMENT*

5 *(INCLUDING TRANSFER OF FUNDS)*

6 *SEC. 569. (a) AUTHORITY.—Up to \$81,000,000 of the*
7 *funds made available in this Act to carry out the provisions*
8 *of part I of the Foreign Assistance Act of 1961, including*
9 *funds appropriated under the heading “Assistance for East-*
10 *ern Europe and the Baltic States”, may be used by the*
11 *United States Agency for International Development*
12 *(USAID) to hire and employ individuals in the United*
13 *States and overseas on a limited appointment basis pursu-*
14 *ant to the authority of sections 308 and 309 of the Foreign*
15 *Service Act of 1980.*

16 *(b) RESTRICTIONS.—*

17 *(1) The number of individuals hired in any fis-*
18 *cal year pursuant to the authority contained in sub-*
19 *section (a) may not exceed 175.*

20 *(2) The authority to hire individuals contained*
21 *in subsection (a) shall expire on September 30, 2008.*

22 *(c) CONDITIONS.—The authority of subsection (a) may*
23 *only be used to the extent that an equivalent number of posi-*
24 *tions that are filled by personal services contractors or other*
25 *nondirect-hire employees of USAID, who are compensated*
26 *with funds appropriated to carry out part I of the Foreign*

1 *Assistance Act of 1961, including funds appropriated under*
2 *the heading “Assistance for Eastern Europe and the Baltic*
3 *States”, are eliminated.*

4 (d) *PRIORITY SECTORS.—In exercising the authority*
5 *of this section, primary emphasis shall be placed on ena-*
6 *bling USAID to meet personnel positions in technical skill*
7 *areas currently encumbered by contractor or other non-*
8 *direct-hire personnel.*

9 (e) *CONSULTATIONS.—The USAID Administrator*
10 *shall consult with the Committees on Appropriations at*
11 *least on a quarterly basis concerning the implementation*
12 *of this section.*

13 (f) *PROGRAM ACCOUNT CHARGED.—The account*
14 *charged for the cost of an individual hired and employed*
15 *under the authority of this section shall be the account to*
16 *which such individual’s responsibilities primarily relate.*
17 *Funds made available to carry out this section may be*
18 *transferred to and merged and consolidated with funds ap-*
19 *propriated for “Operating Expenses of the United States*
20 *Agency for International Development”.*

21 (g) *MANAGEMENT REFORM PILOT.—Of the funds made*
22 *available in subsection (a), USAID may use, in addition*
23 *to funds otherwise available for such purposes, up to*
24 *\$10,000,000 to fund overseas support costs of members of*
25 *the Foreign Service with a Foreign Service rank of four*

1 amount shall be in addition to the amounts requested for
2 biodiversity activities in these countries in fiscal year 2007:
3 Provided, That of the funds appropriated by this Act, not
4 less than \$17,500,000 should be made available for the
5 Congo Basin Forest Partnership of which not less than
6 \$2,500,000 should be made available to the United States
7 Fish and Wildlife Service for the protection of great apes
8 in Central Africa: Provided further, That of the funds ap-
9 propriated by this Act, not less than \$180,000,000 shall be
10 made available to support clean energy and other climate
11 change policies and programs in developing countries, of
12 which \$100,000,000 should be made available to directly
13 promote and deploy energy conservation, energy efficiency,
14 and renewable and clean energy technologies, and of which
15 the balance should be made available to directly: (1) meas-
16 ure, monitor, and reduce greenhouse gas emissions; (2) in-
17 crease carbon sequestration activities; and (3) enhance cli-
18 mate change mitigation and adaptation programs.

19 (b) *CLIMATE CHANGE REPORT*.—Not later than 60
20 days after the date on which the President's fiscal year 2008
21 budget request is submitted to Congress, the President shall
22 submit a report to the Committees on Appropriations de-
23 scribing in detail the following—

24 (1) all Federal agency obligations and expendi-
25 tures, domestic and international, for climate change

1 *programs and activities in fiscal year 2007, including*
2 *an accounting of expenditures by agency with each*
3 *agency identifying climate change activities and asso-*
4 *ciated costs by line item as presented in the Presi-*
5 *dent's Budget Appendix; and*

6 *(2) all fiscal year 2006 obligations and estimated*
7 *expenditures, fiscal year 2007 estimated expenditures*
8 *and estimated obligations, and fiscal year 2008 re-*
9 *quested funds by the United States Agency for Inter-*
10 *national Development, by country and central pro-*
11 *gram, for each of the following: (A) to promote the*
12 *transfer and deployment of a wide range of United*
13 *States clean energy and energy efficiency technologies;*
14 *(B) to assist in the measurement, monitoring, report-*
15 *ing, verification, and reduction of greenhouse gas*
16 *emissions; (C) to promote carbon capture and seques-*
17 *tration measures; (D) to help meet such countries' re-*
18 *sponsibilities under the Framework Convention on*
19 *Climate Change; and (E) to develop assessments of the*
20 *vulnerability to impacts of climate change and miti-*
21 *gation and adaptation response strategies.*

22 *(c) EXTRACTION OF NATURAL RESOURCES.—*

23 *(1) The Secretary of the Treasury shall inform*
24 *the managements of the international financial insti-*
25 *tutions and the public that it is the policy of the*

1 *United States that any assistance by such institutions*
2 *(including but not limited to any loan, credit, grant,*
3 *or guarantee) for the extraction and export of oil, gas,*
4 *coal, timber, or other natural resource should not be*
5 *provided unless the government of the country has in*
6 *place or is finalizing the necessary steps to establish*
7 *functioning systems for: (A) accurately accounting for*
8 *revenues and expenditures in connection with the ex-*
9 *traction and export of the type of natural resource to*
10 *be extracted or exported; (B) the independent auditing*
11 *of such accounts and the widespread public dissemi-*
12 *nation of the audits; and (C) verifying government*
13 *receipts against company payments including wide-*
14 *spread dissemination of such payment information,*
15 *and disclosing such documents as Host Government*
16 *Agreements, Concession Agreements, and bidding doc-*
17 *uments, allowing in any such dissemination or disclo-*
18 *sure for the redaction of, or exceptions for, informa-*
19 *tion that is commercially proprietary or that would*
20 *create competitive disadvantage.*

21 *(2) Not later than 180 days after the enactment*
22 *of this Act, the Secretary of the Treasury shall submit*
23 *a report to the Committees on Appropriations describ-*
24 *ing, for each international financial institution, the*
25 *amount and type of assistance provided, by country,*

1 *such titles, to “this Act” shall be deemed to be a reference*
2 *to titles II through V of the Department of State, Foreign*
3 *Operations, and Related Programs Appropriations Acts,*
4 *2007.*

5 *ORGANIZATION FOR ECONOMIC COOPERATION AND*
6 *DEVELOPMENT*

7 *SEC. 577. None of the funds made available in this*
8 *Act may be used to fund activities or projects undertaken*
9 *by the Organization for Economic Cooperation and Devel-*
10 *opment that are designed to hinder the flow of capital and*
11 *jobs from high-tax jurisdictions to low-tax jurisdictions or*
12 *to infringe on the sovereign right of jurisdictions to deter-*
13 *mine their own domestic policies.*

14 *INDONESIA REPORT*

15 *SEC. 578. The Secretary of State shall submit a report*
16 *to the Committees on Appropriations not later than April*
17 *1, 2007, detailing, for the 12 month period prior to the en-*
18 *actment of this Act, the following—*

19 *(1) any strategy linking United States foreign*
20 *assistance to progress on human rights;*

21 *(2) progress made by the Indonesian Government*
22 *in prosecuting and punishing current or former mem-*
23 *bers of the Indonesian military who have been*
24 *credibly implicated in gross violations of human*
25 *rights in East Timor, Papua, and elsewhere, and ac-*
26 *tions taken by the military to assist in resolving such*

1 cases by providing testimony, access to witnesses,
2 military documents, and other relevant information;

3 (3) efforts made by the Indonesian Government
4 to provide unimpeded access to Papua for the media
5 and humanitarian organizations;

6 (4) progress made by the Indonesian Government
7 in establishing full civilian control of the military,
8 including making publicly available audits of receipts
9 and expenditures of the military and its businesses;

10 (5) progress in the investigation of the murders
11 of two United States citizens and one Indonesian cit-
12 izen on August 31, 2002 in Timika, the status of any
13 individuals indicted within the United States or In-
14 donesia for crimes related to those murders, and the
15 status of judicial proceedings related to those murders;

16 (6) efforts by the Government of Indonesia to ar-
17 rest individuals indicted for crimes related to those
18 murders and any other actions taken by the Govern-
19 ment of Indonesia (including the Indonesian judici-
20 ary, police and military) to bring the individuals re-
21 sponsible to justice;

22 (7) the cooperation provided by the Government
23 of Indonesia (including the Indonesian judiciary, po-
24 lice and military) with regard to requests related to

1 *those murders made by the Secretary of State or the*
2 *Director of the Federal Bureau of Investigation; and*
3 *(8) the status of the investigation of the murder*
4 *of Munir Said Thalib, including efforts by the Gov-*
5 *ernment of Indonesia to arrest any individuals who*
6 *ordered or carried out that crime and any other ac-*
7 *tions taken by the Government of Indonesia (includ-*
8 *ing the Indonesian judiciary, police and the State In-*
9 *telligence Agency), to bring the individuals respon-*
10 *sible to justice.*

11 *ORPHANS, DISPLACED AND ABANDONED CHILDREN*

12 *SEC. 579. Of the funds appropriated under title III*
13 *of this Act, not less than \$3,000,000 should be made avail-*
14 *able for activities to improve the capacity of foreign govern-*
15 *ment agencies and nongovernmental organizations to pre-*
16 *vent child abandonment, address the needs of orphans, dis-*
17 *placed and abandoned children and provide permanent*
18 *homes through family reunification, guardianship and do-*
19 *mestic adoptions: Provided, That funds made available*
20 *under title III of this Act should be made available, as ap-*
21 *propriate, consistent with—*

22 *(1) the goal of enabling children to remain in the*
23 *care of their family of origin, but when not possible,*
24 *placing children in permanent homes through adop-*
25 *tions;*

1 (2) *the principle that such placements should be*
2 *based on informed consent which has not been in-*
3 *duced by payment or compensation;*

4 (3) *the view that long-term foster care or institu-*
5 *tionalization are not permanent options and should*
6 *be used when no other suitable permanent options are*
7 *available; and*

8 (4) *the recognition that programs that protect*
9 *and support families can reduce the abandonment*
10 *and exploitation of children.*

11 *ASSISTANCE FOR FOREIGN NONGOVERNMENTAL*

12 *ORGANIZATIONS*

13 *SEC. 580. Notwithstanding any other provision of law,*
14 *regulation, or policy, in determining eligibility for assist-*
15 *ance authorized under part I of the Foreign Assistance Act*
16 *of 1961 (22 U.S.C. 2151 et seq.), foreign nongovernmental*
17 *organizations—*

18 (1) *shall not be eligible for such assistance solely*
19 *on the basis of health or medical services including*
20 *counseling and referral services, provided by such or-*
21 *ganizations with non-United States Government*
22 *funds if such services do not violate the laws of the*
23 *country in which they are being provided and would*
24 *not violate United States Federal law if provided in*
25 *the United States; and*

1 (2) *shall not be subject to requirements relating*
2 *to the use of non-United States Government funds for*
3 *advocacy and lobbying activities other than those that*
4 *apply to United States nongovernmental organiza-*
5 *tions receiving assistance under part I of such Act.*

6 *Titles II through V may be cited as the “Foreign Oper-*
7 *ations, Export Financing, and Related Programs Appro-*
8 *priations Act, 2007”.*

9 *This Act may be cited as the “Department of State,*
10 *Foreign Operations, and Related Programs Appropriations*
11 *Act, 2007”.*

Amend the title so as to read: “An Act making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2007, and for other purposes.”.

Calendar No. 512

109TH CONGRESS
2^D SESSION

H.R. 5522

[Report No. 109-277]

AN ACT

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

JUNE 12, 2006

Received; read twice and referred to the Committee on Appropriations

JULY 10, 2006

Reported with an amendment and an amendment to the title