

Union Calendar No. 112

114TH CONGRESS
1ST SESSION

H. R. 2772

[Report No. 114-154]

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2016, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2015

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

A BILL

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2016, 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 Department of State, foreign operations, and related pro-

1 grams for the fiscal year ending September 30, 2016, and
2 for other purposes, namely:

3 TITLE I

4 DEPARTMENT OF STATE AND RELATED

5 AGENCY

6 DEPARTMENT OF STATE

7 ADMINISTRATION OF FOREIGN AFFAIRS

8 DIPLOMATIC AND CONSULAR PROGRAMS

9 For necessary expenses of the Department of State
10 and the Foreign Service not otherwise provided for,
11 \$6,529,685,000, of which up to \$630,380,000 may remain
12 available until September 30, 2017, and of which up to
13 \$2,327,137,000 may remain available until expended for
14 Worldwide Security Protection: *Provided*, That funds
15 made available under this heading shall be allocated in ac-
16 cordance with paragraphs (1) through (4) as follows:

17 (1) HUMAN RESOURCES.—For necessary ex-
18 penses for training, human resources management,
19 and salaries, including employment without regard
20 to civil service and classification laws of persons on
21 a temporary basis (not to exceed \$700,000), as au-
22 thorized by section 801 of the United States Infor-
23 mation and Educational Exchange Act of 1948,
24 \$2,316,212,000, of which up to \$358,833,000 is for
25 Worldwide Security Protection.

1 (2) OVERSEAS PROGRAMS.—For necessary ex-
2 penses for the regional bureaus of the Department
3 of State and overseas activities as authorized by law,
4 \$1,473,829,000.

5 (3) DIPLOMATIC POLICY AND SUPPORT.—For
6 necessary expenses for the functional bureaus of the
7 Department of State, including representation to
8 certain international organizations in which the
9 United States participates pursuant to treaties rati-
10 fied pursuant to the advice and consent of the Sen-
11 ate or specific Acts of Congress, general administra-
12 tion, and arms control, nonproliferation and disar-
13 mament activities as authorized, \$753,170,000.

14 (4) SECURITY PROGRAMS.—For necessary ex-
15 penses for security activities, \$1,986,474,000, of
16 which up to \$1,968,304,000 is for Worldwide Secu-
17 rity Protection.

18 (5) FEES AND PAYMENTS COLLECTED.—In ad-
19 dition to amounts otherwise made available under
20 this heading—

21 (A) not to exceed \$1,806,600 shall be de-
22 rived from fees collected from other executive
23 agencies for lease or use of facilities located at
24 the International Center in accordance with sec-
25 tion 4 of the International Center Act, and, in

1 addition, as authorized by section 5 of such
2 Act, \$743,000, to be derived from the reserve
3 authorized by that section, to be used for the
4 purposes set out in that section;

5 (B) as authorized by section 810 of the
6 United States Information and Educational Ex-
7 change Act, not to exceed \$5,000,000, to re-
8 main available until expended, may be credited
9 to this appropriation from fees or other pay-
10 ments received from English teaching, library,
11 motion pictures, and publication programs and
12 from fees from educational advising and coun-
13 seling and exchange visitor programs; and

14 (C) not to exceed \$15,000, which shall be
15 derived from reimbursements, surcharges, and
16 fees for use of Blair House facilities.

17 (6) TRANSFER, REPROGRAMMING, AND OTHER
18 MATTERS.—

19 (A) Notwithstanding any other provision of
20 this Act, funds may be reprogrammed within
21 and between paragraphs (1) through (4) under
22 this heading subject to section 7015 of this Act.

23 (B) Of the amount made available under
24 this heading, not to exceed \$10,000,000 may be
25 transferred to, and merged with, funds made

1 available by this Act under the heading “Emer-
2 gencies in the Diplomatic and Consular Serv-
3 ice”, to be available only for emergency evacu-
4 ations and rewards, as authorized.

5 (C) Funds appropriated under this heading
6 are available for acquisition by exchange or pur-
7 chase of passenger motor vehicles as authorized
8 by law and, pursuant to 31 U.S.C. 1108(g), for
9 the field examination of programs and activities
10 in the United States funded from any account
11 contained in this title.

12 (D) Of the funds made available under this
13 heading in this Act, up to \$99,134,000 may be
14 made available for a Foreign Affairs Security
15 Training Center (FASTC): *Provided*, That none
16 of the funds appropriated or otherwise made
17 available in this Act and in prior Acts making
18 appropriations for the Department of State,
19 foreign operations, and related programs may
20 be obligated or expended for FASTC until such
21 Center is specifically authorized by a subse-
22 quent Act of Congress: *Provided further*, That
23 if FASTC is not specifically authorized before
24 September 30, 2016, funds designated for
25 FASTC may be made available to support and

1 expand training at sites in existence prior to
2 October 1, 2014 and for other embassy security
3 activities.

4 (E) None of the funds appropriated or oth-
5 erwise made available under this heading shall
6 be available for the Ambassador's Fund for
7 Cultural Preservation.

8 CAPITAL INVESTMENT FUND

9 For necessary expenses of the Capital Investment
10 Fund, \$56,400,000, to remain available until expended,
11 as authorized.

12 OFFICE OF INSPECTOR GENERAL

13 For necessary expenses of the Office of Inspector
14 General, \$82,400,000, notwithstanding section 209(a)(1)
15 of the Foreign Service Act of 1980 (Public Law 96-465)
16 as it relates to post inspections: *Provided*, That of the
17 funds appropriated under this heading, \$12,400,000 may
18 remain available until September 30, 2017.

19 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

20 For expenses of educational and cultural exchange
21 programs, as authorized, \$582,531,000, to remain avail-
22 able until expended: *Provided*, That fees or other pay-
23 ments received from or in connection with English teach-
24 ing, educational advising and counseling programs, and
25 exchange visitor programs as authorized may be credited

1 to this account, to remain available until expended: *Pro-*
2 *vided further*, That not later than 45 days after enactment
3 of this Act, the Secretary of State shall submit a report
4 to the Committees on Appropriations detailing modifica-
5 tions made to existing educational and cultural exchange
6 programs since calendar year 2014, including for special
7 academic and special professional and cultural exchanges:
8 *Provided further*, That any further substantive modifica-
9 tions to programs funded under this heading shall be sub-
10 ject to prior consultation with, and the regular notification
11 procedures of, the Committees on Appropriations.

12 REPRESENTATION EXPENSES

13 For representation expenses as authorized,
14 \$8,030,000.

15 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

16 For expenses, not otherwise provided, to enable the
17 Secretary of State to provide for extraordinary protective
18 services, as authorized, \$30,036,000, to remain available
19 until September 30, 2017.

20 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

21 For necessary expenses for carrying out the Foreign
22 Service Buildings Act of 1926 (22 U.S.C. 292–303), pre-
23 serving, maintaining, repairing, and planning for buildings
24 that are owned or directly leased by the Department of
25 State, renovating, in addition to funds otherwise available,

1 the Harry S Truman Building, and carrying out the Dip-
2 lomatic Security Construction Program as authorized,
3 \$785,097,000, to remain available until expended as au-
4 thorized, of which not to exceed \$25,000 may be used for
5 domestic and overseas representation expenses as author-
6 ized: *Provided*, That none of the funds appropriated in this
7 paragraph shall be available for acquisition of furniture,
8 furnishings, or generators for other departments and
9 agencies.

10 In addition, for the costs of worldwide security up-
11 grades, acquisition, and construction as authorized,
12 \$1,300,000,000, to remain available until expended: *Pro-*
13 *vided*, That not later than 45 days after enactment of this
14 Act, the Secretary of State shall submit to the Committees
15 on Appropriations the proposed allocation of funds made
16 available under this heading and the actual and antici-
17 pated proceeds of sales for all projects in fiscal year 2016.

18 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR

19 SERVICE

20 For necessary expenses to enable the Secretary of
21 State to meet unforeseen emergencies arising in the Diplo-
22 matic and Consular Service, \$7,900,000, to remain avail-
23 able until expended as authorized, of which not to exceed
24 \$1,000,000 may be transferred to, and merged with, funds
25 appropriated by this Act under the heading “Repatriation

1 Loans Program Account”, subject to the same terms and
2 conditions.

3 REPATRIATION LOANS PROGRAM ACCOUNT

4 For the cost of direct loans, \$1,300,000, as author-
5 ized: *Provided*, That such costs, including the cost of
6 modifying such loans, shall be as defined in section 502
7 of the Congressional Budget Act of 1974: *Provided fur-*
8 *ther*, That such funds are available to subsidize gross obli-
9 gations for the principal amount of direct loans not to ex-
10 ceed \$2,469,136.

11 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

12 For necessary expenses to carry out the Taiwan Rela-
13 tions Act (Public Law 96–8), \$30,000,000.

14 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
15 DISABILITY FUND

16 For payment to the Foreign Service Retirement and
17 Disability Fund, as authorized, \$158,900,000.

18 INTERNATIONAL ORGANIZATIONS

19 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

20 For necessary expenses, not otherwise provided for,
21 to meet annual obligations of membership in international
22 multilateral organizations, pursuant to treaties ratified
23 pursuant to the advice and consent of the Senate, conven-
24 tions or specific Acts of Congress, \$1,399,151,000: *Pro-*
25 *vided*, That the Secretary of State shall, at the time of

1 the submission of the President's budget to Congress
2 under section 1105(a) of title 31, United States Code,
3 transmit to the Committees on Appropriations the most
4 recent biennial budget prepared by the United Nations for
5 the operations of the United Nations: *Provided further,*
6 That the Secretary of State shall notify the Committees
7 on Appropriations at least 15 days in advance (or in an
8 emergency, as far in advance as is practicable) of any
9 United Nations action to increase funding for any United
10 Nations program without identifying an offsetting de-
11 crease elsewhere in the United Nations budget: *Provided*
12 *further,* That not later than May 1, 2016, and 30 days
13 after the end of fiscal year 2016, the Secretary of State
14 shall report to the Committees on Appropriations on any
15 credits available to the United States, including from the
16 United Nations Tax Equalization Fund, and provide up-
17 dated fiscal year 2016 and fiscal year 2017 assessment
18 costs including offsets from available credits and updated
19 foreign currency exchange rates: *Provided further,* That
20 any such credits shall only be available for United States
21 assessed contributions to the United Nations, shall be sub-
22 ject to the regular notification procedures of the Commit-
23 tees on Appropriations, and the Committees on Appropria-
24 tions shall be notified when such credits are applied to
25 any assessed contribution, including any payment of ar-

1 rearages: *Provided further*, That any notification regard-
2 ing funds appropriated or otherwise made available under
3 this heading in this Act or prior Acts making appropria-
4 tions for the Department of State, foreign operations, and
5 related programs submitted pursuant to section 7015 of
6 this Act, section 34 of the State Department Basic Au-
7 thorities Act of 1956 (22 U.S.C. 2706), or any operating
8 plan submitted pursuant to section 7076 of this Act, shall
9 include an estimate of all known credits currently available
10 to the United States and provide updated assessment costs
11 including offsets from available credits and updated for-
12 eign currency exchange rates: *Provided further*, That any
13 payment of arrearages under this heading shall be directed
14 to activities that are mutually agreed upon by the United
15 States and the respective international organization and
16 shall be subject to the regular notification procedures of
17 the Committees on Appropriations: *Provided further*, That
18 none of the funds appropriated under this heading shall
19 be available for a United States contribution to an inter-
20 national organization for the United States share of inter-
21 est costs made known to the United States Government
22 by such organization for loans incurred on or after Octo-
23 ber 1, 1984, through external borrowings: *Provided fur-*
24 *ther*, That the Secretary of State shall review the budg-
25 etary and personnel procedures of the United Nations and

1 affiliated agencies funded under this heading and, not
2 later than 180 days after enactment of this Act, submit
3 a report to the Committees on Appropriations on steps
4 taken at each agency to eliminate unnecessary administra-
5 tive costs and duplicative activities and ensure that per-
6 sonnel practices are transparent and merit-based.

7 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
8 ACTIVITIES

9 For necessary expenses to pay assessed and other ex-
10 penses of international peacekeeping activities directed to
11 the maintenance or restoration of international peace and
12 security, \$2,118,891,000, of which 15 percent shall re-
13 main available until September 30, 2017: *Provided*, That
14 none of the funds made available by this Act shall be obli-
15 gated or expended for any new or expanded United Na-
16 tions peacekeeping mission unless, at least 15 days in ad-
17 vance of voting for such mission in the United Nations
18 Security Council (or in an emergency as far in advance
19 as is practicable), the Committees on Appropriations are
20 notified: (1) of the estimated cost and duration of the mis-
21 sion, the objectives of the mission, the national interest
22 that will be served, and the exit strategy; (2) that the
23 United Nations has in place measures to prevent United
24 Nations employees, contractor personnel, and peace-
25 keeping troops serving in the mission from trafficking in

1 persons, exploiting victims of trafficking, or committing
2 acts of illegal sexual exploitation or other violations of
3 human rights, and to bring to justice individuals who en-
4 gage in such acts while participating in the peacekeeping
5 mission, including prosecution in their home countries of
6 such individuals in connection with such acts, and to make
7 information about such cases publicly available in the
8 country where an alleged crime occurs and on the United
9 Nations' Web site; and (3) the source of funds that will
10 be used to pay the cost of the new or expanded mission,
11 including whether such source of funds will require re-
12 programming or transfer of existing funds or additional
13 appropriations, and the estimated cost in future fiscal
14 years: *Provided further*, That funds shall be available for
15 peacekeeping expenses unless the Secretary of State deter-
16 mines that American manufacturers and suppliers are not
17 being given opportunities to provide equipment, services,
18 and material for United Nations peacekeeping activities
19 equal to those being given to foreign manufacturers and
20 suppliers: *Provided further*, That the Secretary of State
21 shall work with the United Nations and foreign govern-
22 ments contributing peacekeeping troops to implement ef-
23 fective vetting procedures to ensure that such troops have
24 not violated human rights: *Provided further*, That none of
25 the funds appropriated or otherwise made available under

1 this heading may be used for any United Nations peace-
2 keeping mission that will involve United States Armed
3 Forces under the command or operational control of a for-
4 eign national, unless the President's military advisors have
5 submitted to the President a recommendation that such
6 involvement is in the national interest of the United States
7 and the President has submitted to the Congress such a
8 recommendation: *Provided further*, That not later than
9 May 1, 2016, and 30 days after the end of fiscal year
10 2016, the Secretary of State shall report to the Commit-
11 tees on Appropriations on any credits available to the
12 United States, including those resulting from United Na-
13 tions peacekeeping missions or the United Nations Tax
14 Equalization Fund, and provide updated fiscal year 2016
15 and fiscal year 2017 assessment costs including offsets
16 from available credits: *Provided further*, That any such
17 credits shall only be available for United States assessed
18 contributions to the United Nations, shall be subject to
19 the regular notification procedures of the Committees on
20 Appropriations, and the Committees on Appropriations
21 shall be notified when such credits are applied to any as-
22 sessed contribution, including any payment of arrearages:
23 *Provided further*, That any notification regarding funds
24 appropriated or otherwise made available under this head-
25 ing in this Act or prior Acts making appropriations for

1 the Department of State, foreign operations, and related
2 programs submitted pursuant to section 7015 of this Act,
3 section 34 of the State Department Basic Authorities Act
4 of 1956 (22 U.S.C. 2706), or any operating plan sub-
5 mitted pursuant to section 7076 of this Act, shall include
6 an estimate of all known credits currently available to the
7 United States and provide updated assessment costs in-
8 cluding offsets from available credits: *Provided further*,
9 That any payment of arrearages under this heading shall
10 be subject to the regular notification procedures of the
11 Committees on Appropriations: *Provided further*, That the
12 Secretary of State shall work with the United Nations and
13 members of the United Nations Security Council to evalu-
14 ate and prioritize peacekeeping missions, and consider
15 phase-out and withdrawal when mission goals have been
16 substantially achieved: *Provided further*, That the Sec-
17 retary of State shall report to the Committees on Appro-
18 priations, not later than 180 days after enactment of this
19 Act, on efforts and progress made to address these issues.

20 INTERNATIONAL COMMISSIONS

21 For necessary expenses, not otherwise provided for,
22 to meet obligations of the United States arising under
23 treaties, or specific Acts of Congress, as follows:

1 INTERNATIONAL BOUNDARY AND WATER COMMISSION,
2 UNITED STATES AND MEXICO

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

8 SALARIES AND EXPENSES

9 For salaries and expenses, not otherwise provided for,
10 \$45,307,000.

11 CONSTRUCTION

12 For detailed plan preparation and construction of au-
13 thorized projects, \$28,400,000, to remain available until
14 expended, as authorized.

15 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

16 For necessary expenses, not otherwise provided, for
17 the International Joint Commission and the International
18 Boundary Commission, United States and Canada, as au-
19 thorized by treaties between the United States and Can-
20 ada or Great Britain, and the Border Environment Co-
21 operation Commission as authorized by Public Law 103-
22 182, \$12,330,000: *Provided*, That of the amount provided
23 under this heading for the International Joint Commis-
24 sion, up to \$500,000 may remain available until Sep-

1 tember, 30 2017 and \$9,000 may be made available for
2 representation expenses.

3 INTERNATIONAL FISHERIES COMMISSIONS

4 For necessary expenses for international fisheries
5 commissions, not otherwise provided for, as authorized by
6 law, \$33,181,000: *Provided*, That the United States share
7 of such expenses may be advanced to the respective com-
8 missions pursuant to 31 U.S.C. 3324.

9 RELATED AGENCY

10 BROADCASTING BOARD OF GOVERNORS

11 INTERNATIONAL BROADCASTING OPERATIONS

12 For necessary expenses to enable the Broadcasting
13 Board of Governors (BBG), as authorized, to carry out
14 international communication activities, and to make and
15 supervise grants for radio, internet, and television broad-
16 casting, including to the Middle East, \$737,991,000: *Pro-*
17 *vided*, That in addition to amounts otherwise available for
18 such purposes, up to \$28,635,000 of the amount appro-
19 priated under this heading may remain available until ex-
20 pended for satellite transmissions and Internet freedom
21 programs, of which not less than \$17,500,000 shall be for
22 Internet freedom programs: *Provided further*, That of the
23 total amount appropriated under this heading, not to ex-
24 ceed \$35,000 may be used for representation expenses, of
25 which \$10,000 may be used for representation expenses

1 within the United States as authorized, and not to exceed
2 \$30,000 may be used for representation expenses of Radio
3 Free Europe/Radio Liberty: *Provided further*, That the au-
4 thority provided by section 504(e) of the Foreign Relations
5 Authorization Act, Fiscal Year 2003 (Public Law 107–
6 228; 22 U.S.C. 6206 note) shall remain in effect through
7 September 30, 2016: *Provided further*, That the BBG
8 shall notify the Committees on Appropriations within 15
9 days of any determination by the Board that any of its
10 broadcast entities, including its grantee organizations,
11 provides an open platform for international terrorists or
12 those who support international terrorism, or is in viola-
13 tion of the principles and standards set forth in sub-
14 sections (a) and (b) of section 303 of the United States
15 International Broadcasting Act of 1994 (22 U.S.C. 6202)
16 or the entity’s journalistic code of ethics: *Provided further*,
17 That significant modifications to BBG broadcast hours
18 previously justified to Congress, including changes to
19 transmission platforms (shortwave, medium wave, sat-
20 ellite, Internet, and television), for all BBG language serv-
21 ices shall be subject to the regular notification procedures
22 of the Committees on Appropriations: *Provided further*,
23 That in addition to funds made available under this head-
24 ing, and notwithstanding any other provision of law, up
25 to \$5,000,000 in receipts from advertising and revenue

1 from business ventures, up to \$500,000 in receipts from
2 cooperating international organizations, and up to
3 \$1,000,000 in receipts from privatization efforts of the
4 Voice of America and the International Broadcasting Bu-
5 reau, to remain available until expended for carrying out
6 authorized purposes.

7 BROADCASTING CAPITAL IMPROVEMENTS

8 For the purchase, rent, construction, repair, preser-
9 vation, and improvement of facilities for radio, television,
10 and digital transmission and reception, the purchase, rent,
11 and installation of necessary equipment for radio, tele-
12 vision, and digital transmission and reception, including
13 to Cuba, as authorized, and physical security worldwide,
14 in addition to amounts otherwise available for such pur-
15 poses, \$4,800,000, to remain available until expended, as
16 authorized.

17 RELATED PROGRAMS

18 THE ASIA FOUNDATION

19 For a grant to The Asia Foundation, as authorized
20 by The Asia Foundation Act (22 U.S.C. 4402),
21 \$17,000,000, to remain available until expended, as au-
22 thorized.

23 UNITED STATES INSTITUTE OF PEACE

24 For necessary expenses of the United States Institute
25 of Peace, as authorized by the United States Institute of

1 Peace Act, \$35,300,000, to remain available until Sep-
2 tember 30, 2017, which shall not be used for construction
3 activities.

4 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE
5 TRUST FUND

6 For necessary expenses of the Center for Middle
7 Eastern-Western Dialogue Trust Fund, as authorized by
8 section 633 of the Departments of Commerce, Justice, and
9 State, the Judiciary, and Related Agencies Appropriations
10 Act, 2004 (22 U.S.C. 2078), the total amount of the inter-
11 est and earnings accruing to such Fund on or before Sep-
12 tember 30, 2016, to remain available until expended.

13 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

14 For necessary expenses of Eisenhower Exchange Fel-
15 lowships, Incorporated, as authorized by sections 4 and
16 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
17 U.S.C. 5204–5205), all interest and earnings accruing to
18 the Eisenhower Exchange Fellowship Program Trust
19 Fund on or before September 30, 2016, to remain avail-
20 able until expended: *Provided*, That none of the funds ap-
21 propriated herein shall be used to pay any salary or other
22 compensation, or to enter into any contract providing for
23 the payment thereof, in excess of the rate authorized by
24 5 U.S.C. 5376; or for purposes which are not in accord-
25 ance with OMB Circulars A–110 (Uniform Administrative

1 Requirements) and A-122 (Cost Principles for Non-profit
2 Organizations), including the restrictions on compensation
3 for personal services.

4 ISRAELI ARAB SCHOLARSHIP PROGRAM

5 For necessary expenses of the Israeli Arab Scholar-
6 ship Program, as authorized by section 214 of the Foreign
7 Relations Authorization Act, Fiscal Years 1992 and 1993
8 (22 U.S.C. 2452), all interest and earnings accruing to
9 the Israeli Arab Scholarship Fund on or before September
10 30, 2016, to remain available until expended.

11 NATIONAL ENDOWMENT FOR DEMOCRACY

12 For grants made by the Department of State to the
13 National Endowment for Democracy, as authorized by the
14 National Endowment for Democracy Act, \$170,000,000,
15 to remain available until expended, of which \$117,500,000
16 shall be allocated in the traditional and customary man-
17 ner, including for the core institutes, and \$52,500,000
18 shall be for democracy, human rights, and rule of law pro-
19 grams.

20 OTHER COMMISSIONS

21 COMMISSION FOR THE PRESERVATION OF AMERICA'S

22 HERITAGE ABROAD

23 SALARIES AND EXPENSES

24 For necessary expenses for the Commission for the
25 Preservation of America's Heritage Abroad, \$676,000, as

1 authorized by chapter 3123 of Public Law 113–287: *Pro-*
2 *vided*, That the Commission may procure temporary,
3 intermittent, and other services notwithstanding para-
4 graph (3) of section 312304(b) of Public Law 113–287:
5 *Provided*, That such authority shall terminate on October
6 1, 2016: *Provided further*, That the Commission shall no-
7 tify the Committees on Appropriations prior to exercising
8 such authority.

9 UNITED STATES COMMISSION ON INTERNATIONAL
10 RELIGIOUS FREEDOM
11 SALARIES AND EXPENSES

12 For necessary expenses for the United States Com-
13 mission on International Religious Freedom, as authorized
14 by title II of the International Religious Freedom Act of
15 1998 (22 U.S.C. 6431 et seq.), \$3,500,000, to remain
16 available until September 30, 2017, including not more
17 than \$4,000 for representation expenses.

18 COMMISSION ON SECURITY AND COOPERATION IN
19 EUROPE
20 SALARIES AND EXPENSES

21 For necessary expenses of the Commission on Secu-
22 rity and Cooperation in Europe, as authorized by Public
23 Law 94–304, \$2,579,000, including not more than \$4,000
24 for representation expenses, to remain available until Sep-
25 tember 30, 2017.

1 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
2 PEOPLE'S REPUBLIC OF CHINA
3 SALARIES AND EXPENSES

4 For necessary expenses of the Congressional-Execu-
5 tive Commission on the People's Republic of China, as au-
6 thorized by title III of the U.S.-China Relations Act of
7 2000 (22 U.S.C. 6911–6919), \$2,000,000, including not
8 more than \$3,000 for representation expenses, to remain
9 available until September 30, 2017.

10 UNITED STATES-CHINA ECONOMIC AND SECURITY
11 REVIEW COMMISSION
12 SALARIES AND EXPENSES

13 For necessary expenses of the United States-China
14 Economic and Security Review Commission, as authorized
15 by section 1238 of the Floyd D. Spence National Defense
16 Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002),
17 \$3,500,000, including not more than \$4,000 for represen-
18 tation expenses, to remain available until September 30,
19 2017: *Provided*, That the authorities, requirements, limi-
20 tations, and conditions contained in the second through
21 sixth provisos under this heading in division F of Public
22 Law 111–117 shall continue in effect during fiscal year
23 2016 and shall apply to funds appropriated under this
24 heading as if included in this Act.

1 TITLE II
2 UNITED STATES AGENCY FOR INTERNATIONAL
3 DEVELOPMENT
4 FUNDS APPROPRIATED TO THE PRESIDENT
5 OPERATING EXPENSES

6 For necessary expenses to carry out the provisions
7 of section 667 of the Foreign Assistance Act of 1961,
8 \$1,058,110,000, of which up to \$159,000,000 may remain
9 available until September 30, 2017: *Provided*, That none
10 of the funds appropriated under this heading and under
11 the heading “Capital Investment Fund” in this title may
12 be made available to finance the construction (including
13 architect and engineering services), purchase, or long-term
14 lease of offices for use by the United States Agency for
15 International Development (USAID), unless the USAID
16 Administrator has identified such proposed use of funds
17 in a report submitted to the Committees on Appropria-
18 tions at least 15 days prior to the obligation of funds for
19 such purposes: *Provided further*, That contracts or agree-
20 ments entered into with funds appropriated under this
21 heading may entail commitments for the expenditure of
22 such funds through the following fiscal year: *Provided fur-*
23 *ther*, That the authority of sections 610 and 109 of the
24 Foreign Assistance Act of 1961 may be exercised by the
25 Secretary of State to transfer funds appropriated to carry

1 out chapter 1 of part I of such Act to “Operating Ex-
2 penses” in accordance with the provisions of those sec-
3 tions: *Provided further*, That of the funds appropriated or
4 made available under this heading, not to exceed \$250,000
5 may be available for representation and entertainment ex-
6 penses, of which not to exceed \$5,000 may be available
7 for entertainment expenses, for USAID during the current
8 fiscal year.

9 CAPITAL INVESTMENT FUND

10 For necessary expenses for overseas construction and
11 related costs, and for the procurement and enhancement
12 of information technology and related capital investments,
13 pursuant to section 667 of the Foreign Assistance Act of
14 1961, \$169,580,000 to remain available until expended:
15 *Provided*, That this amount is in addition to funds other-
16 wise available for such purposes: *Provided further*, That
17 funds appropriated under this heading shall be available
18 for obligation only pursuant to the regular notification
19 procedures of the Committees on Appropriations.

20 OFFICE OF INSPECTOR GENERAL

21 For necessary expenses to carry out the provisions
22 of section 667 of the Foreign Assistance Act of 1961,
23 \$63,000,000, of which up to \$9,500,000 may remain
24 available until September 30, 2017, for the Office of In-

1 spector General of the United States Agency for Inter-
2 national Development.

3 TITLE III

4 BILATERAL ECONOMIC ASSISTANCE

5 FUNDS APPROPRIATED TO THE PRESIDENT

6 For necessary expenses to enable the President to
7 carry out the provisions of the Foreign Assistance Act of
8 1961, and for other purposes, as follows:

9 GLOBAL HEALTH PROGRAMS

10 For necessary expenses to carry out the provisions
11 of chapters 1 and 10 of part I of the Foreign Assistance
12 Act of 1961, for global health activities, in addition to
13 funds otherwise available for such purposes,
14 \$2,783,950,000, to remain available until September 30,
15 2017, and which shall be apportioned directly to the
16 United States Agency for International Development
17 (USAID): *Provided*, That this amount shall be made avail-
18 able for training, equipment, and technical assistance to
19 build the capacity of public health institutions and organi-
20 zations in developing countries, and for such activities as:
21 (1) child survival and maternal health programs; (2) im-
22 munization and oral rehydration programs; (3) other
23 health, nutrition, water and sanitation programs which di-
24 rectly address the needs of mothers and children, and re-
25 lated education programs; (4) assistance for children dis-

1 placed or orphaned by causes other than AIDS; (5) pro-
2 grams for the prevention, treatment, control of, and re-
3 search on HIV/AIDS, tuberculosis, polio, malaria, and
4 other infectious diseases including neglected tropical dis-
5 eases, and for assistance to communities severely affected
6 by HIV/AIDS, including children infected or affected by
7 AIDS; and (6) family planning/reproductive health: *Pro-*
8 *vided further*, That funds appropriated under this para-
9 graph may be made available for United States contribu-
10 tions to the GAVI Alliance and to the United Nations
11 Children’s Fund: *Provided further*, That none of the funds
12 made available in this Act nor any unobligated balances
13 from prior appropriations Acts may be made available to
14 any organization or program which, as determined by the
15 President of the United States, supports or participates
16 in the management of a program of coercive abortion or
17 involuntary sterilization: *Provided further*, That any deter-
18 mination made under the previous proviso must be made
19 not later than 6 months after the date of enactment of
20 this Act, and must be accompanied by the evidence and
21 criteria utilized to make the determination: *Provided fur-*
22 *ther*, That none of the funds made available under this
23 Act may be used to pay for the performance of abortion
24 as a method of family planning or to motivate or coerce
25 any person to practice abortions: *Provided further*, That

1 nothing in this paragraph shall be construed to alter any
2 existing statutory prohibitions against abortion under sec-
3 tion 104 of the Foreign Assistance Act of 1961: *Provided*
4 *further*, That none of the funds made available under this
5 Act may be used to lobby for or against abortion: *Provided*
6 *further*, That in order to reduce reliance on abortion in
7 developing nations, funds shall be available only to vol-
8 untary family planning projects which offer, either directly
9 or through referral to, or information about access to, a
10 broad range of family planning methods and services, and
11 that any such voluntary family planning project shall meet
12 the following requirements: (1) service providers or refer-
13 ral agents in the project shall not implement or be subject
14 to quotas, or other numerical targets, of total number of
15 births, number of family planning acceptors, or acceptors
16 of a particular method of family planning (this provision
17 shall not be construed to include the use of quantitative
18 estimates or indicators for budgeting and planning pur-
19 poses); (2) the project shall not include payment of incen-
20 tives, bribes, gratuities, or financial reward to: (A) an indi-
21 vidual in exchange for becoming a family planning accep-
22 tor; or (B) program personnel for achieving a numerical
23 target or quota of total number of births, number of fam-
24 ily planning acceptors, or acceptors of a particular method
25 of family planning; (3) the project shall not deny any right

1 or benefit, including the right of access to participate in
2 any program of general welfare or the right of access to
3 health care, as a consequence of any individual's decision
4 not to accept family planning services; (4) the project shall
5 provide family planning acceptors comprehensible infor-
6 mation on the health benefits and risks of the method cho-
7 sen, including those conditions that might render the use
8 of the method inadvisable and those adverse side effects
9 known to be consequent to the use of the method; and
10 (5) the project shall ensure that experimental contracep-
11 tive drugs and devices and medical procedures are pro-
12 vided only in the context of a scientific study in which
13 participants are advised of potential risks and benefits;
14 and, not less than 60 days after the date on which the
15 USAID Administrator determines that there has been a
16 violation of the requirements contained in paragraph (1),
17 (2), (3), or (5) of this proviso, or a pattern or practice
18 of violations of the requirements contained in paragraph
19 (4) of this proviso, the Administrator shall submit to the
20 Committees on Appropriations a report containing a de-
21 scription of such violation and the corrective action taken
22 by the Agency: *Provided further*, That in awarding grants
23 for natural family planning under section 104 of the For-
24 eign Assistance Act of 1961 no applicant shall be discrimi-
25 nated against because of such applicant's religious or con-

1 scientific commitment to offer only natural family plan-
2 ning; and, additionally, all such applicants shall comply
3 with the requirements of the previous proviso: *Provided*
4 *further*, That for purposes of this or any other Act author-
5 izing or appropriating funds for the Department of State,
6 foreign operations, and related programs, the term “moti-
7 vate”, as it relates to family planning assistance, shall not
8 be construed to prohibit the provision, consistent with
9 local law, of information or counseling about all pregnancy
10 options: *Provided further*, That information provided
11 about the use of condoms as part of projects or activities
12 that are funded from amounts appropriated by this Act
13 shall be medically accurate and shall include the public
14 health benefits and failure rates of such use.

15 In addition, for necessary expenses to carry out the
16 provisions of the Foreign Assistance Act of 1961 for the
17 prevention, treatment, and control of, and research on,
18 HIV/AIDS, \$5,670,000,000, to remain available until
19 September 30, 2020, which shall be apportioned directly
20 to the Department of State: *Provided*, That funds appro-
21 priated under this paragraph may be made available, not-
22 withstanding any other provision of law, except for the
23 United States Leadership Against HIV/AIDS, Tuber-
24 culosis and Malaria Act of 2003 (Public Law 108–25),
25 as amended, for a United States contribution to the Global

1 Fund to Fight AIDS, Tuberculosis and Malaria (Global
2 Fund), and shall be expended at the minimum rate nec-
3 essary to make timely payment for projects and activities:
4 *Provided further*, That up to 5 percent of the aggregate
5 amount of funds made available to the Global Fund in
6 fiscal year 2016 may be made available to USAID for
7 technical assistance related to the activities of the Global
8 Fund: *Provided further*, That funds made available in the
9 previous proviso shall be subject to the regular notification
10 procedures of the Committees on Appropriations: *Provided*
11 *further*, That of the funds appropriated under this para-
12 graph, up to \$17,000,000 may be made available, in addi-
13 tion to amounts otherwise available for such purposes, for
14 administrative expenses of the Office of the United States
15 Global AIDS Coordinator.

16 DEVELOPMENT ASSISTANCE

17 For necessary expenses to carry out the provisions
18 of sections 103, 105, 106, 214, and sections 251 through
19 255, and chapter 10 of part I of the Foreign Assistance
20 Act of 1961, \$2,507,001,000, to remain available until
21 September 30, 2017: *Provided*, That of the funds appro-
22 priated under this heading, not less than \$26,000,000
23 shall be made available for the American Schools and Hos-
24 pitals Abroad program, and not less than \$10,500,000
25 shall be made available for cooperative development pro-

1 grams of the United States Agency for International De-
2 velopment.

3 INTERNATIONAL DISASTER ASSISTANCE

4 For necessary expenses to carry out the provisions
5 of section 491 of the Foreign Assistance Act of 1961 for
6 international disaster relief, rehabilitation, and recon-
7 struction assistance, \$1,085,000,000, to remain available
8 until expended.

9 TRANSITION INITIATIVES

10 For necessary expenses for international disaster re-
11 habilitation and reconstruction assistance administered by
12 the Office of Transition Initiatives, United States Agency
13 for International Development (USAID), pursuant to sec-
14 tion 491 of the Foreign Assistance Act of 1961,
15 \$47,000,000, to remain available until expended, to sup-
16 port transition to democracy and long-term development
17 of countries in crisis: *Provided*, That such support may
18 include assistance to develop, strengthen, or preserve
19 democratic institutions and processes, revitalize basic in-
20 frastructure, and foster the peaceful resolution of conflict:
21 *Provided further*, That the USAID Administrator shall
22 submit a report to the Committees on Appropriations at
23 least 5 days prior to beginning a new program of assist-
24 ance: *Provided further*, That if the Secretary of State de-
25 termines that it is important to the national interest of

1 the United States to provide transition assistance in ex-
2 cess of the amount appropriated under this heading, up
3 to \$15,000,000 of the funds appropriated by this Act to
4 carry out the provisions of part I of the Foreign Assist-
5 ance Act of 1961 may be used for purposes of this heading
6 and under the authorities applicable to funds appropriated
7 under this heading: *Provided further*, That funds made
8 available pursuant to the previous proviso shall be made
9 available subject to prior consultation with the Committees
10 on Appropriations.

11 DEVELOPMENT CREDIT AUTHORITY

12 For the cost of direct loans and loan guarantees pro-
13 vided by the United States Agency for International De-
14 velopment (USAID), as authorized by sections 256 and
15 635 of the Foreign Assistance Act of 1961, up to
16 \$40,000,000 may be derived by transfer from funds ap-
17 propriated by this Act to carry out part I of such Act:
18 *Provided*, That funds provided under this paragraph and
19 funds provided as a gift that are used for purposes of this
20 paragraph pursuant to section 635(d) of the Foreign As-
21 sistance Act of 1961 shall be made available only for
22 micro- and small enterprise programs, urban programs,
23 and other programs which further the purposes of part
24 I of such Act: *Provided further*, That such costs, including
25 the cost of modifying such direct and guaranteed loans,

1 shall be as defined in section 502 of the Congressional
2 Budget Act of 1974, as amended: *Provided further*, That
3 funds made available by this paragraph may be used for
4 the cost of modifying any such guaranteed loans under
5 this Act or prior Acts making appropriations for the De-
6 partment of State, foreign operations, and related pro-
7 grams, and funds used for such costs shall be subject to
8 the regular notification procedures of the Committees on
9 Appropriations: *Provided further*, That the provisions of
10 section 107A(d) (relating to general provisions applicable
11 to the Development Credit Authority) of the Foreign As-
12 sistance Act of 1961, as contained in section 306 of H.R.
13 1486 as reported by the House Committee on Inter-
14 national Relations on May 9, 1997, shall be applicable to
15 direct loans and loan guarantees provided under this head-
16 ing, except that the principal amount of loans made or
17 guaranteed under this heading with respect to any single
18 country shall not exceed \$300,000,000: *Provided further*,
19 That these funds are available to subsidize total loan prin-
20 cipal, any portion of which is to be guaranteed, of up to
21 \$1,500,000,000.

22 In addition, for administrative expenses to carry out
23 credit programs administered by USAID, \$8,120,000,
24 which may be transferred to, and merged with, funds
25 made available under the heading “Operating Expenses”

1 in title II of this Act: *Provided*, That funds made available
2 under this heading shall remain available until September
3 30, 2018.

4 ECONOMIC SUPPORT FUND

5 For necessary expenses to carry out the provisions
6 of chapter 4 of part II of the Foreign Assistance Act of
7 1961, \$1,817,315,000, to remain available until Sep-
8 tember 30, 2017.

9 DEMOCRACY FUND

10 For necessary expenses to carry out the provisions
11 of the Foreign Assistance Act of 1961 for the promotion
12 of democracy globally, \$140,500,000, to remain available
13 until September 30, 2017, of which \$77,750,000 shall be
14 made available for the Human Rights and Democracy
15 Fund of the Bureau of Democracy, Human Rights and
16 Labor, Department of State, and \$62,750,000 shall be
17 made available for the Bureau for Democracy, Conflict,
18 and Humanitarian Assistance, United States Agency for
19 International Development.

20 DEPARTMENT OF STATE

21 MIGRATION AND REFUGEE ASSISTANCE

22 For necessary expenses not otherwise provided for,
23 to enable the Secretary of State to carry out the provisions
24 of section 2(a) and (b) of the Migration and Refugee As-
25 sistance Act of 1962, and other activities to meet refugee

1 and migration needs; salaries and expenses of personnel
2 and dependents as authorized by the Foreign Service Act
3 of 1980; allowances as authorized by sections 5921
4 through 5925 of title 5, United States Code; purchase and
5 hire of passenger motor vehicles; and services as author-
6 ized by section 3109 of title 5, United States Code,
7 \$2,092,611,000, to remain available until expended, of
8 which not less than \$35,000,000 shall be made available
9 to respond to small-scale emergency humanitarian require-
10 ments, and \$10,000,000 shall be made available for refu-
11 gees resettling in Israel.

12 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
13 ASSISTANCE FUND

14 For necessary expenses to carry out the provisions
15 of section 2(c) of the Migration and Refugee Assistance
16 Act of 1962, as amended (22 U.S.C. 2601(c)),
17 \$50,000,000, to remain available until expended.

18 INDEPENDENT AGENCIES

19 PEACE CORPS

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses to carry out the provisions
22 of the Peace Corps Act (22 U.S.C. 2501–2523), including
23 the purchase of not to exceed five passenger motor vehicles
24 for administrative purposes for use outside of the United
25 States, \$379,500,000, of which \$5,150,000 is for the Of-

1 fice of Inspector General, to remain available until Sep-
2 tember 30, 2017: *Provided*, That the Director of the Peace
3 Corps may transfer to the Foreign Currency Fluctuations
4 Account, as authorized by 22 U.S.C. 2515, an amount not
5 to exceed \$5,000,000: *Provided further*, That funds trans-
6 ferred pursuant to the previous proviso may not be derived
7 from amounts made available for Peace Corps overseas op-
8 erations: *Provided further*, That of the funds appropriated
9 under this heading, not to exceed \$104,000 may be avail-
10 able for representation expenses, of which not to exceed
11 \$4,000 may be made available for entertainment expenses:
12 *Provided further*, That any decision to open, close, signifi-
13 cantly reduce, or suspend a domestic or overseas office or
14 country program shall be subject to prior consultation
15 with, and the regular notification procedures of, the Com-
16 mittees on Appropriations, except that prior consultation
17 and regular notification procedures may be waived when
18 there is a substantial security risk to volunteers or other
19 Peace Corps personnel, pursuant to section 7015(e) of this
20 Act: *Provided further*, That none of the funds appropriated
21 under this heading shall be used to pay for abortions: *Pro-*
22 *vided further*, That notwithstanding the previous proviso,
23 section 614 of division E of Public Law 113–76 shall
24 apply to funds appropriated under this heading.

1 MILLENNIUM CHALLENGE CORPORATION

2 For necessary expenses to carry out the provisions
3 of the Millennium Challenge Act of 2003 (MCA),
4 \$899,500,000 to remain available until expended: *Pro-*
5 *vided*, That of the funds appropriated under this heading,
6 up to \$105,000,000 may be available for administrative
7 expenses of the Millennium Challenge Corporation (the
8 Corporation): *Provided further*, That up to 5 percent of
9 the funds appropriated under this heading may be made
10 available to carry out the purposes of section 616 of the
11 MCA for fiscal year 2016: *Provided further*, That section
12 605(e) of the MCA shall apply to funds appropriated
13 under this heading: *Provided further*, That funds appro-
14 priated under this heading may be made available for a
15 Millennium Challenge Compact entered into pursuant to
16 section 609 of the MCA only if such Compact obligates,
17 or contains a commitment to obligate subject to the avail-
18 ability of funds and the mutual agreement of the parties
19 to the Compact to proceed, the entire amount of the
20 United States Government funding anticipated for the du-
21 ration of the Compact: *Provided further*, That the Chief
22 Executive Officer of the Corporation shall notify the Com-
23 mittees on Appropriations not later than 15 days prior to
24 commencing negotiations for any country compact or
25 threshold country program; signing any such compact or

1 threshold program; or terminating or suspending any such
2 compact or threshold program: *Provided further*, That
3 funds appropriated under this heading by this Act and
4 prior Acts making appropriations for the Department of
5 State, foreign operations, and related programs that are
6 available to implement section 609(g) of the MCA shall
7 be subject to the regular notification procedures of the
8 Committees on Appropriations: *Provided further*, That no
9 country should be eligible for a threshold program after
10 such country has completed a country compact: *Provided*
11 *further*, That any funds that are deobligated from a Mil-
12 lennium Challenge Compact shall be subject to the regular
13 notification procedures of the Committees on Appropria-
14 tions prior to re-obligation: *Provided further*, That none
15 of the funds made available by this Act or prior Acts mak-
16 ing appropriations for the Department of State, foreign
17 operations, and related programs shall be available for a
18 threshold program or compact in a country that is not cur-
19 rently a candidate country: *Provided further*, That of the
20 funds appropriated under this heading, not to exceed
21 \$100,000 may be available for representation and enter-
22 tainment expenses, of which not to exceed \$5,000 may be
23 available for entertainment expenses.

1 INTER-AMERICAN FOUNDATION

2 For necessary expenses to carry out the functions of
3 the Inter-American Foundation in accordance with the
4 provisions of section 401 of the Foreign Assistance Act
5 of 1969, \$22,500,000, to remain available until September
6 30, 2017: *Provided*, That of the funds appropriated under
7 this heading, not to exceed \$2,000 may be available for
8 representation expenses.

9 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

10 For necessary expenses to carry out title V of the
11 International Security and Development Cooperation Act
12 of 1980 (Public Law 96–533), \$30,000,000, to remain
13 available until September 30, 2017, of which not to exceed
14 \$2,000 may be available for representation expenses: *Pro-*
15 *vided*, That funds made available to grantees may be in-
16 vested pending expenditure for project purposes when au-
17 thorized by the Board of Directors of the United States
18 African Development Foundation (USADF): *Provided fur-*
19 *ther*, That interest earned shall be used only for the pur-
20 poses for which the grant was made: *Provided further*,
21 That notwithstanding section 505(a)(2) of the African De-
22 velopment Foundation Act, in exceptional circumstances
23 the Board of Directors of the USADF may waive the
24 \$250,000 limitation contained in that section with respect
25 to a project and a project may exceed the limitation by

1 up to 10 percent if the increase is due solely to foreign
2 currency fluctuation: *Provided further*, That the USADF
3 shall submit a report to the Committees on Appropriations
4 after each time such waiver authority is exercised: *Pro-*
5 *vided further*, That the USADF may make rent or lease
6 payments in advance from appropriations available for
7 such purpose for offices, buildings, grounds, and quarters
8 in Africa as may be necessary to carry out its functions.

9 DEPARTMENT OF THE TREASURY

10 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

11 For necessary expenses to carry out the provisions
12 of section 129 of the Foreign Assistance Act of 1961,
13 \$23,500,000, to remain available until September 30,
14 2018, which shall be available notwithstanding any other
15 provision of law.

16 TITLE IV

17 INTERNATIONAL SECURITY ASSISTANCE

18 DEPARTMENT OF STATE

19 INTERNATIONAL NARCOTICS CONTROL AND LAW

20 ENFORCEMENT

21 For necessary expenses to carry out section 481 of
22 the Foreign Assistance Act of 1961, \$935,020,000 to re-
23 main available until September 30, 2017: *Provided*, That
24 the Department of State may use the authority of section
25 608 of the Foreign Assistance Act of 1961, without regard

1 to its restrictions, to receive excess property from an agen-
2 cy of the United States Government for the purpose of
3 providing such property to a foreign country or inter-
4 national organization under chapter 8 of part I of that
5 Act, subject to the regular notification procedures of the
6 Committees on Appropriations: *Provided further*, That sec-
7 tion 482(b) of the Foreign Assistance Act of 1961 shall
8 not apply to funds appropriated under this heading, except
9 that any funds made available notwithstanding such sec-
10 tion shall be subject to the regular notification procedures
11 of the Committees on Appropriations: *Provided further*,
12 That the reporting requirements contained in section 1404
13 of Public Law 110–252 shall apply to funds made avail-
14 able by this Act until September 30, 2016, including a
15 description of modifications, if any, to the security strat-
16 egy of the Palestinian Authority: *Provided further*, That
17 funds appropriated under this heading shall be made avail-
18 able to support training and technical assistance for for-
19 eign law enforcement, corrections, and other judicial au-
20 thorities, utilizing regional partners.

21 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
22 RELATED PROGRAMS

23 For necessary expenses for nonproliferation, anti-ter-
24 rorism, demining and related programs and activities,
25 \$588,076,000, to remain available until September 30,

1 2017, to carry out the provisions of chapter 8 of part II
2 of the Foreign Assistance Act of 1961 for anti-terrorism
3 assistance, chapter 9 of part II of the Foreign Assistance
4 Act of 1961, section 504 of the FREEDOM Support Act,
5 section 23 of the Arms Export Control Act or the Foreign
6 Assistance Act of 1961 for demining activities, the clear-
7 ance of unexploded ordnance, the destruction of small
8 arms, and related activities, notwithstanding any other
9 provision of law, including activities implemented through
10 nongovernmental and international organizations, and sec-
11 tion 301 of the Foreign Assistance Act of 1961 for a vol-
12 untary contribution to the International Atomic Energy
13 Agency (IAEA): *Provided*, That funds made available
14 under this heading for the Nonproliferation and Disar-
15 mament Fund shall be available notwithstanding any
16 other provision of law and subject to prior consultation
17 with, and the regular notification procedures of, the Com-
18 mittees on Appropriations, to promote bilateral and multi-
19 lateral activities relating to nonproliferation, disarmament
20 and weapons destruction, and shall remain available until
21 expended: *Provided further*, That such funds may also be
22 used for such countries other than the Independent States
23 of the former Soviet Union and international organiza-
24 tions when it is in the national security interest of the
25 United States to do so: *Provided further*, That funds ap-

1 appropriated under this heading may be made available for
2 the IAEA unless the Secretary of State determines that
3 Israel is being denied its right to participate in the activi-
4 ties of that Agency: *Provided further*, That funds made
5 available for conventional weapons destruction programs,
6 including demining and related activities, in addition to
7 funds otherwise available for such purposes, may be used
8 for administrative expenses related to the operation and
9 management of such programs and activities, subject to
10 the regular notification procedures of the Committees on
11 Appropriations.

12 PEACEKEEPING OPERATIONS

13 For necessary expenses to carry out the provisions
14 of section 551 of the Foreign Assistance Act of 1961,
15 \$231,274,000: *Provided*, That funds appropriated under
16 this heading may be used, notwithstanding section 660 of
17 such Act, to provide assistance to enhance the capacity
18 of foreign civilian security forces, including gendarmes, to
19 participate in peacekeeping operations: *Provided further*,
20 That of the funds appropriated under this heading, not
21 less than \$35,000,000 shall be made available for a United
22 States contribution to the Multinational Force and Ob-
23 servers mission in the Sinai: *Provided further*, That funds
24 appropriated under this Act should not be used to support
25 any military training or operations that include child sol-

1 diers: *Provided further*, That none of the funds appro-
2 priated under this heading shall be obligated except as
3 provided through the regular notification procedures of the
4 Committees on Appropriations.

5 FUNDS APPROPRIATED TO THE PRESIDENT

6 INTERNATIONAL MILITARY EDUCATION AND TRAINING

7 For necessary expenses to carry out the provisions
8 of section 541 of the Foreign Assistance Act of 1961,
9 \$108,115,000, of which up to \$4,000,000 may remain
10 available until September 30, 2017: *Provided*, That the
11 civilian personnel for whom military education and train-
12 ing may be provided under this heading may include civil-
13 ians who are not members of a government whose partici-
14 pation would contribute to improved civil-military rela-
15 tions, civilian control of the military, or respect for human
16 rights: *Provided further*, That of the funds appropriated
17 under this heading, not to exceed \$55,000 may be avail-
18 able for entertainment expenses.

19 FOREIGN MILITARY FINANCING PROGRAM

20 For necessary expenses for grants to enable the
21 President to carry out the provisions of section 23 of the
22 Arms Export Control Act, \$5,160,559,000: *Provided*,
23 That to expedite the provision of assistance to foreign
24 countries and international organizations, the Secretary of
25 State, following consultation with the Committees on Ap-

1 appropriations and subject to the regular notification proce-
2 dures of such Committees, may use the funds appro-
3 priated under this heading to procure defense articles and
4 services to enhance the capacity of foreign security forces:
5 *Provided further*, That of the funds appropriated under
6 this heading, not less than \$3,100,000,000 shall be avail-
7 able for grants only for Israel, and funds are available for
8 assistance for Jordan and Egypt subject to section 7041
9 of this Act: *Provided further*, That the funds appropriated
10 under this heading for assistance for Israel shall be dis-
11 bursed within 30 days of enactment of this Act: *Provided*
12 *further*, That to the extent that the Government of Israel
13 requests that funds be used for such purposes, grants
14 made available for Israel under this heading shall, as
15 agreed by the United States and Israel, be available for
16 advanced weapons systems, of which not less than
17 \$815,300,000 shall be available for the procurement in
18 Israel of defense articles and defense services, including
19 research and development: *Provided further*, That none of
20 the funds made available under this heading shall be made
21 available to support or continue any program initially
22 funded under the authority of section 1206 of the National
23 Defense Authorization Act for Fiscal Year 2006 (Public
24 Law 109-163; 119 Stat. 3456) (or any successor author-
25 ity, including section 2282 of title 10, United States Code)

1 unless the Secretary of State, in coordination with the Sec-
2 retary of Defense, has justified such program to the Com-
3 mittees on Appropriations: *Provided further*, That funds
4 appropriated or otherwise made available under this head-
5 ing shall be nonrepayable notwithstanding any require-
6 ment in section 23 of the Arms Export Control Act: *Pro-*
7 *vided further*, That funds made available under this head-
8 ing shall be obligated upon apportionment in accordance
9 with paragraph (5)(C) of title 31, United States Code, sec-
10 tion 1501(a).

11 None of the funds made available under this heading
12 shall be available to finance the procurement of defense
13 articles, defense services, or design and construction serv-
14 ices that are not sold by the United States Government
15 under the Arms Export Control Act unless the foreign
16 country proposing to make such procurement has first
17 signed an agreement with the United States Government
18 specifying the conditions under which such procurement
19 may be financed with such funds: *Provided*, That all coun-
20 try and funding level increases in allocations shall be sub-
21 mitted through the regular notification procedures of sec-
22 tion 7015 of this Act: *Provided further*, That funds made
23 available under this heading may be used, notwithstanding
24 any other provision of law, for demining, the clearance of
25 unexploded ordnance, and related activities, and may in-

1 clude activities implemented through nongovernmental
2 and international organizations: *Provided further*, That
3 only those countries for which assistance was justified for
4 the “Foreign Military Sales Financing Program” in the
5 fiscal year 1989 congressional presentation for security as-
6 sistance programs may utilize funds made available under
7 this heading for procurement of defense articles, defense
8 services or design and construction services that are not
9 sold by the United States Government under the Arms
10 Export Control Act: *Provided further*, That funds appro-
11 priated under this heading shall be expended at the min-
12 imum rate necessary to make timely payment for defense
13 articles and services: *Provided further*, That not more than
14 \$70,000,000 of the funds appropriated under this heading
15 in this Act may be obligated for necessary expenses, in-
16 cluding the purchase of passenger motor vehicles for re-
17 placement only for use outside of the United States, for
18 the general costs of administering military assistance and
19 sales, except that this limitation may be exceeded only
20 through the regular notification procedures of the Com-
21 mittees on Appropriations: *Provided further*, That of the
22 funds made available under this heading for general costs
23 of administering military assistance and sales, not to ex-
24 ceed \$4,000 may be available for entertainment expenses
25 and not to exceed \$130,000 may be available for represen-

1 tation expenses: *Provided further*, That not more than
2 \$904,000,000 of funds realized pursuant to section
3 21(e)(1)(A) of the Arms Export Control Act may be obli-
4 gated for expenses incurred by the Department of Defense
5 during fiscal year 2016 pursuant to section 43(b) of the
6 Arms Export Control Act, except that this limitation may
7 be exceeded only through the regular notification proce-
8 dures of the Committees on Appropriations.

9 TITLE V

10 MULTILATERAL ASSISTANCE

11 INTERNATIONAL FINANCIAL INSTITUTIONS

12 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

13 ASSOCIATION

14 For payment to the International Development Asso-
15 ciation by the Secretary of the Treasury, \$1,167,850,000,
16 to remain available until expended.

17 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

18 For payment to the Asian Development Bank's Asian
19 Development Fund by the Secretary of the Treasury,
20 \$104,977,000, to remain available until expended.

21 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

22 For payment to the African Development Fund by
23 the Secretary of the Treasury, \$175,668,000, to remain
24 available until expended.

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

5 For necessary expenses of the Office of Inspector
6 General in carrying out the provisions of the Inspector
7 General Act of 1978, as amended, \$6,000,000.

8 PROGRAM ACCOUNT

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

1 paragraph shall not be construed or interpreted to extend
2 the date specified in section 7 of the Export-Import Bank
3 Act of 1945.

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, not to exceed \$106,250,000: *Provided*,
11 That none of the funds appropriated or otherwise made
12 available under this heading by this Act may be made
13 available for any function of the Export-Import Bank of
14 the United States (the Bank), including to acquire new
15 obligations, after June 30, 2015 or after the date specified
16 in section 7 of the Export-Import Bank Act of 1945,
17 whichever is later, except as permitted by section 7 of such
18 Act: *Provided further*, That this paragraph shall not be
19 construed or interpreted to extend the date specified in
20 section 7 of the Export-Import Bank Act of 1945: *Pro-*
21 *vided further*, That the Bank may accept, and use, pay-
22 ment or services provided by transaction participants for
23 legal, financial, or technical services in connection with
24 any transaction for which an application for a loan, guar-
25 antee or insurance commitment has been made: *Provided*

1 *further*, That the Bank shall charge fees for necessary ex-
2 penses (including special services performed on a contract
3 or fee basis, but not including other personal services) in
4 connection with the collection of moneys owed the Bank,
5 repossession or sale of pledged collateral or other assets
6 acquired by the Bank in satisfaction of moneys owed the
7 Bank, or the investigation or appraisal of any property,
8 or the evaluation of the legal, financial, or technical as-
9 pects of any transaction for which an application for a
10 loan, guarantee or insurance commitment has been made,
11 or systems infrastructure directly supporting transactions:
12 *Provided further*, That, in addition to other funds appro-
13 priated for administrative expenses, such fees shall be
14 credited to this account for such purposes, to remain avail-
15 able until expended.

16 RECEIPTS COLLECTED

17 Receipts collected pursuant to the Export-Import
18 Bank Act of 1945, as amended, and the Federal Credit
19 Reform Act of 1990, as amended, in an amount not to
20 exceed the amount appropriated herein, shall be credited
21 as offsetting collections to this account: *Provided*, That the
22 sums herein appropriated from the General Fund shall be
23 reduced on a dollar-for-dollar basis by such offsetting col-
24 lections so as to result in a final fiscal year appropriation
25 from the General Fund estimated at \$0: *Provided further*,

1 That this paragraph shall not be construed or interpreted
2 to extend the date specified in section 7 of the Export-
3 Import Bank Act of 1945.

4 OVERSEAS PRIVATE INVESTMENT CORPORATION
5 NONCREDIT ACCOUNT

6 The Overseas Private Investment Corporation is au-
7 thorized to make, without regard to fiscal year limitations,
8 as provided by 31 U.S.C. 9104, such expenditures and
9 commitments within the limits of funds available to it and
10 in accordance with law as may be necessary: *Provided*,
11 That the amount available for administrative expenses to
12 carry out the credit and insurance programs (including an
13 amount for official reception and representation expenses
14 which shall not exceed \$35,000) shall not exceed
15 \$62,787,000: *Provided further*, That project-specific trans-
16 action costs, including direct and indirect costs incurred
17 in claims settlements, and other direct costs associated
18 with services provided to specific investors or potential in-
19 vestors pursuant to section 234 of the Foreign Assistance
20 Act of 1961, shall not be considered administrative ex-
21 penses for the purposes of this heading.

22 PROGRAM ACCOUNT

23 For the cost of direct and guaranteed loans,
24 \$20,000,000, as authorized by section 234 of the Foreign
25 Assistance Act of 1961, to be derived by transfer from

1 the Overseas Private Investment Corporation Noncredit
2 Account: *Provided*, That such costs, including the cost of
3 modifying such loans, shall be as defined in section 502
4 of the Congressional Budget Act of 1974: *Provided fur-*
5 *ther*, That such sums shall be available for direct loan obli-
6 gations and loan guaranty commitments incurred or made
7 during fiscal years 2016, 2017 and 2018: *Provided fur-*
8 *ther*, That funds so obligated in fiscal year 2016 remain
9 available for disbursement through 2024; funds obligated
10 in fiscal year 2017 remain available for disbursement
11 through 2025; and funds obligated in fiscal year 2018 re-
12 main available for disbursement through 2026: *Provided*
13 *further*, That notwithstanding any other provision of law,
14 the Overseas Private Investment Corporation is authorized
15 to undertake any program authorized by title IV of chap-
16 ter 2 of part I of the Foreign Assistance Act of 1961 in
17 Iraq: *Provided further*, That funds made available pursu-
18 ant to the authority of the previous proviso shall be subject
19 to the regular notification procedures of the Committees
20 on Appropriations.

21 In addition, such sums as may be necessary for ad-
22 ministrative expenses to carry out the credit program may
23 be derived from amounts available for administrative ex-
24 penses to carry out the credit and insurance programs in

1 the Overseas Private Investment Corporation Noncredit
2 Account and merged with said account.

3 TRADE AND DEVELOPMENT AGENCY

4 For necessary expenses to carry out the provisions
5 of section 661 of the Foreign Assistance Act of 1961,
6 \$60,000,000, to remain available until September 30,
7 2017: *Provided*, That of the amounts made available
8 under this heading, up to \$2,500,000 may be made avail-
9 able to provide comprehensive procurement advice to for-
10 eign governments to support local procurements funded by
11 the United States Agency for International Development,
12 the Millennium Challenge Corporation, and the Depart-
13 ment of State: *Provided further*, That of the funds appro-
14 priated under this heading, not more than \$4,000 may be
15 available for representation and entertainment expenses.

16 TITLE VII

17 GENERAL PROVISIONS

18 ALLOWANCES AND DIFFERENTIALS

19 SEC. 7001. Funds appropriated under title I of this
20 Act shall be available, except as otherwise provided, for
21 allowances and differentials as authorized by subchapter
22 59 of title 5, United States Code; for services as author-
23 ized by 5 U.S.C. 3109; and for hire of passenger transpor-
24 tation pursuant to 31 U.S.C. 1343(b).

1 UNOBLIGATED BALANCES REPORT

2 SEC. 7002. Any department or agency of the United
3 States Government to which funds are appropriated or
4 otherwise made available by this Act shall provide to the
5 Committees on Appropriations a quarterly accounting of
6 cumulative unobligated balances and obligated, but unex-
7 pended, balances by program, project, and activity, and
8 Treasury Account Fund Symbol of all funds received by
9 such department or agency in fiscal year 2016 or any pre-
10 vious fiscal year, disaggregated by fiscal year: *Provided*,
11 That the report required by this section should specify by
12 account the amount of funds obligated pursuant to bilat-
13 eral agreements which have not been further sub-obli-
14 gated.

15 CONSULTING SERVICES

16 SEC. 7003. The expenditure of any appropriation
17 under title I of this Act for any consulting service through
18 procurement contract, pursuant to 5 U.S.C. 3109, shall
19 be limited to those contracts where such expenditures are
20 a matter of public record and available for public inspec-
21 tion, except where otherwise provided under existing law,
22 or under existing Executive Order issued pursuant to ex-
23 isting law.

DIPLOMATIC FACILITIES

1
2 SEC. 7004. (a) Of funds provided under title I of this
3 Act, except as provided in subsection (b), a project to con-
4 struct a diplomatic facility of the United States may not
5 include office space or other accommodations for an em-
6 ployee of a Federal agency or department if the Secretary
7 of State determines that such department or agency has
8 not provided to the Department of State the full amount
9 of funding required by subsection (e) of section 604 of
10 the Secure Embassy Construction and Counterterrorism
11 Act of 1999 (as enacted into law by section 1000(a)(7)
12 of Public Law 106–113 and contained in appendix G of
13 that Act; 113 Stat. 1501A–453), as amended by section
14 629 of the Departments of Commerce, Justice, and State,
15 the Judiciary, and Related Agencies Appropriations Act,
16 2005.

17 (b) Notwithstanding the prohibition in subsection (a),
18 a project to construct a diplomatic facility of the United
19 States may include office space or other accommodations
20 for members of the United States Marine Corps.

21 (c) For the purposes of calculating the fiscal year
22 2016 costs of providing new United States diplomatic fa-
23 cilities in accordance with section 604(e) of the Secure
24 Embassy Construction and Counterterrorism Act of 1999
25 (22 U.S.C. 4865 note), the Secretary of State, in consulta-

1 tion with the Director of the Office of Management and
2 Budget, shall determine the annual program level and
3 agency shares in a manner that is proportional to the De-
4 partment of State’s contribution for this purpose.

5 (d) Funds appropriated by this Act, and prior Acts
6 making appropriations for the Department of State, for-
7 eign operations, and related programs, which may be made
8 available for the acquisition of property or award of con-
9 struction contracts for overseas diplomatic facilities during
10 fiscal year 2016, shall be subject to prior consultation
11 with, and the regular notification procedures of, the Com-
12 mittees on Appropriations: *Provided*, That notifications
13 pursuant to this subsection shall include the information
14 enumerated under the heading “Embassy Security, Con-
15 struction, and Maintenance” in the report accompanying
16 this Act.

17 (e)(1) None of the funds appropriated under the
18 heading “Embassy Security, Construction, and Mainte-
19 nance” in this Act and in prior Acts making appropria-
20 tions for the Department of State, foreign operations, and
21 related programs, made available through Federal agency
22 Capital Security Cost Sharing contributions and reim-
23 bursements, or generated from the proceeds of real prop-
24 erty sales, other than from real property sales located in
25 London, United Kingdom, may be made available for site

1 acquisition and mitigation, planning, design, or construc-
2 tion of the New London Embassy: *Provided*, That the re-
3 porting requirement contained in section 7004(f)(2) of di-
4 vision I of Public Law 112–74 shall remain in effect dur-
5 ing fiscal year 2016.

6 (2) Funds appropriated or otherwise made
7 available by this Act and prior Acts making appro-
8 priations for the Department of State, foreign oper-
9 ations, and related programs, under the heading
10 “Embassy Security, Construction, and Maintenance”
11 may be obligated for the relocation of the United
12 States Embassy to the Holy See only if the Sec-
13 retary of State reports in writing to the Committees
14 on Appropriations that such relocation continues to
15 be consistent with the conditions of section
16 7004(e)(2) of division K of Public Law 113–76.

17 (3) Within 45 days of enactment of this Act
18 and every 4 months thereafter until September 30,
19 2016, the Secretary of State shall submit to the
20 Committees on Appropriations a report on the new
21 Mexico City Embassy project: *Provided*, That such
22 report shall include cost projections, cost contain-
23 ment efforts, project schedule and actual project sta-
24 tus, the impact of currency exchange rate fluctua-
25 tions on project costs, revenues derived from, or esti-

1 mated to be derived from, real property sales in
2 Mexico City, Mexico, and options for modifying the
3 scope of the project in the event that costs escalate
4 above amounts justified to the Committees on Ap-
5 propriations in Appendix 1 of the Congressional
6 Budget Justification, Department of State Oper-
7 ations, Fiscal Year 2015.

8 (4) Within 45 days of enactment of this Act
9 and every 4 months thereafter until September 30,
10 2016, the Secretary of State shall submit to the
11 Committees on Appropriations a report on the new
12 Beirut Embassy project: *Provided*; That such report
13 shall include cost projections, cost containment ef-
14 forts, project schedule and actual project status, the
15 impact of currency exchange rate fluctuations on
16 project costs, revenues derived, or estimated to be
17 derived, from, real property sales in Beirut, Leb-
18 anon, and options for modifying the scope of the
19 project in the event that costs escalate above
20 amounts justified to the Committees on Appropria-
21 tions in Appendix 1 of the Congressional Budget
22 Justification, Department of State, Diplomatic En-
23 gagement, Fiscal Year 2016.

24 (f) None of the funds appropriated or otherwise made
25 available by this Act and prior Acts making appropriations

1 for the Department of State, foreign operations, and re-
2 lated programs, under the heading “Embassy Security,
3 Construction, and Maintenance” may be obligated for the
4 award of a construction contract for a new diplomatic fa-
5 cility justified to the Committees on Appropriations in Ap-
6 pendix 1 of the Congressional Budget Justification, De-
7 partment of State, Diplomatic Engagement, Fiscal Year
8 2016, or not previously justified to the Committees on Ap-
9 propriations, unless as part of the notification required by
10 subsection (d) of this section the Secretary of State re-
11 ports in such notification that the Department of State
12 has completed the requisite Value Engineering studies re-
13 quired pursuant to the Bureau of Overseas Buildings Op-
14 erations Policy and Procedure Directive, P&PD PE/DE
15 03: Value Engineering, May 26, 2004.

16 (g) Funds appropriated under the heading “Diplo-
17 matic and Consular Programs”, including for Worldwide
18 Security Protection, and under the heading “Embassy Se-
19 curity, Construction, and Maintenance” in titles I and
20 VIII of this Act may be transferred to, and merged with,
21 funds appropriated by such titles under such headings if
22 the Secretary of State determines and reports to the Com-
23 mittees on Appropriations that to do so is necessary to
24 implement the recommendations of the Benghazi Account-
25 ability Review Board, or to prevent or respond to security

1 situations and requirements, following consultation with,
2 and subject to the regular notification procedures of, such
3 Committees: *Provided*, That such transfer authority is in
4 addition to any transfer authority otherwise available
5 under any other provision of law.

6 PERSONNEL ACTIONS

7 SEC. 7005. Any costs incurred by a department or
8 agency funded under title I of this Act resulting from per-
9 sonnel actions taken in response to funding reductions in-
10 cluded in this Act shall be absorbed within the total budg-
11 etary resources available under title I to such department
12 or agency: *Provided*, That the authority to transfer funds
13 between appropriations accounts as may be necessary to
14 carry out this section is provided in addition to authorities
15 included elsewhere in this Act: *Provided further*, That use
16 of funds to carry out this section shall be treated as a
17 reprogramming of funds under section 7015 of this Act
18 and shall not be available for obligation or expenditure ex-
19 cept in compliance with the procedures set forth in that
20 section.

21 LOCAL GUARD CONTRACTS

22 SEC. 7006. In evaluating proposals for local guard
23 contracts, the Secretary of State shall award contracts in
24 accordance with section 136 of the Foreign Relations Au-
25 thorization Act, Fiscal Years 1990 and 1991 (22 U.S.C.

1 4864), except that the Secretary may grant authorization
2 to award such contracts on the basis of best value as de-
3 termined by a cost-technical tradeoff analysis (as de-
4 scribed in Federal Acquisition Regulation part 15.101),
5 notwithstanding subsection (c)(3) of such section, for high
6 risk, high threat posts: *Provided*, That the authority in
7 this section shall apply to any options for renewal that
8 may be exercised under such contracts that are awarded
9 during the current fiscal year.

10 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
11 COUNTRIES

12 SEC. 7007. None of the funds appropriated or other-
13 wise made available pursuant to titles III through VI of
14 this Act shall be obligated or expended to finance directly
15 any assistance or reparations for the governments of
16 Cuba, North Korea, Iran, or Syria: *Provided*, That for
17 purposes of this section, the prohibition on obligations or
18 expenditures shall include direct loans, credits, insurance
19 and guarantees of the Export-Import Bank or its agents.

20 COUPS D'ÉTAT

21 SEC. 7008. None of the funds appropriated or other-
22 wise made available pursuant to titles III through VI of
23 this Act shall be obligated or expended to finance directly
24 any assistance to the government of any country whose
25 duly elected head of government is deposed by military

1 coup d'état or decree or, after the date of enactment of
2 this Act, a coup d'état or decree in which the military
3 plays a decisive role: *Provided*, That assistance may be re-
4 sumed to such government if the Secretary of State cer-
5 tifies and reports to the appropriate congressional commit-
6 tees that subsequent to the termination of assistance a
7 democratically elected government has taken office: *Pro-*
8 *vided further*, That the provisions of this section shall not
9 apply to assistance to promote democratic elections or
10 public participation in democratic processes: *Provided fur-*
11 *ther*, That funds made available pursuant to the previous
12 provisos shall be subject to the regular notification proce-
13 dures of the Committees on Appropriations.

14

TRANSFER AUTHORITY

15

SEC. 7009. (a) DEPARTMENT OF STATE AND BROAD-

16

CASTING BOARD OF GOVERNORS.—

17

(1) Not to exceed 5 percent of any appropria-

18

tion made available for the current fiscal year for

19

the Department of State under title I of this Act

20

may be transferred between, and merged with, such

21

appropriations, but no such appropriation, except as

22

otherwise specifically provided, shall be increased by

23

more than 10 percent by any such transfers.

24

(2) Not to exceed 5 percent of any appropria-

25

tion made available for the current fiscal year for

1 the Broadcasting Board of Governors under title I
2 of this Act may be transferred between, and merged
3 with, such appropriations, but no such appropria-
4 tion, except as otherwise specifically provided, shall
5 be increased by more than 10 percent by any such
6 transfers.

7 (3) Any transfer pursuant to this section shall
8 be treated as a reprogramming of funds under sec-
9 tion 7015 (a) and (b) of this Act and shall not be
10 available for obligation or expenditure except in com-
11 pliance with the procedures set forth in that section.

12 (b) LIMITATION ON TRANSFERS BETWEEN AGEN-
13 CIES.—

14 (1) None of the funds made available under ti-
15 tles II through V of this Act may be transferred to
16 any department, agency, or instrumentality of the
17 United States Government, except pursuant to a
18 transfer made by, or transfer authority provided in,
19 this Act or any other appropriations Act.

20 (2) Notwithstanding paragraph (1), in addition
21 to transfers made by, or authorized elsewhere in,
22 this Act, funds appropriated by this Act to carry out
23 the purposes of the Foreign Assistance Act of 1961
24 may be allocated or transferred to agencies of the
25 United States Government pursuant to the provi-

1 sions of sections 109, 610, and 632 of the Foreign
2 Assistance Act of 1961.

3 (3) Any agreement entered into by the United
4 States Agency for International Development
5 (USAID) or the Department of State with any de-
6 partment, agency, or instrumentality of the United
7 States Government pursuant to section 632(b) of the
8 Foreign Assistance Act of 1961 valued in excess of
9 \$1,000,000 and any agreement made pursuant to
10 section 632(a) of such Act, with funds appropriated
11 by this Act and prior Acts making appropriations
12 for the Department of State, foreign operations, and
13 related programs under the headings “Global Health
14 Programs”, “Development Assistance”, “Economic
15 Support Fund”, and “International Narcotics Con-
16 trol and Law Enforcement” shall be subject to the
17 regular notification procedures of the Committees on
18 Appropriations: *Provided*, That the requirement in
19 the previous sentence shall not apply to agreements
20 entered into between USAID and the Department of
21 State.

22 (c) TRANSFERS BETWEEN ACCOUNTS.—None of the
23 funds made available under titles II through V of this Act
24 may be obligated under an appropriation account to which
25 such funds were not appropriated, except for transfers

1 specifically provided for in this Act, unless the President,
2 not less than 5 days prior to the exercise of any authority
3 contained in the Foreign Assistance Act of 1961 to trans-
4 fer funds, consults with and provides a written policy jus-
5 tification to the Committees on Appropriations.

6 (d) AUDIT OF INTER-AGENCY TRANSFERS.—Any
7 agreement for the transfer or allocation of funds appro-
8 priated by this Act, or prior Acts, entered into between
9 the Department of State or USAID and another agency
10 of the United States Government under the authority of
11 section 632(a) of the Foreign Assistance Act of 1961 or
12 any comparable provision of law, shall expressly provide
13 that the Inspector General (IG) for the agency receiving
14 the transfer or allocation of such funds, or other entity
15 with audit responsibility if the receiving agency does not
16 have an IG, shall perform periodic program and financial
17 audits of the use of such funds and report to the Depart-
18 ment of State or USAID, as appropriate, upon completion
19 of such audits: *Provided*, That such audits shall be trans-
20 mitted to the Committees on Appropriations by the De-
21 partment of State or USAID, as appropriate: *Provided*
22 *further*, That funds transferred under such authority may
23 be made available for the cost of such audits.

24 (e) PROHIBITION AND REPORT.—None of the funds
25 appropriated by this Act may be transferred from the De-

1 partment of State or USAID to another agency of the
2 United States Government pursuant to section 632(a) and
3 632(b) of the Foreign Assistance Act of 1961 until the
4 Secretary of State or the USAID Administrator, as appro-
5 priate, submits a report to the Committees on Appropria-
6 tions on all transfers made with funds provided in the De-
7 partment of State, Foreign Operations, and Related Pro-
8 grams Appropriations Act, 2015 (Public Law 113-235) as
9 of the date of enactment of this Act: *Provided*, That such
10 reports shall include a list of each transfer made pursuant
11 to section 632(a) and 632(b) of the Foreign Assistance
12 Act of 1961 with the respective funding level, appropria-
13 tion account, and the receiving agency.

14 SECURITY ASSISTANCE REPORT

15 SEC. 7010. Not later than 120 days after enactment
16 of this Act, the Secretary of State shall submit to the
17 Committees on Appropriations a report on funds obligated
18 and expended during fiscal year 2015 under the headings
19 “International Military Education and Training”, “Peace-
20 keeping Operations”, and “Foreign Military Financing
21 Program”, including the specific countries and military
22 services that received assistance and the amounts and pur-
23 poses of such assistance.

1 AVAILABILITY OF FUNDS

2 SEC. 7011. No part of any appropriation contained
3 in this Act shall remain available for obligation after the
4 expiration of the current fiscal year unless expressly so
5 provided in this Act: *Provided*, That funds appropriated
6 for the purposes of chapters 1 and 8 of part I, section
7 661, chapters 4, 5, 6, 8, and 9 of part II of the Foreign
8 Assistance Act of 1961, section 23 of the Arms Export
9 Control Act, and funds provided under the heading “De-
10 velopment Credit Authority” shall remain available for an
11 additional 4 years from the date on which the availability
12 of such funds would otherwise have expired, if such funds
13 are initially obligated before the expiration of their respec-
14 tive periods of availability contained in this Act: *Provided*
15 *further*, That notwithstanding any other provision of this
16 Act, any funds made available for the purposes of chapter
17 1 of part I and chapter 4 of part II of the Foreign Assist-
18 ance Act of 1961 which are allocated or obligated for cash
19 disbursements in order to address balance of payments or
20 economic policy reform objectives, shall remain available
21 for an additional 4 years from the date on which the avail-
22 ability of such funds would otherwise have expired, if such
23 funds are initially allocated or obligated before the expira-
24 tion of their respective periods of availability contained in
25 this Act: *Provided further*, That the Secretary of State

1 shall provide a report to the Committees on Appropria-
2 tions not later than October 30, 2016, detailing by ac-
3 count and source year, the use of this authority during
4 fiscal year 2016.

5 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

6 SEC. 7012. No part of any appropriation provided
7 under titles III through VI in this Act shall be used to
8 furnish assistance to the government of any country which
9 is in default during a period in excess of 1 calendar year
10 in payment to the United States of principal or interest
11 on any loan made to the government of such country by
12 the United States pursuant to a program for which funds
13 are appropriated under this Act unless the President de-
14 termines, following consultations with the Committees on
15 Appropriations, that assistance for such country is in the
16 national interest of the United States.

17 PROHIBITION ON TAXATION OF UNITED STATES

18 ASSISTANCE

19 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
20 of the funds appropriated under titles III through VI of
21 this Act may be made available to provide assistance for
22 a foreign country under a new bilateral agreement gov-
23 erning the terms and conditions under which such assist-
24 ance is to be provided unless such agreement includes a
25 provision stating that assistance provided by the United

1 States shall be exempt from taxation, or reimbursed, by
2 the foreign government, and the Secretary of State shall
3 expeditiously seek to negotiate amendments to existing bi-
4 lateral agreements, as necessary, to conform with this re-
5 quirement.

6 (b) REIMBURSEMENT OF FOREIGN TAXES.—An
7 amount equivalent to 200 percent of the total taxes as-
8 sessed during fiscal year 2016 on funds appropriated by
9 this Act by a foreign government or entity against United
10 States assistance programs for which funds are appro-
11 priated by this Act, either directly or through grantees,
12 contractors, and subcontractors shall be withheld from ob-
13 ligation from funds appropriated for assistance for fiscal
14 year 2017 and allocated for the central government of
15 such country and for the West Bank and Gaza program
16 to the extent that the Secretary of State certifies and re-
17 ports in writing to the Committees on Appropriations, not
18 later than September 30, 2017 that such taxes have not
19 been reimbursed to the Government of the United States.

20 (c) DE MINIMIS EXCEPTION.—Foreign taxes of a de
21 minimis nature shall not be subject to the provisions of
22 subsection (b).

23 (d) REPROGRAMMING OF FUNDS.—Funds withheld
24 from obligation for each country or entity pursuant to sub-
25 section (b) shall be reprogrammed for assistance for coun-

1 tries which do not assess taxes on United States assistance
2 or which have an effective arrangement that is providing
3 substantial reimbursement of such taxes, and that can
4 reasonably accommodate such assistance in a program-
5 matically responsible manner.

6 (e) DETERMINATIONS.—

7 (1) The provisions of this section shall not
8 apply to any country or entity the Secretary of State
9 reports to the Committees on Appropriations—

10 (A) does not assess taxes on United States
11 assistance or which has an effective arrange-
12 ment that is providing substantial reimburse-
13 ment of such taxes; or

14 (B) the foreign policy interests of the
15 United States outweigh the purpose of this sec-
16 tion to ensure that United States assistance is
17 not subject to taxation.

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

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

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

2 (1) the term “bilateral agreement” refers to a
3 framework bilateral agreement between the Govern-
4 ment of the United States and the government of
5 the country receiving assistance that describes the
6 privileges and immunities applicable to United
7 States foreign assistance for such country generally,
8 or an individual agreement between the Government
9 of the United States and such government that de-
10 scribes, among other things, the treatment for tax
11 purposes that will be accorded the United States as-
12 sistance provided under that agreement;

13 (2) the term “taxes and taxation” shall include
14 value added taxes and customs duties but shall not
15 include individual income taxes assessed to local
16 staff.

17 (h) REPORT.—The Secretary of State, in consultation
18 with the heads of other relevant departments or agencies,
19 shall submit a report to the Committees on Appropria-
20 tions, not later than 90 days after the enactment of this
21 Act, detailing steps taken by such departments or agencies
22 to comply with the requirements of this section.

23 RESERVATIONS OF FUNDS

24 SEC. 7014. (a) Funds appropriated under titles III
25 through VI of this Act which are specifically designated

1 may be reprogrammed for other programs within the same
2 account notwithstanding the designation if compliance
3 with the designation is made impossible by operation of
4 any provision of this or any other Act: *Provided*, That any
5 such reprogramming shall be subject to the regular notifi-
6 cation procedures of the Committees on Appropriations:
7 *Provided further*, That assistance that is reprogrammed
8 pursuant to this subsection shall be made available under
9 the same terms and conditions as originally provided.

10 (b) In addition to the authority contained in sub-
11 section (a), the original period of availability of funds ap-
12 propriated by this Act and administered by the Depart-
13 ment of State or the United States Agency for Inter-
14 national Development (USAID) that are specifically des-
15 ignated for particular programs or activities by this or any
16 other Act may be extended for an additional fiscal year
17 if the Secretary of State or the USAID Administrator, as
18 appropriate, determines and reports promptly to the Com-
19 mittees on Appropriations that the termination of assist-
20 ance to a country or a significant change in circumstances
21 makes it unlikely that such designated funds can be obli-
22 gated during the original period of availability: *Provided*,
23 That such designated funds that continue to be available
24 for an additional fiscal year shall be obligated only for the
25 purpose of such designation.

1 (c) Ceilings and specifically designated funding levels
2 contained in this Act shall not be applicable to funds or
3 authorities appropriated or otherwise made available by
4 any subsequent Act unless such Act specifically so directs:
5 *Provided*, That specifically designated funding levels or
6 minimum funding requirements contained in any other
7 Act shall not be applicable to funds appropriated by this
8 Act.

9 NOTIFICATION REQUIREMENTS

10 SEC. 7015. (a) None of the funds made available in
11 titles I and II of this Act, or in prior appropriations Acts
12 to the agencies and departments funded by this Act that
13 remain available for obligation or expenditure in fiscal
14 year 2016, or provided from any accounts in the Treasury
15 of the United States derived by the collection of fees or
16 of currency reflows or other offsetting collections, or made
17 available by transfer, to the agencies and departments
18 funded by this Act, shall be available for obligation or ex-
19 penditure of funds that—

- 20 (1) creates new programs;
- 21 (2) eliminates a program, project, or activity;
- 22 (3) increases funds or personnel by any means
23 for any project or activity for which funds have been
24 denied or restricted;
- 25 (4) relocates an office or employees;

1 (5) closes or opens a mission or post;

2 (6) creates, closes, reorganizes, or renames bu-
3 reaus, centers, or offices;

4 (7) reorganizes programs or activities; or

5 (8) contracts out or privatizes any functions or
6 activities presently performed by Federal employees;

7 unless the Committees on Appropriations are notified 15
8 days in advance of such reprogramming of funds: *Pro-*
9 *vided*, That unless previously justified to the Committees
10 on Appropriations, the requirements of this subsection
11 shall apply to all obligations of funds appropriated under
12 titles I and II of this Act for paragraphs (1), (2), (5),
13 and (6) of this subsection.

14 (b) None of the funds provided under titles I and II
15 of this Act, or provided under previous appropriations
16 Acts to the agency or department funded under titles I
17 and II of this Act that remain available for obligation or
18 expenditure in fiscal year 2016, or provided from any ac-
19 counts in the Treasury of the United States derived by
20 the collection of fees available to the agency or department
21 funded under title I of this Act, shall be available for obli-
22 gation or expenditure for activities, programs, or projects
23 through a reprogramming of funds in excess of
24 \$1,000,000 or 10 percent, whichever is less, that—

1 (1) augments existing programs, projects, or ac-
2 tivities;

3 (2) reduces by 10 percent funding for any exist-
4 ing program, project, or activity, or numbers of per-
5 sonnel by 10 percent as approved by Congress; or

6 (3) results from any general savings, including
7 savings from a reduction in personnel, which would
8 result in a change in existing programs, activities, or
9 projects as approved by Congress; unless the Com-
10 mittees on Appropriations are notified 15 days in
11 advance of such reprogramming of funds.

12 (c) None of the funds made available by this Act
13 under the headings “Global Health Programs”, “Develop-
14 ment Assistance”, “Trade and Development Agency”,
15 “International Narcotics Control and Law Enforcement”,
16 “Economic Support Fund”, “Democracy Fund”, “Peace-
17 keeping Operations”, “Nonproliferation, Anti-terrorism,
18 Demining and Related Programs”, “Millennium Challenge
19 Corporation”, “Foreign Military Financing Program”,
20 “International Military Education and Training”, and
21 “Peace Corps”, shall be available for obligation for activi-
22 ties, programs, projects, type of materiel assistance, coun-
23 tries, or other operations not justified or in excess of the
24 amount justified to the Committees on Appropriations for
25 obligation under any of these specific headings unless the

1 Committees on Appropriations are notified 15 days in ad-
2 vance: *Provided*, That the President shall not enter into
3 any commitment of funds appropriated for the purposes
4 of section 23 of the Arms Export Control Act for the pro-
5 vision of major defense equipment, other than conven-
6 tional ammunition, or other major defense items defined
7 to be aircraft, ships, missiles, or combat vehicles, not pre-
8 viously justified to Congress or 20 percent in excess of
9 the quantities justified to Congress unless the Committees
10 on Appropriations are notified 15 days in advance of such
11 commitment: *Provided further*, That requirements of this
12 subsection or any similar provision of this or any other
13 Act shall not apply to any reprogramming for an activity,
14 program, or project for which funds are appropriated
15 under titles III through VI of this Act of less than 10
16 percent of the amount previously justified to the Congress
17 for obligation for such activity, program, or project for the
18 current fiscal year: *Provided further*, That any notification
19 submitted pursuant to subsection (f) of this section shall
20 include information (if known on the date of transmittal
21 of such notification) on the use of notwithstanding author-
22 ity: *Provided further*, That if subsequent to the notification
23 of assistance it becomes necessary to rely on notwith-
24 standing authority, the Committees on Appropriations

1 should be informed at the earliest opportunity and to the
2 extent practicable.

3 (d) Notwithstanding any other provision of law, with
4 the exception of funds transferred to, and merged with,
5 funds appropriated under title I of this Act, funds trans-
6 ferred by the Department of Defense to the Department
7 of State and the United States Agency for International
8 Development for assistance for foreign countries and
9 international organizations, and funds made available for
10 programs authorized by section 1206 of the National De-
11 fense Authorization Act for Fiscal Year 2006 (Public Law
12 109–163) (or any successor authority, including section
13 2282 of title 10, United States Code), shall be subject to
14 the regular notification procedures of the Committees on
15 Appropriations.

16 (e) 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 Committees
23 on Appropriations shall be provided as early as prac-
24 ticable, but in no event later than 3 days after taking the
25 action to which such notification requirement was applica-

1 ble, in the context of the circumstances necessitating such
2 waiver: *Provided further*, That any notification provided
3 pursuant to such a waiver shall contain an explanation
4 of the emergency circumstances.

5 (f) None of the funds appropriated under titles III
6 through VI of this Act shall be obligated or expended for
7 assistance for Afghanistan, Bolivia, Burma, Cambodia,
8 Cuba, Ecuador, El Salvador, Ethiopia, Guatemala, Haiti,
9 Honduras, Iran, Iraq, Lebanon, Libya, Pakistan, the Rus-
10 sian Federation, Serbia, Somalia, South Sudan, Sri
11 Lanka, Sudan, Syria, Uzbekistan, Venezuela, Yemen, and
12 Zimbabwe except as provided through the regular notifica-
13 tion procedures of the Committees on Appropriations.

14 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

15 SEC. 7016. Prior to providing excess Department of
16 Defense articles in accordance with section 516(a) of the
17 Foreign Assistance Act of 1961, the Department of De-
18 fense shall notify the Committees on Appropriations to the
19 same extent and under the same conditions as other com-
20 mittees pursuant to subsection (f) of that section: *Pro-*
21 *vided*, That before issuing a letter of offer to sell excess
22 defense articles under the Arms Export Control Act, the
23 Department of Defense shall notify the Committees on
24 Appropriations in accordance with the regular notification
25 procedures of such Committees if such defense articles are

1 significant military equipment (as defined in section 47(9)
2 of the Arms Export Control Act) or are valued (in terms
3 of original acquisition cost) at \$7,000,000 or more, or if
4 notification is required elsewhere in this Act for the use
5 of appropriated funds for specific countries that would re-
6 ceive such excess defense articles: *Provided further*, That
7 such Committees shall also be informed of the original ac-
8 quisition cost of such defense articles.

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

11 SEC. 7017. Subject to the regular notification proce-
12 dures of the Committees on Appropriations, funds appro-
13 priated under titles I and III through V of this Act, which
14 are returned or not made available for organizations and
15 programs because of the implementation of section 307(a)
16 of the Foreign Assistance Act of 1961 or section 7048(a)
17 of this Act, shall remain available for obligation until Sep-
18 tember 30, 2017: *Provided*, That the requirement to with-
19 hold funds for programs in Burma under section 307(a)
20 of the Foreign Assistance Act of 1961 shall not apply to
21 funds appropriated by this Act.

22 PROHIBITION ON FUNDING FOR ABORTIONS AND
23 INVOLUNTARY STERILIZATION

24 SEC. 7018. None of the funds made available to carry
25 out part I of the Foreign Assistance Act of 1961, as

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

21 ALLOCATIONS

22 SEC. 7019. Funds provided by this Act shall be made
23 available for programs and countries in the amounts con-
24 tained in the respective tables included in the report ac-
25 companying this Act.

1 REPRESENTATION AND ENTERTAINMENT EXPENSES

2 SEC. 7020. (a) Each Federal department, agency, or
3 entity funded in titles I or II of this Act, and the Depart-
4 ment of the Treasury and independent agencies funded in
5 titles III or VI of this Act, shall take steps to ensure that
6 domestic and overseas representation and entertainment
7 expenses further official agency business and United
8 States foreign policy interest and are—

9 (1) primarily for fostering relations outside of
10 the Executive Branch;

11 (2) principally for meals and events of a pro-
12 tocol nature;

13 (3) not for employee-only events; and

14 (4) do not include activities that are substan-
15 tially of a recreational character.

16 (b) None of the funds appropriated or otherwise
17 made available by this Act under the headings “Inter-
18 national Military Education and Training” or “Foreign
19 Military Financing Program” for Informational Program
20 activities or under the headings “Global Health Pro-
21 grams”, “Development Assistance”, and “Economic Sup-
22 port Fund” may be obligated or expended to pay for—

23 (1) alcoholic beverages; or

24 (2) entertainment expenses for activities that
25 are substantially of a recreational character, includ-

1 ing but not limited to entrance fees at sporting
2 events, theatrical and musical productions, and
3 amusement parks.

4 PROHIBITION ON ASSISTANCE TO GOVERNMENTS

5 SUPPORTING INTERNATIONAL TERRORISM

6 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-
7 PORTS.—

8 (1) None of the funds appropriated or otherwise
9 made available by titles III through VI of this Act
10 may be available to any foreign government which
11 provides lethal military equipment to a country the
12 government of which the Secretary of State has de-
13 termined supports international terrorism for pur-
14 poses of section 6(j) of the Export Administration
15 Act of 1979 as continued in effect pursuant to the
16 International Emergency Economic Powers Act: *Pro-*
17 *vided*, That the prohibition under this section with
18 respect to a foreign government shall terminate 12
19 months after that government ceases to provide such
20 military equipment: *Provided further*, That this sec-
21 tion applies with respect to lethal military equipment
22 provided under a contract entered into after October
23 1, 1997.

24 (2) Assistance restricted by paragraph (1) or
25 any other similar provision of law, may be furnished

1 if the President determines that to do so is impor-
2 tant to the national interests of the United States.

3 (3) Whenever the President makes a determina-
4 tion pursuant to paragraph (2), the President shall
5 submit to the Committees on Appropriations a re-
6 port with respect to the furnishing of such assist-
7 ance, including a detailed explanation of the assist-
8 ance to be provided, the estimated dollar amount of
9 such assistance, and an explanation of how the as-
10 sistance furthers United States national interests.

11 (b) BILATERAL ASSISTANCE.—

12 (1) Funds appropriated for bilateral assistance
13 in titles III through VI of this Act and funds appro-
14 priated under any such title in prior Acts making
15 appropriations for the Department of State, foreign
16 operations, and related programs, shall not be made
17 available to any foreign government which the Presi-
18 dent determines—

19 (A) grants sanctuary from prosecution to
20 any individual or group which has committed
21 an act of international terrorism;

22 (B) otherwise supports international ter-
23 rorism; or

24 (C) is controlled by an organization des-
25 igned as a terrorist organization under sec-

1 tion 219 of the Immigration and Nationality
2 Act.

3 (2) The President may waive the application of
4 paragraph (1) to a government if the President de-
5 termines that national security or humanitarian rea-
6 sons justify such waiver: *Provided*, That the Presi-
7 dent shall publish each such waiver in the Federal
8 Register and, at least 15 days before the waiver
9 takes effect, shall notify the Committees on Appro-
10 propriations of the waiver (including the justification
11 for the waiver) in accordance with the regular notifi-
12 cation procedures of the Committees on Appropria-
13 tions.

14 PROHIBITION ON FIRST-CLASS TRAVEL

15 SEC. 7022. None of the funds made available in this
16 Act may be used for first-class travel by employees of
17 agencies funded by this Act in contravention of sections
18 301–10.122 through 301–10.124 of title 41, Code of Fed-
19 eral Regulations.

20 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

21 SEC. 7023. For the purpose of titles II through VI
22 of this Act “program, project, and activity” shall be de-
23 fined at the appropriations Act account level and shall in-
24 clude all appropriations and authorizations Acts funding
25 directives, ceilings, and limitations with the exception that

1 for the following accounts: “Economic Support Fund” and
2 “Foreign Military Financing Program”, “program,
3 project, and activity” shall also be considered to include
4 country, regional, and central program level funding with-
5 in each such account; and for the development assistance
6 accounts of the United States Agency for International
7 Development, “program, project, and activity” shall also
8 be considered to include central, country, regional, and
9 program level funding, either as—

10 (1) justified to the Congress; or

11 (2) allocated by the Executive Branch in ac-
12 cordance with a report, to be provided to the Com-
13 mittees on Appropriations within 30 days of the en-
14 actment of this Act, as required by section 653(a)
15 of the Foreign Assistance Act of 1961.

16 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
17 FOUNDATION AND UNITED STATES AFRICAN DEVEL-
18 OPMENT FOUNDATION

19 SEC. 7024. Unless expressly provided to the contrary,
20 provisions of this or any other Act, including provisions
21 contained in prior Acts authorizing or making appropria-
22 tions for the Department of State, foreign operations, and
23 related programs, shall not be construed to prohibit activi-
24 ties authorized by or conducted under the Peace Corps
25 Act, the Inter-American Foundation Act or the African

1 Development Foundation Act: *Provided*, That prior to con-
2 ducting activities in a country for which assistance is pro-
3 hibited, the agency shall consult with the Committees on
4 Appropriations and report to such Committees within 15
5 days of taking such action.

6 COMMERCE, TRADE AND SURPLUS COMMODITIES

7 SEC. 7025. (a) None of the funds appropriated or
8 made available pursuant to titles III through VI of this
9 Act for direct assistance and none of the funds otherwise
10 made available to the Export-Import Bank and the Over-
11 seas Private Investment Corporation shall be obligated or
12 expended to finance any loan, any assistance or any other
13 financial commitments for establishing or expanding pro-
14 duction of any commodity for export by any country other
15 than the United States, if the commodity is likely to be
16 in surplus on world markets at the time the resulting pro-
17 ductive capacity is expected to become operative and if the
18 assistance will cause substantial injury to United States
19 producers of the same, similar, or competing commodity:
20 *Provided*, That such prohibition shall not apply to the Ex-
21 port-Import Bank if in the judgment of its Board of Direc-
22 tors the benefits to industry and employment in the
23 United States are likely to outweigh the injury to United
24 States producers of the same, similar, or competing com-
25 modity, and the Chairman of the Board so notifies the

1 Committees on Appropriations: *Provided further*, That this
2 subsection shall not prohibit—

3 (1) activities in a country that is eligible for as-
4 sistance from the International Development Asso-
5 ciation, is not eligible for assistance from the Inter-
6 national Bank for Reconstruction and Development,
7 and does not export on a consistent basis the agri-
8 cultural commodity with respect to which assistance
9 is furnished; or

10 (2) activities in a country the President deter-
11 mines is recovering from widespread conflict, a hu-
12 manitarian crisis, or a complex emergency.

13 (b) None of the funds appropriated by this or any
14 other Act to carry out chapter 1 of part I of the Foreign
15 Assistance Act of 1961 shall be available for any testing
16 or breeding feasibility study, variety improvement or intro-
17 duction, consultancy, publication, conference, or training
18 in connection with the growth or production in a foreign
19 country of an agricultural commodity for export which
20 would compete with a similar commodity grown or pro-
21 duced in the United States: *Provided*, That this subsection
22 shall not prohibit—

23 (1) activities designed to increase food security
24 in developing countries where such activities will not

1 have a significant impact on the export of agricul-
2 tural commodities of the United States;

3 (2) research activities intended primarily to
4 benefit American producers;

5 (3) activities in a country that is eligible for as-
6 sistance from the International Development Asso-
7 ciation, is not eligible for assistance from the Inter-
8 national Bank for Reconstruction and Development,
9 and does not export on a consistent basis the agri-
10 cultural commodity with respect to which assistance
11 is furnished; or

12 (4) activities in a country the President deter-
13 mines is recovering from widespread conflict, a hu-
14 manitarian crisis, or a complex emergency.

15 (c) The Secretary of the Treasury shall instruct the
16 United States executive directors of the international fi-
17 nancial institutions, as defined in section 7029(e) of this
18 Act, to use the voice and vote of the United States to op-
19 pose any assistance by such institutions, using funds ap-
20 propriated or made available by this Act, for the produc-
21 tion or extraction of any commodity or mineral for export,
22 if it is in surplus on world markets and if the assistance
23 will cause substantial injury to United States producers
24 of the same, similar, or competing commodity.

1 SEPARATE ACCOUNTS

2 SEC. 7026. (a) SEPARATE ACCOUNTS FOR LOCAL
3 CURRENCIES.—

4 (1) If assistance is furnished to the government
5 of a foreign country under chapters 1 and 10 of part
6 I or chapter 4 of part II of the Foreign Assistance
7 Act of 1961 under agreements which result in the
8 generation of local currencies of that country, the
9 Administrator of the United States Agency for
10 International Development (USAID) shall—

11 (A) require that local currencies be depos-
12 ited in a separate account established by that
13 government;

14 (B) enter into an agreement with that gov-
15 ernment which sets forth—

16 (i) the amount of the local currencies
17 to be generated; and

18 (ii) the terms and conditions under
19 which the currencies so deposited may be
20 utilized, consistent with this section; and

21 (C) establish by agreement with that gov-
22 ernment the responsibilities of USAID and that
23 government to monitor and account for deposits
24 into and disbursements from the separate ac-
25 count.

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

6 (A) to carry out chapter 1 or 10 of part
7 I or chapter 4 of part II of the Foreign Assist-
8 ance Act of 1961 (as the case may be), for such
9 purposes as—

10 (i) project and sector assistance activi-
11 ties; or

12 (ii) debt and deficit financing; or

13 (B) for the administrative requirements of
14 the United States Government.

15 (3) PROGRAMMING ACCOUNTABILITY.—USAID
16 shall take all necessary steps to ensure that the
17 equivalent of the local currencies disbursed pursuant
18 to subsection (a)(2)(A) from the separate account
19 established pursuant to subsection (a)(1) are used
20 for the purposes agreed upon pursuant to subsection
21 (a)(2).

22 (4) TERMINATION OF ASSISTANCE PRO-
23 GRAMS.—Upon termination of assistance to a coun-
24 try under chapter 1 or 10 of part I or chapter 4 of
25 part II of the Foreign Assistance Act of 1961 (as

1 the case may be), any unencumbered balances of
2 funds which remain in a separate account estab-
3 lished pursuant to subsection (a) shall be disposed of
4 for such purposes as may be agreed to by the gov-
5 ernment of that country and the United States Gov-
6 ernment.

7 (5) REPORTING REQUIREMENT.—The USAID
8 Administrator shall report as part of the justifica-
9 tion documents submitted to the Committees on Ap-
10 propriations on the use of local currencies for the
11 administrative requirements of the United States
12 Government as authorized in subsection (a)(2)(B),
13 and such report shall include the amount of local
14 currency (and United States dollar equivalent) used
15 or to be used for such purpose in each applicable
16 country.

17 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

18 (1) IN GENERAL.—If assistance is made avail-
19 able to the government of a foreign country, under
20 chapter 1 or 10 of part I or chapter 4 of part II of
21 the Foreign Assistance Act of 1961, as cash transfer
22 assistance or as nonproject sector assistance, that
23 country shall be required to maintain such funds in
24 a separate account and not commingle them with
25 any other funds.

1 (2) APPLICABILITY OF OTHER PROVISIONS OF
2 LAW.—Such funds may be obligated and expended
3 notwithstanding provisions of law which are incon-
4 sistent with the nature of this assistance including
5 provisions which are referenced in the Joint Explan-
6 atory Statement of the Committee of Conference ac-
7 companying House Joint Resolution 648 (House Re-
8 port No. 98–1159).

9 (3) NOTIFICATION.—At least 15 days prior to
10 obligating any such cash transfer or nonproject sec-
11 tor assistance, the President shall submit a notifica-
12 tion through the regular notification procedures of
13 the Committees on Appropriations, which shall in-
14 clude a detailed description of how the funds pro-
15 posed to be made available will be used, with a dis-
16 cussion of the United States interests that will be
17 served by the assistance (including, as appropriate,
18 a description of the economic policy reforms that will
19 be promoted by such assistance).

20 (4) EXEMPTION.—Nonproject sector assistance
21 funds may be exempt from the requirements of sub-
22 section (b)(1) only through the regular notification
23 procedures of the Committees on Appropriations.

1 ELIGIBILITY FOR ASSISTANCE

2 SEC. 7027. (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: *Provided*,
10 That before using the authority of this subsection to fur-
11 nish assistance in support of programs of nongovern-
12 mental organizations, the President shall notify the Com-
13 mittees on Appropriations pursuant to the regular notifi-
14 cation procedures, including a description of the program
15 to be assisted, the assistance to be provided, and the rea-
16 sons for furnishing such assistance: *Provided further*, That
17 nothing in this subsection shall be construed to alter any
18 existing statutory prohibitions against abortion or involun-
19 tary sterilizations contained in this or any other Act.

20 (b) PUBLIC LAW 480.—During fiscal year 2016, re-
21 strictions contained in this or any other Act with respect
22 to assistance for a country shall not be construed to re-
23 strict assistance under the Food for Peace Act (Public
24 Law 83–480): *Provided*, That none of the funds appro-
25 priated to carry out title I of such Act and made available

1 pursuant to this subsection may be obligated or expended
2 except as provided through the regular notification proce-
3 dures of the Committees on Appropriations.

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

5 (1) with respect to section 620A of the Foreign
6 Assistance Act of 1961 or any comparable provision
7 of law prohibiting assistance to countries that sup-
8 port international terrorism; or

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

14 LOCAL COMPETITION

15 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
16 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
17 priated by this Act that are made available to the United
18 States Agency for International Development (USAID)
19 may only be made available for limited competitions
20 through local entities if—

21 (1) prior to the determination to limit competi-
22 tion to local entities, USAID has—

23 (A) assessed the level of local capacity to
24 effectively implement, manage, and account for
25 programs included in such competition; and

1 (B) documented the written results of the
2 assessment and decisions made; and

3 (2) prior to making an award after limiting
4 competition to local entities—

5 (A) each successful local entity has been
6 determined to be responsible in accordance with
7 USAID guidelines; and

8 (B) effective monitoring and evaluation
9 systems are in place to ensure that award fund-
10 ing is used for its intended purposes; and

11 (3) no level of acceptable fraud is assumed.

12 (b) In addition to the requirements of paragraph (1),
13 the Administrator of USAID shall report, on a semi-an-
14 nual basis during fiscal year 2016, to the appropriate con-
15 gressional committees on all awards subject to limited or
16 no competition for local entities: *Provided*, That such re-
17 port should be posted on the USAID Web site: *Provided*
18 *further*, That the requirements of this subsection shall only
19 apply to awards in excess of \$3,000,000 and sole source
20 awards to local entities in excess of \$2,000,000.

21 INTERNATIONAL FINANCIAL INSTITUTIONS

22 SEC. 7029. (a) The Secretary of the Treasury shall
23 instruct the United States executive director of each inter-
24 national financial institution to seek to require that such
25 institution adopts and implements a publicly available pol-

1 icy, including the strategic use of peer reviews and exter-
2 nal experts, to conduct independent, in-depth evaluations
3 of the effectiveness of at least 25 percent of all loans,
4 grants, programs, and significant analytical non-lending
5 activities in advancing the institution's goals of reducing
6 poverty and promoting equitable economic growth, con-
7 sistent with relevant safeguards, to ensure that decisions
8 to support such loans, grants, programs, and activities are
9 based on accurate data and objective analysis: *Provided*,
10 That not later than 180 days after enactment of this Act,
11 the Secretary shall submit a report to the Committees on
12 Appropriations on steps taken by the United States execu-
13 tive directors and the international financial institutions
14 consistent with this paragraph.

15 (b) None of the funds appropriated under title V of
16 this Act may be made as payment to any international
17 financial institution while the United States executive di-
18 rector to such institution is compensated by the institution
19 at a rate which, together with whatever compensation such
20 executive director receives from the United States, is in
21 excess of the rate provided for an individual occupying a
22 position at level IV of the Executive Schedule under sec-
23 tion 5315 of title 5, United States Code, or while any al-
24 ternate United States executive director to such institution
25 is compensated by the institution at a rate in excess of

1 the rate provided for an individual occupying a position
2 at level V of the Executive Schedule under section 5316
3 of title 5, United States Code.

4 (c) The Secretary of the Treasury shall instruct the
5 United States executive director of each international fi-
6 nancial institution to promote in loan, grant, and other
7 financing agreements improvements in borrowing coun-
8 tries' financial management and judicial capacity to inves-
9 tigate, prosecute, and punish fraud and corruption.

10 (d) The Secretary of the Treasury shall instruct the
11 United States executive director of each international fi-
12 nancial institution to seek to require that such institution
13 conducts rigorous human rights due diligence and human
14 rights risk management, as appropriate, in connection
15 with any loan, grant, policy, or strategy of such institu-
16 tion: *Provided*, That prior to voting on any such loan,
17 grant, policy, or strategy the executive director shall con-
18 sult with the Assistant Secretary for Democracy, Human
19 Rights, and Labor, Department of State, if the executive
20 director has reason to believe that such loan, grant, policy,
21 or strategy could result in forced displacement or other
22 violation of human rights.

23 (e) For the purposes of this Act, "international finan-
24 cial institutions" shall mean the International Bank for
25 Reconstruction and Development, the International Devel-

1 opment Association, the International Finance Corpora-
2 tion, the Inter-American Development Bank, the Inter-
3 national Monetary Fund, the Asian Development Bank,
4 the Asian Development Fund, the Inter-American Invest-
5 ment Corporation, the North American Development
6 Bank, the European Bank for Reconstruction and Devel-
7 opment, the African Development Bank, the African De-
8 velopment Fund and the Multilateral Investment Guar-
9 antee Agency.

10 DEBT-FOR-DEVELOPMENT

11 SEC. 7030. In order to enhance the continued partici-
12 pation of nongovernmental organizations in debt-for-devel-
13 opment and debt-for-nature exchanges, a nongovern-
14 mental organization which is a grantee or contractor of
15 the United States Agency for International Development
16 may place in interest bearing accounts local currencies
17 which accrue to that organization as a result of economic
18 assistance provided under title III of this Act and, subject
19 to the regular notification procedures of the Committees
20 on Appropriations, any interest earned on such investment
21 shall be used for the purpose for which the assistance was
22 provided to that organization.

23 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

24 SEC. 7031. (a) LIMITATION ON DIRECT GOVERN-
25 MENT-TO-GOVERNMENT ASSISTANCE.—

1 (1) Funds appropriated by this Act may be
2 made available for direct government-to-government
3 assistance only if—

4 (A) each implementing agency or ministry
5 to receive assistance has been assessed and is
6 considered to have the systems required to
7 manage such assistance and any identified
8 vulnerabilities or weaknesses of such agency or
9 ministry have been addressed; and

10 (i) the recipient agency or ministry
11 employs and utilizes staff with the nec-
12 essary technical, financial, and manage-
13 ment capabilities;

14 (ii) the recipient agency or ministry
15 has adopted competitive procurement poli-
16 cies and systems;

17 (iii) effective monitoring and evalua-
18 tion systems are in place to ensure that
19 such assistance is used for its intended
20 purposes;

21 (iv) no level of acceptable fraud is as-
22 sumed; and

23 (v) the government of the recipient
24 country is taking steps to publicly disclose

1 on an annual basis its national budget, to
2 include income and expenditures;

3 (B) the recipient government is in compli-
4 ance with the principles set forth in section
5 7013 of this Act;

6 (C) the recipient agency or ministry is not
7 headed or controlled by an organization des-
8 ignated as a foreign terrorist organization
9 under section 219 of the Immigration and Na-
10 tionality Act;

11 (D) the Government of the United States
12 and the government of the recipient country
13 have agreed, in writing, on clear and achievable
14 objectives for the use of such assistance, which
15 should be made available on a cost-reimbursable
16 basis; and

17 (E) the recipient government is taking
18 steps to protect the rights of civil society, in-
19 cluding freedoms of expression, association and
20 assembly.

21 (2) In addition to the requirements in sub-
22 section (a), no funds may be made available for di-
23 rect government-to-government assistance without
24 prior consultation with, and notification of, the Com-
25 mittees on Appropriations: *Provided*, That such noti-

1 fication shall contain an explanation of how the pro-
2 posed activity meets the requirements of paragraph
3 (1): *Provided further*, That the requirements of this
4 paragraph shall only apply to direct government-to-
5 government assistance in excess of \$10,000,000 and
6 all funds available for cash transfer, budget support,
7 and cash payments to individuals.

8 (3) The Administrator of the United States
9 Agency for International Development (USAID) or
10 the Secretary of State, as appropriate, shall suspend
11 any direct government-to-government assistance if
12 the Administrator or the Secretary has credible in-
13 formation of material misuse of such assistance, un-
14 less the Administrator or the Secretary reports to
15 the Committees on Appropriations that it is in the
16 national interest of the United States to continue
17 such assistance, including a justification, or that
18 such misuse has been appropriately addressed.

19 (4) The Secretary of State shall submit to the
20 Committees on Appropriations, concurrent with the
21 fiscal year 2017 congressional budget justification
22 materials, amounts planned for assistance described
23 in subsection (a) by country, proposed funding
24 amount, source of funds, and type of assistance.

1 (5) Not later than 90 days after the enactment
2 of this Act and 6 months thereafter until September
3 30, 2016, the USAID Administrator shall submit to
4 the Committees on Appropriations a report that—

5 (A) details all assistance described in sub-
6 section (a) provided during the previous 6-
7 month period by country, funding amount,
8 source of funds, and type of such assistance;
9 and

10 (B) the type of procurement instrument or
11 mechanism utilized and whether the assistance
12 was provided on a reimbursable basis.

13 (6) None of the funds made available by this
14 Act may be used for any foreign country for debt
15 service payments owed by any country to any inter-
16 national financial institution: *Provided*, That for
17 purposes of this subsection, the term “international
18 financial institution” has the meaning given the
19 term in section 7029(e) of this Act.

20 (b) NATIONAL BUDGET AND CONTRACT TRANS-
21 PARENCY.—

22 (1) MINIMUM REQUIREMENTS OF FISCAL
23 TRANSPARENCY.—The Secretary of State shall con-
24 tinue to update and strengthen the “minimum re-
25 quirements of fiscal transparency” for each govern-

1 ment receiving assistance appropriated by this Act,
2 as identified in the report required by section
3 7031(b) of division K of Public Law 113–76.

4 (2) DEFINITION.—For purposes of paragraph
5 (1), “minimum requirements of fiscal transparency”
6 are requirements consistent with those in subsection
7 (a)(1), and the public disclosure of national budget
8 documentation (to include receipts and expenditures
9 by ministry) and government contracts and licenses
10 for natural resource extraction (to include bidding
11 and concession allocation practices).

12 (3) DETERMINATION AND REPORT.—For each
13 government identified pursuant to paragraph (1),
14 the Secretary of State, not later than 180 days after
15 enactment of this Act, shall make or update any de-
16 termination of “significant progress” or “no signifi-
17 cant progress” in meeting the minimum require-
18 ments of fiscal transparency, and make such deter-
19 minations publicly available in an annual “Fiscal
20 Transparency Report” to be posted on the Depart-
21 ment of State’s Web site: *Provided*, That the Sec-
22 retary shall identify the significant progress made by
23 each such government to publicly disclose national
24 budget documentation, contracts, and licenses which
25 are additional to such information disclosed in pre-

1 various fiscal years, and include specific recommenda-
2 tions of short- and long-term steps such government
3 should take to improve fiscal transparency: *Provided*
4 *further*, That the annual report shall include a de-
5 tailed description of how funds appropriated by this
6 Act are being used to improve fiscal transparency,
7 and identify benchmarks for measuring progress.

8 (4) ASSISTANCE.—Funds appropriated under
9 title III of this Act shall be made available for pro-
10 programs and activities to assist governments identified
11 pursuant to paragraph (1) to improve budget trans-
12 parency and to support civil society organizations in
13 such countries that promote budget transparency:
14 *Provided*, That such sums shall be in addition to
15 funds otherwise made available for such purposes:
16 *Provided further*, That a description of the uses of
17 such funds shall be included in the annual “Fiscal
18 Transparency Report” required by paragraph (3).

19 (c) CORRUPTION AND HUMAN RIGHTS VIOLA-
20 TIONS.—

21 (1)(A) Officials of foreign governments and
22 their immediate family members about whom the
23 Secretary of State has credible information have
24 been involved in significant corruption, including
25 corruption related to the extraction of natural re-

1 sources, or a gross violation of human rights shall
2 be ineligible for entry into the United States.

3 (B) The Secretary may also publicly or pri-
4 vately designate or identify officials of foreign
5 governments and their immediate family mem-
6 bers about whom the Secretary has such cred-
7 ible information without regard to whether the
8 individual has applied for a visa.

9 (2) Individuals shall not be ineligible if entry
10 into the United States would further important
11 United States law enforcement objectives or is nec-
12 essary to permit the United States to fulfill its obli-
13 gations under the United Nations Headquarters
14 Agreement: *Provided*, That nothing in paragraph (1)
15 shall be construed to derogate from United States
16 Government obligations under applicable inter-
17 national agreements.

18 (3) The Secretary may waive the application of
19 paragraph (1) if the Secretary determines that the
20 waiver would serve a compelling national interest or
21 that the circumstances which caused the individual
22 to be ineligible have changed sufficiently.

23 (4) Not later than 6 months after enactment of
24 this Act, the Secretary of State shall submit a re-
25 port, including a classified annex if necessary, to the

1 Committees on Appropriations and the Committees
2 on the Judiciary describing the information related
3 to corruption or violation of human rights con-
4 cerning each of the individuals found ineligible in the
5 previous 12 months pursuant to paragraph (1)(A) as
6 well as the individuals who the Secretary designated
7 or identified pursuant to paragraph (1)(B), or who
8 would be ineligible but for the application of para-
9 graph (2), a list of any waivers provided under para-
10 graph (3), and the justification for each waiver.

11 (5) Any unclassified portion of the report re-
12 quired under paragraph (4) shall be posted on the
13 Department of State’s Web site.

14 (6) For purposes of paragraphs (1)(B), (4),
15 and (5), the records of the Department of State and
16 of diplomatic and consular offices of the United
17 States pertaining to the issuance or refusal of visas
18 or permits to enter the United States shall not be
19 considered confidential.

20 (7) The waiver authority contained in para-
21 graph (3) shall not apply with respect to officials
22 and their immediate family members from Cuba:
23 *Provided*, That the term “officials of foreign govern-
24 ments” in paragraph (1) shall be construed to in-

1 include members of the Cuban military and high level
2 officials of the Cuban Communist Party.

3 (d) FOREIGN ASSISTANCE WEB SITE.—Funds appro-
4 priated by this Act under titles I and II, and funds made
5 available for any independent agency in title III, as appro-
6 priate, shall be made available to support the provision
7 of additional information on United States Government
8 foreign assistance on the Department of State’s foreign
9 assistance Web site: *Provided*, That all Federal agencies
10 funded under this Act shall provide such information on
11 foreign assistance, upon request, to the Department of
12 State.

13 DEMOCRACY PROGRAMS

14 SEC. 7032. (a) Of the funds appropriated by this Act,
15 not less than \$2,264,986,000 shall be made available for
16 democracy programs, as defined in subsection (c), of which
17 not less than \$312,000,000 shall be made available to sup-
18 port such programs in Africa.

19 (b) Funds made available by this Act for democracy
20 programs may be made available notwithstanding any
21 other provision of law, and with regard to the National
22 Endowment for Democracy (NED), any regulation.

23 (c) For purposes of funds appropriated by this Act,
24 the term “democracy programs” means programs that
25 support good governance, credible and competitive elec-

1 tions, civil society, freedom of expression, association, as-
2 sembly, and religion, human rights, independent media,
3 and the rule of law, and that otherwise strengthen the ca-
4 pacity of democratic political parties, governments, non-
5 governmental organizations and institutions, and citizens
6 to support the development of democratic states, and insti-
7 tutions that are responsive and accountable to citizens.

8 (d) Funds appropriated by this Act that are made
9 available for governance programs shall be made available
10 only to support institutions and individuals that dem-
11 onstrate a commitment to democracy.

12 (e) With respect to the provision of assistance for de-
13 mocracy, human rights, and governance activities in this
14 Act, the organizations implementing such assistance, the
15 specific nature of that assistance, and the participants in
16 such programs shall not be subject to the prior approval
17 by the government of any foreign country: *Provided*, That
18 the Secretary of State, in coordination with the Adminis-
19 trator of the United States Agency for International De-
20 velopment (USAID), shall report to the Committees on
21 Appropriations, not later than 120 days after enactment
22 of this Act, detailing steps taken by the Department of
23 State and USAID to comply with the requirements of this
24 subsection.

1 (f) Funds appropriated by this Act that are made
2 available for democracy programs shall be made available
3 to support freedom of religion, including in the Middle
4 East and North Africa.

5 (g) Funds appropriated by this Act in title III shall
6 be allocated and administered according to the require-
7 ments under this subsection in the report accompanying
8 this Act for Western Hemisphere democracy promotion.

9 (h) The Bureau of Democracy, Human Rights, and
10 Labor, Department of State and the Bureau for Democ-
11 racy, Conflict, and Humanitarian Assistance, USAID,
12 shall regularly communicate their planned programs to the
13 NED.

14 (i) The Secretary of State and the USAID Adminis-
15 trator shall notify the Committees on Appropriations with-
16 in 30 days of a decision to change the objectives or the
17 content of a democracy and governance program or to
18 close a program due to the increasingly repressive nature
19 of the host country government: *Provided*, That the notifi-
20 cation shall also include a strategy for continuing support
21 for democracy promotion if there are plans to close the
22 program.

23 MULTI-YEAR PLEDGES

24 SEC. 7033. None of the funds appropriated by this
25 Act may be used to make any pledge for future year fund-

1 ing for any multilateral or bilateral program funded in ti-
2 tles III through VI of this Act unless such pledge was—

3 (1) previously justified, including the projected
4 future year costs, in a congressional budget justifica-
5 tion;

6 (2) included in an Act making appropriations
7 for the Department of State, foreign operations, and
8 related programs or previously authorized by an Act
9 of Congress;

10 (3) notified in accordance with the regular noti-
11 fication procedures of the Committees on Appropria-
12 tions, including the projected future year costs; or

13 (4) the subject of prior consultation with the
14 Committees on Appropriations and such consultation
15 was conducted at least 7 days in advance of the
16 pledge.

17 SPECIAL PROVISIONS

18 SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHIL-
19 DREN, AND DISPLACED BURMESE.—Funds appropriated
20 in titles III and VI of this Act that are made available
21 for victims of war, displaced children, displaced Burmese,
22 and to combat trafficking in persons and assist victims
23 of such trafficking, may be made available notwith-
24 standing any other provision of law.

1 (b) RECONSTITUTING CIVILIAN POLICE AUTHOR-
2 ITY.—In providing assistance with funds appropriated by
3 this Act under section 660(b)(6) of the Foreign Assistance
4 Act of 1961, support for a nation emerging from insta-
5 bility may be deemed to mean support for regional, dis-
6 trict, municipal, or other sub-national entity emerging
7 from instability, as well as a nation emerging from insta-
8 bility.

9 (c) CONTRIBUTION.—Funds managed by the Bureau
10 for Democracy, Conflict, and Humanitarian Assistance,
11 United States Agency for International Development
12 (USAID), from this or any other Act, may be made avail-
13 able as a general contribution to the World Food Program:
14 *Provided*, That funds made available pursuant to the au-
15 thority of this subsection shall be subject to section 7048
16 of this Act.

17 (d) PUBLIC POSTING OF REPORTS.—(1) Any agency
18 receiving funds made available by this Act shall, subject
19 to paragraphs (2) and (3), post on the public Web site
20 of such agency any report required by this Act to be sub-
21 mitted to the Committees on Appropriations, upon a de-
22 termination by the head of such agency that to do so is
23 in the national interest.

24 (2) Paragraph (1) shall not apply to a report
25 if—

1 (A) the public posting of such report would
2 compromise national security, including the
3 conduct of diplomacy; or

4 (B) the report contains proprietary, privi-
5 leged, or sensitive information.

6 (3) The head of the agency posting such report
7 shall do so only after such report has been made
8 available to the Committees on Appropriations for
9 not less than 45 days.

10 (e) DIRECTIVES AND AUTHORITIES.—(1) Funds ap-
11 propriated by this Act under the heading “Economic Sup-
12 port Fund” shall be made available to carry out the Pro-
13 gram for Research and Training on Eastern Europe and
14 the Independent States of the Former Soviet Union as au-
15 thorized by the Soviet-Eastern European Research and
16 Training Act of 1983 (22 U.S.C. 4501–4508).

17 (2) Funds appropriated by this Act, and prior
18 Acts making appropriations for the Department of
19 State, foreign operations, and related programs,
20 under the heading “Economic Support Fund” may
21 be made available as a contribution to establish and
22 maintain memorial sites of genocide, subject to the
23 regular notification procedures of the Committees on
24 Appropriations.

1 (f) PARTNER VETTING.—Funds appropriated by this
2 Act or in titles I through IV of prior Acts making appro-
3 priations for the Department of State, foreign operations,
4 and related programs shall be used by the Secretary of
5 State and the USAID Administrator, as appropriate, to
6 support the continued implementation of the Partner Vet-
7 ting System (PVS) pilot program: *Provided*, That the Sec-
8 retary of State and the USAID Administrator shall jointly
9 submit a report to the Committees on Appropriations, not
10 later than 30 days after completion of the pilot program,
11 on the estimated timeline and criteria for evaluating the
12 PVS for possible expansion: *Provided further*, That such
13 report shall include the requirements under this subsection
14 in the report accompanying this Act: *Provided further*,
15 That such report may be delivered in classified form, if
16 necessary.

17 (g) CONTINGENCIES.—During fiscal year 2016, the
18 President may use up to \$100,000,000 under the author-
19 ity of section 451 of the Foreign Assistance Act of 1961,
20 notwithstanding any other provision of law.

21 (h) INTERNATIONAL CHILD ABDUCTIONS.—The Sec-
22 retary of State should withhold funds appropriated under
23 title III of this Act for assistance for the central govern-
24 ment of any country that is not taking appropriate steps
25 to comply with the Convention on the Civil Aspects of

1 International Child Abductions, done at the Hague on Oc-
2 tober 25, 1980: *Provided*, That the Secretary shall report
3 to the Committees on Appropriations within 15 days of
4 withholding funds under this subsection.

5 (i) REPORTS REPEALED.—Section 616(c) of the De-
6 partments of Commerce, Justice, and State, the Judiciary,
7 and Related Agencies Appropriations Act, 1999 (division
8 A of Public Law 105–277) and section 570(d) of the For-
9 eign Operations, Export Financing, and Related Programs
10 Appropriations Act, 1997 (division A of Public Law 104–
11 208) are hereby repealed.

12 (j) TRANSFERS FOR EXTRAORDINARY PROTEC-
13 TION.—The Secretary of State may transfer to, and merge
14 with, funds under the heading “Protection of Foreign Mis-
15 sions and Officials” unobligated balances of expired funds
16 appropriated under the heading “Diplomatic and Consular
17 Programs” for fiscal year 2016, except for funds des-
18 ignated for Overseas Contingency Operations/Global War
19 on Terrorism pursuant to section 251(b)(2)(A) of the Bal-
20 anced Budget and Emergency Deficit Control Act of 1985,
21 at no later than the end of the fifth fiscal year after the
22 last fiscal year for which such funds are available for the
23 purposes for which appropriated: *Provided*, That not more
24 than \$50,000,000 may be transferred.

25 (k) EXTENSION OF AUTHORITIES.—

1 (1) The authority contained in section 1115(d)
2 of Public Law 111–32 shall remain in effect through
3 September 30, 2016.

4 (2) Section 824(g) of the Foreign Service Act
5 of 1980 (22 U.S.C. 4064(g)) shall be applied by
6 substituting “September 30, 2016” for “October 1,
7 2010” in paragraph (2).

8 (3) Section 61(a) of the State Department
9 Basic Authorities Act of 1956 (22 U.S.C. 2733(a))
10 shall be applied by substituting “September 30,
11 2016” for “October 1, 2010” in paragraph (2).

12 (4) Section 625(j)(1) of the Foreign Assistance
13 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied
14 by substituting “September 30, 2016” for “October
15 1, 2010” in subparagraph (B).

16 (5) The authorities provided in section 1015(b)
17 of Public Law 111–212 shall remain in effect
18 through September 30, 2016.

19 (6) The Foreign Operations, Export Financing,
20 and Related Programs Appropriations Act, 1990
21 (Public Law 101–167) is amended—

22 (A) in section 599D (8 U.S.C. 1157
23 note)—

1 (i) in subsection (b)(3), by striking
2 “and 2015” and inserting “2015, and
3 2016”; and

4 (ii) in subsection (e), by striking
5 “2015” each place it appears and inserting
6 “2016”; and

7 (B) in section 599E (8 U.S.C. 1255 note)
8 in subsection (b)(2), by striking “2015” and in-
9 serting “2016”.

10 (l) LOAN GUARANTEES.—Funds appropriated under
11 the heading “Economic Support Fund” only in title III
12 of this Act and prior Acts making appropriations for the
13 Department of State, foreign operations, and related pro-
14 grams may be made available for the costs, as defined in
15 section 502 of the Congressional Budget Act of 1974, of
16 loan guarantees for Jordan, Ukraine, and Tunisia, which
17 are authorized to be provided: *Provided*, That amounts
18 made available under this paragraph for the costs of such
19 guarantees shall not be considered assistance for the pur-
20 poses of provisions of law limiting assistance to a country:
21 *Provided further*, That funds made available pursuant to
22 this subsection shall be subject to prior consultation with,
23 and the regular notification procedures of, the Committees
24 on Appropriations.

1 (m) HIV/AIDS WORKING CAPITAL FUND.—Funds
2 available in the HIV/AIDS Working Capital Fund estab-
3 lished pursuant to section 525(b)(1) of the Foreign Oper-
4 ations, Export Financing, and Related Programs Appro-
5 priations Act, 2005 (Public Law 108–477) may be made
6 available for pharmaceuticals and other products for child
7 survival, malaria, and tuberculosis to the same extent as
8 HIV/AIDS pharmaceuticals and other products, subject to
9 the terms and conditions in such section: *Provided*, That
10 the authority in section 525(b)(5) of the Foreign Oper-
11 ations, Export Financing, and Related Programs Appro-
12 priations Act, 2005 (Public Law 108–477) shall be exer-
13 cised by the Assistant Administrator for Global Health,
14 USAID, with respect to funds deposited for such non-
15 HIV/AIDS pharmaceuticals and other products, and shall
16 be subject to the regular notification procedures of the
17 Committees on Appropriations: *Provided further*, That the
18 Secretary of State shall include in the congressional budg-
19 et justification an accounting of budgetary resources, dis-
20 bursements, balances, and reimbursements related to such
21 fund.

22 (n) PROTECTIONS AND REMEDIES FOR EMPLOYEES
23 OF DIPLOMATIC MISSIONS AND INTERNATIONAL ORGANI-
24 ZATIONS.—The Secretary of State shall implement section
25 203(a)(2) of the William Wilberforce Trafficking Victims

1 Protection Reauthorization Act of 2008 (Public Law 110-
2 457): *Provided*, That in determining whether to suspend
3 the issuance of A-3 or G-5 visas under such section, the
4 Secretary should consider the following as “credible evi-
5 dence”: (1) a final court judgment (including a default
6 judgment) issued against a current or former employee of
7 such mission or organization (for which the time period
8 for appeal has expired); (2) the issuance of a T-visa to
9 the victim; or (3) a request by the Department of State
10 to the sending state that immunity of individual diplomats
11 or family members be waived to permit criminal prosecu-
12 tion: *Provided further*, That the Secretary should assist
13 in obtaining payment of final court judgments awarded
14 to A-3 and G-5 visa holders, including encouraging the
15 sending states to provide compensation directly to victims:
16 *Provided further*, That the Secretary shall include in the
17 Trafficking in Persons annual report a concise summary
18 of each trafficking case involving an A- 3 or G-5 visa hold-
19 er which meets one or more of the items in the first pro-
20 viso of this subsection.

21 (o) DEFINITIONS.—

22 (1) Unless otherwise defined in this Act, for
23 purposes of this Act the term “appropriate congress-
24 sional committees” shall mean the Committees on
25 Appropriations and Foreign Relations of the Senate

1 and the Committees on Appropriations and Foreign
2 Affairs of the House of Representatives.

3 (2) Unless otherwise defined in this Act, for
4 purposes of this Act the term “funds appropriated
5 in this Act and prior Acts making appropriations for
6 the Department of State, foreign operations, and re-
7 lated programs” shall mean funds that remain avail-
8 able for obligation, and have not expired, and shall
9 not include amounts that were designated by Con-
10 gress for Overseas Contingency Operations/Global
11 War on Terrorism or as an emergency requirement
12 pursuant to a concurrent resolution on the budget or
13 the Balanced Budget and Emergency Deficit Control
14 Act of 1985.

15 (3) Any reference to Southern Kordofan in this
16 or any other Act making appropriations for the De-
17 partment of State, foreign operations, and related
18 programs shall be deemed to include portions of
19 Western Kordofan that were previously part of
20 Southern Kordofan prior to the 2013 division of
21 Southern Kordofan.

22 ARAB LEAGUE BOYCOTT OF ISRAEL

23 SEC. 7035. It is the sense of the Congress that—

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

1 mercial 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.

PALESTINIAN STATEHOOD

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SEC. 7036. (a) LIMITATION ON ASSISTANCE.—None of the funds appropriated under titles III through VI of this Act may be provided to support a Palestinian state unless the Secretary of State determines and certifies to the appropriate congressional committees that—

(1) the governing entity of a new Palestinian state—

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

(B) is taking appropriate measures to counter terrorism and terrorist financing in the West Bank and Gaza, including the dismantling of terrorist infrastructures, and is cooperating with appropriate Israeli and other appropriate security organizations; and

(2) the Palestinian Authority (or the governing entity of a new Palestinian state) is working with other countries in the region to vigorously pursue efforts to establish a just, lasting, and comprehensive peace in the Middle East that will enable Israel and an independent Palestinian state to exist within the context of full and normal relationships, which should include—

1 (A) termination of all claims or states of
2 belligerency;

3 (B) respect for and acknowledgment of the
4 sovereignty, territorial integrity, and political
5 independence of every state in the area through
6 measures including the establishment of demili-
7 tarized zones;

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

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

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

15 (b) SENSE OF CONGRESS.—It is the sense of Con-
16 gress that the governing entity should enact a constitution
17 assuring the rule of law, an independent judiciary, and
18 respect for human rights for its citizens, and should enact
19 other laws and regulations assuring transparent and ac-
20 countable governance.

21 (c) WAIVER.—The President may waive subsection
22 (a) if the President determines that it is important to the
23 national security interest of the United States to do so.

24 (d) EXEMPTION.—The restriction in subsection (a)
25 shall not apply to assistance intended to help reform the

1 Palestinian Authority and affiliated institutions, or the
2 governing entity, in order to help meet the requirements
3 of subsection (a), consistent with the provisions of section
4 7040 of this Act (“Limitation on Assistance for the Pales-
5 tinian Authority”).

6 RESTRICTIONS CONCERNING THE PALESTINIAN
7 AUTHORITY

8 SEC. 7037. None of the funds appropriated under ti-
9 tles II through VI of this Act may be obligated or ex-
10 pended to create in any part of Jerusalem a new office
11 of any department or agency of the United States Govern-
12 ment for the purpose of conducting official United States
13 Government business with the Palestinian Authority over
14 Gaza and Jericho or any successor Palestinian governing
15 entity provided for in the Israel-PLO Declaration of Prin-
16 ciples: *Provided*, That this restriction shall not apply to
17 the acquisition of additional space for the existing Con-
18 sulate General in Jerusalem: *Provided further*, That meet-
19 ings between officers and employees of the United States
20 and officials of the Palestinian Authority, or any successor
21 Palestinian governing entity provided for in the Israel-
22 PLO Declaration of Principles, for the purpose of con-
23 ducting official United States Government business with
24 such authority should continue to take place in locations
25 other than Jerusalem: *Provided further*, That as has been

1 true in the past, officers and employees of the United
2 States Government may continue to meet in Jerusalem on
3 other subjects with Palestinians (including those who now
4 occupy positions in the Palestinian Authority), have social
5 contacts, and have incidental discussions.

6 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
7 BROADCASTING CORPORATION

8 SEC. 7038. None of the funds appropriated or other-
9 wise made available by this Act may be used to provide
10 equipment, technical support, consulting services, or any
11 other form of assistance to the Palestinian Broadcasting
12 Corporation.

13 ASSISTANCE FOR THE WEST BANK AND GAZA

14 SEC. 7039. (a) OVERSIGHT.—For fiscal year 2016,
15 30 days prior to the initial obligation of funds for the bi-
16 lateral West Bank and Gaza Program, the Secretary of
17 State shall certify to the Committees on Appropriations
18 that procedures have been established to assure the Comp-
19 troller General of the United States will have access to
20 appropriate United States financial information in order
21 to review the uses of United States assistance for the Pro-
22 gram funded under the heading “Economic Support
23 Fund” for the West Bank and Gaza.

24 (b) VETTING.—Prior to the obligation of funds ap-
25 propriated by this Act under the heading “Economic Sup-

1 port Fund” for assistance for the West Bank and Gaza,
2 the Secretary of State shall take all appropriate steps to
3 ensure that such assistance is not provided to or through
4 any individual, private or government entity, or edu-
5 cational institution that the Secretary knows or has reason
6 to believe advocates, plans, sponsors, engages in, or has
7 engaged in, terrorist activity nor, with respect to private
8 entities or educational institutions, those that have as a
9 principal officer of the entity’s governing board or gov-
10 erning board of trustees any individual that has been de-
11 termined to be involved in, or advocating terrorist activity
12 or determined to be a member of a designated foreign ter-
13 rorist organization: *Provided*, That the Secretary of State
14 shall, as appropriate, establish procedures specifying the
15 steps to be taken in carrying out this subsection and shall
16 terminate assistance to any individual, entity, or edu-
17 cational institution which the Secretary has determined to
18 be involved in or advocating terrorist activity.

19 (c) PROHIBITION.—

20 (1) None of the funds appropriated under titles
21 III through VI of this Act for assistance under the
22 West Bank and Gaza Program may be made avail-
23 able for the purpose of recognizing or otherwise hon-
24 oring individuals who commit, or have committed
25 acts of terrorism.

1 (2) Notwithstanding any other provision of law,
2 none of the funds made available by this or prior ap-
3 propriations Acts, including funds made available by
4 transfer, may be made available for obligation for se-
5 curity assistance for the West Bank and Gaza until
6 the Secretary of State reports to the Committees on
7 Appropriations on the benchmarks that have been
8 established for security assistance for the West
9 Bank and Gaza and reports on the extent of Pales-
10 tinian compliance with such benchmarks.

11 (d) AUDITS.—

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

20 (2) Of the funds appropriated by this Act up to
21 \$500,000 may be used by the Office of Inspector
22 General of the United States Agency for Inter-
23 national Development for audits, inspections, and
24 other activities in furtherance of the requirements of
25 this subsection: *Provided*, That such funds are in ad-

1 dition to funds otherwise available for such pur-
2 poses.

3 (e) Subsequent to the certification specified in sub-
4 section (a), the Comptroller General of the United States
5 shall conduct an audit and an investigation of the treat-
6 ment, handling, and uses of all funds for the bilateral
7 West Bank and Gaza Program, including all funds pro-
8 vided as cash transfer assistance, in fiscal year 2016
9 under the heading “Economic Support Fund”, and such
10 audit shall address—

11 (1) the extent to which such Program complies
12 with the requirements of subsections (b) and (c);
13 and

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

17 (f) Funds made available in this Act for West Bank
18 and Gaza shall be subject to the regular notification proce-
19 dures of the Committees on Appropriations.

20 (g) Not later than 180 days after enactment of this
21 Act, the Secretary of State shall submit a report to the
22 Committees on Appropriations updating the report con-
23 tained in section 2106 of chapter 2 of title II of Public
24 Law 109–13.

1 LIMITATION ON ASSISTANCE FOR THE PALESTINIAN
2 AUTHORITY

3 SEC. 7040. (a) PROHIBITION OF FUNDS.—None of
4 the funds appropriated by this Act to carry out the provi-
5 sions of chapter 4 of part II of the Foreign Assistance
6 Act of 1961 may be obligated or expended with respect
7 to providing funds to the Palestinian Authority.

8 (b) WAIVER.—The prohibition included in subsection
9 (a) shall not apply if the President certifies in writing to
10 the Speaker of the House of Representatives, the Presi-
11 dent pro tempore of the Senate, and the Committees on
12 Appropriations that waiving such prohibition is important
13 to the national security interest of the United States.

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

18 (d) REPORT.—Whenever the waiver authority pursu-
19 ant to subsection (b) is exercised, the President shall sub-
20 mit a report to the Committees on Appropriations detail-
21 ing the justification for the waiver, the purposes for which
22 the funds will be spent, and the accounting procedures in
23 place to ensure that the funds are properly disbursed: *Pro-*
24 *vided*, That the report shall also detail the steps the Pales-

1 tinian Authority has taken to arrest terrorists, confiscate
2 weapons and dismantle the terrorist infrastructure.

3 (e) CERTIFICATION.—If the President exercises the
4 waiver authority under subsection (b), the Secretary of
5 State must certify and report to the Committees on Ap-
6 propriations prior to the obligation of funds that the Pal-
7 estinian Authority has established a single treasury ac-
8 count for all Palestinian Authority financing and all fi-
9 nancing mechanisms flow through this account, no parallel
10 financing mechanisms exist outside of the Palestinian Au-
11 thority treasury account, and there is a single comprehen-
12 sive civil service roster and payroll, and the Palestinian
13 Authority is acting to counter incitement of violence
14 against Israelis and is supporting activities aimed at pro-
15 moting peace, coexistence, and security cooperation with
16 Israel.

17 (f) PROHIBITION TO HAMAS AND THE PALESTINE
18 LIBERATION ORGANIZATION.—

19 (1) None of the funds appropriated in titles III
20 through VI of this Act may be obligated for salaries
21 of personnel of the Palestinian Authority located in
22 Gaza or may be obligated or expended for assistance
23 to Hamas or any entity effectively controlled by
24 Hamas, any power-sharing government of which

1 Hamas is a member or that results from an agree-
2 ment with Hamas.

3 (2) Notwithstanding the limitation of paragraph
4 (1), assistance may be provided to a power-sharing
5 government only if the President certifies and re-
6 ports to the Committees on Appropriations that such
7 government, including all of its ministers or such
8 equivalent, has publicly accepted and is complying
9 with the principles contained in section 620K(b)(1)
10 (A) and (B) of the Foreign Assistance Act of 1961,
11 as amended.

12 (3) The President may exercise the authority in
13 section 620K(e) of the Foreign Assistance Act of
14 1961, as added by the Palestinian Anti-Terrorism
15 Act of 2006 (Public Law 109–446) with respect to
16 this subsection.

17 (4) Whenever the certification pursuant to
18 paragraph (2) is exercised, the Secretary of State
19 shall submit a report to the Committees on Appro-
20 priations within 120 days of the certification and
21 every quarter thereafter on whether such govern-
22 ment, including all of its ministers or such equiva-
23 lent are continuing to comply with the principles
24 contained in section 620K(b)(1) (A) and (B) of the
25 Foreign Assistance Act of 1961, as amended: *Pro-*

1 *vided*, That the report shall also detail the amount,
2 purposes and delivery mechanisms for any assistance
3 provided pursuant to the abovementioned certifi-
4 cation and a full accounting of any direct support of
5 such government.

6 (5) None of the funds appropriated under titles
7 III through VI of this Act may be obligated for as-
8 sistance for the Palestine Liberation Organization.

9 NEAR EAST

10 SEC. 7041. (a) EGYPT.—

11 (1) IN GENERAL.—Funds appropriated or oth-
12 erwise made available by this Act that are made
13 available for assistance for the Government of Egypt
14 may be made available notwithstanding any provi-
15 sion of law restricting assistance for Egypt, except
16 such funds may only be made available if the Sec-
17 retary of State certifies and reports to the appro-
18 priate congressional committees that such govern-
19 ment is—

20 (A) sustaining the strategic relationship
21 with the United States; and

22 (B) meeting its obligations under the 1979
23 Egypt- Israel Peace Treaty.

24 (2) REPORT ON GOVERNANCE.—(A) Not later
25 than 90 days after enactment of this Act and every

1 90 days thereafter until September 30, 2016, the
2 Secretary of State shall report to the Committees on
3 Appropriations on steps taken by the Government of
4 Egypt to—

5 (i) hold parliamentary elections;

6 (ii) protect and advance the rights of
7 women and religious minorities;

8 (iii) implement laws or policies to gov-
9 ern democratically, protect the rights of in-
10 dividuals, and uphold due process of law;

11 (iv) implement reforms that protect
12 freedoms of expression, association, and
13 peaceful assembly, including the ability of
14 civil society organizations and the media to
15 function without interference; and

16 (v) improve the transparency and ac-
17 countability of security forces.

18 (B) The report required by subparagraph (A)
19 may be provided in classified form if necessary.

20 (3) ECONOMIC SUPPORT FUND.—Of the funds
21 appropriated by this Act under the heading “Eco-
22 nomic Support Fund”, up to \$150,000,000 may be
23 made available for assistance for Egypt, subject to
24 prior consultation with the appropriate congressional
25 committees and the regular notification procedures

1 of the Committees on Appropriations and section
2 634A of the Foreign Assistance Act of 1961: *Pro-*
3 *vided*, That such funds may be made available for
4 democracy programs: *Provided further*, That such
5 funds may not be made available for cash transfer
6 assistance or budget support unless the Secretary of
7 State certifies to the appropriate congressional com-
8 mittees that the Government of Egypt is taking con-
9 sistent and effective steps to stabilize the economy
10 and implement market-based economic reforms.

11 (4) FOREIGN MILITARY FINANCING PRO-
12 GRAM.—Of the funds appropriated by this Act under
13 the heading “Foreign Military Financing Program”,
14 up to \$1,300,000,000, to remain available until Sep-
15 tember 30, 2017, shall be made available for assist-
16 ance for Egypt which may be transferred to an in-
17 terest bearing account in the Federal Reserve Bank
18 of New York, following consultation with the Com-
19 mittees on Appropriations: *Provided*, That not later
20 than 90 days after enactment of this Act, the Sec-
21 retary shall consult with the Committees on Appro-
22 priations on any plans to restructure military assist-
23 ance for Egypt.

24 (5) EXTENSION OF PROTECTIONS.—No convic-
25 tion issued by the Cairo Criminal Court on June 4,

1 2013, in “Public Prosecution Case No. 1110 for the
2 Year 2012”, against a citizen or national of the
3 United States or an alien lawfully admitted for per-
4 manent residence in the United States, shall be con-
5 sidered a conviction for purposes of United States
6 law or for any activity undertaken within the juris-
7 diction of the United States.

8 (b) IRAN.—

9 (1) The terms and conditions of paragraphs (1)
10 and (2) of section 7041(c) in division I of Public
11 Law 112-74 shall continue in effect during fiscal
12 year 2016 as if part of this Act.

13 (2)(A) The Secretary of State shall submit to
14 the Committees on Appropriations, not later than 90
15 days after the date of enactment of this Act and at
16 the end of each 90-day period thereafter until Sep-
17 tember 30, 2016, a report on the status of the bilat-
18 eral and multilateral efforts aimed at curtailing the
19 pursuit by Iran of nuclear weapons technology.

20 (B) The Secretary of State, in consultation with
21 the Secretary of the Treasury, shall submit to the
22 Committees on Appropriations, not later than 180
23 days after the date of enactment of this Act, a re-
24 port on the status of bilateral United States and
25 multilateral sanctions against Iran and actions taken

1 by the United States and the international commu-
2 nity to enforce sanctions against Iran, including for
3 proliferation, terrorism, and human rights violations:
4 *Provided*, That the report shall include the require-
5 ments described under this subsection in the report
6 accompanying this Act and may be submitted in
7 classified form if necessary.

8 (C) The Secretary of State shall submit to
9 the appropriate congressional committees, not
10 later than 30 days after enactment of this Act
11 and at the end of each 30-day period thereafter
12 until September 30, 2016, a report on the im-
13 plementation of the Joint Plan of Action be-
14 tween the P5+1 and the Government of Iran
15 concluded on November 24, 2013, and any ex-
16 tension of or successor to that agreement: *Pro-*
17 *vided*, That the report shall include the require-
18 ments under this subsection in the report ac-
19 companying this Act, and may be submitted in
20 classified form if necessary.

21 (c) IRAQ.—

22 (1) Funds appropriated by this Act shall be
23 made available for assistance for Iraq to promote
24 governance, security, and internal and regional sta-
25 bility, including in Kurdistan and other areas im-

1 pacted by the conflict in Syria, and among Iraq’s re-
2 ligious and ethnic minority populations.

3 (2) None of the funds appropriated by this Act
4 may be made available for construction, rehabilita-
5 tion, or other improvements to United States facili-
6 ties in Iraq on property for which no land-use agree-
7 ment has been entered into by the Governments of
8 the United States and Iraq: *Provided*, That the re-
9 strictions in this paragraph shall not apply if such
10 funds are necessary to protect United States Gov-
11 ernment facilities or the security, health, and welfare
12 of United States personnel.

13 (3) Funds appropriated by this Act under the
14 headings “International Narcotics Control and Law
15 Enforcement” and “Foreign Military Financing Pro-
16 gram” that are available for assistance for Iraq
17 should be made available to enhance the capacity of
18 Kurdistan Regional Government security services
19 and for security programs in Kurdistan to address
20 requirements arising from the violence in Syria and
21 Iraq: *Provided*, That the Secretary of State shall
22 consult with the Committees on Appropriations prior
23 to obligating such funds.

24 (4) None of the funds appropriated or otherwise
25 made available by this Act may be used by the Gov-

1 ernment of the United States to enter into a perma-
2 nent basing rights agreement between the United
3 States and Iraq.

4 (d) JORDAN.—Of the funds appropriated by this Act
5 under the headings “Economic Support Fund” and “For-
6 eign Military Financing Program”, not less than
7 \$1,000,000,000 shall be made available for assistance for
8 Jordan.

9 (e) LEBANON.—

10 (1) None of the funds appropriated by this Act
11 may be made available for the Lebanese Internal Se-
12 curity Forces (ISF) or the Lebanese Armed Forces
13 (LAF) if the ISF or the LAF is controlled by a for-
14 eign terrorist organization, as designated pursuant
15 to section 219 of the Immigration and Nationality
16 Act.

17 (2) Funds appropriated by this Act under the
18 headings “International Narcotics Control and Law
19 Enforcement” and “Foreign Military Financing Pro-
20 gram” that are available for assistance for Lebanon
21 may be made available for programs and equipment
22 for the ISF and LAF to address security and sta-
23 bility requirements in areas affected by the conflict
24 in Syria, following consultation with the appropriate
25 congressional committees.

1 (3) In addition to the activities described in
2 paragraph (2), funds appropriated by this Act under
3 the heading “Foreign Military Financing Program”
4 for assistance for Lebanon may be made available
5 only to professionalize the LAF and to strengthen
6 border security and combat terrorism, including
7 training and equipping the LAF to secure Lebanon’s
8 borders, interdicting arms shipments, preventing the
9 use of Lebanon as a safe haven for terrorist groups,
10 and to implement United Nations Security Council
11 Resolution 1701: *Provided*, That funds may not be
12 obligated for assistance for the LAF until the Sec-
13 retary of State submits to the Committees on Appro-
14 priations a detailed spend plan, including actions to
15 be taken to ensure equipment provided to the LAF
16 is only used for the intended purposes, except such
17 plan may not be considered as meeting the notifica-
18 tion requirements under section 7015 of this Act or
19 under section 634A of the Foreign Assistance Act of
20 1961, and shall be submitted not later than Sep-
21 tember 1, 2016: *Provided further*, That any notifica-
22 tion submitted pursuant to such sections shall in-
23 clude any funds specifically intended for lethal mili-
24 tary equipment.

25 (f) LIBYA.—

1 (1) None of the funds appropriated by this Act
2 may be made available for the Government of Libya
3 (GOL) if the GOL is controlled by a foreign ter-
4 rorist organization, as designated pursuant to sec-
5 tion 219 of the Immigration and Nationality Act.

6 (2) None of the funds appropriated by this Act
7 may be made available for assistance for the GOL
8 unless the Secretary of State reports to the Commit-
9 tees on Appropriations that such government is co-
10 operating with United States Government efforts to
11 investigate and bring to justice those responsible for
12 the attack on United States personnel and facilities
13 in Benghazi, Libya in September 2012: *Provided,*
14 That the limitation in this paragraph shall not apply
15 to funds made available for the purpose of pro-
16 tecting United States Government personnel or fa-
17 cilities.

18 (3)(A) Any notification required for assistance
19 for Libya for funds appropriated under title IV of
20 this Act shall include a detailed justification for such
21 assistance, and a description of the vetting proce-
22 dures used for any individual or unit receiving such
23 assistance.

24 (B) Any notification required for assistance for
25 Libya for funds appropriated under title III of this

1 Act shall include a detailed description of how reg-
2 ular oversight will be provided by the Department of
3 State or the United States Agency for International
4 Development.

5 (g) MOROCCO.—Funds appropriated by this Act
6 under title III that are available for assistance for Morocco
7 shall also be made available for any region or territory
8 administered by Morocco, including the Western Sahara:
9 *Provided*, That not later than 45 days after enactment of
10 this Act, the Secretary of State shall consult with the
11 Committees on Appropriations on the requirements de-
12 scribed under this section in the report accompanying this
13 Act.

14 (h) SYRIA.—

15 (1) Funds appropriated under title III of this
16 Act and prior Acts making appropriations for the
17 Department of State, foreign operations, and related
18 programs may be made available notwithstanding
19 any other provision of law for non-lethal assistance
20 for programs to address the needs of civilians af-
21 fected by conflict in Syria, and for programs that
22 seek to—

23 (A) establish governance in Syria that is
24 representative, inclusive, and accountable;

1 (B) expand the role of women in negotia-
2 tions to end the violence and in any political
3 transition in Syria;

4 (C) develop and implement political proc-
5 esses that are democratic, transparent, and ad-
6 here to the rule of law;

7 (D) further the legitimacy of the Syrian
8 opposition through cross-border programs;

9 (E) develop civil society and an inde-
10 pendent media in Syria;

11 (F) promote economic development in
12 Syria;

13 (G) document, investigate, and prosecute
14 human rights violations in Syria, including
15 through transitional justice programs and sup-
16 port for nongovernmental organizations;

17 (H) counter extremist ideologies; and

18 (I) assist Syrian refugees whose education
19 has been interrupted by the ongoing conflict to
20 complete higher education requirements at re-
21 gional academic institutions.

22 (2) Prior to the obligation of funds appro-
23 priated by this Act and made available for assistance
24 for Syria, the Secretary of State shall take all prac-
25 ticable steps to ensure that mechanisms are in place

1 for monitoring, oversight, and control of such assist-
2 ance inside Syria: *Provided*, That the Secretary shall
3 promptly inform the appropriate congressional com-
4 mittees of any instance in which assistance provided
5 pursuant to the authority of this subsection has been
6 compromised, to include the type and amount of as-
7 sistance affected, a description of the incident and
8 parties involved, and an explanation of the Depart-
9 ment of State's response.

10 (3) Funds appropriated by this Act that are
11 made available for assistance for Syria pursuant to
12 the authority of this subsection may only be made
13 available after the Secretary of State, in consultation
14 with the heads of relevant United States Govern-
15 ment agencies, submits, in classified form if nec-
16 essary, an update to the comprehensive strategy re-
17 quired in section 7041(i)(3) of Public Law 113-76.

18 (4) Funds made available pursuant to this sub-
19 section may only be made available following con-
20 sultation with the appropriate congressional commit-
21 tees, and shall be subject to the regular notification
22 procedures of the Committees on Appropriations.

23 (i) WEST BANK AND GAZA.—

24 (1) REPORT ON ASSISTANCE.—Prior to the ini-
25 tial obligation of funds made available by this Act

1 under the heading “Economic Support Fund” for
2 assistance for the West Bank and Gaza, the Sec-
3 retary of State shall report to the Committees on
4 Appropriations that the purpose of such assistance
5 is to—

6 (A) advance Middle East peace;

7 (B) improve security in the region;

8 (C) continue support for transparent and
9 accountable government institutions;

10 (D) promote a private sector economy; or

11 (E) address urgent humanitarian needs.

12 (2) LIMITATIONS.—

13 (A) None of the funds appropriated under
14 the heading “Economic Support Fund” in this
15 Act may be made available for assistance for
16 the Palestinian Authority, if after the date of
17 enactment of this Act—

18 (i) the Palestinians obtain the same
19 standing as member states or full member-
20 ship as a state in the United Nations or
21 any specialized agency thereof outside an
22 agreement negotiated between Israel and
23 the Palestinians; or

24 (ii) the Palestinians initiate an Inter-
25 national Criminal Court judicially author-

1 ized investigation, or actively support such
2 an investigation, that subjects Israeli na-
3 tionals to an investigation for alleged
4 crimes against Palestinians.

5 (B)(i) The President may waive the provi-
6 sions of section 1003 of Public Law 100–204 if
7 the President determines and certifies in writ-
8 ing to the Speaker of the House of Representa-
9 tives, the President pro tempore of the Senate,
10 and the appropriate congressional committees
11 that the Palestinians have not, after the date of
12 enactment of this Act, obtained in the United
13 Nations or any specialized agency thereof the
14 same standing as member states or full mem-
15 bership as a state outside an agreement nego-
16 tiated between Israel and the Palestinians, and
17 the Palestinians have not, after the date of en-
18 actment of this Act, initiated or actively sup-
19 ported an International Criminal Court inves-
20 tigation against Israeli nationals for alleged
21 crimes against Palestinians.

22 (ii) Not less than 90 days after the
23 President is unable to make the certifi-
24 cation pursuant to clause (i), the President
25 may waive section 1003 of Public Law

1 100–204 if the President determines and
2 certifies in writing to the Speaker of the
3 House of Representatives, the President
4 pro tempore of the Senate, and the Com-
5 mittees on Appropriations that the Pal-
6 estinians have entered into direct and
7 meaningful negotiations with Israel: *Pro-*
8 *vided*, That any waiver of the provisions of
9 section 1003 of Public Law 100–204 under
10 clause (i) of this subparagraph or under
11 previous provisions of law must expire be-
12 fore the waiver under the preceding sen-
13 tence may be exercised.

14 (iii) Any waiver pursuant to this sub-
15 paragraph shall be effective for no more
16 than a period of 6 months at a time and
17 shall not apply beyond 12 months after the
18 enactment of this Act.

19 (3) FUNDING REDUCTION.—If the requirements
20 for the obligation of assistance in subsection 7040(f)
21 of this Act are met, the Secretary of State shall re-
22 duce the amount of assistance made available by this
23 Act under the heading “Economic Support Fund”
24 for the Palestinian Authority by an amount the Sec-
25 retary determines is equivalent to that expended by

1 the Palestinian Authority in payments to individuals
2 and the families of such individuals that are impris-
3 oned for acts of terrorism or who died committing
4 such acts during the previous calendar year: *Pro-*
5 *vided*, That the Secretary shall report to the Com-
6 mittees on Appropriations on the amount reduced
7 for fiscal year 2016 prior to the obligation of funds
8 for the Palestinian Authority: *Provided further*, That
9 the report in the previous proviso shall also include
10 steps taken to prevent any such payments.

11 AFRICA

12 SEC. 7042. (a) CENTRAL AFRICAN REPUBLIC.—
13 Funds made available by this Act for assistance for the
14 Central African Republic shall be made available for rec-
15 onciliation and peacebuilding programs, including activi-
16 ties to promote inter-faith dialogue at the national and
17 local levels, and for programs to prevent crimes against
18 humanity.

19 (b) COUNTERTERRORISM PROGRAMS.—Of the funds
20 appropriated by this Act, not less than \$69,821,000
21 should be made available for the Trans-Sahara Counter-
22 terrorism Partnership program, and not less than
23 \$24,150,000 should be made available for the Partnership
24 for Regional East Africa Counterterrorism program.

1 (c) LORD’S RESISTANCE ARMY.—Funds appro-
2 priated by this Act shall be made available for programs
3 and activities in areas affected by the Lord’s Resistance
4 Army (LRA) consistent with the goals of the Lord’s Re-
5 sistance Army Disarmament and Northern Uganda Recov-
6 ery Act (Public Law 111–172), including to improve phys-
7 ical access, telecommunications infrastructure, and early-
8 warning mechanisms and to support the disarmament, de-
9 mobilization, and reintegration of former LRA combat-
10 ants, especially child soldiers.

11 (d) NATURAL RESOURCE TRANSPARENCY.—Funds
12 appropriated by this Act that are available for assistance
13 for Liberia, Sierra Leone, Nigeria, Cote d’Ivoire, Senegal,
14 Ghana, and the countries participating in the Congo Basin
15 Forest Partnership should be made available to promote
16 and support transparency and accountability in relation
17 to the extraction of timber, oil and gas, cacao, and other
18 natural resources, including by strengthening implementa-
19 tion and monitoring of the Extractive Industries Trans-
20 parency Initiative and the Kimberley Process Certification
21 Scheme.

22 (e) NIGERIA.—Funds appropriated by this Act that
23 are made available for assistance for Nigeria—

24 (1) shall be made available for assistance for women
25 and girls who are targeted by the terrorist organization

1 Boko Haram, consistent with the provisions of section
2 7059 of this Act; and

3 (2) may be made available for counterterrorism pro-
4 grams to combat the terrorist organization Boko Haram.

5 (f) SOUTH SUDAN.—

6 (1) Funds appropriated by this Act that are
7 made available for assistance for South Sudan
8 should—

9 (A) be prioritized for programs that re-
10 spond to urgent humanitarian needs and the
11 delivery of basic services and to mitigate con-
12 flict and promote stability, including to address
13 protection needs and prevent and respond to
14 gender-based violence;

15 (B) support programs that build resilience
16 of communities to address food insecurity,
17 maintain educational opportunities, and en-
18 hance local governance;

19 (C) be used to advance democratic prin-
20 ciples, including support for civil society, inde-
21 pendent media, and other means to strengthen
22 the rule of law;

23 (D) continue to support transparency and
24 accountability measures, including in the oil
25 and gas sector; and

1 (E) support the professionalization of secu-
2 rity forces, including human rights and ac-
3 countability to civilian authorities.

4 (2) None of the funds appropriated by this Act
5 that are available for assistance for the central Gov-
6 ernment of South Sudan may be made available
7 until the Secretary of State certifies and reports to
8 the Committees on Appropriations that such govern-
9 ment is taking steps to—

10 (A) provide access for humanitarian orga-
11 nizations;

12 (B) end the use of child soldiers;

13 (C) support a cessation of hostilities agree-
14 ment;

15 (D) protect freedoms of expression, asso-
16 ciation, and assembly;

17 (E) reduce corruption related to the ex-
18 traction and sale of oil and gas; and

19 (F) establish democratic institutions, in-
20 cluding accountable military and police forces
21 under civilian authority.

22 (3) The limitation of paragraph (2) shall not
23 apply to—

24 (A) humanitarian assistance;

1 (B) assistance to directly support South
2 Sudan peace negotiations or to implement a
3 peace agreement; and

4 (C) assistance to support implementation
5 of outstanding issues of the Comprehensive
6 Peace Agreement (CPA) and mutual arrange-
7 ment related to the CPA.

8 (g) SUDAN.—

9 (1) Notwithstanding any other provision of law,
10 none of the funds appropriated by this Act may be
11 made available for assistance for the Government of
12 Sudan.

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

21 (3) The limitations of paragraphs (1) and (2)
22 shall not apply to—

23 (A) humanitarian assistance;

24 (B) assistance for the Darfur region,
25 Southern Kordofan State, Blue Nile State,

1 other marginalized areas and populations in
2 Sudan, and Abyei; and

3 (C) assistance to support implementation
4 of outstanding issues of the CPA, mutual ar-
5 rangements related to post-referendum issues
6 associated with the CPA, or any other inter-
7 nationally recognized viable peace agreement in
8 Sudan.

9 (h) ZIMBABWE.—

10 (1) The Secretary of the Treasury shall instruct
11 the United States executive director of each inter-
12 national financial institution to vote against any ex-
13 tension by the respective institution of any loan or
14 grant to the Government of Zimbabwe, except to
15 meet basic human needs or to promote democracy,
16 unless the Secretary of State certifies and reports to
17 the Committees on Appropriations that the rule of
18 law has been restored, including respect for owner-
19 ship and title to property, and freedoms of expres-
20 sion, association, and assembly.

21 (2) None of the funds appropriated by this Act
22 shall be made available for assistance for the central
23 Government of Zimbabwe, except for health and
24 education, unless the Secretary of State certifies and
25 reports as required in paragraph (1), and funds may

1 be made available for macroeconomic growth assist-
2 ance if the Secretary reports to the Committees on
3 Appropriations that such government is imple-
4 menting transparent fiscal policies, including public
5 disclosure of revenues from the extraction of natural
6 resources.

7 EAST ASIA AND THE PACIFIC

8 SEC. 7043. (a) BURMA.—

9 (1) Funds appropriated by this Act under the
10 heading “Economic Support Fund” may be made
11 available for assistance for Burma notwithstanding
12 any other provision of law: *Provided*, That no such
13 funds shall be made available to any successor or af-
14 filiated organization of the State Peace and Develop-
15 ment Council (SPDC) controlled by former SPDC
16 members that promotes the repressive policies of the
17 SPDC, or to any individual or organization credibly
18 alleged to have committed gross violations of human
19 rights, including against Rohingyas and other minor-
20 ity groups: *Provided further*, That such funds may
21 be made available for programs administered by the
22 Office of Transition Initiatives, United States Agen-
23 cy for International Development, for ethnic groups
24 and civil society in Burma to help sustain ceasefire
25 agreements and further prospects for reconciliation

1 and peace, which may include support to representa-
2 tives of ethnic armed groups for this purpose.

3 (2) Funds appropriated under title III of this
4 Act for assistance for Burma—

5 (A) may not be made available for budget
6 support for the Government of Burma;

7 (B) shall be provided to strengthen civil so-
8 ciety organizations in Burma, including as core
9 support for such organizations;

10 (C) shall be made available for community-
11 based organizations operating in Thailand to
12 provide food, medical, and other humanitarian
13 assistance to internally displaced persons in
14 eastern Burma, in addition to assistance for
15 Burmese refugees from funds appropriated by
16 this Act under the heading “Migration and Ref-
17 ugee Assistance”;

18 (D) shall be made available for parliamen-
19 tary strengthening programs; and

20 (E) shall be made available for ethnic and
21 religious reconciliation programs, including in
22 ceasefire areas, as appropriate, and to address
23 the Rohingya and Kachin crises.

24 (3) None of the funds appropriated by this Act
25 under the headings “International Military Edu-

1 cation and Training’” and “Foreign Military Fi-
2 nancing Program” may be made available for assist-
3 ance for Burma: *Provided*, That the Department of
4 State may continue consultations with the armed
5 forces of Burma only on human rights and disaster
6 response in a manner consistent with the prior fiscal
7 year, and following consultation with the appropriate
8 congressional committees.

9 (4) Funds appropriated by this Act shall only
10 be made available for assistance for the central Gov-
11 ernment of Burma if the Secretary of State certifies
12 and reports to the appropriate congressional com-
13 mittees that such government has implemented re-
14 forms, in consultation with Burma’s political opposi-
15 tion and ethnic groups, providing for free and fair
16 presidential and parliamentary elections, to include
17 participation as voters and candidates: *Provided*,
18 That the Secretary of State may waive the require-
19 ments of this paragraph if the Secretary certifies
20 and reports to the Committees on Appropriations
21 that to do so is important to the democratic develop-
22 ment of Burma, including a detailed justification for
23 such waiver.

24 (5) Any new program or activity in Burma ini-
25 tiated in fiscal year 2016 shall be subject to prior

1 consultation with the appropriate congressional com-
2 mittees.

3 (b) NORTH KOREA.—None of the funds made avail-
4 able by this Act under the heading “Economic Support
5 Fund” may be made available for assistance for the gov-
6 ernment of North Korea.

7 (c) PEOPLE’S REPUBLIC OF CHINA.—

8 (1) None of the funds appropriated under the
9 heading “Diplomatic and Consular Programs” in
10 this Act may be obligated or expended for processing
11 licenses for the export of satellites of United States
12 origin (including commercial satellites and satellite
13 components) to the People’s Republic of China un-
14 less, at least 15 days in advance, the Committees on
15 Appropriations are notified of such proposed action.

16 (2) The terms and requirements of section
17 620(h) of the Foreign Assistance Act of 1961 shall
18 apply to foreign assistance projects or activities of
19 the People’s Liberation Army (PLA) of the People’s
20 Republic of China, to include such projects or activi-
21 ties by any entity that is owned or controlled by, or
22 an affiliate of, the PLA: *Provided*, That none of the
23 funds appropriated or otherwise made available pur-
24 suant to this Act may be used to finance any grant,
25 contract, or cooperative agreement with the PLA, or

1 any entity that the Secretary of State has reason to
2 believe is owned or controlled by, or an affiliate of,
3 the PLA.

4 (3)(A) None of the funds appropriated by this
5 Act under the headings “Global Health Programs”,
6 “Development Assistance”, and “Economic Support
7 Fund” may be made available for assistance for the
8 government of the People’s Republic of China.

9 (B) The limitation of subparagraph (A)
10 shall not apply to assistance described in para-
11 graph (2) of subsection (d) of this section and
12 for programs to detect, prevent, and treat infec-
13 tious disease.

14 (d) TIBET.—

15 (1) The Secretary of the Treasury should in-
16 struct the United States executive director of each
17 international financial institution to use the voice
18 and vote of the United States to support financing
19 of projects in Tibet if such projects do not provide
20 incentives for the migration and settlement of non-
21 Tibetans into Tibet or facilitate the transfer of own-
22 ership of Tibetan land and natural resources to non-
23 Tibetans, are based on a thorough needs-assessment,
24 foster self-sufficiency of the Tibetan people and re-

1 spect Tibetan culture and traditions, and are subject
2 to effective monitoring.

3 (2) Notwithstanding any other provision of law,
4 funds appropriated by this Act under the heading
5 “Economic Support Fund” shall be made available
6 to nongovernmental organizations to support activi-
7 ties which preserve cultural traditions and promote
8 sustainable development, education, and environ-
9 mental conservation in Tibetan communities in the
10 Tibetan Autonomous Region and in other Tibetan
11 communities in China.

12 SOUTH AND CENTRAL ASIA

13 SEC. 7044. (a) AFGHANISTAN.—

14 (1) OPERATIONS AND REPORTS.—

15 (A) Funds appropriated by this Act under
16 the headings “Diplomatic and Consular Pro-
17 grams”, “Embassy Security, Construction, and
18 Maintenance”, and “Operating Expenses” that
19 are available for the construction and renova-
20 tion of United States Government facilities in
21 Afghanistan may not be made available if the
22 purpose is to accommodate Federal employee
23 positions or to expand aviation facilities or as-
24 sets above those notified by the Department of
25 State and the United States Agency for Inter-

1 national Development (USAID) to the Commit-
2 tees on Appropriations, or contractors in addi-
3 tion to those in place on the date of enactment
4 of this Act: *Provided*, That the limitations in
5 this paragraph shall not apply if funds are nec-
6 essary to protect such facilities or the security,
7 health, and welfare of United States personnel.

8 (B) Of the funds appropriated by this Act
9 under the headings “Diplomatic and Consular
10 Programs” and “Operating Expenses” that are
11 available for operations in Afghanistan, 15 per-
12 cent shall be withheld from obligation until the
13 Secretary of State, in consultation with the Sec-
14 retary of Defense, and the USAID Adminis-
15 trator, submits to the Committees on Appro-
16 priations, in classified form if necessary, the re-
17 port described under this section in the report
18 accompanying this Act.

19 (2) ASSISTANCE.—Funds appropriated by this
20 Act under the headings “Economic Support Fund”
21 and “International Narcotics Control and Law En-
22 forcement” for assistance for Afghanistan—

23 (A) may not be used to support any pro-
24 gram, project, or activity that—

1 (i) does not have regular oversight by
2 the Department of State or USAID, as ap-
3 propriate, to include site visits;

4 (ii) involves any individual or organi-
5 zation that the Secretary of State deter-
6 mines to be involved in corrupt practices;
7 or

8 (iii) initiates new major infrastruc-
9 ture;

10 (B) shall only be made available for pro-
11 grams that the Government of Afghanistan or
12 other Afghan entity is capable of sustaining, as
13 appropriate and as determined by the United
14 States Chief of Mission;

15 (C) shall be prioritized for programs that
16 promote women’s economic and political em-
17 powerment, strengthen and protect the rights of
18 women and girls, and to implement the United
19 States Embassy Kabul Gender Strategy; and

20 (D) shall be implemented in accordance
21 with all applicable audit policies of the Depart-
22 ment of State and USAID.

23 (3) NOTIFICATION AND CERTIFICATION RE-
24 QUIREMENT.—Funds appropriated by this Act under
25 the headings “Economic Support Fund” and “Inter-

1 national Narcotics Control and Law Enforcement”
2 for assistance for the central Government of Afghan-
3 istan shall be subject to the regular notification pro-
4 cedures of the Committees on Appropriations, and
5 may not be obligated unless the Secretary of State
6 certifies and reports to the Committees on Appro-
7 priations that the Government of Afghanistan is—

8 (A) continuing to implement laws and poli-
9 cies to govern democratically and protect the
10 rights of individuals and civil society, including
11 taking consistent steps to protect and advance
12 the rights of women and girls in Afghanistan;

13 (B) maintaining the strategic relationship
14 with the United States, including implementing
15 the Bilateral Security Agreement with the
16 United States;

17 (C) improving the public reporting of the
18 national budget of the Government of Afghani-
19 stan, including revenues and expenditures; and

20 (D) reducing corruption and prosecuting
21 individuals alleged to be involved in illegal ac-
22 tivities in Afghanistan.

23 (4) AUTHORITIES.—

24 (A) Funds appropriated under titles III
25 through VI of this Act that are made available

1 for assistance for Afghanistan may be made
2 available notwithstanding section 7012 of this
3 Act or any similar provision of law and section
4 660 of the Foreign Assistance Act of 1961.

5 (B) The authority of section 7046(a)(2)(A)
6 of division I of Public Law 112–74 shall apply
7 to funds appropriated by this Act for assistance
8 for Afghanistan.

9 (C) The authority of section 1102(c) of
10 title IX of Public Law 111-32 shall apply to
11 funds appropriated by this Act for assistance
12 for Afghanistan.

13 (D) The authority of section 7044(a)(7) of
14 division J of Public Law 113-235 shall apply to
15 funds appropriated by this Act for assistance
16 for Afghanistan: *Provided*, that the Secretary of
17 State or the USAID Administrator, as appro-
18 priate, shall consult with the appropriate con-
19 gressional committees prior to the use of such
20 authority on the goals, strategy and impact of
21 the program.

22 (5) FUNDING REDUCTION.—Funds appro-
23 priated by this Act and prior Acts making appro-
24 priations for the Department of State, foreign oper-
25 ations, and related programs that are available for

1 assistance for the Government of Afghanistan shall
2 be reduced by \$5 for every \$1 that such government
3 imposes in taxes, duties, penalties, or other fees on
4 the transport of property of the United States Gov-
5 ernment (including the United States Armed
6 Forces), entering or leaving Afghanistan.

7 (6) BASE RIGHTS.—None of the funds made
8 available by this Act may be used by the United
9 States Government to enter into a permanent basing
10 rights agreement between the United States and Af-
11 ghanistan.

12 (7) SPEND PLAN.—The spend plan required by
13 section 7076 of this Act for assistance for Afghani-
14 stan shall include achievable and sustainable goals,
15 benchmarks for measuring progress, and expected
16 results regarding combating poverty and furthering
17 development in Afghanistan, countering terrorism,
18 and establishing conditions conducive to the rule of
19 law and transparent and accountable governance:
20 *Provided*, That not later than 6 months after sub-
21 mission of such spend plan, and each 6 months
22 thereafter until September 30, 2016, the Secretary
23 of State shall submit a report to the Committees on
24 Appropriations on the status of achieving the goals
25 and benchmarks in such plan.

1 (b) PAKISTAN.—

2 (1) CERTIFICATION REQUIREMENT.—None of
3 the funds appropriated or otherwise made available
4 by this Act under the headings “Economic Support
5 Fund”, “International Narcotics Control and Law
6 Enforcement”, and “Foreign Military Financing
7 Program” for assistance for the Government of
8 Pakistan may be made available unless the Secretary
9 of State certifies and reports to the Committees on
10 Appropriations that the Government of Pakistan
11 is—

12 (A) cooperating with the United States in
13 counterterrorism efforts against the Haqqani
14 Network, the Quetta Shura Taliban, Lashkar e-
15 Tayyiba, Jaish-e-Mohammed, Al Qaeda, and
16 other domestic and foreign terrorist organiza-
17 tions, including taking steps to end support for
18 such groups and prevent them from basing and
19 operating in Pakistan and carrying out cross
20 border attacks into neighboring countries;

21 (B) not supporting terrorist activities
22 against United States or coalition forces in Af-
23 ghanistan, and Pakistan’s military and intel-
24 ligence agencies are not intervening extra-judi-

1 cially into political and judicial processes in
2 Pakistan;

3 (C) dismantling improvised explosive device
4 (IED) networks and interdicting precursor
5 chemicals used in the manufacture of IEDs;

6 (D) preventing the proliferation of nuclear-
7 related material and expertise;

8 (E) issuing visas in a timely manner for
9 United States visitors engaged in counterter-
10 rorism efforts and assistance programs in Paki-
11 stan; and

12 (F) providing humanitarian organizations
13 access to detainees, internally displaced per-
14 sons, and other Pakistani civilians affected by
15 the conflict.

16 (2) WAIVER.—The Secretary of State, after
17 consultation with the Secretary of Defense, may
18 waive the certification requirement of paragraph (1)
19 if the Secretary of State determines that to do so is
20 important to the national security interest of the
21 United States and the Secretary submits a report to
22 the Committees on Appropriations, in classified form
23 if necessary, on the justification for the waiver and
24 the reasons why any part of the certification require-
25 ment of paragraph (1) has not been met.

1 (3) ASSISTANCE.—Funds appropriated by this
2 Act under the heading “Foreign Military Financing
3 Program” for assistance for Pakistan may be made
4 available only to support counterterrorism and coun-
5 terinsurgency capabilities in Pakistan, and are sub-
6 ject to section 620M of the Foreign Assistance Act
7 of 1961.

8 (4) SCHOLARSHIPS FOR WOMEN.—The author-
9 ity and directives of section 7044(d)(4) of division J
10 of Public Law 113-235 shall apply to funds appro-
11 priated by this Act for assistance for Pakistan.

12 (5) REPORTS.—

13 (A)(i) The spend plan required by section
14 7076 of this Act for assistance for Pakistan
15 shall include achievable and sustainable goals,
16 benchmarks for measuring progress, and ex-
17 pected results regarding combating poverty and
18 furthering development in Pakistan, countering
19 terrorism, and establishing conditions conducive
20 to the rule of law and transparent and account-
21 able governance: *Provided*, That such bench-
22 marks may incorporate those required in title
23 III of Public Law 111-73, as appropriate: *Pro-*
24 *vided further*, That not later than 6 months
25 after submission of such spend plan, and each

1 6 months thereafter until September 30, 2016,
2 the Secretary of State shall submit a report to
3 the Committees on Appropriations on the status
4 of achieving the goals and benchmarks in such
5 plan.

6 (ii) The Secretary of State should suspend
7 assistance for the Government of Pakistan if
8 any report required by this paragraph indicates
9 that Pakistan is failing to make measurable
10 progress in meeting such goals or benchmarks.

11 (B) Not later than 90 days after enact-
12 ment of this Act, the Secretary of State shall
13 submit a report to the Committees on Appro-
14 priations detailing the costs and objectives asso-
15 ciated with significant infrastructure projects
16 supported by the United States in Pakistan,
17 and an assessment of the extent to which such
18 projects achieve such objectives.

19 (c) REGIONAL CROSS BORDER PROGRAMS.—

20 (1) Funds appropriated by this Act under the head-
21 ing “Economic Support Fund” for assistance for Afghani-
22 stan and Pakistan may be provided, notwithstanding any
23 other provision of law that restricts assistance to foreign
24 countries, for cross border stabilization and development

1 programs between Afghanistan and Pakistan, or between
2 either country and the Central Asian countries.

3 (2) Funds appropriated by this Act under the head-
4 ing “International Narcotics Control and Law Enforce-
5 ment” that are available for assistance for Afghanistan
6 and Pakistan should be made available to enhance the re-
7 cruitment, retention, and professionalism of women in po-
8 lice and other security forces.

9 WESTERN HEMISPHERE

10 SEC. 7045. (a) CENTRAL AMERICA.—

11 (1) STRATEGY.—

12 (A) Not later than 30 days after enactment of
13 this Act, the Secretary of State, in consultation with
14 the Administrator of the United States Agency for
15 International Development (USAID), shall submit to
16 the Committees on Appropriations a multi-year
17 strategy for assistance to Central America: *Provided*,
18 That such assistance shall address the key factors in
19 the countries in Central America contributing to the
20 migration of unaccompanied, undocumented minors
21 to the United States.

22 (B) The strategy required by this paragraph
23 shall include—

24 (i) a clear mission statement;

1 (ii) achievable goals and objectives and as-
2 sociated benchmarks and timelines;

3 (iii) a spend plan that describes how funds
4 appropriated by this Act and prior Acts making
5 appropriations for the Department of State,
6 foreign operations, and related programs will
7 achieve such goals and objectives; and

8 (iv) a description of host country actions
9 and commitments, including host country fund-
10 ing.

11 (C) The Secretary of State shall consult with
12 the Committees on Appropriations prior to the devel-
13 opment of the strategy required by this paragraph.

14 (D) The Secretary of State shall provide quar-
15 terly updates to the Committees on Appropriations
16 on the implementation of the strategy in this para-
17 graph and funding to implement such strategy.

18 (E) Funds made available to implement the
19 strategy in this paragraph shall be subject to the
20 regular notification procedures of the Committees on
21 Appropriations, and such strategy shall be submitted
22 prior to the notification of funds.

23 (2) PURPOSES.—Funds appropriated under titles III
24 and IV of this Act and prior Acts making appropriations
25 for the Department of State, foreign operations, and re-

1 lated programs that are made available to implement the
2 strategy described in paragraph (1) shall be made avail-
3 able for programs to—

4 (A) improve border security;

5 (B) counter the activities of criminal gangs,
6 drug traffickers, and organized crime;

7 (C) combat human smuggling and trafficking;
8 and

9 (D) repatriate and reintegrate migrants return-
10 ing from the United States.

11 (3) SUSPENSION OF ASSISTANCE.—The Secretary of
12 State shall suspend further obligation of funds provided
13 for programs and activities described in the strategy re-
14 quired by paragraph (1) for a country if the Secretary de-
15 termines and reports to the Committees on Appropriations
16 that the government of such country is not taking steps
17 to—

18 (A) improve border security;

19 (B) enforce laws and policies to reduce the flow
20 of illegal migrants to the United States, including to
21 increase penalties for human smuggling;

22 (C) conduct public outreach campaigns to ex-
23 plain the dangers of the journey to the southwest
24 border of the United States, and to inform potential

1 migrants of relevant United States immigration
2 laws; and

3 (D) cooperate with United States Federal agen-
4 cies to facilitate and expedite the return, repatri-
5 ation, and reintegration of illegal migrants arriving
6 at the southwest border of the United States.

7 (4) FORENSIC TECHNOLOGY PROGRAMS.—Funds ap-
8 propriated by this Act under the heading “International
9 Narcotics Control and Law Enforcement” shall be made
10 available for DNA forensic technology programs to combat
11 human trafficking in Central America as described under
12 such heading in the report accompanying this Act.

13 (b) COLOMBIA.—

14 (1) ASSISTANCE.—Funds appropriated by this
15 Act and made available to the Department of State
16 for assistance for the Government of Colombia may
17 be used to support a unified campaign against nar-
18 cotics trafficking, organizations designated as For-
19 eign Terrorist Organizations, and other criminal or
20 illegal armed groups, and to take actions to protect
21 human health and welfare in emergency cir-
22 cumstances, including undertaking rescue oper-
23 ations: *Provided*, That the first through fifth pro-
24 visos of paragraph (1), and paragraph (3) of section
25 7045(a) of division I of Public Law 112–74 shall

1 continue in effect during fiscal year 2016 and shall
2 apply to funds appropriated by this Act and made
3 available for assistance for Colombia as if included
4 in this Act: *Provided further*, That of the funds ap-
5 propriated by this Act under the heading “Economic
6 Support Fund”, not less than \$133,000,000 shall be
7 apportioned directly to the United States Agency for
8 International Development.

9 (2) REPORT.—The Secretary of State shall sub-
10 mit to the Committees on Appropriations, not later
11 than 60 days after enactment of this Act, the report
12 described under the heading “International Nar-
13 cotics Control and Law Enforcement” in the report
14 accompanying this Act.

15 (c) CUBA.—

16 (1) DEMOCRACY PROMOTION.—Of the funds appro-
17 priated by this Act under the heading “Economic Support
18 Fund”, \$30,000,000 shall be made available to promote
19 democracy and strengthen civil society in Cuba: *Provided*,
20 That no funds shall be obligated for business promotion,
21 economic reform, entrepreneurship, or any other assist-
22 ance that is not democracy-building as expressly author-
23 ized in the Cuban Liberty and Solidarity (LIBERTAD)
24 Act of 1996 and the Cuban Democracy Act (CDA) of
25 1992.

1 (2) OFFICE OF CUBA BROADCASTING.—None of the
2 funds appropriated or otherwise made available by this
3 Act under the heading “International Broadcasting Oper-
4 ations” may be used to establish an independent grantee
5 organization, as a private nonprofit organization, to carry
6 out any and all broadcasting and related programs to the
7 Latin America and Caribbean region, including Cuba, or
8 otherwise substantively alter the structure of the Office
9 of Cuba Broadcasting unless specifically authorized by a
10 subsequent act of Congress: *Provided*, That the prohibi-
11 tion of this paragraph shall be construed to include the
12 merger of the Office of Cuba Broadcasting and the Voice
13 of America Latin America Division.

14 (3) DIPLOMATIC FACILITIES.—

15 (A) None of the funds appropriated or other-
16 wise made available by this Act or prior acts making
17 appropriations for the Department of State, foreign
18 operations, and related programs may be obligated
19 or expended—

20 (i) for the establishment or operations of a
21 United States diplomatic presence, including an
22 Embassy, Consulate, or liaison office, in Cuba
23 beyond that which was in existence prior to De-
24 cember 17, 2014; or

1 (ii) to facilitate the establishment or oper-
2 ation of a diplomatic mission of Cuba, including
3 an Embassy, Consulate, or liaison office, in the
4 United States beyond that which was in exist-
5 ence prior to December 17, 2014.

6 (B) The prohibition of subparagraph (A) shall
7 not apply if the President determines and reports to
8 the appropriate congressional committees that the
9 government in Cuba has met the requirements and
10 factors specified in section 205 of the Cuban Liberty
11 and Democratic Solidarity (LIBERTAD) Act of
12 1996 (22 U.S.C. 6065).

13 (d) HAITI.—

14 (1) ASSISTANCE.—None of the funds appropriated by
15 this Act may be made available for assistance for the cen-
16 tral Government of Haiti until the Secretary of State cer-
17 tifies and reports to the Committees on Appropriations
18 that the Government of Haiti—

19 (A) is taking steps to hold free and fair par-
20 liamentary elections and to seat a new Haitian Par-
21 liament;

22 (B) is selecting judges in a transparent manner
23 and respecting the independence of the judiciary;

1 (C) is combating corruption, including imple-
2 menting the anti-corruption law by prosecuting cor-
3 rupt officials; and

4 (D) is improving governance and implementing
5 financial transparency and accountability require-
6 ments for government institutions.

7 (2) The Government of Haiti shall be eligible to pur-
8 chase defense articles and services under the Arms Export
9 Control Act (22 U.S.C. 2751 et seq.) for the Coast Guard.

10 (e) HONDURAS.—The Secretary of State shall submit
11 a report to the Committees on Appropriations, not later
12 than 45 days after this Act, on steps being taken by the
13 Government of Honduras to address the matters described
14 under the heading “International Narcotics Control and
15 Law Enforcement” in the report accompanying this Act.

16 (f) AIRCRAFT OPERATIONS AND MAINTENANCE.—To
17 the maximum extent practicable, the costs of operations
18 and maintenance, including fuel, of aircraft funded by this
19 Act should be borne by the recipient country.

20 (g) TRADE CAPACITY.—Funds appropriated by this
21 Act under the headings “Development Assistance” and
22 “Economic Support Fund” should be made available for
23 capacity building activities relating to free trade agree-
24 ments with countries of Central America, Colombia, Peru,
25 and the Dominican Republic.

1 tion required under this section shall be in lieu of any de-
2 terminations otherwise required under section 552(c): *Pro-*
3 *vided further*, That funds made available pursuant to this
4 section shall be made available subject to the regular noti-
5 fication procedures of the Committees on Appropriations.

6 LIMITATIONS ON THE UNITED NATIONS

7 SEC. 7048. (a) TRANSPARENCY AND ACCOUNT-
8 ABILITY.—Of the funds appropriated under title I of this
9 Act that are available for contributions to the United Na-
10 tions (including the Department of Peacekeeping Oper-
11 ations), any United Nations agency, or the Organization
12 of American States, 15 percent may not be obligated for
13 such organization, department, or agency until the Sec-
14 retary of State reports to the Committees on Appropria-
15 tions that the organization, department, or agency is—

16 (1) posting on a publicly available Web site,
17 consistent with privacy regulations and due process,
18 regular financial and programmatic audits of such
19 organization, department, or agency, and providing
20 the United States Government with necessary access
21 to such financial and performance audits; and

22 (2) effectively implementing and enforcing poli-
23 cies and procedures which reflect best practices for
24 the protection of whistleblowers from retaliation, in-
25 cluding best practices for—

1 (A) protection against retaliation for inter-
2 nal and lawful public disclosures;

3 (B) legal burdens of proof;

4 (C) statutes of limitation for reporting re-
5 tialiation;

6 (D) access to independent adjudicative
7 bodies, including external arbitration; and

8 (E) results that eliminate the effects of
9 proven retaliation.

10 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
11 TIONS AND ORGANIZATIONS.—

12 (1) None of the funds made available by this
13 Act may be used to pay expenses for any United
14 States delegation to any specialized agency, body, or
15 commission of the United Nations if such commis-
16 sion is chaired or presided over by a country, the
17 government of which the Secretary of State has de-
18 termined, for purposes of section 6(j)(1) of the Ex-
19 port Administration Act of 1979 as continued in ef-
20 fect pursuant to the International Emergency Eco-
21 nomic Powers Act (50 U.S.C. App. 2405(j)(1)), sup-
22 ports international terrorism.

23 (2) None of the funds made available by this
24 Act may be used by the Secretary of State as a con-
25 tribution to any organization, agency, commission,

1 or program within the United Nations system if
2 such organization, agency, commission, or program
3 is chaired or presided over by a country the govern-
4 ment of which the Secretary of State has deter-
5 mined, for purposes of section 620A of the Foreign
6 Assistance Act of 1961, section 40 of the Arms Ex-
7 port Control Act, section 6(j)(1) of the Export Ad-
8 ministration Act of 1979, or any other provision of
9 law, is a government that has repeatedly provided
10 support for acts of international terrorism.

11 (c) UNITED NATIONS HUMAN RIGHTS COUNCIL.—
12 None of the funds appropriated by this Act may be made
13 available in support of the United Nations Human Rights
14 Council unless the Secretary of State determines and re-
15 ports to the Committees on Appropriations that participa-
16 tion in the Council is in the national security interest of
17 the United States and that the Council is taking signifi-
18 cant steps to remove Israel as a permanent agenda item:
19 *Provided*, That such report shall include a justification for
20 making the determination and a description of the steps
21 taken to remove Israel as a permanent agenda item: *Pro-*
22 *vided further*, That the Secretary of State shall report to
23 the Committees on Appropriations not later than Sep-
24 tember 30, 2016, on the resolutions considered in the
25 United Nations Human Rights Council during the pre-

1 vious 12 months, and on steps taken to remove Israel as
2 a permanent agenda item.

3 (d) UNITED NATIONS RELIEF AND WORKS AGEN-
4 CY.—None of the funds made available by this Act under
5 the heading “Migration and Refugee Assistance” may be
6 made available as a contribution to the United Nations
7 Relief and Works Agency (UNRWA) until the Secretary
8 of State certifies and reports to the Committees on Appro-
9 priations, in writing, that UNRWA is—

10 (1) utilizing Operations Support Officers in the
11 West Bank, Gaza, and other fields of operation to
12 inspect UNRWA installations and reporting any in-
13 appropriate use;

14 (2) acting promptly to address any staff or ben-
15 efitary violation of its own policies (including the
16 policies on neutrality and impartiality of employees)
17 and the legal requirements under section 301(c) of
18 the Foreign Assistance Act of 1961;

19 (3) implementing procedures to maintain the
20 neutrality of its facilities, including implementing a
21 no-weapons policy, and conducting regular inspec-
22 tions of its installations, to ensure they are only
23 used for humanitarian or other appropriate pur-
24 poses;

1 (4) taking necessary and appropriate measures
2 to ensure it is operating in compliance with the con-
3 ditions of section 301(c) of the Foreign Assistance
4 Act of 1961 and continuing regular reporting to the
5 Department of State on actions it has taken to en-
6 sure conformance with such conditions;

7 (5) taking steps to ensure the content of all
8 educational materials currently taught in UNRWA-
9 administered schools and summer camps is con-
10 sistent with the values of human rights, dignity, and
11 tolerance and does not induce incitement;

12 (6) not engaging in operations with financial in-
13 stitutions or related entities in violation of relevant
14 United States law, and is taking steps to improve
15 the financial transparency of the organization; and

16 (7) in compliance with the United Nations
17 Board of Auditors' biennial audit requirements and
18 is implementing in a timely fashion the Board's rec-
19 ommendations.

20 (e) UNITED NATIONS CAPITAL MASTER PLAN.—
21 None of the funds made available in this Act may be used
22 for the design, renovation, or construction of the United
23 Nations Headquarters in New York.

24 (f) WAIVER.—The restrictions imposed by or pursu-
25 ant to subsections (a) and (d) may be waived on a case-

1 by-case basis by the Secretary of State if the Secretary
2 determines and reports to the Committees on Appropria-
3 tions that such waiver is necessary to avert or respond
4 to a humanitarian crisis.

5 (g) REPORT.—Not later than 45 days after enact-
6 ment of this Act, the Secretary of State shall submit a
7 report to the Committees on Appropriations detailing the
8 amount of funds available for obligation or expenditure in
9 fiscal year 2016 for contributions to any organization, de-
10 partment, agency, or program within the United Nations
11 system or any international program that are withheld
12 from obligation or expenditure due to any provision of law:
13 *Provided*, That the Secretary of State shall update such
14 report each time additional funds are withheld by oper-
15 ation of any provision of law: *Provided further*, That the
16 reprogramming of any withheld funds identified in such
17 report, including updates thereof, shall be subject to prior
18 consultation with, and the regular notification procedures
19 of, the Committees on Appropriations.

20 COMMUNITY-BASED POLICE ASSISTANCE

21 SEC. 7049. (a) AUTHORITY.—Funds made available
22 by titles III and IV of this Act to carry out the provisions
23 of chapter 1 of part I and chapters 4 and 6 of part II
24 of the Foreign Assistance Act of 1961, may be used, not-
25 withstanding section 660 of that Act, to enhance the effec-

1 tiveness and accountability of civilian police authority
2 through training and technical assistance in human rights,
3 the rule of law, anti-corruption, strategic planning, and
4 through assistance to foster civilian police roles that sup-
5 port democratic governance, including assistance for pro-
6 grams to prevent conflict, respond to disasters, address
7 gender-based violence, and foster improved police relations
8 with the communities they serve.

9 (b) NOTIFICATION.—Assistance provided under sub-
10 section (a) shall be subject to the regular notification pro-
11 cedures of the Committees on Appropriations.

12 RESCISSION

13 (INCLUDING RESCISSION OF FUNDS)

14 SEC. 7050. Of the unexpended balances available to
15 the President for bilateral economic assistance under the
16 heading “Economic Support Fund” from prior Acts mak-
17 ing appropriations for the Department of State, foreign
18 operations, and related programs, \$200,000,000 are re-
19 scinded: *Provided*, That no amounts may be rescinded
20 from amounts that were designated by Congress as an
21 emergency requirement or for Overseas Contingency Oper-
22 ations/Global War on Terrorism pursuant to a concurrent
23 resolution on the budget or the Balanced Budget and
24 Emergency Deficit Control Act of 1985.

1 INTERNATIONAL CONFERENCES

2 SEC. 7051. None of the funds made available in this
3 Act may be used to send or otherwise pay for the attend-
4 ance of more than 50 employees of agencies or depart-
5 ments of the United States Government who are stationed
6 in the United States, at any single international con-
7 ference occurring outside the United States, unless the
8 Secretary of State reports to the Committees on Appro-
9 priations at least 5 days in advance that such attendance
10 is important to the national interest: *Provided*, That for
11 purposes of this section the term “international con-
12 ference” shall mean a conference attended by representa-
13 tives of the United States Government and of foreign gov-
14 ernments, international organizations, or nongovern-
15 mental organizations.

16 AIRCRAFT TRANSFER AND COORDINATION

17 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
18 standing any other provision of law or regulation, aircraft
19 procured with funds appropriated by this Act and prior
20 Acts making appropriations for the Department of State,
21 foreign operations, and related programs under the head-
22 ings “Diplomatic and Consular Programs”, “International
23 Narcotics Control and Law Enforcement”, “Andean
24 Counterdrug Initiative” and “Andean Counterdrug Pro-
25 grams” may be used for any other program and in any

1 region, including for the transportation of active and
2 standby Civilian Response Corps personnel and equipment
3 during a deployment: *Provided*, That the responsibility for
4 policy decisions and justification for the use of such trans-
5 fer authority shall be the responsibility of the Secretary
6 of State and the Deputy Secretary of State and this re-
7 sponsibility shall not be delegated.

8 (b) PROPERTY DISPOSAL.—The authority provided
9 in subsection (a) shall apply only after the Secretary of
10 State determines and reports to the Committees on Appro-
11 priations that the equipment is no longer required to meet
12 programmatic purposes in the designated country or re-
13 gion: *Provided*, That any such transfer shall be subject
14 to prior consultation with, and the regular notification
15 procedures of, the Committees on Appropriations.

16 (c) AIRCRAFT COORDINATION.—(1) The uses of air-
17 craft purchased or leased by the Department of State and
18 the United States Agency for International Development
19 (USAID) with funds made available in this Act or prior
20 Acts making appropriations for the Department of State,
21 foreign operations, and related programs shall be coordi-
22 nated under the authority of the appropriate Chief of Mis-
23 sion: *Provided*, That such aircraft may be used to trans-
24 port, on a reimbursable or non-reimbursable basis, Fed-
25 eral and non-Federal personnel supporting Department of

1 State and USAID programs and activities: *Provided fur-*
2 *ther*, That official travel for other agencies for other pur-
3 poses may be supported on a reimbursable basis, or with-
4 out reimbursement when traveling on a space available
5 basis: *Provided further*, That funds received by the De-
6 partment of State for the use of aircraft owned, leased,
7 or chartered by the Department of State may be credited
8 to the Department's Working Capital Fund and shall be
9 available for expenses related to the purchase, lease, main-
10 tenance, chartering, or operation of such aircraft.

11 (2) The requirement and authorities of this
12 subsection shall only apply to aircraft, the primary
13 purpose of which is the transportation of personnel.

14 PARKING FINES AND REAL PROPERTY TAXES OWED BY
15 FOREIGN GOVERNMENTS

16 SEC. 7053. The terms and conditions of section 7055
17 of division F of Public Law 111–117 shall apply to this
18 Act: *Provided*, That the date “September 30, 2009” in
19 subsection (f)(2)(B) shall be deemed to be “September 30,
20 2015”.

21 LANDMINES AND CLUSTER MUNITIONS

22 SEC. 7054. (a) LANDMINES.—Notwithstanding any
23 other provision of law, demining equipment available to
24 the United States Agency for International Development
25 and the Department of State and used in support of the

1 clearance of landmines and unexploded ordnance for hu-
2 manitarian purposes may be disposed of on a grant basis
3 in foreign countries, subject to such terms and conditions
4 as the Secretary of State may prescribe.

5 (b) CLUSTER MUNITIONS.—No military assistance
6 shall be furnished for cluster munitions, no defense export
7 license for cluster munitions may be issued, and no cluster
8 munitions or cluster munitions technology shall be sold or
9 transferred, unless—

10 (1) the submunitions of the cluster munitions,
11 after arming, do not result in more than 1 percent
12 unexploded ordnance across the range of intended
13 operational environments, and the agreement appli-
14 cable to the assistance, transfer, or sale of such clus-
15 ter munitions or cluster munitions technology speci-
16 fies that the cluster munitions will only be used
17 against clearly defined military targets and will not
18 be used where civilians are known to be present or
19 in areas normally inhabited by civilians; or

20 (2) such assistance, license, sale, or transfer is
21 for the purpose of demilitarizing or permanently dis-
22 posing of such cluster munitions.

23 PROHIBITION ON PUBLICITY OR PROPAGANDA

24 SEC. 7055. No part of any appropriation contained
25 in this Act shall be used for publicity or propaganda pur-

1 poses within the United States not authorized before the
2 date of the enactment of this Act by the Congress: *Pro-*
3 *vided*, That not to exceed \$25,000 may be made available
4 to carry out the provisions of section 316 of Public Law
5 96-533.

6 LIMITATION ON RESIDENCE EXPENSES

7 SEC. 7056. Of the funds appropriated or made avail-
8 able pursuant to title II of this Act, not to exceed
9 \$100,500 shall be for official residence expenses of the
10 United States Agency for International Development dur-
11 ing the current fiscal year.

12 UNITED STATES AGENCY FOR INTERNATIONAL
13 DEVELOPMENT MANAGEMENT
14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 7057. (a) AUTHORITY.—Up to \$93,000,000 of
16 the funds made available in title III of this Act pursuant
17 to or to carry out the provisions of part I of the Foreign
18 Assistance Act of 1961 may be used by the United States
19 Agency for International Development (USAID) to hire
20 and employ individuals in the United States and overseas
21 on a limited appointment basis pursuant to the authority
22 of sections 308 and 309 of the Foreign Service Act of
23 1980.

24 (b) RESTRICTIONS.—

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

4 (2) The authority to hire individuals contained
5 in subsection (a) shall expire on September 30,
6 2017.

7 (c) CONDITIONS.—The authority of subsection (a)
8 should only be used to the extent that an equivalent num-
9 ber of positions that are filled by personal services contrac-
10 tors or other non-direct hire employees of USAID, who
11 are compensated with funds appropriated to carry out part
12 I of the Foreign Assistance Act of 1961, are eliminated.

13 (d) 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
16 to which such individual’s responsibilities primarily relate:
17 *Provided*, That funds made available to carry out this sec-
18 tion may be transferred to, and merged with, funds appro-
19 priated by this Act in title II under the heading “Oper-
20 ating Expenses”.

21 (e) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
22 viduals hired and employed by USAID, with funds made
23 available in this Act or prior Acts making appropriations
24 for the Department of State, foreign operations, and re-
25 lated programs, pursuant to the authority of section 309

1 of the Foreign Service Act of 1980, may be extended for
2 a period of up to 4 years notwithstanding the limitation
3 set forth in such section.

4 (f) DISASTER SURGE CAPACITY.—Funds appro-
5 priated under title III of this Act to carry out part I of
6 the Foreign Assistance Act of 1961 may be used, in addi-
7 tion to funds otherwise available for such purposes, for
8 the cost (including the support costs) of individuals de-
9 tailed to or employed by USAID whose primary responsi-
10 bility is to carry out programs in response to natural dis-
11 asters, or man-made disasters subject to the regular notifi-
12 cation procedures of the Committees on Appropriations.

13 (g) PERSONAL SERVICES CONTRACTORS.—Funds ap-
14 propriated by this Act to carry out chapter 1 of part I,
15 chapter 4 of part II, and section 667 of the Foreign As-
16 sistance Act of 1961, and title II of the Food for Peace
17 Act (Public Law 83–480), may be used by USAID to em-
18 ploy up to 40 personal services contractors in the United
19 States, notwithstanding any other provision of law, for the
20 purpose of providing direct, interim support for new or
21 expanded overseas programs and activities managed by
22 the agency until permanent direct hire personnel are hired
23 and trained: *Provided*, That not more than 15 of such con-
24 tractors shall be assigned to any bureau or office: *Provided*
25 *further*, That such funds appropriated to carry out title

1 II of the Food for Peace Act (Public Law 83–480), may
2 be made available only for personal services contractors
3 assigned to the Office of Food for Peace.

4 (h) SMALL BUSINESS.—In entering into multiple
5 award indefinite-quantity contracts with funds appro-
6 priated by this Act, USAID may provide an exception to
7 the fair opportunity process for placing task orders under
8 such contracts when the order is placed with any category
9 of small or small disadvantaged business.

10 (i) SENIOR FOREIGN SERVICE LIMITED APPOINT-
11 MENTS.—Individuals hired pursuant to the authority pro-
12 vided by section 7059(o) of division F of Public Law 111–
13 117 may be assigned to or support programs in Afghani-
14 stan or Pakistan with funds made available in this Act
15 and prior Acts making appropriations for the Department
16 of State, foreign operations, and related programs.

17 GLOBAL HEALTH ACTIVITIES

18 SEC. 7058. (a) Funds appropriated by titles III and
19 IV of this Act that are made available for bilateral assist-
20 ance for child survival activities or disease programs in-
21 cluding activities relating to research on, and the preven-
22 tion, treatment and control of, HIV/AIDS may be made
23 available notwithstanding any other provision of law ex-
24 cept for provisions under the heading “Global Health Pro-
25 grams” and the United States Leadership Against HIV/

1 AIDS, Tuberculosis, and Malaria Act of 2003 (117 Stat.
2 711; 22 U.S.C. 7601 et seq.), as amended.

3 (b) Of the funds appropriated by this Act, not more
4 than \$461,000,000 may be made available for family plan-
5 ning/reproductive health.

6 (c) GLOBAL FUND.—

7 (1) Of the funds appropriated by this Act that
8 are available for a contribution to the Global Fund
9 to Fight AIDS, Tuberculosis and Malaria (Global
10 Fund), 10 percent should be withheld from obliga-
11 tion until the Secretary of State determines and re-
12 ports to the Committees on Appropriations that—

13 (A) the Global Fund is maintaining and
14 implementing a policy of transparency, includ-
15 ing the authority of the Global Fund Office of
16 the Inspector General (OIG) to publish OIG re-
17 ports on a public Web site;

18 (B) the Global Fund is providing sufficient
19 resources to maintain an independent OIG
20 that—

21 (i) reports directly to the Board of the
22 Global Fund;

23 (ii) maintains a mandate to conduct
24 thorough investigations and programmatic
25 audits, free from undue interference; and

1 (iii) compiles regular, publicly pub-
2 lished audits and investigations of finan-
3 cial, programmatic, and reporting aspects
4 of the Global Fund, its grantees, recipi-
5 ents, sub-recipients, and Local Fund
6 Agents;

7 (C) the Global Fund maintains an effective
8 whistleblower policy to protect whistleblowers
9 from retaliation, including confidential proce-
10 dures for reporting possible misconduct or
11 irregularities; and

12 (D) the Global Fund is implementing the
13 recommendations contained in the Consolidated
14 Transformation Plan approved by the Board of
15 the Global Fund on November 21, 2011.

16 (2) The withholding required by this subsection
17 shall not be in addition to funds that are withheld
18 from the Global Fund in fiscal year 2016 pursuant
19 to the application of any other provision contained
20 in this or any other Act.

21 GENDER EQUALITY

22 SEC. 7059. (a) GENDER EQUALITY.—Funds appro-
23 priated by this Act shall be made available to promote gen-
24 der equality in United States Government diplomatic and
25 development efforts by raising the status, increasing the

1 participation, and protecting the rights of women and girls
2 worldwide.

3 (b) WOMEN'S LEADERSHIP.—Of the funds appro-
4 priated by title III of this Act, not less than \$50,000,000
5 shall be made available to increase leadership opportuni-
6 ties for women in countries where women and girls suffer
7 discrimination due to law, policy, or practice, by strength-
8 ening protections for women's political status, expanding
9 women's participation in political parties and elections,
10 and increasing women's opportunities for leadership posi-
11 tions in the public and private sectors at the local, provin-
12 cial, and national levels.

13 (c) GENDER-BASED VIOLENCE.—

14 (1)(A) Of the funds appropriated by titles III
15 and IV of this Act, not less than \$150,000,000 shall
16 be made available to implement a multi-year strat-
17 egy to prevent and respond to gender-based violence
18 in countries where it is common in conflict and non-
19 conflict settings.

20 (B) Funds appropriated by titles III and
21 IV of this Act that are available to train foreign
22 police, judicial, and military personnel, includ-
23 ing for international peacekeeping operations,
24 shall address, where appropriate, prevention
25 and response to gender-based violence and traf-

1 (1) BASIC EDUCATION.—

2 (A) Of the funds appropriated under title
3 III of this Act, not less than \$800,000,000
4 shall be made available for assistance for basic
5 education, and such funds may be made avail-
6 able notwithstanding any provision of law that
7 restricts assistance to foreign countries, except
8 for the conditions provided in this subsection:
9 *Provided*, That not later than 30 days after en-
10 actment of this Act, the Administrator of the
11 United States Agency for International Devel-
12 opment (USAID) shall report to the Commit-
13 tees on Appropriations on the status of cumu-
14 lative unobligated balances and obligated, but
15 unexpended, balances in each country where
16 USAID provides basic education assistance and
17 such report shall also include details on the
18 types of contracts and grants provided and the
19 goals and objectives of such assistance: *Pro-*
20 *vided further*, That the USAID Administrator
21 shall update such report on a monthly basis
22 during fiscal year 2016.

23 (B) USAID shall ensure that programs
24 supported with funds appropriated for basic
25 education in this Act and prior Acts making ap-

1 appropriations for the Department of State, for-
2 foreign operations, and related programs are inte-
3 grated, as appropriate, with health, agriculture,
4 governance, and economic and social develop-
5 ment activities to address the broader needs of
6 target populations: *Provided*, That USAID shall
7 work to achieve quality universal basic edu-
8 cation by—

9 (i) assisting foreign governments, non-
10 governmental, and multilateral organiza-
11 tions working in developing countries to
12 provide children with a quality basic edu-
13 cation, including through strengthening
14 host country educational systems; and

15 (ii) promoting basic education as the
16 foundation for comprehensive community
17 development programs.

18 (C) Of the funds appropriated by this Act
19 under title III for basic education, not less than
20 \$70,000,000 shall be made available for a con-
21 tribution to multilateral partnerships that sup-
22 port education.

23 (2) HIGHER EDUCATION.—Of the funds appro-
24 priated by title III of this Act, not less than
25 \$225,000,000 shall be made available for assistance

1 for higher education, including not less than
2 \$25,000,000 for new institutional capacity develop-
3 ment partnerships between developing nations and
4 United States higher education institutions.

5 (b) CONSERVATION.—

6 (1) Of the funds appropriated by title III of
7 this Act, \$250,000,000 shall be made available for
8 biodiversity conservation programs.

9 (2)(A) Not less than \$55,000,000 of the funds
10 appropriated under titles III and IV of this Act shall
11 be made available to combat the transnational threat
12 of wildlife poaching and trafficking.

13 (B) None of the funds appropriated under
14 title IV of this Act may be made available for
15 training or other assistance for any military
16 unit or personnel that the Secretary of State
17 determines has been credibly alleged to have
18 participated in wildlife poaching or trafficking,
19 unless the Secretary reports to the Committees
20 on Appropriations that to do so is in the na-
21 tional security interests of the United States.

22 (c) FOOD SECURITY AND AGRICULTURE DEVELOP-
23 MENT.—Funds appropriated by this Act under title III
24 should be made available for food security and agriculture
25 development programs and may be made available not-

1 withstanding any other provision of law to address food
2 shortages: *Provided*, That up to \$65,000,000 shall be
3 made available for the Feed the Future Innovation Labs.

4 (d) MICROENTERPRISE AND MICROFINANCE.—Of the
5 funds appropriated by this Act, not less than
6 \$265,000,000 should be made available for microenter-
7 prise and microfinance development programs for the
8 poor, especially women.

9 (e) TRAFFICKING IN PERSONS.—

10 (1) Of the funds appropriated by this Act under the
11 headings “Development Assistance”, “Economic Support
12 Fund”, and “International Narcotics Control and Law
13 Enforcement”, not less than \$58,000,000 shall be made
14 available for activities to combat trafficking in persons
15 internationally.

16 (2) Funds made available in the previous paragraph
17 shall be made available to support a multifaceted approach
18 to combat human trafficking in Guatemala: *Provided*,
19 That the Secretary of State shall consult with the Com-
20 mittees on Appropriations, not later than 30 days after
21 enactment of this Act, on the use of such funds.

22 (f) WATER AND SANITATION.—Of the funds appro-
23 priated by this Act, not less than \$382,500,000 shall be
24 made available for water and sanitation supply projects
25 pursuant to the Senator Paul Simon Water for the Poor

1 Act of 2005 (Public Law 109–121), of which not less than
2 \$135,000,000 shall be for programs in sub-Saharan Afri-
3 ca.

4 (g) NOTIFICATION REQUIREMENTS.—Deviations
5 from funding levels contained in this section shall be sub-
6 ject to prior consultation with, and the regular notification
7 procedures of, the Committees on Appropriations.

8 REQUESTS FOR DOCUMENTS

9 SEC. 7061. None of the funds appropriated or made
10 available pursuant to titles III through VI of this Act shall
11 be available to a nongovernmental organization, including
12 any contractor, which fails to provide upon timely request
13 any document, file, or record necessary to the auditing re-
14 quirements of the United States Agency for International
15 Development.

16 ARMS TRADE TREATY

17 SEC. 7062. None of the funds appropriated by this
18 Act may be obligated or expended to implement the Arms
19 Trade Treaty until the Senate approves a resolution of
20 ratification for the Treaty.

21 LIMITATIONS ON FAMILY PLANNING/REPRODUCTIVE

22 HEALTH

23 SEC. 7063. (a) None of the funds appropriated or
24 otherwise made available by this Act may be made avail-
25 able for the United Nations Population Fund.

1 (b) None of the funds appropriated or otherwise
2 made available by this Act for population planning activi-
3 ties or other population assistance may be made available
4 to any foreign nongovernmental organization that pro-
5 motes or performs abortion, except in cases of rape or in-
6 cest or when the life of the mother would be endangered
7 if the fetus were carried to term.

8 LIMITATION RELATING TO INDIVIDUALS DETAINED AT
9 NAVAL STATION, GUANTANAMO BAY, CUBA

10 SEC. 7064. (a) Not later than 5 days after the conclu-
11 sion of an agreement with a country, including a state
12 with a compact of free association with the United States,
13 to receive by transfer or release individuals detained at
14 United States Naval Station, Guantanamo Bay, Cuba, the
15 Secretary of State shall notify the Committees on Appro-
16 priations in writing of the terms of the agreement, includ-
17 ing whether funds appropriated by this Act or prior Acts
18 making appropriations for the Department of State, for-
19 eign operations, and related programs will be made avail-
20 able for assistance for such country pursuant to such
21 agreement.

22 (b) The Secretary of State shall report to the Com-
23 mittees on Appropriations, not more than 45 days after
24 enactment of this Act, and every 45 days thereafter
25 through fiscal year 2016, on negotiations over the previous

1 45 days between Department of State personnel and offi-
2 cials of Foreign governments over the potential transfer
3 to such governments of an individual, or individuals, de-
4 tained at United States Naval Station, Guantanamo Bay,
5 Cuba: *Provided*, That such reports may be provided in
6 classified form if necessary.

7 INTERNATIONAL PRISON CONDITIONS

8 SEC. 7065. Funds appropriated under the headings
9 “Development Assistance”, “Economic Support Fund”,
10 and “International Narcotics Control and Law Enforce-
11 ment” in this Act may be made available, notwithstanding
12 section 660 of the Foreign Assistance Act of 1961, for
13 assistance to eliminate inhumane conditions in foreign
14 prisons and other detention facilities.

15 PROHIBITION ON USE OF TORTURE

16 SEC. 7066. None of the funds made available in this
17 Act may be used to support or justify the use of torture,
18 cruel, or inhumane treatment by any official or contract
19 employee of the United States Government.

20 EXTRADITION

21 SEC. 7067. (a) None of the funds appropriated in this
22 Act may be used to provide assistance (other than funds
23 provided under the headings “International Disaster As-
24 sistance”, “International Narcotics Control and Law En-
25 forcement”, “Migration and Refugee Assistance”, “United

1 States Emergency Refugee and Migration Assistance”,
2 and “Nonproliferation, Anti-terrorism, Demining and Re-
3 lated Assistance”) for the central government of a country
4 which has notified the Department of State of its refusal
5 to extradite to the United States any individual indicted
6 for a criminal offense for which the maximum penalty is
7 life imprisonment without the possibility of parole or for
8 killing a law enforcement officer, as specified in a United
9 States extradition request.

10 (b) Subsection (a) shall only apply to the central gov-
11 ernment of a country with which the United States main-
12 tains diplomatic relations and with which the United
13 States has an extradition treaty and the government of
14 that country is in violation of the terms and conditions
15 of the treaty.

16 (c) The Secretary of State may waive the restriction
17 in subsection (a) on a case-by-case basis if the Secretary
18 certifies to the Committees on Appropriations that such
19 waiver is important to the national interests of the United
20 States.

21 COMMERCIAL LEASING OF DEFENSE ARTICLES

22 SEC. 7068. Notwithstanding any other provision of
23 law, and subject to the regular notification procedures of
24 the Committees on Appropriations, the authority of sec-
25 tion 23(a) of the Arms Export Control Act may be used

1 to provide financing to Israel, Egypt, and the North Atlan-
2 tic Treaty Organization (NATO), and major non-NATO
3 allies for the procurement by leasing (including leasing
4 with an option to purchase) of defense articles from
5 United States commercial suppliers, not including Major
6 Defense Equipment (other than helicopters and other
7 types of aircraft having possible civilian application), if the
8 President determines that there are compelling foreign
9 policy or national security reasons for those defense arti-
10 cles being provided by commercial lease rather than by
11 government-to-government sale under such Act.

12 INDEPENDENT STATES OF THE FORMER SOVIET UNION

13 SEC. 7069. (a) None of the funds appropriated by
14 this Act may be made available for assistance for a govern-
15 ment of an Independent State of the former Soviet Union
16 if that government directs any action in violation of the
17 territorial integrity or national sovereignty of any other
18 Independent State of the former Soviet Union, such as
19 those violations included in the Helsinki Final Act: *Pro-*
20 *vided*, That except as otherwise provided in section
21 7070(a) of this Act, funds may be made available without
22 regard to the restriction in this subsection if the President
23 determines that to do so is in the national security interest
24 of the United States: *Provided further*, That prior to exe-
25 cuting the authority contained in this subsection the De-

1 partment of State shall consult with the Committees on
2 Appropriations on how such assistance supports the na-
3 tional interests of the United States.

4 (b) Funds appropriated by this Act under the heading
5 “Economic Support Fund” may be made available, not-
6 withstanding any other provision of law, except for the
7 limitation contained in section 7070(a) of this Act, for as-
8 sistance and related programs for the countries identified
9 in section 3(c) of the Support for Eastern European De-
10 mocracy (SEED) Act of 1989 (Public Law 101–179) and
11 section 3 of the FREEDOM Support Act (Public Law
12 102–511) and may be used to carry out the provisions
13 of those Acts: *Provided*, That such assistance and related
14 programs from funds appropriated by this Act under the
15 headings “Global Health Programs”, “Economic Support
16 Fund”, and “International Narcotics Control and Law
17 Enforcement” shall be administered in accordance with
18 the responsibilities of the coordinator designated pursuant
19 to section 601 of the Support for Eastern European De-
20 mocracy (SEED) Act of 1989 (Public Law 101–179) and
21 section 102 of the FREEDOM Support Act (Public Law
22 102–511).

23 (c) Section 907 of the FREEDOM Support Act shall
24 not apply to—

1 (b)(1) None of the funds appropriated by this Act
2 may be made available for assistance for the central gov-
3 ernment of a country that the Secretary of State deter-
4 mines and reports to the Committees on Appropriations
5 has taken affirmative steps intended to support or be sup-
6 portive of the Russian Federation annexation of Crimea:
7 *Provided*, That except as otherwise provided in subsection
8 (a), the Secretary may waive the restriction on assistance
9 required by this paragraph if the Secretary certifies to
10 such Committees that to do so is in the national interest
11 of the United States, and includes a justification for such
12 interest.

13 (2) None of the funds appropriated by this Act may
14 be made available for—

15 (A) the implementation of any action or policy
16 that recognizes the sovereignty of the Russian Fed-
17 eration over Crimea;

18 (B) the facilitation, financing, or guarantee of
19 United States Government investments in Crimea, if
20 such activity includes the participation of Russian
21 Government officials, and Russian owned and con-
22 trolled banks, or other Russian Government owned
23 and controlled financial entities; or

24 (C) assistance for Crimea, if such assistance in-
25 cludes the participation of Russian Government offi-

1 cials, and Russian owned and controlled banks, and
2 other Russian Government owned and controlled fi-
3 nancial entities.

4 (3) The Secretary of the Treasury shall instruct the
5 United States executive directors of each international fi-
6 nancial institution to vote against any assistance by such
7 institution (including but not limited to any loan, credit,
8 or guarantee) for any program that violates the sov-
9 ereignty or territorial integrity of Ukraine.

10 (4) The requirements of subsection (b) shall cease to
11 be in effect if the Secretary of State certifies and reports
12 to the Committees on Appropriations that the Government
13 of Ukraine has reestablished sovereignty over Crimea.

14 (c) Funds appropriated by this Act for assistance for
15 the Eastern Partnership countries shall be made available
16 to advance the implementation of Association Agreements,
17 trade agreements, and visa liberalization agreements with
18 the European Union, and to reduce their vulnerability to
19 external economic and political pressure from the Russian
20 Federation.

21 (d) Not later than 45 days after enactment of this
22 Act, the Secretary of State shall update the reports re-
23 quired by section 7071(b)(2), (c), and (e) of division K
24 of Public Law 113–76.

1 INTERNATIONAL MONETARY FUND

2 SEC. 7071. (a) The terms and conditions of sections
3 7086(b) (1) and (2) and 7090(a) of division F of Public
4 Law 111–117 shall apply to this Act.

5 (b) The Secretary of the Treasury shall instruct the
6 United States Executive Director of the International
7 Monetary Fund (IMF) to seek to ensure that any loan
8 will be repaid to the IMF before other private creditors.

9 (c) The Secretary of the Treasury shall seek to re-
10 quire that the IMF implements and enforces policies and
11 procedures which reflect best practices as defined in the
12 explanatory statement described in section 4 (in the mat-
13 ter preceding division A of this consolidated Act) for the
14 protection of whistleblowers from retaliation, including
15 best practices for—

16 (1) protection against retaliation for internal
17 and lawful public disclosures;

18 (2) legal burdens of proof;

19 (3) statutes of limitation for reporting retalia-
20 tion;

21 (4) access to independent adjudicative bodies,
22 including external arbitration; and

23 (5) results that eliminate the effects of proven
24 retaliation.

1 SPECIAL DEFENSE ACQUISITION FUND

2 SEC. 7072. Not to exceed \$100,000,000 may be obli-
3 gated pursuant to section 51(c)(2) of the Arms Export
4 Control Act for the purposes of the Special Defense Acqui-
5 sition Fund (Fund), to remain available for obligation
6 until September 30, 2018: *Provided*, That the provision
7 of defense articles and defense services to foreign coun-
8 tries or international organizations from the Fund shall
9 be subject to the concurrence of the Secretary of State.

10 COUNTERING FOREIGN TERRORIST FIGHTERS

11 SEC. 7073. (a) Funds appropriated by this Act under
12 the headings “Economic Support Fund”, “Nonprolifera-
13 tion, Anti-terrorism, Demining and Related Programs”,
14 and “International Narcotics Control and Law Enforce-
15 ment” shall be made available for programs to counter the
16 flow of foreign terrorist fighters, including by supporting
17 efforts of partner governments and multilateral organiza-
18 tions to—

- 19 (1) counter recruitment;
- 20 (2) detect and disrupt foreign terrorist fighter travel
21 and secure ports of entry;
- 22 (3) implement and establish criminal laws and poli-
23 cies to counter foreign terrorist fighters;
- 24 (4) arrest, investigate, prosecute, and incarcerate ter-
25 rorist suspects, facilitators, and financiers.

1 (b) Prior to the initial obligation of funds made avail-
2 able under paragraph (1), but not later than 45 days after
3 enactment of this Act, the Secretary of State, in consulta-
4 tion with the heads of other appropriate departments and
5 agencies, as appropriate, shall submit to the Committees
6 on Appropriations, in classified form if necessary, a strat-
7 egy for countering foreign fighters: *Provided*, That such
8 strategy shall include a summary of activities and funding
9 provided to date to counter foreign terrorist fighters, and
10 a clear mission statement and goals.

11 ENTERPRISE FUNDS

12 SEC. 7074. (a) None of the funds made available
13 under titles III through VI of this Act may be made avail-
14 able for Enterprise Funds unless the appropriate congres-
15 sional committees are notified at least 15 days in advance.

16 (b) Prior to the distribution of any assets resulting
17 from any liquidation, dissolution, or winding up of an En-
18 terprise Fund, in whole or in part, the President shall sub-
19 mit to the appropriate congressional committees a plan for
20 the distribution of the assets of the Enterprise Fund.

21 (c) Prior to a transition to and operation of any pri-
22 vate equity fund or other parallel investment fund under
23 an existing Enterprise Fund, the President shall submit
24 such transition or operating plan to the appropriate con-
25 gressional committees.

1 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

2 SEC. 7075. If the President makes a determination
3 not to comply with any provision of this Act on constitu-
4 tional grounds, the head of the relevant Federal agency
5 shall notify the Committees on Appropriations in writing
6 within 5 days of such determination, the basis for such
7 determination and any resulting changes to program and
8 policy.

9 BUDGET DOCUMENTS

10 SEC. 7076. (a) OPERATING PLANS.—Not later than
11 45 days after the date of enactment of this Act, each de-
12 partment, agency, or organization funded in titles I II,
13 and VI of this Act, and the Department of the Treasury
14 and Independent Agencies funded in title III of this Act,
15 including the Inter-American Foundation and the United
16 States African Development Foundation, shall submit to
17 the Committees on Appropriations an operating plan for
18 funds appropriated to such department, agency, or organi-
19 zation in such titles of this Act, or funds otherwise avail-
20 able for obligation in fiscal year 2016, that provides de-
21 tails of the uses of such funds at the program, project,
22 and activity level: *Provided*, That such plans shall include,
23 as applicable, a comparison between the most recent con-
24 gressional directives or approved funding levels and the
25 funding levels proposed by the department or agency; and

1 a clear, concise, and informative description/justification:
2 *Provided further*, That operating plans that include
3 changes in levels of funding specified in this Act or in the
4 report accompanying this Act shall be subject to the reg-
5 ular notification procedures of the Committees on Appro-
6 priations.

7 (b) SPEND PLANS.—

8 (1) Prior to the initial obligation of funds, the
9 Secretary of State shall submit to the Committees
10 on Appropriations a detailed spend plan for funds
11 made available by this Act, for—

12 (A) assistance for Afghanistan, Colombia,
13 Egypt, Haiti, Iraq, Lebanon, Libya, Mexico,
14 Pakistan, and the West Bank and Gaza;

15 (B) the Caribbean Basin Security Initia-
16 tive, the Central American Regional Security
17 Initiative, the Trans-Sahara Counterterrorism
18 Partnership program, and the Partnership for
19 Regional East Africa Counterterrorism pro-
20 gram; and

21 (C) democracy programs, each sector enu-
22 merated in section 7060, and the programs de-
23 scribed in section 7073 of this Act.

24 (2) Not later than 45 days after enactment of
25 this Act, the Secretary of the Treasury shall submit

1 to the Committees on Appropriations a detailed
2 spend plan for funds made available by this Act
3 under the headings “Department of the Treasury”
4 in title III and “International Financial Institu-
5 tions” in title V.

6 (c) SPENDING REPORT.—Not later than 45 days
7 after enactment of this Act, the Administrator of the
8 United States Agency for International Development
9 (USAID) shall submit to the Committees on Appropria-
10 tions a detailed report on spending of funds made avail-
11 able during fiscal year 2015 under the heading “Develop-
12 ment Credit Authority”.

13 (d) NOTIFICATIONS.—The spend plans referenced in
14 subsection (b) shall not be considered as meeting the noti-
15 fication requirements in this Act or under section 634A
16 of the Foreign Assistance Act of 1961.

17 (e) CONGRESSIONAL BUDGET JUSTIFICATIONS.—

18 (1) The congressional budget justifications for
19 Department of State operations and foreign oper-
20 ations shall be provided to the Committees on Ap-
21 propriations concurrent with the date of submission
22 of the President’s budget for fiscal year 2017.

23 (2) The Secretary of State and the USAID Ad-
24 ministrator shall include in the congressional budget
25 justification a detailed justification for multi-year

1 availability for any funds requested under the head-
2 ings “Diplomatic and Consular Programs” and “Op-
3 erating Expenses”.

4 PRESERVATION AND TRANSPARENCY OF DEPARTMENT OF
5 STATE RECORDS

6 SEC. 7077. Of the funds appropriated or otherwise
7 made available by this Act under the heading “Diplomatic
8 and Consular Programs” and not designated for World-
9 wide Security Protection, 15 percent shall be withheld
10 from obligation until the Secretary of State—

11 (a) certifies and reports to the Committees on Appro-
12 priations in writing that the Department of State has up-
13 dated policies, directives, and oversight necessary to com-
14 ply with Federal statutes, regulations, and presidential ex-
15 ecutive orders and memorandum concerning the preserva-
16 tion of all records made or received in the conduct of offi-
17 cial business, including record emails, instant messaging,
18 and other online tools, and has taken steps to improve the
19 response time for identifying and retrieving such records:
20 *Provided*, That the certification required by this section
21 shall include at a minimum that—

22 (1) all employees at every level of the Department
23 have been directed to ensure that the documentation of
24 their official duties is captured, preserved, managed, pro-
25 tected, and accessible in official Government systems;

1 (2) all departing employees at every level have been
2 directed that all Federal records generated by employees,
3 including senior officials, belong to the Department;

4 (3) the Department has implemented all rec-
5 ommendations of the Office of the Inspector General of
6 the Department in the March 2015 Review of State Mes-
7 saging and Archive Retrieval Toolset and Record Email
8 (ISP-1-15-15);

9 (4) the Department has developed and is imple-
10 menting a plan to both reduce the backlog of Freedom
11 of Information Act and Congressional oversight requests
12 and measurably improve the response time for answering
13 such requests; and

14 (5) updated policies for Department employees have
15 been codified in the Foreign Affairs Manual; and

16 (b) requests from the Committees on Appropriations
17 in writing the authority to obligate such funds and such
18 Committees issue an approval, or absent a response, a pe-
19 riod of 15 days has elapsed.

20 GLOBAL INTERNET FREEDOM

21 SEC. 7078. (a) Of the funds available for obligation
22 during fiscal year 2016 under the headings “International
23 Broadcasting Operations”, “Economic Support Fund”,
24 and “Democracy Fund”, not less than \$50,500,000 shall
25 be made available for programs to promote Internet free-

1 dom globally: *Provided*, That such programs shall be
2 prioritized for countries whose governments restrict free-
3 dom of expression on the Internet, and that are important
4 to the national interests of the United States: *Provided*
5 *further*, That funds made available pursuant to this sec-
6 tion shall be matched, to the maximum extent practicable,
7 by sources other than the United States Government, in-
8 cluding from the private sector.

9 (b) Funds made available pursuant to subsection (a)
10 shall be—

11 (1) coordinated with other democracy, govern-
12 ance, and broadcasting programs funded by this Act
13 under the headings “International Broadcasting Op-
14 erations”, “Economic Support Fund”, and “Democ-
15 racy Fund”, and shall be incorporated into country
16 assistance, democracy promotion, and broadcasting
17 strategies, as appropriate;

18 (2) made available to the Bureau of Democracy,
19 Human Rights, and Labor, Department of State for
20 programs to implement the May 2011, International
21 Strategy for Cyberspace and the comprehensive
22 strategy to promote Internet freedom and access to
23 information in Iran, as required by section 414 of
24 Public Law 112–158;

1 (3) made available to the Broadcasting Board
2 of Governors (BBG) to provide tools and techniques
3 to access the Internet Web sites of BBG broad-
4 casters that are censored, and to work with such
5 broadcasters to promote and distribute such tools
6 and techniques, including digital security techniques;

7 (4) made available for programs that support
8 the efforts of civil society to counter the development
9 of repressive Internet-related laws and regulations,
10 including countering threats to Internet freedom at
11 international organizations; to combat violence
12 against bloggers and other users; and to enhance
13 digital security training and capacity building for de-
14 mocracy activists; and

15 (5) made available for research of key threats
16 to Internet freedom; the continued development of
17 technologies that provide or enhance access to the
18 Internet, including circumvention tools that bypass
19 Internet blocking, filtering, and other censorship
20 techniques used by authoritarian governments; and
21 maintenance of the United States Government's
22 technological advantage over such censorship tech-
23 niques: *Provided*, That the Secretary of State, in
24 consultation with the BBG, shall coordinate any
25 such research and development programs with other

1 relevant United States Government departments and
2 agencies in order to share information, technologies,
3 and best practices, and to assess the effectiveness of
4 such technologies.

5 (c) After consultation among the relevant agency
6 heads to coordinate and de-conflict planned activities, but
7 not later than 90 days after enactment of this Act, the
8 Secretary of State and the BBG Chairman shall submit
9 to the Committees on Appropriations spend plans for
10 funds made available by this Act for programs to promote
11 Internet freedom globally, which shall include a descrip-
12 tion of safeguards established by relevant agencies to en-
13 sure that such programs are not used for illicit purposes.

14 PROHIBITION ON PROMOTION OF TOBACCO

15 SEC. 7079. None of the funds provided by this Act
16 shall be available to promote the sale or export of tobacco
17 or tobacco products, or to seek the reduction or removal
18 by any foreign country of restrictions on the marketing
19 of tobacco or tobacco products, except for restrictions
20 which are not applied equally to all tobacco or tobacco
21 products of the same type.

22 IMPACT ON JOBS IN THE UNITED STATES

23 SEC. 7080. None of the funds appropriated or other-
24 wise made available under titles III through VI of this
25 Act or any other Act making appropriations for the De-

1 partment of State, foreign operations, and related pro-
2 grams, may be obligated or expended to provide—

3 (1) for fiscal year 2016, any financial incentive
4 to a business enterprise currently located in the
5 United States for the purpose of inducing such an
6 enterprise to relocate outside the United States if
7 such incentive or inducement is likely to reduce the
8 number of employees of such business enterprise in
9 the United States because United States production
10 is being replaced by such enterprise outside the
11 United States;

12 (2) for fiscal year 2016, assistance for any pro-
13 gram, project, or activity that contributes to the vio-
14 lation of internationally recognized workers rights,
15 as defined in section 507(4) of the Trade Act of
16 1974, of workers in the recipient country, including
17 any designated zone or area in that country: *Pro-*
18 *vided*, That the application of section 507(4)(D) and
19 (E) of such Act should be commensurate with the
20 level of development of the recipient country and
21 sector, and shall not preclude assistance for the in-
22 formal sector in such country, micro and small-scale
23 enterprise, and smallholder agriculture;

24 (3) for fiscal year 2016, any assistance to an
25 entity outside the United States if such assistance is

1 for the purpose of directly relocating or transferring
2 jobs from the United States to other countries and
3 adversely impacts the labor force in the United
4 States; or

5 (4) for fiscal year 2016, or any fiscal year
6 thereafter, for the enforcement of any rule, regula-
7 tion, or policy, or guidelines implemented pursuant
8 to—

9 (A) the third proviso of subsection 7079(b)
10 of the Consolidated Appropriations Act, 2010;

11 (B) the modification proposed by the Over-
12 seas Private Investment Corporation in Novem-
13 ber 2013 to the Corporation's Environmental
14 and Social Policy Statement relating to coal;

15 (C) the Supplemental Guidelines for High
16 Carbon Intensity Projects approved by the Ex-
17 port-Import Bank of the United States on De-
18 cember 12, 2013; or

19 (D) the World Bank Group's Directions
20 for the World Bank Group's Energy Sector re-
21 leased on July 16, 2013,

22 when enforcement of such rule, regulation, policy, or
23 guidelines would prohibit, or have the effect of pro-
24 hibiting, any coal-fired or other power-generation
25 project the purpose of which is to increase exports

1 of goods and services from the United States or pre-
2 vent the loss of jobs in the United States.

3 TITLE VIII

4 GLOBAL WAR ON TERRORISM

5 DEPARTMENT OF STATE

6 ADMINISTRATION OF FOREIGN AFFAIRS

7 DIPLOMATIC AND CONSULAR PROGRAMS

8 (INCLUDING TRANSFER OF FUNDS)

9 For an additional amount for “Diplomatic and Con-
10 sular Programs”, \$1,507,422,000, to remain available
11 until September 30, 2017, of which \$1,067,963,000 is for
12 Worldwide Security Protection and shall remain available
13 until expended: *Provided*, That the Secretary of State may
14 transfer up to \$10,000,000 of the total funds made avail-
15 able under this heading to any other appropriation of any
16 department or agency of the United States, upon the con-
17 currence of the head of such department or agency, to sup-
18 port operations in and assistance for Afghanistan and to
19 carry out the provisions of the Foreign Assistance Act of
20 1961: *Provided further*, That any such transfer shall be
21 treated as a reprogramming of funds under subsections
22 (a) and (b) of section 7015 of this Act and shall not be
23 available for obligation or expenditure except in compli-
24 ance with the procedures set forth in that section: *Pro-*
25 *vided further*, That such amount is designated by the Con-

1 gress for Overseas Contingency Operations/Global War on
2 Terrorism pursuant to section 251(b)(2)(A) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985.

4 OFFICE OF INSPECTOR GENERAL

5 For an additional amount for “Office of Inspector
6 General”, \$56,900,000, to remain available until Sep-
7 tember 30, 2017, which shall be for the Special Inspector
8 General for Afghanistan Reconstruction (SIGAR) for re-
9 construction oversight: *Provided*, That printing and repro-
10 duction costs shall not exceed amounts for such costs dur-
11 ing fiscal year 2015: *Provided further*, That such amount
12 is designated by the Congress for Overseas Contingency
13 Operations/Global War on Terrorism pursuant to section
14 251(b)(2)(A) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

17 For an additional amount for “Embassy Security,
18 Construction, and Maintenance”, \$134,800,000, to re-
19 main available until expended, of which \$124,000,000
20 shall be for Worldwide Security Upgrades, acquisition, and
21 construction as authorized: *Provided*, That such amount
22 is designated by the Congress for Overseas Contingency
23 Operations/Global War on Terrorism pursuant to section
24 251(b)(2)(A) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 INTERNATIONAL ORGANIZATIONS

2 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

3 For an additional amount for “Contributions to
4 International Organizations”, \$74,400,000: *Provided*,
5 That such amount is designated by the Congress for Over-
6 seas Contingency Operations/Global War on Terrorism
7 pursuant to section 251(b)(2)(A) of the Balanced Budget
8 and Emergency Deficit Control Act of 1985.

9 RELATED AGENCY

10 BROADCASTING BOARD OF GOVERNORS

11 INTERNATIONAL BROADCASTING OPERATIONS

12 For an additional amount for “International Broad-
13 casting Operations”, \$8,796,000, to remain available until
14 September 30, 2017: *Provided*, That such amount is des-
15 ignated by the Congress for Overseas Contingency Oper-
16 ations/Global War on Terrorism pursuant to section
17 251(b)(2)(A) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 UNITED STATES AGENCY FOR INTERNATIONAL
20 DEVELOPMENT

21 FUNDS APPROPRIATED TO THE PRESIDENT

22 OPERATING EXPENSES

23 For an additional amount for “Operating Expenses”,
24 \$65,000,000, to remain available until September 30,
25 2017: *Provided*, That such amount is designated by the

1 Congress for Overseas Contingency Operations/Global
2 War on Terrorism pursuant to section 251(b)(2)(A) of the
3 Balanced Budget and Emergency Deficit Control Act of
4 1985.

5 BILATERAL ECONOMIC ASSISTANCE

6 FUNDS APPROPRIATED TO THE PRESIDENT

7 INTERNATIONAL DISASTER ASSISTANCE

8 For an additional amount for “International Disaster
9 Assistance”, \$810,000,000, to remain available until Sep-
10 tember 30, 2017: *Provided*, That such amount is des-
11 ignated by the Congress for Overseas Contingency Oper-
12 ations/Global War on Terrorism pursuant to section
13 251(b)(2)(A) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 TRANSITION INITIATIVES

16 For an additional amount for “Transition Initia-
17 tives”, \$20,000,000, to remain available until September
18 30, 2017: *Provided*, That such amount is designated by
19 the Congress for Overseas Contingency Operations/Global
20 War on Terrorism pursuant to section 251(b)(2)(A) of the
21 Balanced Budget and Emergency Deficit Control Act of
22 1985.

23 ECONOMIC SUPPORT FUND

24 For an additional amount for “Economic Support
25 Fund”, \$2,106,775,000, to remain available until Sep-

1 tember 30, 2017: *Provided*, That such amount is des-
2 ignated by the Congress for Overseas Contingency Oper-
3 ations/Global War on Terrorism pursuant to section
4 251(b)(2)(A) of the Balanced Budget and Emergency
5 Deficit Control Act of 1985.

6 DEPARTMENT OF STATE

7 MIGRATION AND REFUGEE ASSISTANCE

8 For an additional amount for “Migration and Ref-
9 ugee Assistance”, \$966,389,000, to remain available until
10 September 30, 2017: *Provided*, That such amount is des-
11 ignated by the Congress for Overseas Contingency Oper-
12 ations/Global War on Terrorism pursuant to section
13 251(b)(2)(A) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 INTERNATIONAL SECURITY ASSISTANCE

16 DEPARTMENT OF STATE

17 INTERNATIONAL NARCOTICS CONTROL AND LAW

18 ENFORCEMENT

19 For an additional amount for “International Nar-
20 cotics Control and Law Enforcement”, \$366,650,000, to
21 remain available until September 30, 2017: *Provided*,
22 That such amount is designated by the Congress for Over-
23 seas Contingency Operations/Global War on Terrorism
24 pursuant to section 251(b)(2)(A) of the Balanced Budget
25 and Emergency Deficit Control Act of 1985.

1 FUNDS APPROPRIATED TO THE PRESIDENT

2 FOREIGN MILITARY FINANCING PROGRAM

3 For an additional amount for “Foreign Military Fi-
4 nancing Program”, \$740,000,000, to remain available
5 until September 30, 2017: *Provided*, That such amount
6 is designated by the Congress for Overseas Contingency
7 Operations/Global War on Terrorism pursuant to section
8 251(b)(2)(A) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 GENERAL PROVISIONS

11 ADDITIONAL APPROPRIATIONS

12 SEC. 8001. Notwithstanding any other provision of
13 law, funds appropriated in this title are in addition to
14 amounts appropriated or otherwise made available in this
15 Act for fiscal year 2016.

16 EXTENSION OF AUTHORITIES AND CONDITIONS

17 SEC. 8002. Unless otherwise provided for in this Act,
18 the additional amounts appropriated by this title to appro-
19 priations accounts in this Act shall be available under the
20 authorities and conditions applicable to such appropria-
21 tions accounts.

22 TRANSFER AUTHORITY

23 SEC. 8003. Of the funds made available by this Act
24 in this title under the heading “Economic Support Fund”,
25 not less than \$1,500,000 shall be transferred to, and

1 merged with, funds available under the heading “United
2 States Agency for International Development, Funds Ap-
3 propriated to the President, Office of Inspector General”:
4 *Provided*, That such transfer authority is in addition to
5 any other transfer authority provided by this or any other
6 Act, and shall be subject to the regular notification proce-
7 dures of the Committees on Appropriations.

8 DESIGNATION

9 SEC. 8004. Each amount designated in this Act by
10 the Congress for Overseas Contingency Operations/Global
11 War on Terrorism pursuant to section 251(b)(2)(A) of the
12 Balanced Budget and Emergency Deficit Control Act of
13 1985 shall be available (or rescinded, if applicable) only
14 if the President subsequently so designates all such
15 amounts and transmits such designations to the Congress.

16 TITLE IX—ADDITIONAL GENERAL PROVISION

17 SPENDING REDUCTION ACCOUNT

18 SEC. 9001. The amount by which the applicable allo-
19 cation of new budget authority made by the Committee
20 on Appropriations of the House of Representatives under
21 section 302(b) of the Congressional Budget Act of 1974
22 exceeds the amount of proposed new budget authority is
23 \$0.

1 This Act may be cited as the “Department of State,
2 Foreign Operations, and Related Programs Appropria-
3 tions Act, 2016”.

Union Calendar No. 112

114TH CONGRESS
1ST Session

H. R. 2772

[Report No. 114-154]

A BILL

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2016, and for other purposes.

JUNE 15, 2015

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