

109TH CONGRESS  
2D SESSION

# S. 4014

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IN THE HOUSE OF REPRESENTATIVES

DECEMBER 5, 2006

Referred to the Committee on International Relations

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## AN ACT

To endorse further enlargement of the North Atlantic Treaty Organization (NATO) and to facilitate the timely admission of Albania, Croatia, Georgia, and Macedonia to NATO, 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       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “NATO Freedom Con-  
5       solidation Act of 2006”.

1 **SEC. 2. FINDINGS.**

2 Congress makes the following findings:

3 (1) The sustained commitment of the North At-  
4 lantic Treaty Organization (NATO) to mutual de-  
5 fense has made possible the democratic trans-  
6 formation of Central and Eastern Europe. Members  
7 of the North Atlantic Treaty Organization can and  
8 should play a critical role in addressing the security  
9 challenges of the post-Cold War era in creating the  
10 stable environment needed for those emerging de-  
11 mocracies in Europe.

12 (2) Lasting stability and security in Europe re-  
13 quires the military, economic, and political integra-  
14 tion of emerging democracies into existing European  
15 structures.

16 (3) In an era of threats from terrorism and the  
17 proliferation of weapons of mass destruction, the  
18 North Atlantic Treaty Organization is increasingly  
19 contributing to security in the face of global security  
20 challenges for the protection and interests of its  
21 member states.

22 (4) In the NATO Participation Act of 1994  
23 (title II of Public Law 103–447; 22 U.S.C. 1928  
24 note), Congress declared that “full and active par-  
25 ticipants in the Partnership for Peace in a position  
26 to further the principles of the North Atlantic Trea-

1 ty and to contribute to the security of the North At-  
2 lantic area should be invited to become full NATO  
3 members in accordance with Article 10 of such  
4 Treaty at an early date...”.

5 (5) In the NATO Enlargement Facilitation Act  
6 of 1996 (title VI of section 101(c) of title I of divi-  
7 sion A of Public Law 104–208; 22 U.S.C. 1928  
8 note), Congress called for the prompt admission of  
9 Poland, Hungary, the Czech Republic, and Slovenia  
10 to the North Atlantic Treaty Organization, and de-  
11 clared that “in order to promote economic stability  
12 and security in Slovakia, Estonia, Latvia, Lithuania,  
13 Romania, Bulgaria, Albania, Moldova, and  
14 Ukraine...the process of enlarging NATO to include  
15 emerging democracies in Central and Eastern Eu-  
16 rope should not be limited to consideration of admit-  
17 ting Poland, Hungary, the Czech Republic, and Slo-  
18 venia as full members of the NATO Alliance”.

19 (6) In the European Security Act of 1998 (title  
20 XXVII of division G of Public Law 105–277; 22  
21 U.S.C. 1928 note), Congress declared that “Poland,  
22 Hungary, and the Czech Republic should not be the  
23 last emerging democracies in Central and Eastern  
24 Europe invited to join NATO” and that “Romania,  
25 Estonia, Latvia, Lithuania, and Bulgaria...would

1       make an outstanding contribution to furthering the  
2       goals of NATO and enhancing stability, freedom,  
3       and peace in Europe should they become NATO  
4       members [and] upon complete satisfaction of all rel-  
5       evant criteria should be invited to become full NATO  
6       members at the earliest possible date”.

7               (7) In the Gerald B. H. Solomon Freedom Con-  
8       solidation Act of 2002 (Public Law 107–187; 22  
9       U.S.C. 1928 note), Congress endorsed “...the vision  
10      of further enlargement of the NATO Alliance articu-  
11      lated by President George W. Bush on June 15,  
12      2001, and by former President William J. Clinton  
13      on October 22, 1996”.

14              (8) At the Madrid Summit of the North Atlan-  
15      tic Treaty Organization in July 1997, Poland, Hun-  
16      gary, and the Czech Republic were invited to join  
17      the Alliance, and the North Atlantic Treaty Organi-  
18      zation heads of state and government issued a dec-  
19      laration stating “[t]he alliance expects to extend fur-  
20      ther invitations in coming years to nations willing  
21      and able to assume the responsibilities and obliga-  
22      tions of membership...[n]o European democratic  
23      country whose admission would fulfill the objectives  
24      of the [North Atlantic] Treaty will be excluded from  
25      consideration”.

1           (9) At the Washington Summit of the North  
2       Atlantic Treaty Organization in April 1999, the  
3       North Atlantic Treaty Organization heads of state  
4       and government issued a communiqué declaring  
5       “[w]e pledge that NATO will continue to welcome  
6       new members in a position to further the principles  
7       of the [North Atlantic] Treaty and contribute to  
8       peace and security in the Euro-Atlantic area...[t]he  
9       three new members will not be the last...[n]o Euro-  
10      pean democratic country whose admission would ful-  
11      fill the objectives of the Treaty will be excluded from  
12      consideration, regardless of its geographic loca-  
13      tion...”.

14           (10) In May 2000 in Vilnius, Lithuania, the  
15      foreign ministers of Albania, Bulgaria, Estonia, Lat-  
16      via, Lithuania, the Republic of Macedonia, Romania,  
17      Slovakia, and Slovenia issued a statement (later  
18      joined by Croatia) declaring that—

19                   (A) their countries will cooperate in jointly  
20      seeking membership in the North Atlantic  
21      Treaty Organization in the next round of en-  
22      largement of the North Atlantic Treaty Organi-  
23      zation;

24                   (B) the realization of membership in the  
25      North Atlantic Treaty Organization by one or

1 more of these countries would be a success for  
2 all; and

3 (C) eventual membership in the North At-  
4 lantic Treaty Organization for all of these coun-  
5 tries would be a success for Europe and for the  
6 North Atlantic Treaty Organization.

7 (11) On June 15, 2001, in a speech in Warsaw,  
8 Poland, President George W. Bush stated “[a]ll of  
9 Europe’s new democracies, from the Baltic to the  
10 Black Sea and all that lie between, should have the  
11 same chance for security and freedom—and the  
12 same chance to join the institutions of Europe—as  
13 Europe’s old democracies have...I believe in NATO  
14 membership for all of Europe’s democracies that  
15 seek it and are ready to share the responsibilities  
16 that NATO brings...[a]s we plan to enlarge NATO,  
17 no nation should be used as a pawn in the agenda  
18 of others...[w]e will not trade away the fate of free  
19 European peoples...[n]o more Munichs...[n]o more  
20 Yaltas...[a]s we plan the Prague Summit, we should  
21 not calculate how little we can get away with, but  
22 how much we can do to advance the cause of free-  
23 dom”.

24 (12) On October 22, 1996, in a speech in De-  
25 troit, Michigan, former President William J. Clinton

1       stated “NATO’s doors will not close behind its first  
2       new members...NATO should remain open to all of  
3       Europe’s emerging democracies who are ready to  
4       shoulder the responsibilities of membership...[n]o  
5       nation will be automatically excluded...[n]o country  
6       outside NATO will have a veto...[a] gray zone of in-  
7       security must not reemerge in Europe”.

8               (13) At the Prague Summit of the North Atlan-  
9       tic Treaty Organization in November 2002, Bul-  
10      garia, Estonia, Latvia, Lithuania, Romania, Slo-  
11      vakia, and Slovenia were invited to join the Alliance  
12      in the second round of enlargement of the North At-  
13      lantic Treaty Organization since the end of the Cold  
14      War, and the North Atlantic Treaty Organization  
15      heads of state and government issued a declaration  
16      stating “NATO’s door will remain open to European  
17      democracies willing and able to assume the respon-  
18      sibilities and obligations of membership, in accord-  
19      ance with Article 10 of the Washington Treaty”.

20              (14) On May 8, 2003, the United States Senate  
21      unanimously approved the Resolution of Ratification  
22      to Accompany Treaty Document No. 108–4, Proto-  
23      cols to the North Atlantic Treaty of 1949 on Acces-  
24      sion of Bulgaria, Estonia, Latvia, Lithuania, Roma-  
25      nia, Slovakia, and Slovenia, inviting Bulgaria, Esto-

1       nia, Latvia, Lithuania, Romania, Slovakia, and Slo-  
2       venia to join the North Atlantic Treaty Organiza-  
3       tion.

4           (15) At the Istanbul Summit of the North At-  
5       lantic Treaty Organization in June 2004, the North  
6       Atlantic Treaty Organization heads of state and gov-  
7       ernment issued a communiqué reaffirming that  
8       NATO's door remains open to new members, declar-  
9       ing “[w]e celebrate the success of NATO's Open  
10      Door Policy, and reaffirm today that our seven new  
11      members will not be the last. The door to member-  
12      ship remains open. We welcome the progress made  
13      by Albania, Croatia, and the former Yugoslav Re-  
14      public of Macedonia (1) in implementing their An-  
15      nual National Programmes under the Membership  
16      Action Plan, and encourage them to continue pur-  
17      suing the reforms necessary to progress toward  
18      NATO membership. We also commend their con-  
19      tribution to regional stability and cooperation. We  
20      want all three countries to succeed and will continue  
21      to assist them in their reform efforts. NATO will  
22      continue to assess each country's candidacy individ-  
23      ually, based on the progress made towards reform  
24      goals pursued through the Membership Action Plan,  
25      which will remain the vehicle to keep the readiness

1 of each aspirant for membership under review. We  
2 direct that NATO Foreign Ministers keep the en-  
3 largement process, including the implementation of  
4 the Membership Action Plan, under continual review  
5 and report to us. We will review at the next Summit  
6 progress by aspirants towards membership based on  
7 that report”.

8 (16) Georgia has stated its desire to join the  
9 Euro-Atlantic community, and in particular, is seek-  
10 ing to join North Atlantic Treaty Organization.  
11 Georgia is working closely with the North Atlantic  
12 Treaty Organization and its members to meet cri-  
13 teria for eventual membership in NATO.

14 (17) At a press conference with President Mi-  
15 khail Saakashvili of Georgia in Washington, D.C. on  
16 July 5, 2006, President George W. Bush stated that  
17 “... I believe that NATO would benefit with Georgia  
18 being a member of NATO, and I think Georgia  
19 would benefit. And there’s a way forward through  
20 the Membership Action Plan...And I’m a believer in  
21 the expansion of NATO. I think it’s in the world’s  
22 interest that we expand NATO”.

23 (18) Following a meeting of NATO Foreign  
24 Ministers in New York on September 21, 2006,  
25 NATO Secretary General Jaap de Hoop Scheffer

1 announced the launching of an Intensified Dialogue  
2 on membership between the Alliance and Georgia.

3 (19) Contingent upon their continued imple-  
4 mentation of democratic, defense, and economic re-  
5 form, and their willingness and ability to meet the  
6 responsibilities of membership in the North Atlantic  
7 Treaty Organization, Congress calls for the timely  
8 admission of Albania, Croatia, Georgia, and Mac-  
9 edonia to the North Atlantic Treaty Organization to  
10 promote security and stability in Europe.

11 (20) The North Atlantic Treaty Organization  
12 heads of state and government will hold a North At-  
13 lantic Treaty Organization Summit in Riga, Latvia,  
14 in November 2006.

15 **SEC. 3. DECLARATIONS OF POLICY.**

16 Congress—

17 (1) reaffirms its previous expressions of support  
18 for continued enlargement of the North Atlantic  
19 Treaty Organization contained in the NATO Partici-  
20 pation Act of 1994, the NATO Enlargement Facili-  
21 tation Act of 1996, the European Security Act of  
22 1998, and the Gerald B. H. Solomon Freedom Con-  
23 solidation Act of 2002;

24 (2) supports the commitment to further en-  
25 largement of the North Atlantic Treaty Organization

1 to include European democracies that are able and  
2 willing to meet the responsibilities of Membership, as  
3 expressed by the Alliance in its Madrid Summit Dec-  
4 laration of 1997, its Washington Summit  
5 Communiqué of 1999, its Prague Summit Declara-  
6 tion of 2002, and its Istanbul Summit Communiqué  
7 of 2004; and

8 (3) endorses the vision of further enlargement  
9 of the North Atlantic Treaty Organization articu-  
10 lated by President George W. Bush on June 15,  
11 2001, and by former President William J. Clinton  
12 on October 22, 1996, and urges our allies in the  
13 North Atlantic Treaty Organization to work with the  
14 United States to realize a role for the North Atlantic  
15 Treaty Organization in promoting global security,  
16 including continued support for enlargement to in-  
17 clude qualified candidate states, specifically by enter-  
18 ing into a Membership Action Plan with Georgia and  
19 recognizing the progress toward meeting the respon-  
20 sibilities and obligations of NATO membership by  
21 Albania, Croatia, Georgia, and Macedonia at the  
22 NATO Summit in Riga, Latvia.

1 **SEC. 4. DESIGNATION OF ALBANIA, CROATIA, GEORGIA,**  
2 **AND MACEDONIA AS ELIGIBLE TO RECEIVE**  
3 **ASSISTANCE UNDER THE NATO PARTICIPA-**  
4 **TION ACT OF 1994.**

5 (a) DESIGNATION.—

6 (1) ALBANIA.—The Republic of Albania is des-  
7 igned as eligible to receive assistance under the  
8 program established under section 203(a) of the  
9 NATO Participation Act of 1994 (title II of Public  
10 Law 103–447; 22 U.S.C. 1928 note), and shall be  
11 deemed to have been so designated pursuant to sec-  
12 tion 203(d)(1) of such Act.

13 (2) CROATIA.—The Republic of Croatia is des-  
14 igned as eligible to receive assistance under the  
15 program established under section 203(a) of the  
16 NATO Participation Act of 1994, and shall be  
17 deemed to have been so designated pursuant to sec-  
18 tion 203(d)(1) of such Act.

19 (3) GEORGIA.—Georgia is designated as eligible  
20 to receive assistance under the program established  
21 under section 203(a) of the NATO Participation Act  
22 of 1994, and shall be deemed to have been so des-  
23 igned pursuant to section 203(d)(1) of such Act.

24 (4) MACEDONIA.—The Republic of Macedonia  
25 is designated as eligible to receive assistance under  
26 the program established under section 203(a) of the

1 NATO Participation Act of 1994, and shall be  
2 deemed to have been so designated pursuant to sec-  
3 tion 203(d)(1) of such Act.

4 (b) RULE OF CONSTRUCTION.—The designation of  
5 the Republic of Albania, the Republic of Croatia, Georgia,  
6 and the Republic of Macedonia pursuant to subsection (a)  
7 as eligible to receive assistance under the program estab-  
8 lished under section 203(a) of the NATO Participation  
9 Act of 1994—

10 (1) is in addition to the designation of Poland,  
11 Hungary, the Czech Republic, and Slovenia pursu-  
12 ant to section 606 of the NATO Enlargement Facili-  
13 tation Act of 1996 (title VI of section 101(c) of title  
14 I of division A of Public Law 104–208; 22 U.S.C.  
15 1928 note), the designation of Romania, Estonia,  
16 Latvia, Lithuania, and Bulgaria pursuant to section  
17 2703(b) of the European Security Act of 1998 (title  
18 XXVII of division G of Public Law 105–277; 22  
19 U.S.C. 1928 note), and the designation of Slovakia  
20 pursuant to section 4(a) of the Gerald B. H. Sol-  
21 omon Freedom Consolidation Act of 2002 (Public  
22 Law 107–187; 22 U.S.C. 1928 note) as eligible to  
23 receive assistance under the program established  
24 under section 203(a) of the NATO Participation Act  
25 of 1994; and

1           (2) shall not preclude the designation by the  
2       President of other countries pursuant to section  
3       203(d)(2) of the NATO Participation Act of 1994 as  
4       eligible to receive assistance under the program es-  
5       tablished under section 203(a) of such Act.

6 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**  
7                               **COUNTRIES DESIGNATED UNDER THE NATO**  
8                               **PARTICIPATION ACT OF 1994.**

9       Of the amounts made available for fiscal year 2007  
10     under section 23 of the Arms Export Control Act (22  
11     U.S.C. 2763)—

12           (1) \$3,200,000 is authorized to be available on  
13     a grant basis for the Republic of Albania;

14           (2) \$3,000,000 is authorized to be available on  
15     a grant basis for the Republic of Croatia;

16           (3) \$10,000,000 is authorized to be available on  
17     a grant basis for Georgia; and

18           (4) \$3,600,000 is authorized to be available on  
19     a grant basis for the Republic of Macedonia.

20 **SEC. 6. SENSE OF CONGRESS.**

21       Congress affirms that it stands ready to consider, and  
22     if all applicable criteria are satisfied, to support efforts  
23     by Ukraine to join the North Atlantic Treaty Organiza-

tion, should Ukraine decide that it wishes to pursue membership in the Alliance.

Passed the Senate November 16, 2006.

Attest: EMILY J. REYNOLDS,  
*Secretary.*