

Union Calendar No. 59

117TH CONGRESS
1ST SESSION

H. R. 4373

[Report No. 117-84]

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2022, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 6, 2021

Ms. LEE of California, 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, 2022, and for other purposes.

1 a temporary basis (not to exceed \$700,000), as au-
2 thORIZED by section 801 of the United States Infor-
3 mation and Educational Exchange Act of 1948 (62
4 Stat. 11; Chapter 36), \$3,216,871,000, of which up
5 to \$661,240,000 is for Worldwide Security Protec-
6 tion.

7 (2) OVERSEAS PROGRAMS.—For necessary ex-
8 penses for the regional bureaus of the Department
9 of State and overseas activities as authorized by law,
10 \$1,840,143,000.

11 (3) DIPLOMATIC POLICY AND SUPPORT.—For
12 necessary expenses for the functional bureaus of the
13 Department of State, including representation to
14 certain international organizations in which the
15 United States participates pursuant to treaties rati-
16 fied pursuant to the advice and consent of the Sen-
17 ate or specific Acts of Congress, general administra-
18 tion, and arms control, nonproliferation, and disar-
19 mament activities as authorized, \$956,538,000.

20 (4) SECURITY PROGRAMS.—For necessary ex-
21 penses for security activities, \$3,463,425,000, of
22 which up to \$3,414,659,000 is for Worldwide Secu-
23 rity Protection.

1 (5) FEES AND PAYMENTS COLLECTED.—In ad-
2 dition to amounts otherwise made available under
3 this heading—

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

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

16 (6) TRANSFER OF FUNDS, REPROGRAMMING,
17 AND OTHER MATTERS.—

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

22 (B) Of the amount made available under
23 this heading for Worldwide Security Protection,
24 not to exceed \$50,000,000 may be transferred
25 to, and merged with, funds made available by

1 this Act under the heading “Emergencies in the
2 Diplomatic and Consular Service”, to be avail-
3 able only for emergency evacuations and re-
4 wards, as authorized: *Provided*, That the exer-
5 cise of the authority provided by this subpara-
6 graph shall be subject to prior consultation with
7 the Committees on Appropriations.

8 (C) Funds appropriated under this heading
9 are available for acquisition by exchange or pur-
10 chase of passenger motor vehicles as authorized
11 by law and, pursuant to section 1108(g) of title
12 31, United States Code, for the field examina-
13 tion of programs and activities in the United
14 States funded from any account contained in
15 this title.

16 (D) Of the amount made available under
17 this heading, except for amounts designated for
18 Worldwide Security Protection, up to
19 \$150,000,000 may be transferred to, and
20 merged with, funds made available in title I of
21 this Act under the heading “Capital Investment
22 Fund”: *Provided*, That the exercise of the au-
23 thority provided by this subparagraph shall be
24 subject to prior consultation with the Commit-
25 tees on Appropriations.

1 CONSULAR AND BORDER SECURITY PROGRAMS

2 For necessary expenses for consular and border secu-
3 rity programs, \$320,000,000, to remain available until ex-
4 pended.

5 CAPITAL INVESTMENT FUND

6 For necessary expenses of the Capital Investment
7 Fund, as authorized, \$275,000,000, to remain available
8 until expended.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General, \$91,458,000, of which \$13,718,000 may remain
12 available until September 30, 2023: *Provided*, That funds
13 appropriated under this heading are made available not-
14 withstanding section 209(a)(1) of the Foreign Service Act
15 of 1980 (22 U.S.C. 3929(a)(1)), as it relates to post in-
16 spections.

17 In addition, for the Special Inspector General for Af-
18 ghanistan Reconstruction (SIGAR) for reconstruction
19 oversight, \$54,900,000, to remain available until Sep-
20 tember 30, 2023: *Provided*, That funds appropriated
21 under this heading that are made available for the print-
22 ing and reproduction costs of SIGAR shall not exceed
23 amounts for such costs during the prior fiscal year.

1 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

2 For necessary expenses of educational and cultural
3 exchange programs, as authorized, \$750,000,000, to re-
4 main available until expended, of which not less than
5 \$275,000,000 shall be for the Fulbright Program and not
6 less than \$114,860,000 shall be for Citizen Exchange Pro-
7 gram: *Provided*, That fees or other payments received
8 from, or in connection with, English teaching, educational
9 advising and counseling programs, and exchange visitor
10 programs as authorized may be credited to this account,
11 to remain available until expended: *Provided further*, That
12 a portion of the Fulbright awards from the Eurasia and
13 Central Asia regions shall be designated as Edmund S.
14 Muskie Fellowships: *Provided further*, That funds appro-
15 priated under this heading that are made available for the
16 Benjamin Gilman International Scholarships Program
17 shall also be made available for the John S. McCain Schol-
18 ars Program, pursuant to section 7075 of the Department
19 of State, Foreign Operations, and Related Programs Ap-
20 propriations Act, 2019 (division F of Public Law 116–
21 6): *Provided further*, That funds appropriated under this
22 heading shall be made available for the Community En-
23 gagement Exchange Program as described under the
24 heading “Civil Society Exchange Program” in Senate Re-
25 port 116–126: *Provided further*, That any substantive

1 modifications from the prior fiscal year to programs fund-
2 ed by this Act under this heading shall be subject to prior
3 consultation with, and the regular notification procedures
4 of, the Committees on Appropriations.

5 REPRESENTATION EXPENSES

6 For representation expenses as authorized,
7 \$7,415,000.

8 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

9 For necessary expenses, not otherwise provided, to
10 enable the Secretary of State to provide for extraordinary
11 protective services, as authorized, \$30,890,000, to remain
12 available until September 30, 2023.

13 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

14 For necessary expenses for carrying out the Foreign
15 Service Buildings Act of 1926 (22 U.S.C. 292 et seq.),
16 preserving, maintaining, repairing, and planning for real
17 property that are owned or leased by the Department of
18 State, and renovating, in addition to funds otherwise avail-
19 able, the Harry S Truman Building, \$850,722,000, to re-
20 main available until September 30, 2026, of which not to
21 exceed \$25,000 may be used for overseas representation
22 expenses as authorized: *Provided*, That none of the funds
23 appropriated in this paragraph shall be available for acqui-
24 sition of furniture, furnishings, or generators for other de-
25 partments and agencies of the United States Government.

1 In addition, for the costs of worldwide security up-
2 grades, acquisition, and construction as authorized,
3 \$1,144,727,000, to remain available until expended.

4 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
5 SERVICE

6 For necessary expenses to enable the Secretary of
7 State to meet unforeseen emergencies arising in the Diplo-
8 matic and Consular Service, as authorized, \$8,885,000, to
9 remain available until expended, of which not to exceed
10 \$1,000,000 may be transferred to, and merged with, funds
11 appropriated by this Act under the heading “Repatriation
12 Loans Program Account”.

13 REPATRIATION LOANS PROGRAM ACCOUNT

14 For the cost of direct loans, \$1,300,000, as author-
15 ized: *Provided*, That such costs, including the cost of
16 modifying such loans, shall be as defined in section 502
17 of the Congressional Budget Act of 1974: *Provided fur-*
18 *ther*, That such funds are available to subsidize gross obli-
19 gations for the principal amount of direct loans not to ex-
20 ceed \$4,937,742.

21 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

22 For necessary expenses to carry out the Taiwan Rela-
23 tions Act (Public Law 96–8), \$32,583,000.

1 INTERNATIONAL CENTER, WASHINGTON, DISTRICT OF
2 COLUMBIA

3 Not to exceed \$1,806,600 shall be derived from fees
4 collected from other executive agencies for lease or use of
5 facilities at the International Center in accordance with
6 section 4 of the International Center Act (Public Law 90–
7 553), and, in addition, as authorized by section 5 of such
8 Act, \$743,000, to be derived from the reserve authorized
9 by such section, to be used for the purposes set out in
10 that section.

11 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
12 DISABILITY FUND

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

15 INTERNATIONAL ORGANIZATIONS

16 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

17 For necessary expenses, not otherwise provided for,
18 to meet annual obligations of membership in international
19 multilateral organizations, pursuant to treaties ratified
20 pursuant to the advice and consent of the Senate, conven-
21 tions, or specific Acts of Congress, \$1,662,928,000, of
22 which \$96,240,000 may remain available until September
23 30, 2023: *Provided*, That the Secretary of State shall, at
24 the time of the submission of the President’s budget to
25 Congress under section 1105(a) of title 31, United States

1 Code, transmit to the Committees on Appropriations the
2 most recent biennial budget prepared by the United Na-
3 tions for the operations of the United Nations: *Provided*
4 *further*, That the Secretary of State shall notify the Com-
5 mittees on Appropriations at least 15 days in advance (or
6 in an emergency, as far in advance as is practicable) of
7 any United Nations action to increase funding for any
8 United Nations program without identifying an offsetting
9 decrease elsewhere in the United Nations budget: *Provided*
10 *further*, That any payment of arrearages under this head-
11 ing shall be directed to activities that are mutually agreed
12 upon by the United States and the respective international
13 organization and shall be subject to the regular notifica-
14 tion procedures of the Committees on Appropriations: *Pro-*
15 *vided further*, That none of the funds appropriated under
16 this heading shall be available for a United States con-
17 tribution to an international organization for the United
18 States share of interest costs made known to the United
19 States Government by such organization for loans in-
20 curred on or after October 1, 1984, through external bor-
21 rowings.

22 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
23 ACTIVITIES

24 For necessary expenses to pay assessed and other ex-
25 penses of international peacekeeping activities directed to

1 the maintenance or restoration of international peace and
2 security, \$1,928,614,000, of which \$818,542,000 may re-
3 main available until September 30, 2023: *Provided*, That
4 none of the funds made available by this Act shall be obli-
5 gated or expended for any new or expanded United Na-
6 tions peacekeeping mission unless, at least 15 days in ad-
7 vance of voting for such mission in the United Nations
8 Security Council (or in an emergency as far in advance
9 as is practicable), the Committees on Appropriations are
10 notified of: (1) the estimated cost and duration of the mis-
11 sion, the objectives of the mission, the national interest
12 that will be served, and the exit strategy; and (2) the
13 sources of funds, including any reprogrammings or trans-
14 fers, that will be used to pay the cost of the new or ex-
15 panded mission, and the estimated cost in future fiscal
16 years: *Provided further*, That none of the funds appro-
17 priated under this heading may be made available for obli-
18 gation unless the Secretary of State certifies and reports
19 to the Committees on Appropriations on a peacekeeping
20 mission-by-mission basis that the United Nations is imple-
21 menting effective policies and procedures to prevent
22 United Nations employees, contractor personnel, and
23 peacekeeping troops serving in such mission from traf-
24 ficking in persons, exploiting victims of trafficking, or
25 committing acts of sexual exploitation and abuse or other

1 violations of human rights, and to hold accountable indi-
2 viduals who engage in such acts while participating in
3 such mission, including prosecution in their home coun-
4 tries and making information about such prosecutions
5 publicly available on the website of the United Nations:
6 *Provided further*, That the Secretary of State shall work
7 with the United Nations and foreign governments contrib-
8 uting peacekeeping troops to implement effective vetting
9 procedures to ensure that such troops have not violated
10 human rights: *Provided further*, That funds shall be avail-
11 able for peacekeeping expenses unless the Secretary of
12 State determines that United States manufacturers and
13 suppliers are not being given opportunities to provide
14 equipment, services, and material for United Nations
15 peacekeeping activities equal to those being given to for-
16 eign manufacturers and suppliers: *Provided further*, That
17 none of the funds appropriated or otherwise made avail-
18 able under this heading may be used for any United Na-
19 tions peacekeeping mission that will involve United States
20 Armed Forces under the command or operational control
21 of a foreign national, unless the President's military advi-
22 sors have submitted to the President a recommendation
23 that such involvement is in the national interest of the
24 United States and the President has submitted to Con-
25 gress such a recommendation: *Provided further*, That any

1 payment of arrearages with funds appropriated by this Act
2 shall be subject to the regular notification procedures of
3 the Committees on Appropriations: *Provided further*, That
4 such funds may be made available above the amount au-
5 thorized in section 404(b)(2) of the Foreign Relations Au-
6 thorization Act, Fiscal Years 1994 and 1995, as amended
7 (22 U.S.C. 287e note): *Provided further*, That funds ap-
8 propriated or otherwise made available under this heading
9 may be made available above the amount authorized in
10 section 404(b)(2) of the Foreign Relations Authorization
11 Act, Fiscal Years 1994 and 1995, as amended (22 U.S.C.
12 287e note).

13 INTERNATIONAL COMMISSIONS

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

17 INTERNATIONAL BOUNDARY AND WATER COMMISSION,

18 UNITED STATES AND MEXICO

19 For necessary expenses for the United States Section
20 of the International Boundary and Water Commission,
21 United States and Mexico, and to comply with laws appli-
22 cable to the United States Section, including not to exceed
23 \$6,000 for representation expenses; as follows:

1 SALARIES AND EXPENSES

2 For salaries and expenses, not otherwise provided for,
3 \$51,970,000, of which \$7,466,000 may remain available
4 until September 30, 2023.

5 CONSTRUCTION

6 For detailed plan preparation and construction of au-
7 thorized projects, \$56,800,000, to remain available until
8 expended, as authorized: *Provided*, That of the funds ap-
9 propriated under this heading in this Act and prior Acts
10 making appropriations for the Department of State, for-
11 eign operations, and related programs for the United
12 States Section, up to \$5,000,000 may be transferred to,
13 and merged with, funds appropriated under the heading
14 “Salaries and Expenses” to carry out the purposes of the
15 United States Section, which shall be subject to prior con-
16 sultation with, and the regular notification procedures of,
17 the Committees on Appropriations: *Provided further*, That
18 such transfer authority is in addition to any other transfer
19 authority provided in this Act.

20 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

21 For necessary expenses, not otherwise provided, for
22 the International Joint Commission and the International
23 Boundary Commission, United States and Canada, as au-
24 thorized by treaties between the United States and Can-
25 ada or Great Britain, and for technical assistance grants

1 and the Community Assistance Program of the North
2 American Development Bank, \$15,008,000: *Provided*,
3 That of the amount provided under this heading for the
4 International Joint Commission, up to \$1,250,000 may re-
5 main available until September 30, 2023, and up to
6 \$9,000 may be made available for representation expenses:
7 *Provided further*, That of the amount provided under this
8 heading for the International Boundary Commission, up
9 to \$1,000 may be made available for representation ex-
10 penses.

11 INTERNATIONAL FISHERIES COMMISSIONS

12 For necessary expenses for international fisheries
13 commissions, not otherwise provided for, as authorized by
14 law, \$62,846,000: *Provided*, That the United States share
15 of such expenses may be advanced to the respective com-
16 missions pursuant to section 3324 of title 31, United
17 States Code.

18 RELATED AGENCY

19 UNITED STATES AGENCY FOR GLOBAL MEDIA

20 INTERNATIONAL BROADCASTING OPERATIONS

21 For necessary expenses to enable the United States
22 Agency for Global Media (USAGM), as authorized, to
23 carry out international communication activities, and to
24 make and supervise grants for radio, Internet, and tele-
25 vision broadcasting to the Middle East, \$809,147,000:

1 *Provided*, That in addition to amounts otherwise available
2 for such purposes, up to \$42,034,000 of the amount ap-
3 propriated under this heading may remain available until
4 expended for satellite transmissions and Internet freedom
5 programs, of which not less than \$22,000,000 shall be for
6 Internet freedom programs: *Provided further*, That of the
7 total amount appropriated under this heading, not to ex-
8 ceed \$35,000 may be used for representation expenses, of
9 which \$10,000 may be used for such expenses within the
10 United States as authorized, and not to exceed \$30,000
11 may be used for representation expenses of Radio Free
12 Europe/Radio Liberty: *Provided further*, That funds ap-
13 propriated under this heading shall be made available in
14 accordance with the principles and standards set forth in
15 section 303(a) and (b) of the United States International
16 Broadcasting Act of 1994 (22 U.S.C. 6202) and section
17 305(b) of such Act (22 U.S.C. 6204): *Provided further*,
18 That the USAGM Chief Executive Officer shall notify the
19 Committees on Appropriations within 15 days of any de-
20 termination by the USAGM that any of its broadcast enti-
21 ties, including its grantee organizations, provides an open
22 platform for international terrorists or those who support
23 international terrorism, or is in violation of the principles
24 and standards set forth in section 303(a) and (b) of such
25 Act or the entity's journalistic code of ethics: *Provided fur-*

1 *ther*, That in addition to funds made available under this
2 heading, and notwithstanding any other provision of law,
3 up to \$5,000,000 in receipts from advertising and revenue
4 from business ventures, up to \$500,000 in receipts from
5 cooperating international organizations, and up to
6 \$1,000,000 in receipts from privatization efforts of the
7 Voice of America and the International Broadcasting Bu-
8 reau, shall remain available until expended for carrying
9 out authorized purposes: *Provided further*, That signifi-
10 cant modifications to USAGM broadcast hours previously
11 justified to Congress, including changes to transmission
12 platforms (shortwave, medium wave, satellite, Internet,
13 and television), for all USAGM language services shall be
14 subject to the regular notification procedures of the Com-
15 mittees on Appropriations.

16 BROADCASTING CAPITAL IMPROVEMENTS

17 For the purchase, rent, construction, repair, preser-
18 vation, and improvement of facilities for radio, television,
19 and digital transmission and reception; the purchase, rent,
20 and installation of necessary equipment for radio, tele-
21 vision, and digital transmission and reception, including
22 to Cuba, as authorized; and physical security worldwide,
23 in addition to amounts otherwise available for such pur-
24 poses, \$9,700,000, to remain available until expended, as
25 authorized.

1 RELATED PROGRAMS

2 THE ASIA FOUNDATION

3 For a grant to The Asia Foundation, as authorized
4 by The Asia Foundation Act (22 U.S.C. 4402),
5 \$20,000,000, to remain available until expended.

6 UNITED STATES INSTITUTE OF PEACE

7 For necessary expenses of the United States Institute
8 of Peace, as authorized by the United States Institute of
9 Peace Act (22 U.S.C. 4601 et seq.), \$45,000,000, to re-
10 main available until September 30, 2023, which shall not
11 be used for construction activities.

12 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE

13 TRUST FUND

14 For necessary expenses of the Center for Middle
15 Eastern-Western Dialogue Trust Fund, as authorized by
16 section 633 of the Departments of Commerce, Justice, and
17 State, the Judiciary, and Related Agencies Appropriations
18 Act, 2004 (22 U.S.C. 2078), the total amount of the inter-
19 est and earnings accruing to such Fund on or before Sep-
20 tember 30, 2022, to remain available until expended.

21 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

22 For necessary expenses of Eisenhower Exchange Fel-
23 lowships, Incorporated, as authorized by sections 4 and
24 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
25 U.S.C. 5204–5205), all interest and earnings accruing to

1 the Eisenhower Exchange Fellowship Program Trust
2 Fund on or before September 30, 2022, to remain avail-
3 able until expended: *Provided*, That none of the funds ap-
4 propriated herein shall be used to pay any salary or other
5 compensation, or to enter into any contract providing for
6 the payment thereof, in excess of the rate authorized by
7 section 5376 of title 5, United States Code; or for pur-
8 poses which are not in accordance with section 200 of title
9 2 of the Code of Federal Regulations, including the re-
10 strictions on compensation for personal services.

11 ISRAELI ARAB SCHOLARSHIP PROGRAM

12 For necessary expenses of the Israeli Arab Scholar-
13 ship Program, as authorized by section 214 of the Foreign
14 Relations Authorization Act, Fiscal Years 1992 and 1993
15 (22 U.S.C. 2452 note), all interest and earnings accruing
16 to the Israeli Arab Scholarship Fund on or before Sep-
17 tember 30, 2022, to remain available until expended.

18 EAST-WEST CENTER

19 To enable the Secretary of State to provide for car-
20 rying out the provisions of the Center for Cultural and
21 Technical Interchange Between East and West Act of
22 1960, by grant to the Center for Cultural and Technical
23 Interchange Between East and West in the State of Ha-
24 waii, \$19,700,000.

1 LEADERSHIP INSTITUTE FOR TRANSATLANTIC
2 ENGAGEMENT

3 For the necessary expenses of the Leadership Insti-
4 tute for Transatlantic Engagement, \$2,000,000, to remain
5 available until September 30, 2023: *Provided*, That such
6 funds shall only be made available if legislation specifically
7 establishing such institute is enacted into law.

8 NATIONAL ENDOWMENT FOR DEMOCRACY

9 For grants made by the Department of State to the
10 National Endowment for Democracy, as authorized by the
11 National Endowment for Democracy Act (22 U.S.C.
12 4412), \$300,000,000, to remain available until expended,
13 of which \$195,840,000 shall be allocated in the traditional
14 and customary manner, including for the core institutes,
15 and \$104,160,000 shall be for democracy programs: *Pro-*
16 *vided*, That the requirements of section 7061(a) of this
17 Act shall not apply to funds made available under this
18 heading.

19 OTHER COMMISSIONS

20 COMMISSION FOR THE PRESERVATION OF AMERICA'S

21 HERITAGE ABROAD

22 SALARIES AND EXPENSES

23 For necessary expenses for the Commission for the
24 Preservation of America's Heritage Abroad, \$642,000, as
25 authorized by chapter 3123 of title 54, United States

1 Code: *Provided*, That the Commission may procure tem-
2 porary, intermittent, and other services notwithstanding
3 paragraph (3) of section 312304(b) of such chapter: *Pro-*
4 *vided further*, That such authority shall terminate on Oc-
5 tober 1, 2022: *Provided further*, That the Commission
6 shall notify the Committees on Appropriations prior to ex-
7 ercising such authority.

8 UNITED STATES COMMISSION ON INTERNATIONAL

9 RELIGIOUS FREEDOM

10 SALARIES AND EXPENSES

11 For necessary expenses for the United States Com-
12 mission on International Religious Freedom, as authorized
13 by title II of the International Religious Freedom Act of
14 1998 (22 U.S.C. 6431 et seq.), \$4,500,000, to remain
15 available until September 30, 2023, including not more
16 than \$4,000 for representation expenses.

17 COMMISSION ON SECURITY AND COOPERATION IN

18 EUROPE

19 SALARIES AND EXPENSES

20 For necessary expenses of the Commission on Secu-
21 rity and Cooperation in Europe, as authorized by Public
22 Law 94–304 (22 U.S.C. 3001 et seq.), \$2,908,000, includ-
23 ing not more than \$4,000 for representation expenses, to
24 remain available until September 30, 2023.

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 \$1,455,918,000, of which up to \$218,388,000 may remain
9 available until September 30, 2023: *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, unless the USAID Adminis-
16 trator has identified such proposed use of funds in a re-
17 port submitted to the Committees on Appropriations at
18 least 15 days prior to the obligation of funds for such pur-
19 poses: *Provided further*, That contracts or agreements en-
20 tered into with funds appropriated under this heading may
21 entail commitments for the expenditure of such funds
22 through the following fiscal year: *Provided further*, That
23 the authority of sections 610 and 109 of the Foreign As-
24 sistance Act of 1961 may be exercised by the Secretary
25 of State to transfer funds appropriated to carry out chap-

1 ter 1 of part I of such Act to “Operating Expenses” in
2 accordance with the provisions of those sections: *Provided*
3 *further*, That of the funds appropriated or made available
4 under this heading, not to exceed \$250,000 may be avail-
5 able for representation and entertainment expenses, of
6 which not to exceed \$5,000 may be available for entertain-
7 ment expenses, and not to exceed \$100,500 shall be for
8 official residence expenses, for USAID during the current
9 fiscal year.

10 CAPITAL INVESTMENT FUND

11 For necessary expenses for overseas construction and
12 related costs, and for the procurement and enhancement
13 of information technology and related capital investments,
14 pursuant to section 667 of the Foreign Assistance Act of
15 1961, \$258,200,000, to remain available until expended:
16 *Provided*, That this amount is in addition to funds other-
17 wise available for such purposes: *Provided further*, That
18 funds appropriated under this heading shall be available
19 subject to the regular notification procedures of the Com-
20 mittees on Appropriations.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses to carry out the provisions
23 of section 667 of the Foreign Assistance Act of 1961,
24 \$76,500,000, of which up to \$11,475,000 may remain
25 available until September 30, 2023, 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 \$4,561,450,000, to remain available until September 30,
15 2023, and which shall be apportioned directly to the
16 United States Agency for International Development: *Pro-*
17 *vided*, That this amount shall be made available for train-
18 ing, equipment, and technical assistance to build the ca-
19 pacity of public health institutions and organizations in
20 developing countries, and for such activities as: (1) child
21 survival and maternal health programs; (2) immunization
22 and oral rehydration programs; (3) other health, nutrition,
23 water and sanitation programs which directly address the
24 needs of mothers and children, and related education pro-
25 grams; (4) assistance for children displaced or orphaned

1 by causes other than AIDS; (5) programs for the preven-
2 tion, treatment, control of, and research on HIV/AIDS,
3 tuberculosis, polio, malaria, and other infectious diseases
4 including neglected tropical diseases, and for assistance to
5 communities severely affected by HIV/AIDS, including
6 children infected or affected by AIDS; (6) disaster pre-
7 paredness training for health crises; (7) programs to pre-
8 vent, prepare for, and respond to, unanticipated and
9 emerging global health threats, including zoonotic dis-
10 eases; and (8) family planning/reproductive health: *Pro-*
11 *vided further*, That funds appropriated under this para-
12 graph may be made available for a United States contribu-
13 tion to The GAVI Alliance.

14 In addition, for necessary expenses to carry out the
15 provisions of the Foreign Assistance Act of 1961 for the
16 prevention, treatment, and control of, and research on,
17 HIV/AIDS, \$6,080,000,000, to remain available until
18 September 30, 2026, which shall be apportioned directly
19 to the Department of State: *Provided*, That funds appro-
20 priated under this paragraph may be made available, not-
21 withstanding any other provision of law, except for the
22 United States Leadership Against HIV/AIDS, Tubercu-
23 losis, and Malaria Act of 2003 (Public Law 108–25),
24 for a United States contribution to the Global Fund to
25 Fight AIDS, Tuberculosis and Malaria (Global Fund):

1 *Provided further*, That the amount of such contribution
2 shall be \$1,560,000,000: *Provided further*, That up to 5
3 percent of the aggregate amount of funds made available
4 to the Global Fund in fiscal year 2022 may be made avail-
5 able to USAID for technical assistance related to the ac-
6 tivities of the Global Fund, subject to the regular notifica-
7 tion procedures of the Committees on Appropriations: *Pro-*
8 *vided further*, That of the funds appropriated under this
9 paragraph, up to \$18,000,000 may be made available, in
10 addition to amounts otherwise available for such purposes,
11 for administrative expenses of the Office of the United
12 States Global AIDS Coordinator.

13 DEVELOPMENT ASSISTANCE

14 For necessary expenses to carry out the provisions
15 of sections 103, 105, 106, 214, and sections 251 through
16 255, and chapter 10 of part I of the Foreign Assistance
17 Act of 1961, \$4,075,097,000, to remain available until
18 September 30, 2023.

19 INTERNATIONAL DISASTER ASSISTANCE

20 For necessary expenses to carry out the provisions
21 of section 491 of the Foreign Assistance Act of 1961 for
22 international disaster relief, rehabilitation, and recon-
23 struction assistance, \$4,682,362,000, to remain available
24 until expended.

TRANSITION INITIATIVES

1
2 For necessary expenses for international disaster re-
3 habilitation and reconstruction assistance administered by
4 the Office of Transition Initiatives, United States Agency
5 for International Development, pursuant to section 491 of
6 the Foreign Assistance Act of 1961, and to support transi-
7 tion to democracy and long-term development of countries
8 in crisis, \$92,043,000, to remain available until expended:
9 *Provided*, That such support may include assistance to de-
10 velop, strengthen, or preserve democratic institutions and
11 processes, revitalize basic infrastructure, and foster the
12 peaceful resolution of conflict: *Provided further*, That the
13 USAID Administrator shall submit a report to the Com-
14 mittees on Appropriations at least 5 days prior to begin-
15 ning a new, or terminating a, program of assistance: *Pro-*
16 *vided further*, That if the Secretary of State determines
17 that it is important to the national interest of the United
18 States to provide transition assistance in excess of the
19 amount appropriated under this heading, up to
20 \$15,000,000 of the funds appropriated by this Act to
21 carry out the provisions of part I of the Foreign Assist-
22 ance Act of 1961 may be used for purposes of this heading
23 and under the authorities applicable to funds appropriated
24 under this heading: *Provided further*, That funds made
25 available pursuant to the previous proviso shall be made

1 available subject to prior consultation with the Committees
2 on Appropriations.

3 COMPLEX CRISES FUND

4 For necessary expenses to carry out the provisions
5 of section 509(b) of the Global Fragility Act of 2019 (title
6 V of division J of Public Law 116–94), \$40,000,000, to
7 remain available until expended: *Provided*, That funds ap-
8 propriated under this heading may be made available not-
9 withstanding any other provision of law, except sections
10 7007, 7008, and 7018 of this Act and section 620M of
11 the Foreign Assistance Act of 1961: *Provided further*,
12 That funds appropriated under this heading shall be ap-
13 portioned directly to the United States Agency for Inter-
14 national Development.

15 ECONOMIC SUPPORT FUND

16 For necessary expenses to carry out the provisions
17 of chapter 4 of part II of the Foreign Assistance Act of
18 1961, \$3,635,231,000, to remain available until Sep-
19 tember 30, 2023.

20 DEMOCRACY FUND

21 For necessary expenses to carry out the provisions
22 of the Foreign Assistance Act of 1961 for the promotion
23 of democracy globally, including to carry out the purposes
24 of section 502(b)(3) and (5) of Public Law 98–164 (22
25 U.S.C. 4411), \$190,450,000, to remain available until

1 September 30, 2023, which shall be made available for the
2 Human Rights and Democracy Fund of the Bureau of De-
3 mocracy, Human Rights, and Labor, Department of
4 State: *Provided*, That funds appropriated under this head-
5 ing that are made available to the National Endowment
6 for Democracy and its core institutes are in addition to
7 amounts otherwise available by this Act for such purposes:
8 *Provided further*, That the Assistant Secretary for Democ-
9 racy, Human Rights, and Labor, Department of State,
10 shall consult with the Committees on Appropriations prior
11 to the initial obligation of funds appropriated under this
12 paragraph.

13 For an additional amount for such purposes,
14 \$100,250,000, to remain available until September 30,
15 2023, which shall be made available for the Bureau for
16 Development, Democracy, and Innovation, United States
17 Agency for International Development.

18 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

19 For necessary expenses to carry out the provisions
20 of the Foreign Assistance Act of 1961, the FREEDOM
21 Support Act (Public Law 102–511), and the Support for
22 Eastern European Democracy (SEED) Act of 1989 (Pub-
23 lic Law 101–179), \$788,929,000, to remain available until
24 September 30, 2023, which shall be available, notwith-
25 standing any other provision of law, except section 7047

1 of this Act, for assistance and related programs for coun-
2 tries identified in section 3 of the FREEDOM Support
3 Act (22 U.S.C. 5801) and section 3(c) of the SEED Act
4 of 1989 (22 U.S.C. 5402), in addition to funds otherwise
5 available for such purposes: *Provided*, That funds appro-
6 priated by this Act under the headings “Global Health
7 Programs”, “Economic Support Fund”, and “Inter-
8 national Narcotics Control and Law Enforcement” that
9 are made available for assistance for such countries shall
10 be administered in accordance with the responsibilities of
11 the coordinator designated pursuant to section 102 of the
12 FREEDOM Support Act and section 601 of the SEED
13 Act of 1989: *Provided further*, That funds appropriated
14 under this heading shall be considered to be economic as-
15 sistance under the Foreign Assistance Act of 1961 for
16 purposes of making available the administrative authori-
17 ties contained in that Act for the use of economic assist-
18 ance: *Provided further*, That funds appropriated under
19 this heading may be made available for contributions to
20 multilateral initiatives to counter hybrid threats.

21 DEPARTMENT OF STATE

22 MIGRATION AND REFUGEE ASSISTANCE

23 For necessary expenses not otherwise provided for,
24 to enable the Secretary of State to carry out the provisions
25 of section 2(a) and (b) of the Migration and Refugee As-

1 sistance Act of 1962 (22 U.S.C. 2601), and other activi-
2 ties to meet refugee and migration needs; salaries and ex-
3 penses of personnel and dependents as authorized by the
4 Foreign Service Act of 1980 (22 U.S.C. 3901 et seq.);
5 allowances as authorized by sections 5921 through 5925
6 of title 5, United States Code; purchase and hire of pas-
7 senger motor vehicles; and services as authorized by sec-
8 tion 3109 of title 5, United States Code, \$3,845,000,000,
9 to remain available until expended, of which not less than
10 \$35,000,000 shall be made available to respond to small-
11 scale emergency humanitarian requirements and
12 \$5,000,000 shall be made available for refugees resettling
13 in Israel.

14 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
15 ASSISTANCE FUND

16 For necessary expenses to carry out the provisions
17 of section 2(c) of the Migration and Refugee Assistance
18 Act of 1962 (22 U.S.C. 2601(c)), \$100,000, to remain
19 available until expended: *Provided*, That amounts in ex-
20 cess of the limitation contained in paragraph (2) of such
21 section shall be transferred to, and merged with, funds
22 made available by this Act under the heading “Migration
23 and Refugee Assistance”.

1 INDEPENDENT AGENCIES

2 PEACE CORPS

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses to carry out the provisions
5 of the Peace Corps Act (22 U.S.C. 2501 et seq.), including
6 the purchase of not to exceed five passenger motor vehicles
7 for administrative purposes for use outside of the United
8 States, \$430,500,000, of which \$6,330,000 is for the Of-
9 fice of Inspector General, to remain available until Sep-
10 tember 30, 2023: *Provided*, That the Director of the Peace
11 Corps may transfer to the Foreign Currency Fluctuations
12 Account, as authorized by section 16 of the Peace Corps
13 Act (22 U.S.C. 2515), an amount not to exceed
14 \$5,000,000: *Provided further*, That funds transferred pur-
15 suant to the previous proviso may not be derived from
16 amounts made available for Peace Corps overseas oper-
17 ations: *Provided further*, That of the funds appropriated
18 under this heading, not to exceed \$104,000 may be avail-
19 able for representation expenses, of which not to exceed
20 \$4,000 may be made available for entertainment expenses:
21 *Provided further*, That in addition to the requirements
22 under section 7015(a) of this Act, the Peace Corps shall
23 consult with the Committees on Appropriations prior to
24 any decision to open, close, or suspend a domestic or over-

1 seas office or a country program unless there is a substan-
2 tial risk to volunteers or other Peace Corps personnel.

3 MILLENNIUM CHALLENGE CORPORATION

4 For necessary expenses to carry out the provisions
5 of the Millennium Challenge Act of 2003 (22 U.S.C. 7701
6 et seq.) (MCA), \$912,000,000, to remain available until
7 expended: *Provided*, That of the funds appropriated under
8 this heading, up to \$115,000,000 may be available for ad-
9 ministrative expenses of the Millennium Challenge Cor-
10 poration: *Provided further*, That section 605(e) of the
11 MCA (22 U.S.C. 7704(e)) shall apply to funds appro-
12 priated under this heading: *Provided further*, That funds
13 appropriated under this heading may be made available
14 for a Millennium Challenge Compact entered into pursu-
15 ant to section 609 of the MCA (22 U.S.C. 7708) only if
16 such Compact obligates, or contains a commitment to obli-
17 gate subject to the availability of funds and the mutual
18 agreement of the parties to the Compact to proceed, the
19 entire amount of the United States Government funding
20 anticipated for the duration of the Compact: *Provided fur-*
21 *ther*, That no country should be eligible for a threshold
22 program after such country has completed a country com-
23 pact: *Provided further*, That of the funds appropriated
24 under this heading, not to exceed \$100,000 may be avail-
25 able for representation and entertainment expenses, of

1 which not to exceed \$5,000 may be available for entertain-
2 ment expenses.

3 INTER-AMERICAN FOUNDATION

4 For necessary expenses to carry out the functions of
5 the Inter-American Foundation in accordance with the
6 provisions of section 401 of the Foreign Assistance Act
7 of 1969, \$44,500,000, to remain available until September
8 30, 2023: *Provided*, That of the funds appropriated under
9 this heading, not to exceed \$2,000 may be available for
10 representation expenses.

11 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

12 For necessary expenses to carry out the African De-
13 velopment Foundation Act (title V of Public Law 96–533;
14 22 U.S.C. 290h et seq.), \$43,000,000, to remain available
15 until September 30, 2023, of which not to exceed \$2,000
16 may be available for representation expenses: *Provided*,
17 That funds made available to grantees may be invested
18 pending expenditure for project purposes when authorized
19 by the Board of Directors of the United States African
20 Development Foundation (USADF): *Provided further*,
21 That interest earned shall be used only for the purposes
22 for which the grant was made: *Provided further*, That not-
23 withstanding section 505(a)(2) of the African Develop-
24 ment Foundation Act (22 U.S.C. 290h–3(a)(2)), in excep-
25 tional circumstances the Board of Directors of the

1 USADF may waive the \$250,000 limitation contained in
2 that section with respect to a project and a project may
3 exceed the limitation by up to 10 percent if the increase
4 is due solely to foreign currency fluctuation: *Provided fur-*
5 *ther*, That the USADF shall submit a report to the appro-
6 priate congressional committees after each time such waiv-
7 er authority is exercised: *Provided further*, That the
8 USADF may make rent or lease payments in advance
9 from appropriations available for such purpose for offices,
10 buildings, grounds, and quarters in Africa as may be nec-
11 essary to carry out its functions: *Provided further*, That
12 the USADF may maintain bank accounts outside the
13 United States Treasury and retain any interest earned on
14 such accounts, in furtherance of the purposes of the Afri-
15 can Development Foundation Act: *Provided further*, That
16 the USADF may not withdraw any appropriation from the
17 Treasury prior to the need of spending such funds for pro-
18 gram purposes.

19 DEPARTMENT OF THE TREASURY

20 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

21 For necessary expenses to carry out the provisions
22 of section 129 of the Foreign Assistance Act of 1961,
23 \$38,000,000, to remain available until expended, of which
24 not more than \$9,500,000 may be used for administrative
25 expenses: *Provided*, That amounts made available under

1 this heading may be made available to contract for services
2 as described in section 129(d)(3)(A) of the Foreign Assist-
3 ance Act of 1961, without regard to the location in which
4 such services are performed.

5 DEBT RESTRUCTURING

6 For “Bilateral Economic Assistance—Department of
7 the Treasury—Debt Restructuring” there is appropriated
8 \$52,000,000, to remain available until September 30,
9 2023, for the costs, as defined in section 502 of the Con-
10 gressional Budget Act of 1974, of modifying loans and
11 loan guarantees for, or credits extended to, such countries
12 as the President may determine, including the costs of
13 selling, reducing, or cancelling amounts owed to the
14 United States, pursuant to the “Common Framework for
15 Debt Treatments beyond the Debt Service Suspension Ini-
16 tiative (DSSI)”, and for reducing interest rates paid by
17 any country eligible for the DSSI: *Provided*, That such
18 amounts may be used notwithstanding any other provision
19 of law.

20 In addition, for the costs, as defined in section 502
21 of the Congressional Budget Act of 1974, of modifying
22 loans and loan guarantees, as the President may deter-
23 mine, for which funds have been appropriated or otherwise
24 made available for programs within the International Af-
25 fairs Budget Function 150, including the cost of selling,

1 reducing, or canceling amounts owed to the United States
2 as a result of concessional loans made to eligible countries,
3 pursuant to part V of the Foreign Assistance Act of 1961,
4 \$15,000,000, to remain available until September 30,
5 2023.

6 TITLE IV
7 INTERNATIONAL SECURITY ASSISTANCE
8 DEPARTMENT OF STATE
9 INTERNATIONAL NARCOTICS CONTROL AND LAW
10 ENFORCEMENT

11 For necessary expenses to carry out section 481 of
12 the Foreign Assistance Act of 1961, \$1,395,573,000, to
13 remain available until September 30, 2023: *Provided*,
14 That the Department of State may use the authority of
15 section 608 of the Foreign Assistance Act of 1961, with-
16 out regard to its restrictions, to receive excess property
17 from an agency of the United States Government for the
18 purpose of providing such property to a foreign country
19 or international organization under chapter 8 of part I of
20 such Act, subject to the regular notification procedures of
21 the Committees on Appropriations: *Provided further*, That
22 section 482(b) of the Foreign Assistance Act of 1961 shall
23 not apply to funds appropriated under this heading, except
24 that any funds made available notwithstanding such sec-
25 tion shall be subject to the regular notification procedures

1 of the Committees on Appropriations: *Provided further*,
2 That funds appropriated under this heading shall be made
3 available to support training and technical assistance for
4 foreign law enforcement, corrections, judges, and other ju-
5 dicial authorities, utilizing regional partners: *Provided fur-*
6 *ther*, That funds made available under this heading that
7 are transferred to another department, agency, or instru-
8 mentality of the United States Government pursuant to
9 section 632(b) of the Foreign Assistance Act of 1961 val-
10 ued in excess of \$5,000,000, and any agreement made
11 pursuant to section 632(a) of such Act, shall be subject
12 to the regular notification procedures of the Committees
13 on Appropriations: *Provided further*, That funds made
14 available under this heading for Program Development
15 and Support may be made available notwithstanding pre-
16 obligation requirements contained in this Act, except for
17 the notification requirements of section 7015.

18 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
19 RELATED PROGRAMS

20 For necessary expenses for nonproliferation, anti-ter-
21 rorism, demining and related programs and activities,
22 \$889,247,000, to remain available until September 30,
23 2023, to carry out the provisions of chapter 8 of part II
24 of the Foreign Assistance Act of 1961 for anti-terrorism
25 assistance, chapter 9 of part II of the Foreign Assistance

1 Act of 1961, section 504 of the FREEDOM Support Act
2 (22 U.S.C. 5854), section 23 of the Arms Export Control
3 Act (22 U.S.C. 2763), or the Foreign Assistance Act of
4 1961 for demining activities, the clearance of unexploded
5 ordnance, the destruction of small arms, and related ac-
6 tivities, notwithstanding any other provision of law, includ-
7 ing activities implemented through nongovernmental and
8 international organizations, and section 301 of the For-
9 eign Assistance Act of 1961 for a United States contribu-
10 tion to the Comprehensive Nuclear Test Ban Treaty Pre-
11 paratory Commission, and for a voluntary contribution to
12 the International Atomic Energy Agency (IAEA): *Pro-*
13 *vided*, That funds made available under this heading for
14 the Nonproliferation and Disarmament Fund shall be
15 made available, notwithstanding any other provision of law
16 and subject to prior consultation with, and the regular no-
17 tification procedures of, the Committees on Appropria-
18 tions, to promote bilateral and multilateral activities relat-
19 ing to nonproliferation, disarmament, and weapons de-
20 struction, and shall remain available until expended: *Pro-*
21 *vided further*, That such funds may also be used for such
22 countries other than the Independent States of the former
23 Soviet Union and international organizations when it is
24 in the national security interest of the United States to
25 do so: *Provided further*, That funds appropriated under

1 this heading may be made available for the IAEA unless
2 the Secretary of State determines that Israel is being de-
3 nied its right to participate in the activities of that Agen-
4 cy: *Provided further*, That funds made available for con-
5 ventional weapons destruction programs, including
6 demining and related activities, in addition to funds other-
7 wise available for such purposes, may be used for adminis-
8 trative expenses related to the operation and management
9 of such programs and activities, subject to the regular no-
10 tification procedures of the Committees on Appropria-
11 tions.

12 PEACEKEEPING OPERATIONS

13 For necessary expenses to carry out the provisions
14 of section 551 of the Foreign Assistance Act of 1961,
15 \$460,759,000, of which \$325,213,000 shall remain avail-
16 able until September 30, 2023: *Provided*, That funds ap-
17 propriated under this heading may be used, notwith-
18 standing section 660 of the Foreign Assistance Act of
19 1961, to provide assistance to enhance the capacity of for-
20 eign civilian security forces, including gendarmes, to par-
21 ticipate in peacekeeping operations: *Provided further*, That
22 of the funds appropriated under this heading, not less
23 than \$25,000,000 shall be made available for a United
24 States contribution to the Multinational Force and Ob-
25 servers mission in the Sinai and not less than \$71,000,000

1 shall be made available for the Global Peace Operations
2 Initiative: *Provided further*, That funds appropriated
3 under this heading may be made available to pay assessed
4 expenses of international peacekeeping activities in Soma-
5 lia under the same terms and conditions, as applicable,
6 as funds appropriated by this Act under the heading
7 “Contributions for International Peacekeeping Activities”:
8 *Provided further*, That none of the funds appropriated
9 under this heading shall be obligated except as provided
10 through the regular notification procedures of the Com-
11 mittees on Appropriations.

12 FUNDS APPROPRIATED TO THE PRESIDENT

13 INTERNATIONAL MILITARY EDUCATION AND TRAINING

14 For necessary expenses to carry out the provisions
15 of section 541 of the Foreign Assistance Act of 1961,
16 \$112,925,000, of which up to \$56,463,000 may remain
17 available until September 30, 2023: *Provided*, That the
18 civilian personnel for whom military education and train-
19 ing may be provided under this heading may include civil-
20 ians who are not members of a government whose partici-
21 pation would contribute to improved civil-military rela-
22 tions, civilian control of the military, or respect for human
23 rights: *Provided further*, That of the funds appropriated
24 under this heading, up to \$3,000,000 may remain avail-
25 able until expended to increase the participation of women

1 in programs and activities funded under this heading, fol-
2 lowing consultation with, and the regular notification pro-
3 cedures of, the Committees on Appropriations: *Provided*
4 *further*, That of the funds appropriated under this head-
5 ing, not to exceed \$50,000 may be available for entertain-
6 ment expenses.

7 FOREIGN MILITARY FINANCING PROGRAM

8 For necessary expenses for grants to enable the
9 President to carry out the provisions of section 23 of the
10 Arms Export Control Act (22 U.S.C. 2763),
11 \$6,175,524,000: *Provided*, That to expedite the provision
12 of assistance to foreign countries and international organi-
13 zations, the Secretary of State, following consultation with
14 the Committees on Appropriations and subject to the reg-
15 ular notification procedures of such Committees, may use
16 the funds appropriated under this heading to procure de-
17 fense articles and services to enhance the capacity of for-
18 eign security forces: *Provided further*, That of the funds
19 appropriated under this heading, not less than
20 \$3,300,000,000 shall be available for grants only for
21 Israel which shall be disbursed within 30 days of enact-
22 ment of this Act: *Provided further*, That to the extent that
23 the Government of Israel requests that funds be used for
24 such purposes, grants made available for Israel under this
25 heading shall, as agreed by the United States and Israel,

1 be available for advanced weapons systems, of which not
2 less than \$785,300,000 shall be available for the procure-
3 ment in Israel of defense articles and defense services, in-
4 cluding research and development: *Provided further*, That
5 funds appropriated or otherwise made available under this
6 heading shall be nonrepayable notwithstanding any re-
7 quirement in section 23 of the Arms Export Control Act:
8 *Provided further*, That funds made available under this
9 heading shall be obligated upon apportionment in accord-
10 ance with paragraph (5)(C) of section 1501(a) of title 31,
11 United States Code.

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

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

1 \$130,000 may be available for representation expenses:
2 *Provided further*, That not more than \$1,186,853,000 of
3 funds realized pursuant to section 21(e)(1)(A) of the Arms
4 Export Control Act (22 U.S.C. 2761(e)(1)(A)) may be ob-
5 ligated for expenses incurred by the Department of De-
6 fense during fiscal year 2022 pursuant to section 43(b)
7 of the Arms Export Control Act (22 U.S.C. 2792(b)), ex-
8 cept that this limitation may be exceeded only through the
9 regular notification procedures of the Committees on Ap-
10 propriations.

11 TITLE V

12 MULTILATERAL ASSISTANCE

13 FUNDS APPROPRIATED TO THE PRESIDENT

14 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

15 For necessary expenses to carry out the provisions
16 of section 301 of the Foreign Assistance Act of 1961,
17 \$477,100,000: *Provided*, That section 307(a) of the For-
18 eign Assistance Act of 1961 shall not apply to contribu-
19 tions to the United Nations Democracy Fund: *Provided*
20 *further*, That such funds shall be made available for core
21 contributions for each entity listed in the table under this
22 heading in the report accompanying this Act.

1 INTERNATIONAL FINANCIAL INSTITUTIONS

2 GLOBAL ENVIRONMENT FACILITY

3 For payment to the International Bank for Recon-
4 struction and Development as trustee for the Global Envi-
5 ronment Facility by the Secretary of the Treasury,
6 \$149,288,000, to remain available until expended.

7 CONTRIBUTION TO THE GREEN CLIMATE FUND

8 For payment to the International Bank for Recon-
9 struction and Development, as trustee for the Green Cli-
10 mate Fund by the Secretary of the Treasury,
11 \$1,600,000,000 to remain available until expended.

12 CONTRIBUTION TO THE CLEAN TECHNOLOGY FUND

13 For contribution to the Clean Technology Fund,
14 \$200,000,000, to remain available until expended, which
15 shall be available to cover the costs, as defined in section
16 502 of the Congressional Budget Act of 1974, of direct
17 loans issued to the Clean Technology Fund: *Provided*,
18 That these funds are available to subsidize gross obliga-
19 tions for the principal amount of direct loans without limi-
20 tation.

21 CONTRIBUTION TO THE INTERNATIONAL BANK FOR

22 RECONSTRUCTION AND DEVELOPMENT

23 For payment to the International Bank for Recon-
24 struction and Development by the Secretary of the Treas-
25 ury for the United States share of the paid-in portion of

1 to the callable capital portion of the United States share
2 of increases in capital stock in an amount not to exceed
3 \$856,174,624.

4 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

5 For payment to the African Development Fund by
6 the Secretary of the Treasury, \$211,300,000, to remain
7 available until expended.

8 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
9 AGRICULTURAL DEVELOPMENT

10 For payment to the International Fund for Agricul-
11 tural Development by the Secretary of the Treasury,
12 \$43,000,000, to remain available until expended.

13 CONTRIBUTION TO THE INTERNATIONAL MONETARY
14 FUND

15 For contribution to the Poverty Reduction and
16 Growth Trust (PRGT) or other special purpose vehicle of
17 the International Monetary Fund (IMF) by the Secretary
18 of the Treasury, \$102,000,000, to remain available until
19 September 30, 2031: *Provided*, That these funds shall be
20 available to cover the cost, as defined in section 502 of
21 the Congressional Budget Act of 1974, of loans made by
22 the Secretary of the Treasury to the PRGT or other spe-
23 cial purpose vehicle of the IMF: *Provided further*, That
24 these funds are available to subsidize gross obligations for
25 the principal amount of direct loans not to exceed

1 15,000,000,000 Special Drawing Rights: *Provided further*,
2 That section 5(f) of the Bretton Woods Agreements Act
3 (22 U.S.C. 286c(f)) shall not apply to any loans made by
4 the Secretary of the Treasury to the PRGT or other spe-
5 cial purpose vehicle of the IMF on or prior to September
6 30, 2031: *Provided further*, That the Exchange Stabiliza-
7 tion Fund and the financing account corresponding to
8 transactions with the IMF are authorized to enter into
9 such transactions as necessary to effectuate loans denomi-
10 nated in Special Drawing Rights to the PRGT or other
11 special purpose vehicle of the IMF.

12 TITLE VI

13 EXPORT AND INVESTMENT ASSISTANCE

14 EXPORT-IMPORT BANK OF THE UNITED STATES

15 INSPECTOR GENERAL

16 For necessary expenses of the Office of Inspector
17 General in carrying out the provisions of the Inspector
18 General Act of 1978 (5 U.S.C. App.), \$6,500,000, of
19 which up to \$975,000 may remain available until Sep-
20 tember 30, 2023.

21 PROGRAM ACCOUNT

22 The Export-Import Bank of the United States is au-
23 thorized to make such expenditures within the limits of
24 funds and borrowing authority available to such corpora-
25 tion, and in accordance with law, and to make such con-

1 tracts and commitments without regard to fiscal year limi-
2 tations, as provided by section 9104 of title 31, United
3 States Code, as may be necessary in carrying out the pro-
4 gram for the current fiscal year for such corporation: *Pro-*
5 *vided*, That none of the funds available during the current
6 fiscal year may be used to make expenditures, contracts,
7 or commitments for the export of nuclear equipment, fuel,
8 or technology to any country, other than a nuclear-weapon
9 state as defined in Article IX of the Treaty on the Non-
10 Proliferation of Nuclear Weapons eligible to receive eco-
11 nomic or military assistance under this Act, that has deto-
12 nated a nuclear explosive after the date of enactment of
13 this Act.

14 ADMINISTRATIVE EXPENSES

15 For administrative expenses to carry out the direct
16 and guaranteed loan and insurance programs, including
17 hire of passenger motor vehicles and services as authorized
18 by section 3109 of title 5, United States Code, and not
19 to exceed \$30,000 for official reception and representation
20 expenses for members of the Board of Directors, not to
21 exceed \$114,000,000, of which up to \$17,100,000 may re-
22 main available until September 30, 2023: *Provided*, That
23 the Export-Import Bank (the Bank) may accept, and use,
24 payment or services provided by transaction participants
25 for legal, financial, or technical services in connection with

1 any transaction for which an application for a loan, guar-
2 antee or insurance commitment has been made: *Provided*
3 *further*, That notwithstanding subsection (b) of section
4 117 of the Export Enhancement Act of 1992, subsection
5 (a) of such section shall remain in effect until September
6 30, 2022: *Provided further*, That the Bank shall charge
7 fees for necessary expenses (including special services per-
8 formed on a contract or fee basis, but not including other
9 personal services) in connection with the collection of mon-
10 eys owed the Bank, repossession or sale of pledged collat-
11 eral or other assets acquired by the Bank in satisfaction
12 of moneys owed the Bank, or the investigation or appraisal
13 of any property, or the evaluation of the legal, financial,
14 or technical aspects of any transaction for which an appli-
15 cation for a loan, guarantee or insurance commitment has
16 been made, or systems infrastructure directly supporting
17 transactions: *Provided further*, That in addition to other
18 funds appropriated for administrative expenses, such fees
19 shall be credited to this account for such purposes, to re-
20 main available until expended.

21 PROGRAM BUDGET APPROPRIATIONS

22 For the cost of direct loans, loan guarantees, insur-
23 ance, and tied-aid grants as authorized by section 10 of
24 the Export-Import Bank Act of 1945, as amended, not
25 to exceed \$5,000,000, to remain available until September

1 30, 2025: *Provided*, That such costs, including the cost
2 of modifying such loans, shall be as defined in section 502
3 of the Congressional Budget Act of 1974: *Provided fur-*
4 *ther*, That such funds shall remain available until Sep-
5 tember 30, 2037, for the disbursement of direct loans,
6 loan guarantees, insurance and tied-aid grants obligated
7 in fiscal years 2022, 2023, 2024, and 2025.

8 RECEIPTS COLLECTED

9 Receipts collected pursuant to the Export-Import
10 Bank Act of 1945 (Public Law 79–173) and the Federal
11 Credit Reform Act of 1990, in an amount not to exceed
12 the amount appropriated herein, shall be credited as off-
13 setting collections to this account: *Provided*, That the
14 sums herein appropriated from the General Fund shall be
15 reduced on a dollar-for-dollar basis by such offsetting col-
16 lections so as to result in a final fiscal year appropriation
17 from the General Fund estimated at \$0.

18 UNITED STATES INTERNATIONAL DEVELOPMENT

19 FINANCE CORPORATION

20 INSPECTOR GENERAL

21 For necessary expenses of the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978 (5 U.S.C. App.), \$2,800,000, to re-
24 main available until September 30, 2023.

1 CORPORATE CAPITAL ACCOUNT

2 The United States International Development Fi-
3 nance Corporation (the Corporation) is authorized to
4 make such expenditures and commitments within the lim-
5 its of funds and borrowing authority available to the Cor-
6 poration, and in accordance with the law, and to make
7 such expenditures and commitments without regard to fis-
8 cal year limitations, as provided by section 9104 of title
9 31, United States Code, as may be necessary in carrying
10 out the programs for the current fiscal year for the Cor-
11 poration: *Provided*, That for necessary expenses of the ac-
12 tivities described in subsections (b), (c), (e), (f), and (g)
13 of section 1421 of the BUILD Act of 2018 (division F
14 of Public Law 115–254) and for administrative expenses
15 to carry out authorized activities and project-specific
16 transaction costs described in section 1434(d) of such Act,
17 \$598,000,000: *Provided further*, That of the amount pro-
18 vided—

19 (1) \$148,000,000 shall remain available until
20 September 30, 2024, for administrative expenses to
21 carry out authorized activities (including an amount
22 for official reception and representation expenses
23 which shall not exceed \$25,000) and project-specific
24 transaction costs as described in section 1434(k) of

1 such Act, of which \$1,000,000 shall remain available
2 until September 30, 2026;

3 (2) \$450,000,000 shall remain available until
4 September 30, 2024, for the activities described in
5 subsections (b), (c), (e), (f), and (g) of section 1421
6 of the BUILD Act of 2018, except such amounts ob-
7 ligated in a fiscal year for activities described in sec-
8 tion 1421(c) of such Act shall remain available for
9 disbursement for the term of the underlying project:
10 *Provided further*, That if the term of the project ex-
11 tends longer than 10 fiscal years, the Chief Execu-
12 tive Officer of the Corporation shall inform the ap-
13 propriate congressional committees prior to the obli-
14 gation or disbursement of funds, as applicable: *Pro-*
15 *vided further*, That amounts made available under
16 this paragraph may be paid to the “United States
17 International Development Finance Corporation—
18 Program Account” for programs authorized by sub-
19 sections (b), (e), (f), and (g) of section 1421 of the
20 BUILD Act of 2018:

21 *Provided further*, That funds may only be obligated pursu-
22 ant to section 1421(g) of the BUILD Act of 2018 subject
23 to prior consultation with the appropriate congressional
24 committees and the regular notification procedures of the
25 Committees on Appropriations: *Provided further*, That in

1 fiscal year 2022 collections of amounts described in sec-
2 tion 1434(h) of the BUILD Act of 2018 shall be credited
3 as offsetting collections to this appropriation: *Provided*
4 *further*, That such collections collected in fiscal year 2022
5 in excess of \$598,000,000 shall be credited to this account
6 and shall be available in future fiscal years only to the
7 extent provided in advance in appropriations Acts: *Pro-*
8 *vided further*, That in fiscal year 2022, if such collections
9 are less than \$598,000,000, receipts collected pursuant to
10 the BUILD Act of 2018 and the Federal Credit Reform
11 Act of 1990, in an amount equal to such shortfall, shall
12 be credited as offsetting collections to this appropriation:
13 *Provided further*, That funds appropriated or otherwise
14 made available under this heading may not be used to pro-
15 vide any type of assistance that is otherwise prohibited
16 by any other provision of law or to provide assistance to
17 any foreign country that is otherwise prohibited by any
18 other provision of law: *Provided further*, That the sums
19 herein appropriated from the General Fund shall be re-
20 duced on a dollar-for-dollar basis by the offsetting collec-
21 tions described under this heading so as to result in a final
22 fiscal year appropriation from the General Fund estimated
23 at \$125,588,000.

PROGRAM ACCOUNT

1
2 Amounts paid from “United States International De-
3 velopment Finance Corporation—Corporate Capital Ac-
4 count” (CCA) shall remain available until September 30,
5 2024: *Provided*, That up to \$500,000,000 of amounts paid
6 to this account from CCA or transferred to this account
7 pursuant to section 1434(j) of the BUILD Act of 2018
8 (division F of Public Law 115–254) shall be available for
9 the costs of direct and guaranteed loans provided by the
10 Corporation pursuant to section 1421(b) of such Act and
11 costs of modifying loans transferred to the Corporation
12 pursuant to section 1463 of such Act: *Provided further*,
13 That such costs, including the cost of modifying such
14 loans, shall be as defined in section 502 of the Congres-
15 sional Budget Act of 1974: *Provided further*, That such
16 amounts obligated in a fiscal year shall remain available
17 for disbursement for the following 8 fiscal years: *Provided*
18 *further*, That the total loan principal or guaranteed prin-
19 cipal amount shall not exceed \$8,000,000,000.

TRADE AND DEVELOPMENT AGENCY

20
21 For necessary expenses to carry out the provisions
22 of section 661 of the Foreign Assistance Act of 1961,
23 \$79,500,000, to remain available until September 30,
24 2023, of which no more than \$19,000,000 may be used
25 for administrative expenses: *Provided*, That of the funds

1 appropriated under this heading, not more than \$5,000
2 may be available for representation and entertainment ex-
3 penses.

4 TITLE VII

5 GENERAL PROVISIONS

6 ALLOWANCES AND DIFFERENTIALS

7 SEC. 7001. Funds appropriated under title I of this
8 Act shall be available, except as otherwise provided, for
9 allowances and differentials as authorized by subchapter
10 59 of title 5, United States Code; for services as author-
11 ized by section 3109 of such title and for hire of passenger
12 transportation pursuant to section 1343(b) of title 31,
13 United States Code.

14 UNOBLIGATED BALANCES REPORT

15 SEC. 7002. Any department or agency of the United
16 States Government to which funds are appropriated or
17 otherwise made available by this Act shall provide to the
18 Committees on Appropriations a quarterly accounting of
19 cumulative unobligated balances and obligated, but unex-
20 pended, balances by program, project, and activity, and
21 Treasury Account Fund Symbol of all funds received by
22 such department or agency in fiscal year 2022 or any pre-
23 vious fiscal year, disaggregated by fiscal year: *Provided,*
24 That the report required by this section shall be submitted
25 not later than 30 days after the end of each fiscal quarter

1 and should specify by account the amount of funds obli-
2 gated pursuant to bilateral agreements which have not
3 been further sub-obligated.

4 CONSULTING SERVICES

5 SEC. 7003. The expenditure of any appropriation
6 under title I of this Act for any consulting service through
7 procurement contract, pursuant to section 3109 of title
8 5, United States Code, shall be limited to those contracts
9 where such expenditures are a matter of public record and
10 available for public inspection, except where otherwise pro-
11 vided under existing law, or under existing Executive order
12 issued pursuant to existing law.

13 DIPLOMATIC FACILITIES

14 SEC. 7004. (a) CAPITAL SECURITY COST SHARING
15 EXCEPTION.—Notwithstanding paragraph (2) of section
16 604(e) of the Secure Embassy Construction and Counter-
17 terrorism Act of 1999 (title VI of division A of H.R. 3427,
18 as enacted into law by section 1000(a)(7) of Public Law
19 106–113 and contained in appendix G of that Act), as
20 amended by section 111 of the Department of State Au-
21 thorities Act, Fiscal Year 2017 (Public Law 114–323), a
22 project to construct a facility of the United States may
23 include office space or other accommodations for members
24 of the United States Marine Corps.

1 (b) NEW DIPLOMATIC FACILITIES.—For the pur-
2 poses of calculating the fiscal year 2022 costs of providing
3 new United States diplomatic facilities in accordance with
4 section 604(e) of the Secure Embassy Construction and
5 Counterterrorism Act of 1999 (22 U.S.C. 4865 note), the
6 Secretary of State, in consultation with the Director of
7 the Office of Management and Budget, shall determine the
8 annual program level and agency shares in a manner that
9 is proportional to the contribution of the Department of
10 State for this purpose.

11 (c) CONSULTATION AND NOTIFICATION.—Funds ap-
12 propriated by this Act and prior Acts making appropria-
13 tions for the Department of State, foreign operations, and
14 related programs, which may be made available for the
15 acquisition of property or award of construction contracts
16 for overseas United States diplomatic facilities during fis-
17 cal year 2022, shall be subject to prior consultation with,
18 and the regular notification procedures of, the Committees
19 on Appropriations: *Provided*, That notifications pursuant
20 to this subsection shall include the information enumer-
21 ated under the heading “Embassy Security, Construction,
22 and Maintenance” in the report accompanying this Act.

23 (d) INTERIM AND TEMPORARY FACILITIES
24 ABROAD.—

1 (1) SECURITY VULNERABILITIES.—Funds ap-
2 propriated by this Act under the heading “Embassy
3 Security, Construction, and Maintenance” may be
4 made available, following consultation with the ap-
5 propriate congressional committees, to address secu-
6 rity vulnerabilities at interim and temporary United
7 States diplomatic facilities abroad, including physical
8 security upgrades and local guard staffing.

9 (2) CONSULTATION.—Notwithstanding any
10 other provision of law, the opening, closure, or any
11 significant modification to an interim or temporary
12 United States diplomatic facility shall be subject to
13 prior consultation with the appropriate congressional
14 committees and the regular notification procedures
15 of the Committees on Appropriations, except that
16 such consultation and notification may be waived if
17 there is a security risk to personnel.

18 (e) SOFT TARGETS.—Funds appropriated by this Act
19 under the heading “Embassy Security, Construction, and
20 Maintenance”, shall be made available for security up-
21 grades to soft targets, including schools, recreational fa-
22 cilities, and residences used by United States diplomatic
23 personnel and their dependents.

1 PERSONNEL ACTIONS

2 SEC. 7005. Any costs incurred by a department or
3 agency funded under title I of this Act resulting from per-
4 sonnel actions taken in response to funding reductions in-
5 cluded in this Act shall be absorbed within the total budg-
6 etary resources available under title I to such department
7 or agency: *Provided*, That the authority to transfer funds
8 between appropriations accounts as may be necessary to
9 carry out this section is provided in addition to authorities
10 included elsewhere in this Act: *Provided further*, That use
11 of funds to carry out this section shall be treated as a
12 reprogramming of funds under section 7015 of this Act.

13 PROHIBITION ON PUBLICITY OR PROPAGANDA

14 SEC. 7006. No part of any appropriation contained
15 in this Act shall be used for publicity or propaganda pur-
16 poses within the United States not authorized before en-
17 actment of this Act by Congress: *Provided*, That up to
18 \$25,000 may be made available to carry out the provisions
19 of section 316 of the International Security and Develop-
20 ment Cooperation Act of 1980 (Public Law 96-533; 22
21 U.S.C. 2151a note).

22 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
23 COUNTRIES

24 SEC. 7007. None of the funds appropriated or other-
25 wise made available pursuant to titles III through VI of

1 this Act shall be obligated or expended to finance directly
2 any assistance or reparations for the governments of
3 Cuba, North Korea, Iran, or Syria: *Provided*, That for
4 purposes of this section, the prohibition on obligations or
5 expenditures shall include direct loans, credits, insurance,
6 and guarantees of the Export-Import Bank or its agents.

7
8 COUPS D'ÉTAT

8 SEC. 7008. None of the funds appropriated or other-
9 wise made available pursuant to titles III through VI of
10 this Act shall be obligated or expended to finance directly
11 any assistance to the government of any country whose
12 duly elected head of government is deposed by military
13 coup d'état or decree or, after the date of enactment of
14 this Act, a coup d'état or decree in which the military
15 plays a decisive role: *Provided*, That assistance may be re-
16 sumed to such government if the Secretary of State cer-
17 tifies and reports to the appropriate congressional commit-
18 tees that subsequent to the termination of assistance a
19 democratically elected government has taken office: *Pro-*
20 *vided further*, That the provisions of this section shall not
21 apply to assistance to promote democratic elections or
22 public participation in democratic processes: *Provided fur-*
23 *ther*, That funds made available pursuant to the previous
24 provisos shall be subject to the regular notification proce-
25 dures of the Committees on Appropriations.

1 TRANSFER OF FUNDS AUTHORITY
2 SEC. 7009. (a) DEPARTMENT OF STATE AND
3 UNITED STATES AGENCY FOR GLOBAL MEDIA.—

4 (1) DEPARTMENT OF STATE.—

5 (A) IN GENERAL.—Not to exceed 5 percent
6 of any appropriation made available for the cur-
7 rent fiscal year for the Department of State
8 under title I of this Act may be transferred be-
9 tween, and merged with, such appropriations,
10 but no such appropriation, except as otherwise
11 specifically provided, shall be increased by more
12 than 10 percent by any such transfers, and no
13 such transfer may be made to increase the ap-
14 propriation under the heading “Representation
15 Expenses”.

16 (B) EMBASSY SECURITY.—Funds appro-
17 priated under the headings “Diplomatic Pro-
18 grams”, including for Worldwide Security Pro-
19 tection, “Embassy Security, Construction, and
20 Maintenance”, and “Emergencies in the Diplo-
21 matic and Consular Service” in this Act may be
22 transferred to, and merged with, funds appro-
23 priated under such headings if the Secretary of
24 State determines and reports to the Committees
25 on Appropriations that to do so is necessary to

1 implement the recommendations of the
2 Benghazi Accountability Review Board, for
3 emergency evacuations, or to prevent or re-
4 spond to security situations and requirements,
5 following consultation with, and subject to the
6 regular notification procedures of, such Com-
7 mittees: *Provided*, That such transfer authority
8 is in addition to any transfer authority other-
9 wise available in this Act and under any other
10 provision of law.

11 (2) UNITED STATES AGENCY FOR GLOBAL
12 MEDIA.—Not to exceed 5 percent of any appropria-
13 tion made available for the current fiscal year for
14 the United States Agency for Global Media under
15 title I of this Act may be transferred between, and
16 merged with, such appropriations, but no such ap-
17 propriation, except as otherwise specifically provided,
18 shall be increased by more than 10 percent by any
19 such transfers.

20 (3) TREATMENT AS REPROGRAMMING.—Any
21 transfer pursuant to this subsection shall be treated
22 as a reprogramming of funds under section 7015 of
23 this Act and shall not be available for obligation or
24 expenditure except in compliance with the proce-
25 dures set forth in that section.

1 (b) LIMITATION ON TRANSFERS OF FUNDS BE-
2 TWEEN AGENCIES.—

3 (1) IN GENERAL.—None of the funds made
4 available under titles II through V of this Act may
5 be transferred to any department, agency, or instru-
6 mentality of the United States Government, except
7 pursuant to a transfer made by, or transfer author-
8 ity provided in, this Act or any other appropriations
9 Act.

10 (2) ALLOCATION AND TRANSFERS.—Notwith-
11 standing paragraph (1), in addition to transfers
12 made by, or authorized elsewhere in, this Act, funds
13 appropriated by this Act to carry out the purposes
14 of the Foreign Assistance Act of 1961 may be allo-
15 cated or transferred to agencies of the United States
16 Government pursuant to the provisions of sections
17 109, 610, and 632 of the Foreign Assistance Act of
18 1961, and section 1434(j) of the BUILD Act of
19 2018 (division F of Public Law 115–254).

20 (3) NOTIFICATION.—Any agreement entered
21 into by the United States Agency for International
22 Development or the Department of State with any
23 department, agency, or instrumentality of the United
24 States Government pursuant to section 632(b) of the
25 Foreign Assistance Act of 1961 valued in excess of

1 \$1,000,000 and any agreement made pursuant to
2 section 632(a) of such Act, with funds appropriated
3 by this Act or prior Acts making appropriations for
4 the Department of State, foreign operations, and re-
5 lated programs under the headings “Global Health
6 Programs”, “Development Assistance”, “Economic
7 Support Fund”, and “Assistance for Europe, Eur-
8 asia and Central Asia” shall be subject to the reg-
9 ular notification procedures of the Committees on
10 Appropriations: *Provided*, That the requirement in
11 the previous sentence shall not apply to agreements
12 entered into between USAID and the Department of
13 State.

14 (c) LIMITATION ON UNITED STATES INTERNATIONAL
15 DEVELOPMENT FINANCE CORPORATION.—

16 (1) LIMITATION.—Amounts transferred pursu-
17 ant to section 1434(j) of the BUILD Act of 2018
18 (division F of Public Law 115–254) may only be
19 transferred from funds made available under title III
20 of this Act, and such amounts shall not exceed
21 \$50,000,000: *Provided*, That any such transfers
22 shall be subject to prior consultation with, and the
23 regular notification procedures of, the Committees
24 on Appropriations: *Provided further*, That the Sec-
25 retary of State, the Administrator of the United

1 States Agency for International Development, and
2 the Chief Executive Officer of the United States
3 International Development Finance Corporation (the
4 Corporation), as appropriate, shall ensure that the
5 programs funded by such transfers are coordinated
6 with, and complement, foreign assistance programs
7 implemented by the Department of State and
8 USAID: *Provided further*, That no funds transferred
9 pursuant to such authority may be used by the Cor-
10 poration to post personnel abroad or for activities
11 described in section 1421(c) of the BUILD Act of
12 2018.

13 (2) EXCEPTION.—Funds appropriated under
14 the heading “Economic Support Fund” directed to
15 implement the Nita M. Lowey Middle East Partner-
16 ship for Peace Act by application of section 7019 of
17 this Act and section 7019 of the Department of
18 State, Foreign Operations, and Related Programs
19 Appropriations Act, 2021 (division K of Public Law
20 116-260) shall be excluded from the limitation on
21 transfers contained in paragraph (1) of this sub-
22 section and in section 7009(c) of the Department of
23 State, Foreign Operations, and Related Programs
24 Appropriations Act, 2021 (division K of Public Law
25 116-260).

1 (d) TRANSFER OF FUNDS BETWEEN ACCOUNTS.—
2 None of the funds made available under titles II through
3 V of this Act may be obligated under an appropriations
4 account to which such funds were not appropriated, except
5 for transfers specifically provided for in this Act, unless
6 the President, not less than 5 days prior to the exercise
7 of any authority contained in the Foreign Assistance Act
8 of 1961 to transfer funds, consults with and provides a
9 written policy justification to the Committees on Appro-
10 priations.

11 (e) AUDIT OF INTER-AGENCY TRANSFERS OF
12 FUNDS.—Any agreement for the transfer or allocation of
13 funds appropriated by this Act or prior Acts making ap-
14 propriations for the Department of State, foreign oper-
15 ations, and related programs entered into between the De-
16 partment of State or USAID and another agency of the
17 United States Government under the authority of section
18 632(a) of the Foreign Assistance Act of 1961, or any com-
19 parable provision of law, shall expressly provide that the
20 Inspector General (IG) for the agency receiving the trans-
21 fer or allocation of such funds, or other entity with audit
22 responsibility if the receiving agency does not have an IG,
23 shall perform periodic program and financial audits of the
24 use of such funds and report to the Department of State
25 or USAID, as appropriate, upon completion of such au-

1 dits: *Provided*, That such audits shall be transmitted to
2 the Committees on Appropriations by the Department of
3 State or USAID, as appropriate: *Provided further*, That
4 funds transferred under such authority may be made
5 available for the cost of such audits.

6 PROHIBITION AND LIMITATION ON CERTAIN EXPENSES

7 SEC. 7010. (a) FIRST-CLASS TRAVEL.—None of the
8 funds made available by this Act may be used for first-
9 class travel by employees of United States Government de-
10 partments and agencies funded by this Act in contraven-
11 tion of section 301–10.122 through 301–10.124 of title
12 41, Code of Federal Regulations.

13 (b) COMPUTER NETWORKS.—None of the funds
14 made available by this Act for the operating expenses of
15 any United States Government department or agency may
16 be used to establish or maintain a computer network for
17 use by such department or agency unless such network
18 has filters designed to block access to sexually explicit
19 websites: *Provided*, That nothing in this subsection shall
20 limit the use of funds necessary for any Federal, State,
21 tribal, or local law enforcement agency, or any other entity
22 carrying out the following activities: criminal investiga-
23 tions, prosecutions, and adjudications; administrative dis-
24 cipline; and the monitoring of such websites undertaken
25 as part of official business.

1 (c) PROHIBITION ON PROMOTION OF TOBACCO.—
2 None of the funds made available by this Act shall be
3 available to promote the sale or export of tobacco or to-
4 bacco products (including electronic nicotine delivery sys-
5 tems), or to seek the reduction or removal by any foreign
6 country of restrictions on the marketing of tobacco or to-
7 bacco products (including electronic nicotine delivery sys-
8 tems), except for restrictions which are not applied equally
9 to all tobacco or tobacco products (including electronic nic-
10 otine delivery systems) of the same type.

11 (d) EMAIL SERVERS OUTSIDE THE .GOV DOMAIN.—
12 None of the funds appropriated by this Act under the
13 headings “Diplomatic Programs” and “Capital Invest-
14 ment Fund” in title I, and “Operating Expenses” and
15 “Capital Investment Fund” in title II that are made avail-
16 able to the Department of State and the United States
17 Agency for International Development may be made avail-
18 able to support the use or establishment of email accounts
19 or email servers created outside the .gov domain or not
20 fitted for automated records management as part of a
21 Federal government records management program in con-
22 travention of the Presidential and Federal Records Act
23 Amendments of 2014 (Public Law 113–187).

24 (e) REPRESENTATION AND ENTERTAINMENT EX-
25 PENSES.—Each Federal department, agency, or entity

1 funded in titles I or II of this Act, and the Department
2 of the Treasury and independent agencies funded in titles
3 III or VI of this Act, shall take steps to ensure that do-
4 mestic and overseas representation and entertainment ex-
5 penses further official agency business and United States
6 foreign policy interests, and—

7 (1) are primarily for fostering relations outside
8 of the Executive Branch;

9 (2) are principally for meals and events of a
10 protocol nature;

11 (3) are not for employee-only events; and

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

14 (f) LIMITATIONS ON ENTERTAINMENT EXPENSES.—

15 None of the funds appropriated or otherwise made avail-
16 able by this Act under the headings “International Mili-
17 tary Education and Training” or “Foreign Military Fi-
18 nancing Program” for Informational Program activities or
19 under the headings “Global Health Programs”, “Develop-
20 ment Assistance”, “Economic Support Fund”, and “As-
21 sistance for Europe, Eurasia and Central Asia” may be
22 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 entrance fees at sporting events, theatrical and
2 musical productions, and amusement parks.

3 AVAILABILITY OF FUNDS

4 SEC. 7011. No part of any appropriation contained
5 in this Act shall remain available for obligation after the
6 expiration of the current fiscal year unless expressly so
7 provided by this Act: *Provided*, That funds appropriated
8 for the purposes of chapters 1 and 8 of part I, section
9 661, chapters 4, 5, 6, 8, and 9 of part II of the Foreign
10 Assistance Act of 1961, section 23 of the Arms Export
11 Control Act (22 U.S.C. 2763), and funds made available
12 for “United States International Development Finance
13 Corporation” and under the heading “Assistance for Eu-
14 rope, Eurasia and Central Asia” shall remain available for
15 an additional 4 years from the date on which the avail-
16 ability of such funds would otherwise have expired, if such
17 funds are initially obligated before the expiration of their
18 respective periods of availability contained in this Act:
19 *Provided further*, That notwithstanding any other provi-
20 sion of this Act, any funds made available for the purposes
21 of chapter 1 of part I and chapter 4 of part II of the
22 Foreign Assistance Act of 1961 which are allocated or ob-
23 ligated for cash disbursements in order to address balance
24 of payments or economic policy reform objectives, shall re-
25 main available for an additional 4 years from the date on

1 which the availability of such funds would otherwise have
2 expired, if such funds are initially allocated or obligated
3 before the expiration of their respective periods of avail-
4 ability contained in this Act: *Provided further*, That the
5 Secretary of State and the Administrator of the United
6 States Agency for International Development shall provide
7 a report to the Committees on Appropriations not later
8 than October 31, 2022, detailing by account and source
9 year, the use of this authority during the previous fiscal
10 year.

11 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT
12 SEC. 7012. No part of any appropriation provided
13 under titles III through VI in this Act shall be used to
14 furnish assistance to the government of any country which
15 is in default during a period in excess of 1 calendar year
16 in payment to the United States of principal or interest
17 on any loan made to the government of such country by
18 the United States pursuant to a program for which funds
19 are appropriated under this Act unless the President de-
20 termines, following consultation with the Committees on
21 Appropriations, that assistance for such country is in the
22 national interest of the United States.

1 PROHIBITION ON TAXATION OF UNITED STATES

2 ASSISTANCE

3 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
4 of the funds appropriated under titles III through VI of
5 this Act may be made available to provide assistance for
6 a foreign country under a new bilateral agreement gov-
7 erning the terms and conditions under which such assist-
8 ance is to be provided unless such agreement includes a
9 provision stating that assistance provided by the United
10 States shall be exempt from taxation, or reimbursed, by
11 the foreign government, and the Secretary of State and
12 the Administrator of the United States Agency for Inter-
13 national Development shall expeditiously seek to negotiate
14 amendments to existing bilateral agreements, as nec-
15 essary, to conform with this requirement.

16 (b) NOTIFICATION AND REIMBURSEMENT OF FOR-
17 EIGN TAXES.—An amount equivalent to 200 percent of
18 the total taxes assessed during fiscal year 2022 on funds
19 appropriated by this Act and prior Acts making appropria-
20 tions for the Department of State, foreign operations, and
21 related programs by a foreign government or entity
22 against United States assistance programs, either directly
23 or through grantees, contractors, and subcontractors, shall
24 be withheld from obligation from funds appropriated for
25 assistance for fiscal year 2023 and for prior fiscal years

1 and allocated for the central government of such country
2 or for the West Bank and Gaza program, as applicable,
3 if, not later than September 30, 2023, such taxes have
4 not been reimbursed: *Provided*, That the Secretary of
5 State shall report to the Committees on Appropriations
6 not later than 30 days after enactment of this Act and
7 then quarterly thereafter until September 30, 2022, on the
8 foreign governments and entities that have not reimbursed
9 such taxes, including any amount of funds withheld pursu-
10 ant to this subsection.

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

14 (d) REPROGRAMMING OF FUNDS.—Funds withheld
15 from obligation for each foreign government or entity pur-
16 suant to subsection (b) shall be reprogrammed for assist-
17 ance for countries which do not assess taxes on United
18 States assistance or which have an effective arrangement
19 that is providing substantial reimbursement of such taxes,
20 and that can reasonably accommodate such assistance in
21 a programmatically responsible manner.

22 (e) DETERMINATIONS.—

23 (1) IN GENERAL.—The provisions of this sec-
24 tion shall not apply to any foreign government or en-
25 tity that assesses such taxes if the Secretary of

1 State reports to the Committees on Appropriations
2 that—

3 (A) such foreign government or entity has
4 an effective arrangement that is providing sub-
5 stantial reimbursement of such taxes; or

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

10 (2) CONSULTATION.—The Secretary of State
11 shall consult with the Committees on Appropriations
12 at least 15 days prior to exercising the authority of
13 this subsection with regard to any foreign govern-
14 ment or entity.

15 (f) IMPLEMENTATION.—The Secretary of State shall
16 issue and update rules, regulations, or policy guidance, as
17 appropriate, to implement the prohibition against the tax-
18 ation of assistance contained in this section.

19 (g) DEFINITIONS.—As used in this section:

20 (1) BILATERAL AGREEMENT.—The term “bilat-
21 eral agreement” refers to a framework bilateral
22 agreement between the Government of the United
23 States and the government of the country receiving
24 assistance that describes the privileges and immuni-
25 ties applicable to United States foreign assistance

1 for such country generally, or an individual agree-
2 ment between the Government of the United States
3 and such government that describes, among other
4 things, the treatment for tax purposes that will be
5 accorded the United States assistance provided
6 under that agreement.

7 (2) TAXES AND TAXATION.—The term “taxes
8 and taxation” shall include value added taxes and
9 customs duties but shall not include individual in-
10 come taxes assessed to local staff.

11 RESERVATIONS OF FUNDS

12 SEC. 7014. (a) REPROGRAMMING.—Funds appro-
13 priated under titles III through VI of this Act which are
14 specifically designated may be reprogrammed for other
15 programs within the same account notwithstanding the
16 designation if compliance with the designation is made im-
17 possible by operation of any provision of this or any other
18 Act: *Provided*, That any such reprogramming shall be sub-
19 ject to the regular notification procedures of the Commit-
20 tees on Appropriations: *Provided further*, That assistance
21 that is reprogrammed pursuant to this subsection shall be
22 made available under the same terms and conditions as
23 originally provided.

24 (b) EXTENSION OF AVAILABILITY.—In addition to
25 the authority contained in subsection (a), the original pe-

1 riod of availability of funds appropriated by this Act and
2 administered by the Department of State or the United
3 States Agency for International Development that are spe-
4 cifically designated for particular programs or activities by
5 this or any other Act may be extended for an additional
6 fiscal year if the Secretary of State or the USAID Admin-
7 istrator, as appropriate, determines and reports promptly
8 to the Committees on Appropriations that the termination
9 of assistance to a country or a significant change in cir-
10 cumstances makes it unlikely that such designated funds
11 can be obligated during the original period of availability:
12 *Provided*, That such designated funds that continue to be
13 available for an additional fiscal year shall be obligated
14 only for the purpose of such designation.

15 (c) OTHER ACTS.—Ceilings and specifically des-
16 igned funding levels contained in this Act shall not be
17 applicable to funds or authorities appropriated or other-
18 wise made available by any subsequent Act unless such
19 Act specifically so directs: *Provided*, That specifically des-
20 igned funding levels or minimum funding requirements
21 contained in any other Act shall not be applicable to funds
22 appropriated by this Act.

23 NOTIFICATION REQUIREMENTS

24 SEC. 7015. (a) NOTIFICATION OF CHANGES IN PRO-
25 GRAMS, PROJECTS, AND ACTIVITIES.—None of the funds

1 made available in titles I, II, and VI, and under the head-
2 ings “Peace Corps” and “Millennium Challenge Corpora-
3 tion”, of this Act or prior Acts making appropriations for
4 the Department of State, foreign operations, and related
5 programs to the departments and agencies funded by this
6 Act that remain available for obligation in fiscal year
7 2022, or provided from any accounts in the Treasury of
8 the United States derived by the collection of fees or of
9 currency reflows or other offsetting collections, or made
10 available by transfer, to the departments and agencies
11 funded by this Act, shall be available for obligation to—

12 (1) create new programs;

13 (2) suspend or eliminate a program, project, or
14 activity;

15 (3) close, suspend, open, or reopen a mission or
16 post;

17 (4) create, close, reorganize, downsize, or re-
18 name bureaus, centers, or offices; or

19 (5) contract out or privatize any functions or
20 activities presently performed by Federal employees;

21 unless previously justified to the Committees on Appro-
22 priations or such Committees are notified 15 days in ad-
23 vance of such obligation.

24 (b) NOTIFICATION OF REPROGRAMMING OF
25 FUNDS.—None of the funds provided under titles I, II,

1 and VI of this Act or prior Acts making appropriations
2 for the Department of State, foreign operations, and re-
3 lated programs, to the departments and agencies funded
4 under such titles that remain available for obligation in
5 fiscal year 2022, or provided from any accounts in the
6 Treasury of the United States derived by the collection
7 of fees available to the department and agency funded
8 under title I of this Act, shall be available for obligation
9 or expenditure for programs, projects, or activities
10 through a reprogramming of funds in excess of
11 \$1,000,000 or 10 percent, whichever is less, that—

12 (1) augments or changes existing programs,
13 projects, or activities;

14 (2) relocates an existing office or employees;

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

18 (4) results from any general savings, including
19 savings from a reduction in personnel, which would
20 result in a change in existing programs, projects, or
21 activities as approved by Congress;

22 unless the Committees on Appropriations are notified 15
23 days in advance of such reprogramming of funds.

24 (c) NOTIFICATION REQUIREMENT.—None of the
25 funds made available by this Act under the headings

1 “Global Health Programs”, “Development Assistance”,
2 “International Organizations and Programs”, “Trade and
3 Development Agency”, “International Narcotics Control
4 and Law Enforcement”, “Economic Support Fund”, “De-
5 mocracy Fund”, “Assistance for Europe, Eurasia and
6 Central Asia”, “Peacekeeping Operations”, “Non-
7 proliferation, Anti-terrorism, Demining and Related Pro-
8 grams”, “Millennium Challenge Corporation”, “Foreign
9 Military Financing Program”, “International Military
10 Education and Training”, “United States International
11 Development Finance Corporation”, and “Peace Corps”,
12 shall be available for obligation for programs, projects, ac-
13 tivities, type of materiel assistance, countries, or other op-
14 erations not justified or in excess of the amount justified
15 to the Committees on Appropriations for obligation under
16 any of these specific headings unless the Committees on
17 Appropriations are notified 15 days in advance of such
18 obligation: *Provided*, That the President shall not enter
19 into any commitment of funds appropriated for the pur-
20 poses of section 23 of the Arms Export Control Act for
21 the provision of major defense equipment, other than con-
22 ventional ammunition, or other major defense items de-
23 fined to be aircraft, ships, missiles, or combat vehicles, not
24 previously justified to Congress or 20 percent in excess
25 of the quantities justified to Congress unless the Commit-

1 tees on Appropriations are notified 15 days in advance of
2 such commitment: *Provided further*, That requirements of
3 this subsection or any similar provision of this or any
4 other Act shall not apply to any reprogramming for a pro-
5 gram, project, or activity for which funds are appropriated
6 under titles III through VI of this Act of less than 10
7 percent of the amount previously justified to Congress for
8 obligation for such program, project, or activity for the
9 current fiscal year: *Provided further*, That any notification
10 submitted pursuant to subsection (f) of this section shall
11 include information (if known on the date of transmittal
12 of such notification) on the use of notwithstanding author-
13 ity.

14 (d) DEPARTMENT OF DEFENSE PROGRAMS AND
15 FUNDING NOTIFICATIONS.—

16 (1) PROGRAMS.—None of the funds appro-
17 priated by this Act or prior Acts making appropria-
18 tions for the Department of State, foreign oper-
19 ations, and related programs may be made available
20 to support or continue any program initially funded
21 under any authority of title 10, United States Code,
22 or any Act making or authorizing appropriations for
23 the Department of Defense, unless the Secretary of
24 State, in consultation with the Secretary of Defense
25 and in accordance with the regular notification pro-

1 cedures of the Committees on Appropriations, sub-
2 mits a justification to such Committees that includes
3 a description of, and the estimated costs associated
4 with, the support or continuation of such program.

5 (2) FUNDING.—Notwithstanding any other pro-
6 vision of law, funds transferred by the Department
7 of Defense to the Department of State and the
8 United States Agency for International Development
9 for assistance for foreign countries and international
10 organizations shall be subject to the regular notifica-
11 tion procedures of the Committees on Appropria-
12 tions.

13 (3) NOTIFICATION ON EXCESS DEFENSE ARTI-
14 CLES.—Prior to providing excess Department of De-
15 fense articles in accordance with section 516(a) of
16 the Foreign Assistance Act of 1961, the Department
17 of Defense shall notify the Committees on Appro-
18 priations to the same extent and under the same
19 conditions as other committees pursuant to sub-
20 section (f) of that section: *Provided*, That before
21 issuing a letter of offer to sell excess defense articles
22 under the Arms Export Control Act, the Department
23 of Defense shall notify the Committees on Appro-
24 priations in accordance with the regular notification
25 procedures of such Committees if such defense arti-

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

10 (e) WAIVER.—The requirements of this section or
11 any similar provision of this Act or any other Act, includ-
12 ing any prior Act requiring notification in accordance with
13 the regular notification procedures of the Committees on
14 Appropriations, may be waived if failure to do so would
15 pose a substantial risk to human health or welfare: *Pro-*
16 *vided*, That in case of any such waiver, notification to the
17 Committees on Appropriations shall be provided as early
18 as practicable, but in no event later than 3 days after tak-
19 ing the action to which such notification requirement was
20 applicable, in the context of the circumstances necessi-
21 tating such waiver: *Provided further*, That any notification
22 provided pursuant to such a waiver shall contain an expla-
23 nation of the emergency circumstances.

24 (f) COUNTRY NOTIFICATION REQUIREMENTS.—None
25 of the funds appropriated under titles III through VI of

1 this Act may be obligated or expended for assistance for
2 Afghanistan, Bahrain, Burma, Cambodia, Colombia,
3 Cuba, Egypt, El Salvador, Ethiopia, Guatemala, Haiti,
4 Honduras, Iran, Iraq, Lebanon, Libya, Mexico, Nica-
5 ragua, Pakistan, Philippines, the Russian Federation, So-
6 malia, South Sudan, Sri Lanka, Sudan, Syria, Uzbek-
7 istan, Venezuela, Yemen, and Zimbabwe except as pro-
8 vided through the regular notification procedures of the
9 Committees on Appropriations.

10 (g) TRUST FUNDS.—Funds appropriated or other-
11 wise made available in title III of this Act and prior Acts
12 making funds available for the Department of State, for-
13 eign operations, and related programs that are made avail-
14 able for a trust fund held by an international financial
15 institution shall be subject to the regular notification pro-
16 cedures of the Committees on Appropriations and such no-
17 tification shall include the information specified under this
18 section in the report accompanying this Act.

19 (h) OTHER PROGRAM NOTIFICATION REQUIRE-
20 MENT.—

21 (1) DIPLOMATIC PROGRAMS.—Funds appro-
22 priated under title I of this Act under the heading
23 “Diplomatic Programs” that are made available for
24 lateral entry into the Foreign Service shall be sub-
25 ject to prior consultation with, and the regular noti-

1 fication procedures of, the Committees on Appro-
2 priations.

3 (2) OTHER PROGRAMS.—Funds appropriated by
4 this Act that are made available for the following
5 programs and activities shall be subject to the reg-
6 ular notification procedures of the Committees on
7 Appropriations:

8 (A) the Global Engagement Center, except
9 that the Secretary of State shall consult with
10 the Committees on Appropriations prior to sub-
11 mitting such notification;

12 (B) the Prosper Africa initiative;

13 (C) community-based police assistance con-
14 ducted pursuant to the authority of section
15 7035(a)(1) of this Act;

16 (D) the Prevention and Stabilization Fund
17 and the Multi-Donor Global Fragility Fund;

18 (E) the Indo-Pacific Strategy;

19 (F) the Global Security Contingency Fund;

20 (G) the Countering PRC Influence Fund
21 and the Countering Russian Influence Fund;
22 and

23 (H) the Gender Equity and Equality Ac-
24 tion Fund.

1 (3) DEMOCRACY PROGRAM POLICY AND PROCE-
2 DURES.—Modifications to democracy program policy
3 and procedures, including relating to the use of con-
4 sortia, by the Department of State and USAID shall
5 be subject to prior consultation with, and the regular
6 notification procedures of, the Committees on Ap-
7 propriations.

8 (i) WITHHOLDING OF FUNDS.—Funds appropriated
9 by this Act under titles III and IV that are withheld from
10 obligation or otherwise not programmed as a result of ap-
11 plication of a provision of law in this or any other Act
12 shall, if reprogrammed, be subject to the regular notifica-
13 tion procedures of the Committees on Appropriations.

14 (j) PRIOR CONSULTATION REQUIREMENT.—The Sec-
15 retary of State, the Administrator of the United States
16 Agency for International Development, the Chief Execu-
17 tive Officer of the United States International Develop-
18 ment Finance Corporation, and the Chief Executive Offi-
19 cer of the Millennium Challenge Corporation shall consult
20 with the Committees on Appropriations at least 7 days
21 prior to informing a government of, or publically announc-
22 ing a decision on, the suspension or early termination of
23 assistance to a country or a territory, including as a result
24 of an interagency review of such assistance, from funds
25 appropriated by this Act or prior Acts making appropria-

1 tions for the Department of State, foreign operations, and
2 related programs: *Provided*, That such consultation shall
3 include a detailed justification for such suspension, includ-
4 ing a description of the assistance being suspended.

5 DOCUMENTS, REPORT POSTING, RECORDS MANAGEMENT,
6 AND RELATED CYBERSECURITY PROTECTIONS

7 SEC. 7016. (a) DOCUMENT REQUESTS.—None of the
8 funds appropriated or made available pursuant to titles
9 III through VI of this Act shall be available to a non-
10 governmental organization, including any contractor,
11 which fails to provide upon timely request any document,
12 file, or record necessary to the auditing requirements of
13 the Department of State and the United States Agency
14 for International Development.

15 (b) PUBLIC POSTING OF REPORTS.—

16 (1) Except as provided in paragraphs (2) and
17 (3), any report required by this Act to be submitted
18 to Congress by any Federal agency receiving funds
19 made available by this Act shall be posted on the
20 public Web site of such agency not later than 45
21 days following the receipt of such report by Con-
22 gress.

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

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

4 (B) the report contains proprietary or
5 other privileged information; or

6 (C) the public posting of the report is spe-
7 cifically exempted in the report accompanying
8 this Act.

9 (3) The agency posting such report shall do so
10 only after the report has been made available to the
11 Committees on Appropriations.

12 (c) RECORDS MANAGEMENT AND RELATED CYBER-
13 SECURITY PROTECTIONS.—The Secretary of State and
14 USAID Administrator shall—

15 (1) regularly review and update the policies, di-
16 rectives, and oversight necessary to comply with
17 Federal statutes, regulations, and presidential execu-
18 tive orders and memoranda concerning the preserva-
19 tion of all records made or received in the conduct
20 of official business, including record emails, instant
21 messaging, and other online tools;

22 (2) use funds appropriated by this Act under
23 the headings “Diplomatic Programs” and “Capital
24 Investment Fund” in title I, and “Operating Ex-
25 penses” and “Capital Investment Fund” in title II,

1 as appropriate, to improve Federal records manage-
2 ment pursuant to the Federal Records Act (44
3 U.S.C. Chapters 21, 29, 31, and 33) and other ap-
4 plicable Federal records management statutes, regu-
5 lations, or policies for the Department of State and
6 USAID;

7 (3) direct departing employees, including senior
8 officials, that all Federal records generated by such
9 employees belong to the Federal Government;

10 (4) substantially reduce, compared to the pre-
11 vious fiscal year, the response time for identifying
12 and retrieving Federal records, including requests
13 made pursuant to section 552 of title 5, United
14 States Code (commonly known as the “Freedom of
15 Information Act”); and

16 (5) strengthen cybersecurity measures to miti-
17 gate vulnerabilities, including those resulting from
18 the use of personal email accounts or servers outside
19 the .gov domain, improve the process to identify and
20 remove inactive user accounts, update and enforce
21 guidance related to the control of national security
22 information, and implement the recommendations of
23 the applicable reports of the cognizant Office of In-
24 spector General.

1 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

2 SEC. 7017. 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 or
8 policy.

9 PROHIBITION ON FUNDING FOR INVOLUNTARY

10 STERILIZATION

11 SEC. 7018. None of the funds made available to carry
12 out part I of the Foreign Assistance Act of 1961, as
13 amended, may be used to pay for the performance of invol-
14 untary sterilization as a method of family planning or to
15 coerce or provide any financial incentive to any person to
16 undergo sterilizations. None of the funds made available
17 to carry out part I of the Foreign Assistance Act of 1961,
18 as amended, may be used to pay for any biomedical re-
19 search which relates in whole or in part, to methods of,
20 or the performance of, abortions or involuntary steriliza-
21 tion as a means of family planning. None of the funds
22 made available to carry out part I of the Foreign Assist-
23 ance Act of 1961, as amended, may be obligated or ex-
24 pended for any country or organization if the President
25 certifies that the use of these funds by any such country

1 or organization would violate any of the above provisions
2 related to involuntary sterilizations.

3 ALLOCATIONS AND REPORTS

4 SEC. 7019. (a) ALLOCATION TABLES.—Subject to
5 subsection (b), funds appropriated by this Act under titles
6 III through V shall be made available at not less than the
7 amounts specifically designated in the respective tables in-
8 cluded in the report accompanying this Act: *Provided*,
9 That such designated amounts for foreign countries and
10 international organizations shall serve as the amounts for
11 such countries and international organizations transmitted
12 to Congress in the report required by section 653(a) of
13 the Foreign Assistance Act of 1961, and shall be made
14 available for such foreign countries and international orga-
15 nizations notwithstanding the date of the transmission of
16 such report.

17 (b) AUTHORIZED DEVIATIONS BELOW MINIMUM
18 LEVELS.—Unless otherwise provided for by this Act, the
19 Secretary of State and the Administrator of the United
20 States Agency for International Development, as applica-
21 ble, may only deviate up to 10 percent from the amounts
22 specifically designated in the respective tables included in
23 the report accompanying this Act: *Provided*, That such
24 percentage may be exceeded only if the Secretary of State
25 and USAID Administrator, as applicable, determines and

1 reports to the Committees on Appropriations on a case-
2 by-case basis that such deviation is necessary to respond
3 to significant, exigent, or unforeseen events or to address
4 other exceptional circumstances directly related to the na-
5 tional security interest of the United States: *Provided fur-*
6 *ther*, That deviations pursuant to the previous proviso
7 shall be subject to prior consultation with, and the regular
8 notification procedures of, the Committees on Appropria-
9 tions.

10 (c) LIMITATION.—For specifically designated
11 amounts that are included, pursuant to subsection (a), in
12 the report required by section 653(a) of the Foreign As-
13 sistance Act of 1961, deviations authorized by subsection
14 (b) may only take place after submission of such report.

15 (d) EXCEPTIONS.—Subsections (a) and (b) shall not
16 apply to—

17 (1) amounts designated for “International Mili-
18 tary Education and Training” in the respective tables
19 included in the report accompanying this Act;

20 (2) funds for which the initial period of avail-
21 ability has expired; and

22 (3) amounts designated by this Act as min-
23 imum funding requirements.

24 (e) REPORTS.—The Secretary of State, USAID Ad-
25 ministrators, and other designated officials, as appropriate,

1 shall submit the reports required, in the manner described,
2 in the report accompanying this Act.

3 (f) CLARIFICATION.—Funds appropriated by this Act
4 under the headings “International Disaster Assistance”
5 and “Migration and Refugee Assistance” shall not be in-
6 cluded for purposes of meeting amounts designated for
7 countries in this Act, unless such headings are specifically
8 designated as the source of funds.

9 MULTI-YEAR PLEDGES

10 SEC. 7020. None of the funds appropriated or other-
11 wise made available by this Act may be used to make any
12 pledge for future year funding for any multilateral or bi-
13 lateral program funded in titles III through VI of this Act
14 unless such pledge meets one or more of the requirements
15 enumerated under section 7066 of the Department of
16 State, Foreign Operations, and Related Programs Appro-
17 priations Act, 2019 (division F of Public Law 116–6).

18 PROHIBITION ON ASSISTANCE TO GOVERNMENTS

19 SUPPORTING INTERNATIONAL TERRORISM

20 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-
21 PORTS.—

22 (1) PROHIBITION.—None of the funds appro-
23 priated or otherwise made available under titles III
24 through VI of this Act may be made available to any
25 foreign government which provides lethal military

1 equipment to a country the government of which the
2 Secretary of State has determined supports inter-
3 national terrorism for purposes of section 1754(e) of
4 the Export Reform Control Act of 2018 (50 U.S.C.
5 4813(e)): *Provided*, That the prohibition under this
6 section with respect to a foreign government shall
7 terminate 12 months after that government ceases
8 to provide such military equipment: *Provided further*,
9 That this section applies with respect to lethal mili-
10 tary equipment provided under a contract entered
11 into after October 1, 1997.

12 (2) DETERMINATION.—Assistance restricted by
13 paragraph (1) or any other similar provision of law,
14 may be furnished if the President determines that to
15 do so is important to the national interest of the
16 United States.

17 (3) REPORT.—Whenever the President makes a
18 determination pursuant to paragraph (2), the Presi-
19 dent shall submit to the Committees on Appropria-
20 tions a report with respect to the furnishing of such
21 assistance, including a detailed explanation of the
22 assistance to be provided, the estimated dollar
23 amount of such assistance, and an explanation of
24 how the assistance furthers United States national
25 interest.

1 (b) BILATERAL ASSISTANCE.—

2 (1) LIMITATIONS.—Funds appropriated for bi-
3 lateral assistance in titles III through VI of this Act
4 and funds appropriated under any such title in prior
5 Acts making appropriations for the Department of
6 State, foreign operations, and related programs,
7 shall not be made available to any foreign govern-
8 ment which the President determines—

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

12 (B) otherwise supports international ter-
13 rorism; or

14 (C) is controlled by an organization des-
15 ignated as a terrorist organization under sec-
16 tion 219 of the Immigration and Nationality
17 Act (8 U.S.C. 1189).

18 (2) WAIVER.—The President may waive the ap-
19 plication of paragraph (1) to a government if the
20 President determines that national security or hu-
21 manitarian reasons justify such waiver: *Provided*,
22 That the President shall publish each such waiver in
23 the Federal Register and, at least 15 days before the
24 waiver takes effect, shall notify the Committees on
25 Appropriations of the waiver (including the justifica-

1 tion for the waiver) in accordance with the regular
2 notification procedures of the Committees on Appro-
3 priations.

4 AUTHORIZATION REQUIREMENTS

5 SEC. 7022. Funds appropriated by this Act, except
6 funds appropriated under the heading “Trade and Devel-
7 opment Agency”, may be obligated and expended notwith-
8 standing section 10 of Public Law 91–672 (22 U.S.C.
9 2412), section 15 of the State Department Basic Authori-
10 ties Act of 1956 (22 U.S.C. 2680), section 313 of the For-
11 eign Relations Authorization Act, Fiscal Years 1994 and
12 1995 (22 U.S.C. 6212), and section 504(a)(1) of the Na-
13 tional Security Act of 1947 (50 U.S.C. 3094(a)(1)).

14 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

15 SEC. 7023. For the purpose of titles II through VI
16 of this Act “program, project, and activity” shall be de-
17 fined at the appropriations Act account level and shall in-
18 clude all appropriations and authorizations Acts funding
19 directives, ceilings, and limitations with the exception that
20 for the “Economic Support Fund”, “Assistance for Eu-
21 rope, Eurasia and Central Asia”, and “Foreign Military
22 Financing Program” accounts, “program, project, and ac-
23 tivity” shall also be considered to include country, re-
24 gional, and central program level funding within each such
25 account, and for the development assistance accounts of

1 the United States Agency for International Development,
2 “program, project, and activity” shall also be considered
3 to include central, country, regional, and program level
4 funding, either as—

5 (1) justified to Congress; or

6 (2) allocated by the Executive Branch in ac-
7 cordance with the report required by section 653(a)
8 of the Foreign Assistance Act of 1961 or as modi-
9 fied pursuant to section 7019 of this Act.

10 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
11 FOUNDATION, AND UNITED STATES AFRICAN DEVEL-
12 OPMENT FOUNDATION

13 SEC. 7024. Unless expressly provided to the contrary,
14 provisions of this or any other Act, including provisions
15 contained in prior Acts authorizing or making appropria-
16 tions for the Department of State, foreign operations, and
17 related programs, shall not be construed to prohibit activi-
18 ties authorized by or conducted under the Peace Corps
19 Act, the Inter-American Foundation Act, or the African
20 Development Foundation Act: *Provided*, That prior to con-
21 ducting activities in a country for which assistance is pro-
22 hibited, the agency shall consult with the Committees on
23 Appropriations and report to such Committees within 15
24 days of taking such action.

1 COMMERCE, TRADE AND SURPLUS COMMODITIES

2 SEC. 7025. (a) WORLD MARKETS.—None of the
3 funds appropriated or made available pursuant to titles
4 III through VI of this Act for direct assistance and none
5 of the funds otherwise made available to the Export-Im-
6 port Bank and the United States International Develop-
7 ment Finance Corporation shall be obligated or expended
8 to finance any loan, any assistance, or any other financial
9 commitments for establishing or expanding production of
10 any commodity for export by any country other than the
11 United States, if the commodity is likely to be in surplus
12 on world markets at the time the resulting productive ca-
13 pacity is expected to become operative and if the assist-
14 ance will cause substantial injury to United States pro-
15 ducers of the same, similar, or competing commodity: *Pro-*
16 *vided*, That such prohibition shall not apply to the Export-
17 Import Bank if in the judgment of its Board of Directors
18 the benefits to industry and employment in the United
19 States are likely to outweigh the injury to United States
20 producers of the same, similar, or competing commodity,
21 and the Chairman of the Board so notifies the Committees
22 on Appropriations: *Provided further*, That this subsection
23 shall not prohibit—

24 (1) activities in a country that is eligible for as-
25 sistance from the International Development Asso-

1 ciation, is not eligible for assistance from the Inter-
2 national Bank for Reconstruction and Development,
3 and does not export on a consistent basis the agri-
4 cultural commodity with respect to which assistance
5 is furnished; or

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

9 (b) EXPORTS.—None of the funds appropriated by
10 this or any other Act to carry out chapter 1 of part I
11 of the Foreign Assistance Act of 1961 shall be available
12 for any testing or breeding feasibility study, variety im-
13 provement or introduction, consultancy, publication, con-
14 ference, or training in connection with the growth or pro-
15 duction in a foreign country of an agricultural commodity
16 for export which would compete with a similar commodity
17 grown or produced in the United States: *Provided*, That
18 this subsection shall not prohibit—

19 (1) activities designed to increase food security
20 in developing countries where such activities will not
21 have a significant impact on the export of agricul-
22 tural commodities of the United States;

23 (2) research activities intended primarily to
24 benefit United States producers;

1 1 and 10 of part I or chapter 4 of part II of the
2 Foreign Assistance Act of 1961 under agreements
3 which result in the generation of local currencies of
4 that country, the Administrator of the United States
5 Agency for International Development shall—

6 (A) require that local currencies be depos-
7 ited in a separate account established by that
8 government;

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

11 (i) the amount of the local currencies
12 to be generated; and

13 (ii) the terms and conditions under
14 which the currencies so deposited may be
15 utilized, consistent with this section; and

16 (C) establish by agreement with that gov-
17 ernment the responsibilities of USAID and that
18 government to monitor and account for deposits
19 into and disbursements from the separate ac-
20 count.

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

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

5 (i) project and sector assistance activi-
6 ties; or

7 (ii) debt and deficit financing; or

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

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

17 (4) TERMINATION OF ASSISTANCE PRO-
18 GRAMS.—Upon termination of assistance to a coun-
19 try under chapter 1 or 10 of part I or chapter 4 of
20 part II of the Foreign Assistance Act of 1961 (as
21 the case may be), any unencumbered balances of
22 funds which remain in a separate account estab-
23 lished pursuant to subsection (a) shall be disposed of
24 for such purposes as may be agreed to by the gov-

1 ernment of that country and the United States Gov-
2 ernment.

3 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

4 (1) IN GENERAL.—If assistance is made avail-
5 able to the government of a foreign country, under
6 chapter 1 or 10 of part I or chapter 4 of part II of
7 the Foreign Assistance Act of 1961, as cash transfer
8 assistance or as nonproject sector assistance, that
9 country shall be required to maintain such funds in
10 a separate account and not commingle with any
11 other funds.

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

20 (3) NOTIFICATION.—At least 15 days prior to
21 obligating any such cash transfer or nonproject sec-
22 tor assistance, the President shall submit a notifica-
23 tion through the regular notification procedures of
24 the Committees on Appropriations, which shall in-
25 clude a detailed description of how the funds pro-

1 posed to be made available will be used, with a dis-
2 cussion of the United States interests that will be
3 served by such assistance (including, as appropriate,
4 a description of the economic policy reforms that will
5 be promoted by such assistance).

6 (4) EXEMPTION.—Nonproject sector assistance
7 funds may be exempt from the requirements of para-
8 graph (1) only through the regular notification pro-
9 cedures of the Committees on Appropriations.

10 ELIGIBILITY FOR ASSISTANCE

11 SEC. 7027. (a) ASSISTANCE THROUGH NONGOVERN-
12 MENTAL ORGANIZATIONS.—Restrictions contained in this
13 or any other Act with respect to assistance for a country
14 shall not be construed to restrict assistance in support of
15 programs of nongovernmental organizations from funds
16 appropriated by this Act to carry out the provisions of
17 chapters 1, 10, 11, and 12 of part I and chapter 4 of
18 part II of the Foreign Assistance Act of 1961 and from
19 funds appropriated under the heading “Assistance for Eu-
20 rope, Eurasia and Central Asia”: *Provided*, That before
21 using the authority of this subsection to furnish assistance
22 in support of programs of nongovernmental organizations,
23 the President shall notify the Committees on Appropria-
24 tions pursuant to the regular notification procedures, in-
25 cluding a description of the program to be assisted, the

1 assistance to be provided, and the reasons for furnishing
2 such assistance: *Provided further*, That nothing in this
3 subsection shall be construed to alter any existing statu-
4 tory prohibitions against abortion or involuntary steriliza-
5 tions contained in this or any other Act.

6 (b) PUBLIC LAW 480.—During fiscal year 2022, re-
7 strictions contained in this or any other Act with respect
8 to assistance for a country shall not be construed to re-
9 strict assistance under the Food for Peace Act (Public
10 Law 83–480; 7 U.S.C. 1721 et seq.): *Provided*, That none
11 of the funds appropriated to carry out title I of such Act
12 and made available pursuant to this subsection may be
13 obligated or expended except as provided through the reg-
14 ular notification procedures of the Committees on Appro-
15 priations.

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

17 (1) with respect to section 620A of the Foreign
18 Assistance Act of 1961 or any comparable provision
19 of law prohibiting assistance to countries that sup-
20 port international terrorism; or

21 (2) with respect to section 116 of the Foreign
22 Assistance Act of 1961 or any comparable provision
23 of law prohibiting assistance to the government of a
24 country that violates internationally recognized
25 human rights.

1 LOCAL COMPETITION

2 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
3 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
4 priated by this Act that are made available to the United
5 States Agency for International Development may only be
6 made available for limited competitions through local enti-
7 ties if—

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

10 (A) assessed the level of local capacity to
11 effectively implement, manage, and account for
12 programs included in such competition; and

13 (B) documented the written results of the
14 assessment and decisions made; and

15 (2) prior to making an award after limiting
16 competition to local entities—

17 (A) each successful local entity has been
18 determined to be responsible in accordance with
19 USAID guidelines; and

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

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

24 (b) EXTENSION OF PROCUREMENT AUTHORITY.—

25 Section 7077 of the Department of State, Foreign Oper-

1 ations, and Related Programs Appropriations Act, 2012
2 (division I of Public Law 112–74) shall continue in effect
3 during fiscal year 2022.

4 INTERNATIONAL FINANCIAL INSTITUTIONS

5 SEC. 7029. (a) EVALUATIONS AND REPORT.—The
6 Secretary of the Treasury shall instruct the United States
7 executive director of each international financial institu-
8 tion to use the voice of the United States to encourage
9 such institution to adopt and implement a publicly avail-
10 able policy, including the strategic use of peer reviews and
11 external experts, to conduct independent, in-depth evalua-
12 tions of the effectiveness of at least 35 percent of all loans,
13 grants, programs, and significant analytical non-lending
14 activities in advancing the institution’s goals of reducing
15 poverty and promoting equitable economic growth, con-
16 sistent with relevant safeguards, to ensure that decisions
17 to support such loans, grants, programs, and activities are
18 based on accurate data and objective analysis.

19 (b) SAFEGUARDS.—

20 (1) STANDARD.—The Secretary of the Treasury
21 shall instruct the United States Executive Director
22 of the International Bank for Reconstruction and
23 Development and the International Development As-
24 sociation to use the voice and vote of the United
25 States to oppose any loan, grant, policy, or strategy

1 if such institution has adopted and is implementing
2 any social or environmental safeguard relevant to
3 such loan, grant, policy, or strategy that provides
4 less protection than World Bank safeguards in effect
5 on September 30, 2015.

6 (2) ACCOUNTABILITY, STANDARDS, AND BEST
7 PRACTICES.—The Secretary of the Treasury shall in-
8 struct the United States executive director of each
9 international financial institution to use the voice
10 and vote of the United States to oppose loans or
11 other financing for projects unless such projects—

12 (A) provide for accountability and trans-
13 parency, including the collection, verification,
14 and publication of beneficial ownership informa-
15 tion related to extractive industries and on-site
16 monitoring during the life of the project;

17 (B) will be developed and carried out in ac-
18 cordance with best practices regarding environ-
19 mental conservation, cultural protection, and
20 empowerment of local populations, including
21 free, prior and informed consent of affected in-
22 digenous communities;

23 (C) do not provide incentives for, or facili-
24 tate, forced displacement or other violations of
25 human rights; and

1 (D) do not partner with or otherwise in-
2 volve enterprises owned or controlled by the
3 armed forces.

4 (c) COMPENSATION.—None of the funds appro-
5 priated under title V of this Act may be made as payment
6 to any international financial institution while the United
7 States executive director to such institution is com-
8 pensated by the institution at a rate which, together with
9 whatever compensation such executive director receives
10 from the United States, is in excess of the rate provided
11 for an individual occupying a position at level IV of the
12 Executive Schedule under section 5315 of title 5, United
13 States Code, or while any alternate United States execu-
14 tive director to such institution is compensated by the in-
15 stitution at a rate in excess of the rate provided for an
16 individual occupying a position at level V of the Executive
17 Schedule under section 5316 of title 5, United States
18 Code.

19 (d) HUMAN RIGHTS.—The Secretary of the Treasury
20 shall instruct the United States executive director of each
21 international financial institution to use the voice and vote
22 of the United States to promote human rights due dili-
23 gence and risk management, as appropriate, in connection
24 with any loan, grant, policy, or strategy of such institution

1 in accordance with the requirements specified under this
2 subsection in the report accompanying this Act.

3 (e) FRAUD AND CORRUPTION.—The Secretary of the
4 Treasury shall instruct the United States executive direc-
5 tor of each international financial institution to use the
6 voice of the United States to include in loan, grant, and
7 other financing agreements improvements in borrowing
8 countries' financial management and judicial capacity to
9 investigate, prosecute, and punish fraud and corruption.

10 (f) BENEFICIAL OWNERSHIP INFORMATION.—The
11 Secretary of the Treasury shall instruct the United States
12 executive director of each international financial institu-
13 tion to use the voice of the United States to encourage
14 such institution to collect, verify, and publish, to the max-
15 imum extent practicable, beneficial ownership information
16 (excluding proprietary information) for any corporation or
17 limited liability company, other than a publicly listed com-
18 pany, that receives funds from any such financial institu-
19 tion.

20 (g) WHISTLEBLOWER PROTECTIONS.—The Secretary
21 of the Treasury shall instruct the United States executive
22 director of each international financial institution to use
23 the voice of the United States to encourage each such in-
24 stitution to effectively implement and enforce policies and
25 procedures which meet or exceed best practices in the

1 United States for the protection of whistleblowers from
2 retaliation, including the policies and procedures detailed
3 under this section in the report accompanying this Act.

4 INSECURE COMMUNICATIONS NETWORKS

5 SEC. 7030. Funds appropriated by this Act shall be
6 made available for programs, including through the Dig-
7 ital Connectivity and Cybersecurity Partnership, to—

8 (1) advance the adoption of secure, next-genera-
9 tion communications networks and services, includ-
10 ing 5G, and cybersecurity policies, in countries re-
11 ceiving assistance under this Act and prior Acts
12 making appropriations for the Department of State,
13 foreign operations, and related programs;

14 (2) counter the establishment of insecure com-
15 munications networks and services, including 5G,
16 promoted by the People’s Republic of China and
17 other state-backed enterprises that are subject to
18 undue or extrajudicial control by their country of or-
19 igin; and

20 (3) provide policy and technical training on de-
21 ploying open, interoperable, reliable, and secure net-
22 works to information communication technology pro-
23 fessionals in countries receiving assistance under
24 this Act, as appropriate:

1 *Provided*, That such funds may be used to support the
2 participation of foreign military officials in programs de-
3 signed to strengthen civilian cybersecurity capacity, fol-
4 lowing consultation with the Committees on Appropria-
5 tions.

6 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

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

9 (1) REQUIREMENTS.—Funds appropriated by
10 this Act may be made available for direct govern-
11 ment-to-government assistance only if the require-
12 ments included in section 7031(a)(1)(A) through (E)
13 of the Department of State, Foreign Operations, and
14 Related Programs Appropriations Act, 2019 (divi-
15 sion F of Public Law 116–6) are fully met.

16 (2) CONSULTATION AND NOTIFICATION.—In
17 addition to the requirements in paragraph (1), funds
18 may only be made available for direct government-
19 to-government assistance subject to prior consulta-
20 tion with, and the regular notification procedures of,
21 the Committees on Appropriations: *Provided*, That
22 such notification shall contain an explanation of how
23 the proposed activity meets the requirements of
24 paragraph (1): *Provided further*, That the require-
25 ments of this paragraph shall only apply to direct

1 government-to-government assistance in excess of
2 \$10,000,000 and all funds available for cash trans-
3 fer, budget support, and cash payments to individ-
4 uals.

5 (3) SUSPENSION OF ASSISTANCE.—The Admin-
6 istrator of the United States Agency for Inter-
7 national Development or the Secretary of State, as
8 appropriate, shall suspend any direct government-to-
9 government assistance if the Administrator or the
10 Secretary has credible information of material mis-
11 use of such assistance, unless the Administrator or
12 the Secretary reports to the Committees on Appro-
13 priations that it is in the national interest of the
14 United States to continue such assistance, including
15 a justification, or that such misuse has been appro-
16 priately addressed.

17 (4) SUBMISSION OF INFORMATION.—The Sec-
18 retary of State shall submit to the Committees on
19 Appropriations, concurrent with the fiscal year 2023
20 congressional budget justification materials, amounts
21 planned for assistance described in paragraph (1) by
22 country, proposed funding amount, source of funds,
23 and type of assistance.

24 (5) DEBT SERVICE PAYMENT PROHIBITION.—
25 None of the funds made available by this Act may

1 be used by the government of any foreign country
2 for debt service payments owed by any country to
3 any international financial institution.

4 (b) NATIONAL BUDGET AND CONTRACT TRANS-
5 PARENCY.—

6 (1) MINIMUM REQUIREMENTS OF FISCAL
7 TRANSPARENCY.—The Secretary of State shall con-
8 tinue to update and strengthen the “minimum re-
9 quirements of fiscal transparency” for each govern-
10 ment receiving assistance appropriated by this Act,
11 as identified in the report required by section
12 7031(b) of the Department of State, Foreign Oper-
13 ations, and Related Programs Appropriations Act,
14 2014 (division K of Public Law 113–76).

15 (2) DETERMINATION AND REPORT.—For each
16 government identified pursuant to paragraph (1),
17 the Secretary of State, not later than 180 days after
18 enactment of this Act, shall make or update any de-
19 termination of “significant progress” or “no signifi-
20 cant progress” in meeting the minimum require-
21 ments of fiscal transparency, and make such deter-
22 minations publicly available in an annual “Fiscal
23 Transparency Report” to be posted on the Depart-
24 ment of State website: *Provided*, That such report

1 shall include the elements included under this sec-
2 tion in the report accompanying this Act.

3 (3) ASSISTANCE.—Not less than \$7,000,000 of
4 the funds appropriated by this Act under the head-
5 ing “Economic Support Fund” shall be made avail-
6 able for programs and activities to assist govern-
7 ments identified pursuant to paragraph (1) to im-
8 prove budget transparency and to support civil soci-
9 ety organizations in such countries that promote
10 budget transparency.

11 (c) ANTI-KLEPTOCRACY AND HUMAN RIGHTS.—

12 (1) INELIGIBILITY.—

13 (A) Officials of foreign governments and
14 their immediate family members about whom
15 the Secretary of State has credible information
16 have been involved, directly or indirectly, in sig-
17 nificant corruption, including corruption related
18 to the extraction of natural resources, or a
19 gross violation of human rights, including the
20 wrongful detention of locally employed staff of
21 a United States diplomatic mission or a United
22 States citizen or national, shall be ineligible for
23 entry into the United States.

24 (B) The Secretary shall also publicly or
25 privately designate or identify the officials of

1 foreign governments and their immediate family
2 members about whom the Secretary has such
3 credible information without regard to whether
4 the individual has applied for a visa.

5 (2) EXCEPTION.—Individuals shall not be ineli-
6 gible for entry into the United States pursuant to
7 paragraph (1) if such entry would further important
8 United States law enforcement objectives or is nec-
9 essary to permit the United States to fulfill its obli-
10 gations under the United Nations Headquarters
11 Agreement: *Provided*, That nothing in paragraph (1)
12 shall be construed to derogate from United States
13 Government obligations under applicable inter-
14 national agreements.

15 (3) WAIVER.—The Secretary may waive the ap-
16 plication of paragraph (1) if the Secretary deter-
17 mines that the waiver would serve a compelling na-
18 tional interest or that the circumstances which
19 caused the individual to be ineligible have changed
20 sufficiently.

21 (4) REPORT.—Not later than 30 days after en-
22 actment of this Act, and every 90 days thereafter
23 until September 30, 2022, the Secretary of State
24 shall submit a report, including a classified annex if
25 necessary, to the appropriate congressional commit-

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

11 (5) POSTING OF REPORT.—Any unclassified
12 portion of the report required under paragraph (4)
13 shall be posted on the Department of State website.

14 (6) CLARIFICATION.—For purposes of para-
15 graphs (1), (4), and (5), the records of the Depart-
16 ment of State and of diplomatic and consular offices
17 of the United States pertaining to the issuance or
18 refusal of visas or permits to enter the United
19 States shall not be considered confidential.

20 (d) EXTRACTION OF NATURAL RESOURCES.—

21 (1) ASSISTANCE.—Funds appropriated by this
22 Act shall be made available to promote and support
23 transparency and accountability of expenditures and
24 revenues related to the extraction of natural re-
25 sources, including by strengthening implementation

1 and monitoring of the Extractive Industries Trans-
2 parency Initiative, implementing and enforcing sec-
3 tion 8204 of the Food, Conservation, and Energy
4 Act of 2008 (Public Law 110–246; 122 Stat. 2052)
5 and the amendments made by such section, and to
6 prevent the sale of conflict diamonds, and provide
7 technical assistance to promote independent audit
8 mechanisms and support civil society participation in
9 natural resource management.

10 (2) PUBLIC DISCLOSURE AND INDEPENDENT
11 AUDITS.—(A) The Secretary of the Treasury shall
12 instruct the executive director of each international
13 financial institution that it is the policy of the
14 United States to use the voice and vote of the
15 United States to oppose any assistance by such in-
16 stitutions (including any loan, credit, grant, or guar-
17 antee) to any country for the extraction and export
18 of a natural resource if the government of such
19 country has in place laws, regulations, or procedures
20 to prevent or limit the public disclosure of company
21 payments as required by United States law, and un-
22 less such government has adopted laws, regulations,
23 or procedures in the sector in which assistance is
24 being considered to meet the standards included

1 under this section in the report accompanying this
2 Act.

3 (B) The requirements of subparagraph (A)
4 shall not apply to assistance for the purpose of
5 building the capacity of such government to meet
6 the requirements of such subparagraph.

7 (e) FOREIGN ASSISTANCE WEBSITE.—Funds appro-
8 priated by this Act under titles I and II, and funds made
9 available for any independent agency in title III, as appro-
10 priate, shall be made available to support the provision
11 of additional information on United States Government
12 foreign assistance on the “ForeignAssistance.gov”
13 website: *Provided*, That all Federal agencies funded under
14 this Act shall provide such information on foreign assist-
15 ance, upon request and in a timely manner, to the Depart-
16 ment of State and USAID.

17 DEMOCRACY PROGRAMS

18 SEC. 7032. (a) FUNDING.—Of the funds appro-
19 priated by this Act under the headings “Development As-
20 sistance”, “Economic Support Fund”, “Democracy
21 Fund”, “Assistance for Europe, Eurasia and Central
22 Asia”, and “International Narcotics Control and Law En-
23 forcement”, not less than \$2,517,000,000 shall be made
24 available for democracy programs.

25 (b) AUTHORITIES.—

1 (1) AVAILABILITY.—Funds made available by
2 this Act for democracy programs pursuant to sub-
3 section (a) and under the heading “National Endow-
4 ment for Democracy” may be made available not-
5 withstanding any other provision of law, and with
6 regard to the National Endowment for Democracy
7 (NED), any regulation.

8 (2) BENEFICIARIES.—Funds made available by
9 this Act for the NED are made available pursuant
10 to the authority of the National Endowment for De-
11 mocracy Act (title V of Public Law 98–164), includ-
12 ing all decisions regarding the selection of bene-
13 ficiaries.

14 (c) DEFINITION OF DEMOCRACY PROGRAMS.—For
15 purposes of funds appropriated by this Act, the term “de-
16 mocracy programs” means programs that support good
17 governance, credible and competitive elections, freedom of
18 expression, association, assembly, and religion, human
19 rights, labor rights, independent media, and the rule of
20 law, and that otherwise strengthen the capacity of demo-
21 cratic political parties, governments, nongovernmental or-
22 ganizations and institutions, and citizens to support the
23 development of democratic states and institutions that are
24 responsive and accountable to citizens.

1 (d) PROGRAM PRIORITIZATION.—Funds made avail-
2 able pursuant to this section that are made available for
3 programs to strengthen government institutions shall be
4 prioritized for those institutions that demonstrate a com-
5 mitment to democracy and the rule of law.

6 (e) RESTRICTION ON PRIOR APPROVAL.—With re-
7 spect to the provision of assistance for democracy pro-
8 grams in this Act, the organizations implementing such
9 assistance, the specific nature of that assistance, and the
10 participants in such programs shall not be subject to the
11 prior approval by the government of any foreign country:
12 *Provided*, That the Secretary of State, in coordination
13 with the Administrator of the United States Agency for
14 International Development, shall report to the Committees
15 on Appropriations, not later than 120 days after enact-
16 ment of this Act, detailing steps taken by the Department
17 of State and USAID to comply with the requirements of
18 this subsection.

19 (f) CONTINUATION OF CURRENT PRACTICES.—
20 USAID shall continue to implement civil society and polit-
21 ical competition and consensus building programs abroad
22 with funds appropriated by this Act in a manner that rec-
23 ognizes the unique benefits of grants and cooperative
24 agreements in implementing such programs.

1 (g) INFORMING THE NATIONAL ENDOWMENT FOR
2 DEMOCRACY.—The Assistant Secretary for Democracy,
3 Human Rights, and Labor, Department of State, and the
4 Assistant Administrator for Democracy, Conflict, and Hu-
5 manitarian Assistance, USAID, shall regularly inform the
6 NED of democracy programs that are planned and sup-
7 ported by funds made available by this Act and prior Acts
8 making appropriations for the Department of State, for-
9 eign operations, and related programs.

10 (h) PROTECTION OF CIVIL SOCIETY ACTIVISTS AND
11 JOURNALISTS.—Of the funds appropriated by this Act
12 under the headings “Economic Support Fund” and “De-
13 mocracy Fund”, not less than \$25,000,000 shall be made
14 available to support and protect civil society activists and
15 journalists who have been threatened, harassed, or at-
16 tacked, including journalists affiliated with the United
17 States Agency for Global Media, consistent with the action
18 plan required under this section in the explanatory state-
19 ment described in section 4 (in the matter preceding divi-
20 sion A of this consolidated Act), and on the same terms
21 and conditions of section 7032(i) of the Department of
22 State, Foreign Operations, and Related Programs Appro-
23 priations Act, 2018 (division K of Public Law 115–141).

24 (i) INTERNATIONAL FREEDOM OF EXPRESSION.—

1 (1) OPERATIONS.—Funds appropriated by this
2 Act under the heading “Diplomatic Programs” shall
3 be made available for the Bureau of Democracy,
4 Human Rights, and Labor, Department of State, for
5 the costs of administering programs designed to pro-
6 mote and defend freedom of expression and the inde-
7 pendence of the media in countries where such free-
8 dom and independence are restricted or denied.

9 (2) ASSISTANCE.—Of the funds appropriated by
10 this Act under the heading “Economic Support
11 Fund”, not less than \$15,000,000 shall be made
12 available for programs that promote and defend
13 freedom of expression and the independence of the
14 media abroad: *Provided*, That such funds are in ad-
15 dition to funds otherwise made available by this Act
16 for such purposes, and are intended to complement
17 emergency and safety programs for civil society, in-
18 cluding journalists and media outlets at risk: *Pro-*
19 *vided further*, That such funds shall be subject to
20 prior consultation with, and the regular notification
21 procedures of, the Committees on Appropriations.

22 (j) PROMOTION OF LABOR RIGHTS.—

23 (1) ASSISTANCE.—Funds appropriated by this
24 Act under the headings “Development Assistance”
25 and “Democracy Fund” shall be made available for

1 implementation of labor programs that support labor
2 rights, strengthen independent worker organizing,
3 and build capacity in collective bargaining through
4 partnership with relevant stakeholders that dem-
5 onstrate an expertise on labor rights promotion: *Pro-*
6 *vided*, That such funds shall be subject to the prior
7 consultation with, and the regular notification proce-
8 dures of, the Committees on Appropriations.

9 (2) REPORT.—Not later than 90 days after en-
10 actment of this Act, the USAID Administrator shall
11 submit a report to the appropriate congressional
12 committees detailing steps taken, or planned to be
13 taken, by USAID to build expertise and capacity
14 within the agency on implementing such labor pro-
15 grams in addition to providing a description of cur-
16 rent implementation efforts.

17 INTERNATIONAL RELIGIOUS FREEDOM

18 SEC. 7033. (a) INTERNATIONAL RELIGIOUS FREE-
19 DOM OFFICE.—Funds appropriated by this Act under the
20 heading “Diplomatic Programs” shall be made available
21 for the Office of International Religious Freedom, Depart-
22 ment of State, including for support staff, at not less than
23 the amounts specified for such office in the table under
24 such heading in the report accompanying this Act.

1 (b) ASSISTANCE.—Funds appropriated by this Act
2 under the headings “Economic Support Fund”, “Democ-
3 racy Fund”, and “International Broadcasting Operations”
4 shall be made available for international religious freedom
5 programs and funds appropriated by this Act under the
6 headings “International Disaster Assistance” and “Migra-
7 tion and Refugee Assistance” shall be made available for
8 humanitarian assistance for vulnerable and persecuted re-
9 ligious minorities: *Provided*, That funds made available by
10 this Act under the headings “Economic Support Fund”
11 and “Democracy Fund” pursuant to this section shall be
12 the responsibility of the Ambassador-at-Large for Inter-
13 national Religious Freedom, in consultation with other rel-
14 evant United States Government officials, and shall be
15 subject to prior consultation with the Committees on Ap-
16 propriations.

17 (c) AUTHORITY.—Funds appropriated by this Act
18 and prior Acts making appropriations for the Department
19 of State, foreign operations, and related programs under
20 the heading “Economic Support Fund” may be made
21 available notwithstanding any other provision of law for
22 assistance for ethnic and religious minorities in Iraq and
23 Syria.

24 (d) DESIGNATION OF NON-STATE ACTORS.—Section
25 7033(e) of the Department of State, Foreign Operations,

1 and Related Programs Appropriations Act, 2017 (division
2 J of Public Law 115–31) shall continue in effect during
3 fiscal year 2022.

4 SPECIAL PROVISIONS

5 SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHIL-
6 DREN, AND DISPLACED BURMESE.—Funds appropriated
7 in title III of this Act that are made available for victims
8 of war, displaced children, displaced Burmese, and to com-
9 bat trafficking in persons and assist victims of such traf-
10 ficking, may be made available notwithstanding any other
11 provision of law.

12 (b) FORENSIC ASSISTANCE.—

13 (1) Of the funds appropriated by this Act under
14 the heading “Economic Support Fund”, not less
15 than \$15,500,000 shall be made available for foren-
16 sic anthropology assistance related to the exhuma-
17 tion and identification of victims of war crimes,
18 crimes against humanity, and genocide, including in
19 Central America, which shall be administered by the
20 Assistant Secretary for Democracy, Human Rights,
21 and Labor, Department of State: *Provided*, That
22 such funds shall be in addition to funds made avail-
23 able by this Act and prior Acts making appropria-
24 tions for the Department of State, foreign oper-

1 ations, and related programs for assistance for coun-
2 tries.

3 (2) Of the funds appropriated by this Act under
4 the heading “International Narcotics Control and
5 Law Enforcement”, not less than \$10,000,000 shall
6 be made available for DNA forensic technology pro-
7 grams to combat human trafficking in Central
8 America and Mexico.

9 (c) ATROCITIES PREVENTION.—Of the funds appro-
10 priated by this Act under the headings “Economic Sup-
11 port Fund” and “International Narcotics Control and
12 Law Enforcement”, not less than \$5,000,000 shall be
13 made available for programs to prevent atrocities, includ-
14 ing to implement recommendations of the Atrocities Pre-
15 vention Board: *Provided*, That funds made available pur-
16 suant to this subsection are in addition to amounts other-
17 wise made available for such purposes: *Provided further*,
18 That such funds shall be subject to the regular notification
19 procedures of the Committees on Appropriations.

20 (d) WORLD FOOD PROGRAMME.—Funds managed by
21 the Bureau for Humanitarian Assistance, United States
22 Agency for International Development, from this or any
23 other Act, may be made available as a general contribution
24 to the World Food Programme, notwithstanding any other
25 provision of law.

1 (e) DIRECTIVES AND AUTHORITIES.—

2 (1) RESEARCH AND TRAINING.—Funds appro-
3 priated by this Act under the heading “Assistance
4 for Europe, Eurasia and Central Asia” shall be
5 made available to carry out the Program for Re-
6 search and Training on Eastern Europe and the
7 Independent States of the Former Soviet Union as
8 authorized by the Soviet-Eastern European Research
9 and Training Act of 1983 (22 U.S.C. 4501 et seq.).

10 (2) GENOCIDE VICTIMS MEMORIAL SITES.—
11 Funds appropriated by this Act and prior Acts mak-
12 ing appropriations for the Department of State, for-
13 eign operations, and related programs under the
14 headings “Economic Support Fund” and “Assist-
15 ance for Europe, Eurasia and Central Asia” may be
16 made available as contributions to establish and
17 maintain memorial sites of genocide, subject to the
18 regular notification procedures of the Committees on
19 Appropriations.

20 (3) PRIVATE SECTOR PARTNERSHIPS.—Of the
21 funds appropriated by this Act under the headings
22 “Development Assistance” and “Economic Support
23 Fund” that are made available for private sector
24 partnerships, up to \$50,000,000 may remain avail-
25 able until September 30, 2024: *Provided*, That funds

1 made available pursuant to this paragraph may only
2 be made available following prior consultation with
3 the appropriate congressional committees, and the
4 regular notification procedures of the Committees on
5 Appropriations.

6 (4) ADDITIONAL AUTHORITIES.—Of the
7 amounts made available by title I of this Act under
8 the heading “Diplomatic Programs”, up to \$500,000
9 may be made available for grants pursuant to sec-
10 tion 504 of the Foreign Relations Authorization Act,
11 Fiscal Year 1979 (22 U.S.C. 2656d), including to
12 facilitate collaboration with indigenous communities,
13 and up to \$1,500,000 may be made available for
14 grants to carry out the activities of the Cultural An-
15 tiquities Task Force.

16 (5) INNOVATION.—The USAID Administrator
17 may use funds appropriated by this Act under title
18 III to make innovation incentive awards in accord-
19 ance with the terms and conditions of section
20 7034(e)(4) of the Department of State, Foreign Op-
21 erations, and Related Programs Appropriations Act,
22 2019 (division F of Public Law 116–6): *Provided*,
23 That each individual award may not exceed
24 \$100,000: *Provided further*, That no more than 15
25 such awards may be made during fiscal year 2022.

1 (6) EXCHANGE VISITOR PROGRAM.—None of
2 the funds made available by this Act may be used
3 to modify the Exchange Visitor Program adminis-
4 tered by the Department of State to implement the
5 Mutual Educational and Cultural Exchange Act of
6 1961 (Public Law 87–256; 22 U.S.C. 2451 et seq.),
7 except through the formal rulemaking process pursu-
8 ant to the Administrative Procedure Act (5 U.S.C.
9 551 et seq.) and notwithstanding the exceptions to
10 such rulemaking process in such Act: *Provided*, That
11 funds made available for such purpose shall only be
12 made available after consultation with, and subject
13 to the regular notification procedures of, the Com-
14 mittees on Appropriations, regarding how any pro-
15 posed modification would affect the public diplomacy
16 goals of, and the estimated economic impact on, the
17 United States: *Provided further*, That such consulta-
18 tion shall take place not later than 30 days prior to
19 the publication in the Federal Register of any regu-
20 latory action modifying the Exchange Visitor Pro-
21 gram.

22 (7) DEVELOPMENT INNOVATION VENTURES.—
23 Funds appropriated by this Act under the heading
24 “Development Assistance” and made available for
25 the Development Innovation Ventures program may

1 be made available for the purposes of chapter I of
2 part I of the Foreign Assistance Act of 1961.

3 (8) EXPORT-IMPORT BANK.—

4 (A) Section 6(a)(3) of the Export-Import
5 Bank Act of 1945 (12 U.S.C. 635e(a)(3)) shall
6 be applied through September 30, 2022 by sub-
7 stituting “4 percent” for “2 percent” in each
8 place it appears.

9 (B) Section 8(g) of the Export-Import
10 Bank Act of 1945 (12 U.S.C. 635g(g)) shall be
11 applied through September 30, 2022 by sub-
12 stituting “4 percent” for “2 percent” in each
13 place it appears.

14 (f) PARTNER VETTING.—Prior to initiating a partner
15 vetting program, or making a significant change to the
16 scope of an existing partner vetting program, the Sec-
17 retary of State and USAID Administrator, as appropriate,
18 shall consult with the Committees on Appropriations: *Pro-*
19 *vided*, That the Secretary and the Administrator shall pro-
20 vide a direct vetting option for prime awardees in any
21 partner vetting program initiated or significantly modified
22 after the date of enactment of this Act, unless the Sec-
23 retary of State or USAID Administrator, as applicable,
24 informs the Committees on Appropriations on a case-by-

1 case basis that a direct vetting option is not feasible for
2 such program.

3 (g) CONTINGENCIES.—During fiscal year 2022, the
4 President may use up to \$150,000,000 under the author-
5 ity of section 451 of the Foreign Assistance Act of 1961,
6 notwithstanding any other provision of law.

7 (h) INTERNATIONAL CHILD ABDUCTIONS.—The Sec-
8 retary of State should withhold funds appropriated under
9 title III of this Act for assistance for the central govern-
10 ment of any country that is not taking appropriate steps
11 to comply with the Convention on the Civil Aspects of
12 International Child Abductions, done at the Hague on Oc-
13 tober 25, 1980: *Provided*, That the Secretary shall report
14 to the Committees on Appropriations within 15 days of
15 withholding funds under this subsection.

16 (i) TRANSFER OF FUNDS FOR EXTRAORDINARY PRO-
17 TECTION.—The Secretary of State may transfer to, and
18 merge with, funds under the heading “Protection of For-
19 eign Missions and Officials” unobligated balances of ex-
20 pired funds appropriated under the heading “Diplomatic
21 Programs” for fiscal year 2022 at no later than the end
22 of the fifth fiscal year after the last fiscal year for which
23 such funds are available for the purposes for which appro-
24 priated: *Provided*, That not more than \$50,000,000 may
25 be transferred.

1 (j) AUTHORITY.—Funds made available by this Act
2 under the heading “Economic Support Fund” to counter
3 extremism may be made available notwithstanding any
4 other provision of law restricting assistance to foreign
5 countries, except sections 502B, 620A, and 620M of the
6 Foreign Assistance Act of 1961: *Provided*, That the use
7 of the authority of this subsection shall be subject to prior
8 consultation with the appropriate congressional commit-
9 tees and the regular notification procedures of the Com-
10 mittees on Appropriations.

11 (k) PROTECTIONS AND REMEDIES FOR EMPLOYEES
12 OF DIPLOMATIC MISSIONS AND INTERNATIONAL ORGANI-
13 ZATIONS.—The terms and conditions of section 7034(k)
14 of the Department of State, Foreign Operations, and Re-
15 lated Programs Appropriations Act, 2020 (division G of
16 Public Law 116–94) shall continue in effect during fiscal
17 year 2022.

18 (l) EXTENSION OF AUTHORITIES.—

19 (1) PASSPORT FEES.—Section 1(b)(2) of the
20 Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))
21 shall be applied by substituting “September 30,
22 2022” for “September 30, 2010”.

23 (2) INCENTIVES FOR CRITICAL POSTS.—The
24 authority contained in section 1115(d) of the Sup-
25 plemental Appropriations Act, 2009 (Public Law

1 111–32) shall remain in effect through September
2 30, 2022.

3 (3) USAID CIVIL SERVICE ANNUITANT WAIV-
4 ER.—Section 625(j)(1) of the Foreign Assistance
5 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied
6 by substituting “September 30, 2022” for “October
7 1, 2010” in subparagraph (B).

8 (4) OVERSEAS PAY COMPARABILITY AND LIM-
9 TATION.—(A) Subject to the limitation described in
10 subparagraph (B), the authority provided by section
11 1113 of the Supplemental Appropriations Act, 2009
12 (Public Law 111–32) shall remain in effect through
13 September 30, 2022.

14 (B) The authority described in subparagraph
15 (A) may not be used to pay an eligible member of
16 the Foreign Service (as defined in section 1113(b) of
17 the Supplemental Appropriations Act, 2009 (Public
18 Law 111–32)) a locality-based comparability pay-
19 ment (stated as a percentage) that exceeds two-
20 thirds of the amount of the locality-based com-
21 parability payment (stated as a percentage) that
22 would be payable to such member under section
23 5304 of title 5, United States Code, if such mem-
24 ber’s official duty station were in the District of Co-
25 lumbia.

1 (5) CATEGORICAL ELIGIBILITY.—The Foreign
2 Operations, Export Financing, and Related Pro-
3 grams Appropriations Act, 1990 (Public Law 101–
4 167) is amended—

5 (A) in section 599D (8 U.S.C. 1157
6 note)—

7 (i) in subsection (b)(3), by striking
8 “and 2021” and inserting “2021, and
9 2022”; and

10 (ii) in subsection (e), by striking
11 “2021” each place it appears and inserting
12 “2022”; and

13 (B) in section 599E(b)(2) (8 U.S.C. 1255
14 note), by striking “2021” and inserting
15 “2022”.

16 (6) INSPECTOR GENERAL ANNUITANT WAIV-
17 ER.—The authorities provided in section 1015(b) of
18 the Supplemental Appropriations Act, 2010 (Public
19 Law 111–212) shall remain in effect through Sep-
20 tember 30, 2022, and may be used to facilitate the
21 assignment of persons for oversight of programs in
22 Syria, South Sudan, Yemen, Somalia, and Ven-
23 ezuela.

24 (7) ACCOUNTABILITY REVIEW BOARDS.—The
25 authority provided by section 301(a)(3) of the Omni-

1 bus Diplomatic Security and Antiterrorism Act of
2 1986 (22 U.S.C. 4831(a)(3)) shall remain in effect
3 for facilities in Afghanistan through September 30,
4 2022, except that the notification and reporting re-
5 quirements contained in such section shall include
6 the Committees on Appropriations.

7 (8) SPECIAL INSPECTOR GENERAL FOR AF-
8 GHANISTAN RECONSTRUCTION COMPETITIVE STA-
9 TUS.—Notwithstanding any other provision of law,
10 any employee of the Special Inspector General for
11 Afghanistan Reconstruction (SIGAR) who completes
12 at least 12 months of continuous service after enact-
13 ment of this Act or who is employed on the date on
14 which SIGAR terminates, whichever occurs first,
15 shall acquire competitive status for appointment to
16 any position in the competitive service for which the
17 employee possesses the required qualifications.

18 (9) TRANSFER OF BALANCES.—Section 7081(h)
19 of the Department of State, Foreign Operations, and
20 Related Programs Appropriations Act, 2017 (divi-
21 sion J of Public Law 115–31) shall continue in ef-
22 fect during fiscal year 2022.

23 (10) DEPARTMENT OF STATE INSPECTOR GEN-
24 ERAL WAIVER AUTHORITY.—The Inspector General
25 of the Department of State may waive the provisions

1 of subsections (a) through (d) of section 824 of the
2 Foreign Service Act of 1980 (22 U.S.C. 4064) on a
3 case-by-case basis for an annuitant reemployed by
4 the Inspector General on a temporary basis, subject
5 to the same constraints and in the same manner by
6 which the Secretary of State may exercise such waiv-
7 er authority pursuant to subsection (g) of such sec-
8 tion.

9 (m) MONITORING AND EVALUATION.—

10 (1) BENEFICIARY FEEDBACK.—Funds appro-
11 priated by this Act that are made available for moni-
12 toring and evaluation of assistance under the head-
13 ings “Development Assistance”, “International Dis-
14 aster Assistance”, and “Migration and Refugee As-
15 sistance” shall be made available for the regular and
16 systematic collection of feedback obtained directly
17 from beneficiaries to enhance the quality and rel-
18 evance of such assistance: *Provided*, That the De-
19 partment of State and USAID shall establish, and
20 post on their respective websites, updated procedures
21 for implementing partners that receive funds under
22 such headings for regularly and systematically col-
23 lecting and responding to such feedback, including
24 guidelines for the reporting on actions taken in re-
25 sponse to the feedback received: *Provided further*,

1 That the Department of State and USAID shall reg-
2 ularly conduct oversight to ensure that such feed-
3 back is regularly collected and used by implementing
4 partners to maximize the cost-effectiveness and util-
5 ity of such assistance.

6 (2) EX-POST EVALUATIONS.—Of the funds ap-
7 propriated by this Act under titles III and IV, not
8 less than \$10,000,000 shall be made available for
9 ex-post evaluations consistent with the requirements
10 under this heading in the report accompanying this
11 Act.

12 (n) LOANS, CONSULTATION, AND NOTIFICATION.—

13 (1) LOAN GUARANTEES.—Funds appropriated
14 under the headings “Economic Support Fund” and
15 “Assistance for Europe, Eurasia and Central Asia”
16 by this Act and prior Acts making appropriations
17 for the Department of State, foreign operations, and
18 related programs may be made available for the
19 costs, as defined in section 502 of the Congressional
20 Budget Act of 1974, of loan guarantees for Egypt,
21 Jordan, Tunisia, and Ukraine, which are authorized
22 to be provided: *Provided*, That amounts made avail-
23 able under this paragraph for the costs of such
24 guarantees shall not be considered assistance for the

1 purposes of provisions of law limiting assistance to
2 a country.

3 (2) FOREIGN MILITARY FINANCING DIRECT
4 LOANS.—During fiscal year 2022, direct loans under
5 section 23 of the Arms Export Control Act may be
6 made available for Jordan, notwithstanding section
7 23(c)(1) of the Arms Export Control Act, gross obli-
8 gations for the principal amounts of which shall not
9 exceed \$4,000,000,000: *Provided*, That funds appro-
10 priated under the heading “Foreign Military Financ-
11 ing Program” in this Act and prior Acts making ap-
12 propriations for the Department of State, foreign
13 operations, and related programs may be made
14 available for the costs, as defined in section 502 of
15 the Congressional Budget Act of 1974, of such
16 loans: *Provided further*, That such costs, including
17 the cost of modifying such loans, shall be as defined
18 in section 502 of the Congressional Budget Act of
19 1974 and may include the costs of selling, reducing,
20 or cancelling any amounts owed to the United States
21 or any agency of the United States: *Provided fur-*
22 *ther*, That the Government of the United States may
23 charge fees for such loans, which shall be collected
24 from borrowers in accordance with section 502(7) of
25 the Congressional Budget Act of 1974: *Provided fur-*

1 *ther*, That no funds made available to the North At-
2 lantic Treaty Organization (NATO) or major non-
3 NATO allies by this or any other appropriations Act
4 for this fiscal year or prior fiscal years may be used
5 for payment of any fees associated with such loans:
6 *Provided further*, That such loans shall be repaid in
7 not more than 12 years, including a grace period of
8 up to one year on repayment of principal: *Provided*
9 *further*, That notwithstanding section 23(c)(1) of the
10 Arms Export Control Act, interest for such loans
11 may be charged at a rate determined by the Sec-
12 retary of State, except that such rate may not be
13 less than the prevailing interest rate on marketable
14 Treasury securities of similar maturity: *Provided*
15 *further*, That amounts made available under this
16 paragraph for such costs shall not be considered as-
17 sistance for the purposes of provisions of law lim-
18 iting assistance to a country.

19 (3) FOREIGN MILITARY FINANCING LOAN GUAR-
20 ANTEES.—Funds appropriated under the heading
21 “Foreign Military Financing Program” in this Act
22 and prior Acts making appropriations for the De-
23 partment of State, foreign operations, and related
24 programs may be made available, notwithstanding
25 the third proviso under such heading, for the costs

1 of loan guarantees under section 24 of the Arms Ex-
2 port Control Act for Jordan, which are authorized to
3 be provided: *Provided*, That such funds are available
4 to subsidize gross obligations for the principal
5 amount of commercial loans, and total loan prin-
6 cipal, any part of which is to be guaranteed, not to
7 exceed \$4,000,000,000: *Provided further*, That no
8 loan guarantee with respect to any one borrower
9 may exceed 80 percent of the loan principal: *Pro-*
10 *vided further*, That any loan guaranteed under this
11 paragraph may not be subordinated to another debt
12 contracted by the borrower or to any other claims
13 against the borrower in the case of default: *Provided*
14 *further*, That repayment in United States dollars of
15 any loan guaranteed under this paragraph shall be
16 required within a period not to exceed 12 years after
17 the loan agreement is signed: *Provided further*, That
18 the Government of the United States may charge
19 fees for such loan guarantees, as may be determined,
20 notwithstanding section 24 of the Arms Export Con-
21 trol Act, which shall be collected from borrowers or
22 third parties on behalf of such borrowers in accord-
23 ance with section 502(7) of the Congressional Budg-
24 et Act of 1974: *Provided further*, That amounts
25 made available under this paragraph for the costs of

1 such guarantees shall not be considered assistance
2 for the purposes of provisions of law limiting assist-
3 ance to a country.

4 (4) CONSULTATION AND NOTIFICATION.—
5 Funds made available pursuant to the authorities of
6 this subsection shall be subject to prior consultation
7 with the appropriate congressional committees and
8 the regular notification procedures of the Commit-
9 tees on Appropriations.

10 (o) LOCAL WORKS.—

11 (1) FUNDING.—Of the funds appropriated by
12 this Act under the headings “Development Assist-
13 ance” and “Economic Support Fund”, not less than
14 \$55,000,000 shall be made available for Local
15 Works pursuant to section 7080 of the Department
16 of State, Foreign Operations, and Related Programs
17 Appropriations Act, 2015 (division J of Public Law
18 113–235), which may remain available until Sep-
19 tember 30, 2026.

20 (2) ELIGIBLE ENTITIES.—For the purposes of
21 section 7080 of the Department of State, Foreign
22 Operations, and Related Programs Appropriations
23 Act, 2015 (division J of Public Law 113–235), “eli-
24 gible entities” shall be defined as small local, inter-
25 national, and United States-based nongovernmental

1 organizations, educational institutions, and other
2 small entities that have received less than a total of
3 \$5,000,000 from USAID over the previous 5 fiscal
4 years: *Provided*, That departments or centers of
5 such educational institutions may be considered indi-
6 vidualy in determining such eligibility.

7 (p) DEFINITIONS.—

8 (1) APPROPRIATE CONGRESSIONAL COMMIT-
9 TEES.—Unless otherwise defined in this Act, for
10 purposes of this Act the term “appropriate congress-
11 sional committees” means the Committees on Appro-
12 priations and Foreign Relations of the Senate and
13 the Committees on Appropriations and Foreign Af-
14 fairs of the House of Representatives.

15 (2) FUNDS APPROPRIATED BY THIS ACT AND
16 PRIOR ACTS.—Unless otherwise defined in this Act,
17 for purposes of this Act the term “funds appro-
18 priated by this Act and prior Acts making appro-
19 priations for the Department of State, foreign oper-
20 ations, and related programs” means funds that re-
21 main available for obligation, and have not expired.

22 (3) INTERNATIONAL FINANCIAL INSTITU-
23 TIONS.—In this Act “international financial institu-
24 tions” means the International Bank for Recon-
25 struction and Development, the International Devel-

1 opment Association, the International Finance Cor-
2 poration, the Inter-American Development Bank, the
3 International Monetary Fund, the International
4 Fund for Agricultural Development, the Asian De-
5 velopment Bank, the Asian Development Fund, the
6 Inter-American Investment Corporation, the North
7 American Development Bank, the European Bank
8 for Reconstruction and Development, the African
9 Development Bank, the African Development Fund,
10 and the Multilateral Investment Guarantee Agency.

11 (4) SPEND PLAN.—In this Act, the term
12 “spend plan” means a plan for the uses of funds ap-
13 propriated for a particular entity, country, program,
14 purpose, or account and which shall include, at a
15 minimum, a description of—

16 (A) realistic and sustainable goals, criteria
17 for measuring progress, and a timeline for
18 achieving such goals;

19 (B) amounts and sources of funds by ac-
20 count;

21 (C) how such funds will complement other
22 ongoing or planned programs; and

23 (D) implementing partners, to the max-
24 imum extent practicable.

1 (5) SUCCESSOR OPERATING UNIT.—Any ref-
2 erence to a particular USAID operating unit or of-
3 fice in this or prior Acts making appropriations for
4 the Department of State, foreign operations, and re-
5 lated programs shall be deemed to include any suc-
6 cessor operating unit or office performing the same
7 or similar functions.

8 (6) USAID.—In this Act, the term “USAID”
9 means the United States Agency for International
10 Development.

11 LAW ENFORCEMENT AND SECURITY

12 SEC. 7035. (a) ASSISTANCE.—

13 (1) COMMUNITY-BASED POLICE ASSISTANCE.—
14 Funds made available under titles III and IV of this
15 Act to carry out the provisions of chapter 1 of part
16 I and chapters 4 and 6 of part II of the Foreign As-
17 sistance Act of 1961, may be used, notwithstanding
18 section 660 of that Act, to enhance the effectiveness
19 and accountability of civilian police authority
20 through training and technical assistance in human
21 rights, the rule of law, anti-corruption, strategic
22 planning, and through assistance to foster civilian
23 police roles that support democratic governance, in-
24 cluding assistance for programs to prevent conflict,
25 respond to disasters, address gender-based violence,

1 and foster improved police relations with the com-
2 munities they serve.

3 (2) COUNTERTERRORISM PARTNERSHIPS
4 FUND.—Funds appropriated by this Act under the
5 heading “Nonproliferation, Anti-terrorism, Demining
6 and Related Programs” shall be made available for
7 the Counterterrorism Partnerships Fund for pro-
8 grams in areas liberated from, under the influence
9 of, or adversely affected by, the Islamic State of Iraq
10 and Syria or other terrorist organizations: *Provided*,
11 That such areas shall include the Kurdistan Region
12 of Iraq: *Provided further*, That prior to the obliga-
13 tion of funds made available pursuant to this para-
14 graph, the Secretary of State shall take all prac-
15 ticable steps to ensure that mechanisms are in place
16 for monitoring, oversight, and control of such funds:
17 *Provided further*, That funds made available pursu-
18 ant to this paragraph shall be subject to prior con-
19 sultation with, and the regular notification proce-
20 dures of, the Committees on Appropriations.

21 (3) COMBAT CASUALTY CARE.—

22 (A) Consistent with the objectives of the
23 Foreign Assistance Act of 1961 and the Arms
24 Export Control Act, funds appropriated by this
25 Act under the headings “Peacekeeping Oper-

1 ations” and “Foreign Military Financing Pro-
2 gram” shall be made available for combat cas-
3 ualty training and equipment consistent with
4 prior fiscal years.

5 (B) The Secretary of State shall offer com-
6 bat casualty care training and equipment as a
7 component of any package of lethal assistance
8 funded by this Act with funds appropriated
9 under the headings “Peacekeeping Operations”
10 and “Foreign Military Financing Program”:
11 *Provided*, That the requirement of this subpara-
12 graph shall apply to a country in conflict, un-
13 less the Secretary determines that such country
14 has in place, to the maximum extent prac-
15 ticable, functioning combat casualty care treat-
16 ment and equipment that meets or exceeds the
17 standards recommended by the Committee on
18 Tactical Combat Casualty Care: *Provided fur-*
19 *ther*, That any such training and equipment for
20 combat casualty care shall be made available
21 through an open and competitive process.

22 (4) TRAINING RELATED TO INTERNATIONAL
23 HUMANITARIAN LAW.—The Secretary of State shall
24 offer training related to the requirements of inter-
25 national humanitarian law as a component of any

1 package of lethal assistance funded by this Act with
2 funds appropriated under the headings “Peace-
3 keeping Operations” and “Foreign Military Financ-
4 ing Program”: *Provided*, That the requirement of
5 this paragraph shall not apply to a country that is
6 a member of the North Atlantic Treaty Organization
7 (NATO), is a major non-NATO ally designated by
8 section 517(b) of the Foreign Assistance Act of
9 1961, or is complying with international humani-
10 tarian law: *Provided further*, That any such training
11 shall be made available through an open and com-
12 petitive process.

13 (5) SECURITY FORCE PROFESSIONALIZATION.—
14 Funds appropriated by this Act under the headings
15 “International Narcotics Control and Law Enforce-
16 ment” and “Peacekeeping Operations” shall be
17 made available to increase the capacity of foreign
18 military and law enforcement personnel to operate in
19 accordance with appropriate standards relating to
20 human rights and the protection of civilians in the
21 manner specified under this section in Senate Report
22 116–126, following consultation with the Commit-
23 tees on Appropriations: *Provided*, That funds made
24 available pursuant to this paragraph shall be made
25 available through an open and competitive process.

1 (6) GLOBAL SECURITY CONTINGENCY FUND.—
2 Notwithstanding any other provision of this Act, up
3 to \$7,500,000 from funds appropriated by this Act
4 under the headings “Peacekeeping Operations” and
5 “Foreign Military Financing Program” may be
6 transferred to, and merged with, funds previously
7 made available under the heading “Global Security
8 Contingency Fund”, subject to the regular notifica-
9 tion procedures of the Committees on Appropria-
10 tions.

11 (7) INTERNATIONAL PRISON CONDITIONS.—
12 Funds appropriated by this Act under the headings
13 “Development Assistance”, “Economic Support
14 Fund”, and “International Narcotics Control and
15 Law Enforcement”, shall be made available for as-
16 sistance to eliminate inhumane conditions in foreign
17 prisons and other detention facilities, notwith-
18 standing section 660 of the Foreign Assistance Act
19 of 1961: *Provided*, That the Secretary of State and
20 the USAID Administrator shall consult with the
21 Committees on Appropriations on the proposed uses
22 of such funds prior to obligation and not later than
23 60 days after enactment of this Act: *Provided fur-*
24 *ther*, That such funds shall be in addition to funds

1 otherwise made available by this Act for such pur-
2 pose.

3 (b) AUTHORITIES.—

4 (1) RECONSTITUTING CIVILIAN POLICE AU-
5 THORITY.—In providing assistance with funds ap-
6 propriated by this Act under section 660(b)(6) of
7 the Foreign Assistance Act of 1961, support for a
8 nation emerging from instability may be deemed to
9 mean support for regional, district, municipal, or
10 other sub-national entity emerging from instability,
11 as well as a nation emerging from instability.

12 (2) DISARMAMENT, DEMOBILIZATION, AND RE-
13 INTEGRATION.—Section 7034(d) of the Department
14 of State, Foreign Operations, and Related Programs
15 Appropriations Act, 2015 (division J of Public Law
16 113–235) shall continue in effect during fiscal year
17 2022.

18 (3) EXTENSION OF WAR RESERVES STOCKPILE
19 AUTHORITY.—

20 (A) Section 12001(d) of the Department of
21 Defense Appropriations Act, 2005 (Public Law
22 108–287; 118 Stat. 1011) is amended by strik-
23 ing “of this section” and all that follows
24 through the period at the end and inserting “of
25 this section after September 30, 2025.”.

1 (B) Section 514(b)(2)(A) of the Foreign
2 Assistance Act of 1961 (22 U.S.C.
3 2321h(b)(2)(A)) is amended by striking “and
4 2023” and inserting “2023, 2024, and 2025”.

5 (4) COMMERCIAL LEASING OF DEFENSE ARTI-
6 CLES.—Notwithstanding any other provision of law,
7 and subject to the regular notification procedures of
8 the Committees on Appropriations, the authority of
9 section 23(a) of the Arms Export Control Act (22
10 U.S.C. 2763) may be used to provide financing to
11 Israel, Egypt, the North Atlantic Treaty Organiza-
12 tion (NATO), and major non-NATO allies for the
13 procurement by leasing (including leasing with an
14 option to purchase) of defense articles from United
15 States commercial suppliers, not including Major
16 Defense Equipment (other than helicopters and
17 other types of aircraft having possible civilian appli-
18 cation), if the President determines that there are
19 compelling foreign policy or national security reasons
20 for those defense articles being provided by commer-
21 cial lease rather than by government-to-government
22 sale under such Act.

23 (5) SPECIAL DEFENSE ACQUISITION FUND.—
24 Not to exceed \$900,000,000 may be obligated pursu-
25 ant to section 51(c)(2) of the Arms Export Control

1 Act (22 U.S.C. 2795(e)(2)) for the purposes of the
2 Special Defense Acquisition Fund (the Fund), to re-
3 main available for obligation until September 30,
4 2024: *Provided*, That the provision of defense arti-
5 cles and defense services to foreign countries or
6 international organizations from the Fund shall be
7 subject to the concurrence of the Secretary of State.

8 (6) PUBLIC DISCLOSURE.—For the purposes of
9 funds appropriated by this Act and prior Acts mak-
10 ing appropriations for the Department of State, for-
11 eign operations, and related programs that are made
12 available for assistance for units of foreign security
13 forces, the term “to the maximum extent prac-
14 ticable” in section 620M(d)(7) of the Foreign Assist-
15 ance Act of 1961 (22 U.S.C. 2378d) means that the
16 identity of such units shall be made publicly avail-
17 able unless the Secretary of State, on a case-by-case
18 basis, determines and reports to the appropriate con-
19 gressional committees that non-disclosure is in the
20 national security interest of the United States: *Pro-*
21 *vided*, That any such determination shall include a
22 detailed justification, and may be submitted in clas-
23 sified form.

24 (7) DUTY TO INFORM.—If assistance to a for-
25 eign security force is provided in a manner in which

1 the recipient unit or units cannot be identified prior
2 to the transfer of assistance, the Secretary of State
3 shall regularly provide a list of units prohibited from
4 receiving such assistance pursuant to section 620M
5 of the Foreign Assistance Act of 1961 to the recipi-
6 ent government, and such assistance shall be made
7 available subject to a written agreement that the re-
8 cipient government will comply with such prohibi-
9 tion: *Provided*, That such requirement regarding a
10 written agreement shall take effect not later than
11 December 31, 2021.

12 (8) OVERSIGHT AND ACCOUNTABILITY.—

13 (A) Prior to the signing of a new Letter of
14 Offer and Acceptance (LOA) involving funds
15 appropriated under the heading “Foreign Mili-
16 tary Financing Program”, the Secretary of
17 State shall consult with each recipient govern-
18 ment to ensure that the LOA between the
19 United States and such recipient government
20 complies with purposes of section 4 of the Arms
21 Export Control Act (22 U.S.C. 2754) and that
22 the defense articles, services, and training pro-
23 cured with funds appropriated under such head-
24 ing are consistent with United States national
25 security policy.

1 (B) The Secretary of State shall promptly
2 inform the appropriate congressional commit-
3 tees of any instance in which the Secretary of
4 State has credible information that such assist-
5 ance was used in a manner contrary to such
6 agreement.

7 (c) LIMITATIONS.—

8 (1) CHILD SOLDIERS.—Funds appropriated by
9 this Act should not be used to support any military
10 training or operations that include child soldiers.

11 (2) LANDMINES AND CLUSTER MUNITIONS.—

12 (A) LANDMINES.—Notwithstanding any
13 other provision of law, demining equipment
14 available to the United States Agency for Inter-
15 national Development and the Department of
16 State and used in support of the clearance of
17 landmines and unexploded ordnance for human-
18 itarian purposes may be disposed of on a grant
19 basis in foreign countries, subject to such terms
20 and conditions as the Secretary of State may
21 prescribe.

22 (B) CLUSTER MUNITIONS.—No military
23 assistance shall be furnished for cluster muni-
24 tions, no defense export license for cluster mu-
25 nitions may be issued, and no cluster munitions

1 or cluster munitions technology shall be sold or
2 transferred, unless—

3 (i) the submunitions of the cluster
4 munitions, after arming, do not result in
5 more than 1 percent unexploded ordnance
6 across the range of intended operational
7 environments, and the agreement applica-
8 ble to the assistance, transfer, or sale of
9 such cluster munitions or cluster munitions
10 technology specifies that the cluster muni-
11 tions will only be used against clearly de-
12 fined military targets and will not be used
13 where civilians are known to be present or
14 in areas normally inhabited by civilians; or

15 (ii) such assistance, license, sale, or
16 transfer is for the purpose of demilitarizing
17 or permanently disposing of such cluster
18 munitions.

19 (3) CROWD CONTROL ITEMS.—Funds appro-
20 priated by this Act should not be used for tear gas,
21 small arms, light weapons, ammunition, or other
22 items for crowd control purposes for foreign security
23 forces that use excessive force to repress peaceful ex-
24 pression, association, or assembly in countries that

1 the Secretary of State determines are undemocratic
2 or are undergoing democratic transitions.

3 (d) REPORTS.—

4 (1) SECURITY ASSISTANCE REPORT.—Not later
5 than 120 days after enactment of this Act, the Sec-
6 retary of State shall submit to the Committees on
7 Appropriations a report on funds obligated and ex-
8 pended during fiscal year 2021, by country and pur-
9 pose of assistance, under the headings “Peace-
10 keeping Operations”, “International Military Edu-
11 cation and Training”, and “Foreign Military Fi-
12 nancing Program”.

13 (2) ANNUAL FOREIGN MILITARY TRAINING RE-
14 PORT.—For the purposes of implementing section
15 656 of the Foreign Assistance Act of 1961, the term
16 “military training provided to foreign military per-
17 sonnel by the Department of Defense and the De-
18 partment of State” shall be deemed to include all
19 military training provided by foreign governments
20 with funds appropriated to the Department of De-
21 fense or the Department of State, except for train-
22 ing provided by the government of a country des-
23 igned by section 517(b) of such Act (22 U.S.C.
24 2321k(b)) as a major non-North Atlantic Treaty Or-
25 ganization ally: *Provided*, That such third-country

1 training shall be clearly identified in the report sub-
2 mitted pursuant to section 656 of such Act.

3 ARAB LEAGUE BOYCOTT OF ISRAEL

4 SEC. 7036. It is the sense of the Congress that—

5 (1) the Arab League boycott of Israel, and the
6 secondary boycott of American firms that have com-
7 mercial ties with Israel, is an impediment to peace
8 in the region and to United States investment and
9 trade in the Middle East and North Africa;

10 (2) the Arab League boycott, which was regret-
11 tably reinstated in 1997, should be immediately and
12 publicly terminated, and the Central Office for the
13 Boycott of Israel immediately disbanded;

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

16 (4) the President and the Secretary of State
17 should continue to vigorously oppose the Arab
18 League boycott of Israel and find concrete steps to
19 demonstrate that opposition by, for example, taking
20 into consideration the participation of any recipient
21 country in the boycott when determining to sell
22 weapons to said country; and

23 (5) the President should report to Congress an-
24 nually on specific steps being taken by the United
25 States to encourage Arab League states to normalize

1 their relations with Israel to bring about the termi-
2 nation of the Arab League boycott of Israel, includ-
3 ing those to encourage allies and trading partners of
4 the United States to enact laws prohibiting busi-
5 nesses from complying with the boycott and penal-
6 izing businesses that do comply.

7 PALESTINIAN STATEHOOD

8 SEC. 7037. (a) LIMITATION ON ASSISTANCE.—None
9 of the funds appropriated under titles III through VI of
10 this Act may be provided to support a Palestinian state
11 unless the Secretary of State determines and certifies to
12 the appropriate congressional committees that—

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

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

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

24 (2) the Palestinian Authority (or the governing
25 entity of a new Palestinian state) is working with

1 other countries in the region to vigorously pursue ef-
2 forts to establish a just, lasting, and comprehensive
3 peace in the Middle East that will enable Israel and
4 an independent Palestinian state to exist within the
5 context of full and normal relationships, which
6 should include—

7 (A) termination of all claims or states of
8 belligerency;

9 (B) respect for and acknowledgment of the
10 sovereignty, territorial integrity, and political
11 independence of every state in the area through
12 measures including the establishment of demili-
13 tarized zones;

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

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

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

21 (b) SENSE OF CONGRESS.—It is the sense of Con-
22 gress that the governing entity should enact a constitution
23 assuring the rule of law, an independent judiciary, and
24 respect for human rights for its citizens, and should enact

1 other laws and regulations assuring transparent and ac-
2 countable governance.

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

6 (d) EXEMPTION.—The restriction in subsection (a)
7 shall not apply to assistance intended to help reform the
8 Palestinian Authority and affiliated institutions, or the
9 governing entity, in order to help meet the requirements
10 of subsection (a), consistent with the provisions of section
11 7040 of this Act (“Limitation on Assistance for the Pales-
12 tinian Authority”).

13 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
14 BROADCASTING CORPORATION

15 SEC. 7038. None of the funds appropriated or other-
16 wise made available by this Act may be used to provide
17 equipment, technical support, consulting services, or any
18 other form of assistance to the Palestinian Broadcasting
19 Corporation.

20 ASSISTANCE FOR THE WEST BANK AND GAZA

21 SEC. 7039. (a) OVERSIGHT.—For fiscal year 2022,
22 30 days prior to the initial obligation of funds for the bi-
23 lateral West Bank and Gaza Program, the Secretary of
24 State shall certify to the Committees on Appropriations
25 that procedures have been established to assure the Comp-

1 troller General of the United States will have access to
2 appropriate United States financial information in order
3 to review the uses of United States assistance for the Pro-
4 gram funded under the heading “Economic Support
5 Fund” for the West Bank and Gaza.

6 (b) VETTING.—Prior to the obligation of funds ap-
7 propriated by this Act under the heading “Economic Sup-
8 port Fund” for assistance for the West Bank and Gaza,
9 the Secretary of State shall take all appropriate steps to
10 ensure that such assistance is not provided to or through
11 any individual, private or government entity, or edu-
12 cational institution that the Secretary knows or has reason
13 to believe advocates, plans, sponsors, engages in, or has
14 engaged in, terrorist activity nor, with respect to private
15 entities or educational institutions, those that have as a
16 principal officer of the entity’s governing board or gov-
17 erning board of trustees any individual that has been de-
18 termined to be involved in, or advocating terrorist activity
19 or determined to be a member of a designated foreign ter-
20 rorist organization: *Provided*, That the Secretary of State
21 shall, as appropriate, establish procedures specifying the
22 steps to be taken in carrying out this subsection and shall
23 terminate assistance to any individual, entity, or edu-
24 cational institution which the Secretary has determined to
25 be involved in or advocating terrorist activity.

1 (c) PROHIBITION.—

2 (1) RECOGNITION OF ACTS OF TERRORISM.—

3 None of the funds appropriated under titles III
4 through VI of this Act for assistance under the West
5 Bank and Gaza Program may be made available
6 for—

7 (A) the purpose of recognizing or otherwise
8 honoring individuals who commit, or have com-
9 mitted acts of terrorism; and

10 (B) any educational institution located in
11 the West Bank or Gaza that is named after an
12 individual who the Secretary of State deter-
13 mines has committed an act of terrorism.

14 (2) SECURITY ASSISTANCE AND REPORTING RE-
15 QUIREMENT.—Notwithstanding any other provision
16 of law, none of the funds made available by this or
17 prior appropriations Acts, including funds made
18 available by transfer, may be made available for obli-
19 gation for security assistance for the West Bank and
20 Gaza until the Secretary of State reports to the
21 Committees on Appropriations on the benchmarks
22 that have been established for security assistance for
23 the West Bank and Gaza and reports on the extent
24 of Palestinian compliance with such benchmarks.

1 (d) OVERSIGHT BY THE UNITED STATES AGENCY
2 FOR INTERNATIONAL DEVELOPMENT.—

3 (1) The Administrator of the United States
4 Agency for International Development shall ensure
5 that Federal or non-Federal audits of all contractors
6 and grantees, and significant subcontractors and
7 sub-grantees, under the West Bank and Gaza Pro-
8 gram, are conducted at least on an annual basis to
9 ensure, among other things, compliance with this
10 section.

11 (2) Of the funds appropriated by this Act, up
12 to \$1,000,000 may be used by the Office of Inspec-
13 tor General of the United States Agency for Inter-
14 national Development for audits, investigations, and
15 other activities in furtherance of the requirements of
16 this subsection: *Provided*, That such funds are in ad-
17 dition to funds otherwise available for such pur-
18 poses.

19 (e) COMPTROLLER GENERAL OF THE UNITED
20 STATES AUDIT.—Subsequent to the certification specified
21 in subsection (a), the Comptroller General of the United
22 States shall conduct an audit and an investigation of the
23 treatment, handling, and uses of all funds for the bilateral
24 West Bank and Gaza Program, including all funds pro-
25 vided as cash transfer assistance, in fiscal year 2022

1 under the heading “Economic Support Fund”, and such
2 audit shall address—

3 (1) the extent to which such Program complies
4 with the requirements of subsections (b) and (c);
5 and

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

9 (f) NOTIFICATION PROCEDURES.—Funds made
10 available in this Act for West Bank and Gaza shall be
11 subject to the regular notification procedures of the Com-
12 mittees on Appropriations.

13 LIMITATION ON ASSISTANCE FOR THE PALESTINIAN
14 AUTHORITY

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

20 (b) WAIVER.—The prohibition included in subsection
21 (a) shall not apply if the President certifies in writing to
22 the Speaker of the House of Representatives, the Presi-
23 dent pro tempore of the Senate, and the Committees on
24 Appropriations that waiving such prohibition is important
25 to the national security interest of the United States.

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

5 (d) REPORT.—Whenever the waiver authority pursu-
6 ant to subsection (b) is exercised, the President shall sub-
7 mit a report to the Committees on Appropriations detail-
8 ing the justification for the waiver, the purposes for which
9 the funds will be spent, and the accounting procedures in
10 place to ensure that the funds are properly disbursed: *Pro-*
11 *vided*, That the report shall also detail the steps the Pales-
12 tinian Authority has taken to arrest terrorists, confiscate
13 weapons and dismantle the terrorist infrastructure.

14 (e) CERTIFICATION.—If the President exercises the
15 waiver authority under subsection (b), the Secretary of
16 State must certify and report to the Committees on Ap-
17 propriations prior to the obligation of funds that the Pal-
18 estinian Authority has established a single treasury ac-
19 count for all Palestinian Authority financing and all fi-
20 nancing mechanisms flow through this account, no parallel
21 financing mechanisms exist outside of the Palestinian Au-
22 thority treasury account, and there is a single comprehen-
23 sive civil service roster and payroll, and the Palestinian
24 Authority is acting to counter incitement of violence
25 against Israelis and is supporting activities aimed at pro-

1 moting peace, coexistence, and security cooperation with
2 Israel.

3 (f) PROHIBITION TO HAMAS AND THE PALESTINE
4 LIBERATION ORGANIZATION.—

5 (1) None of the funds appropriated in titles III
6 through VI of this Act may be obligated for salaries
7 of personnel of the Palestinian Authority located in
8 Gaza or may be obligated or expended for assistance
9 to Hamas or any entity effectively controlled by
10 Hamas, any power-sharing government of which
11 Hamas is a member, or that results from an agree-
12 ment with Hamas and over which Hamas exercises
13 undue influence.

14 (2) Notwithstanding the limitation of paragraph
15 (1), assistance may be provided to a power-sharing
16 government only if the President certifies and re-
17 ports to the Committees on Appropriations that such
18 government, including all of its ministers or such
19 equivalent, has publicly accepted and is complying
20 with the principles contained in section 620K(b)(1)
21 (A) and (B) of the Foreign Assistance Act of 1961,
22 as amended.

23 (3) The President may exercise the authority in
24 section 620K(e) of the Foreign Assistance Act of
25 1961, as added by the Palestinian Anti-Terrorism

1 Act of 2006 (Public Law 109–446) with respect to
2 this subsection.

3 (4) Whenever the certification pursuant to
4 paragraph (2) is exercised, the Secretary of State
5 shall submit a report to the Committees on Appro-
6 priations within 120 days of the certification and
7 every quarter thereafter on whether such govern-
8 ment, including all of its ministers or such equiva-
9 lent are continuing to comply with the principles
10 contained in section 620K(b)(1) (A) and (B) of the
11 Foreign Assistance Act of 1961, as amended: *Pro-*
12 *vided*, That the report shall also detail the amount,
13 purposes and delivery mechanisms for any assistance
14 provided pursuant to the abovementioned certifi-
15 cation and a full accounting of any direct support of
16 such government.

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

20 MIDDLE EAST AND NORTH AFRICA

21 SEC. 7041. (a) EGYPT.—

22 (1) CERTIFICATION AND REPORT.—Funds ap-
23 propriated by this Act that are available for assist-
24 ance for Egypt may be made available notwith-
25 standing any other provision of law restricting as-

1 sistance for Egypt, except for this subsection and
2 section 620M of the Foreign Assistance Act of 1961,
3 and may only be made available for assistance for
4 the Government of Egypt if the Secretary of State
5 certifies and reports to the Committees on Appro-
6 priations that such government is—

7 (A) sustaining the strategic relationship
8 with the United States; and

9 (B) meeting its obligations under the 1979
10 Egypt-Israel Peace Treaty.

11 (2) ECONOMIC SUPPORT FUND.—Of the funds
12 appropriated by this Act under the heading “Eco-
13 nomic Support Fund”, not less than \$125,000,000
14 shall be made available for assistance for Egypt, of
15 which \$40,000,000 should be made available for
16 higher education programs, including not less than
17 \$15,000,000 for scholarships for Egyptian students
18 with high financial need to attend not-for-profit in-
19 stitutions of higher education in Egypt that are cur-
20 rently accredited by a regional accrediting agency
21 recognized by the United States Department of Edu-
22 cation, or meets standards equivalent to those re-
23 quired for United States institutional accreditation
24 by a regional accrediting agency recognized by such
25 Department: *Provided*, That such funds shall be

1 made available for democracy programs, and for de-
2 velopment programs in the Sinai: *Provided further*,
3 That such funds may not be made available for cash
4 transfer assistance or budget support unless the Sec-
5 retary of State certifies and reports to the appro-
6 priate congressional committees that the Govern-
7 ment of Egypt is taking consistent and effective
8 steps to stabilize the economy and implement mar-
9 ket-based economic reforms.

10 (3) FOREIGN MILITARY FINANCING PRO-
11 GRAM.—

12 (A) CERTIFICATION.—Of the funds appro-
13 priated by this Act under the heading “Foreign
14 Military Financing Program”, \$1,300,000,000,
15 to remain available until September 30, 2023,
16 should be made available for assistance for
17 Egypt: *Provided*, That such funds may be
18 transferred to an interest bearing account in
19 the Federal Reserve Bank of New York, fol-
20 lowing consultation with the Committees on Ap-
21 propriations, and the uses of any interest
22 earned on such funds shall be subject to the
23 regular notification procedures of the Commit-
24 tees on Appropriations: *Provided further*, That
25 \$150,000,000 of such funds shall be withheld

1 from obligation until the Secretary of State cer-
2 tifies and reports to the Committees on Appro-
3 priations that the Government of Egypt is tak-
4 ing sustained and effective steps to—

5 (i) strengthen the rule of law, demo-
6 cratic institutions, and human rights in
7 Egypt, including to protect religious mi-
8 norities and the rights of women, which
9 are in addition to steps taken during the
10 previous calendar year for such purposes;

11 (ii) implement reforms that protect
12 freedoms of expression, association, and
13 peaceful assembly, including the ability of
14 civil society organizations, human rights
15 defenders, and the media to function with-
16 out interference;

17 (iii) hold Egyptian security forces ac-
18 countable, including officers credibly al-
19 leged to have violated human rights;

20 (iv) investigate and prosecute cases of
21 extrajudicial killings and forced disappear-
22 ances;

23 (v) provide regular access for United
24 States officials to monitor such assistance
25 in areas where the assistance is used; and

1 (vi) prevent the intimidation and har-
2 assment of American citizens:

3 *Provided further*, That the certification require-
4 ment of this paragraph shall not apply to funds
5 appropriated by this Act under such heading
6 for counterterrorism, border security, and non-
7 proliferation programs for Egypt.

8 (B) WAIVER.—The Secretary of State may
9 waive the certification requirement in subpara-
10 graph (A) if the Secretary determines and re-
11 ports to the Committees on Appropriations that
12 to do so is important to the national security
13 interest of the United States, and submits a re-
14 port to such Committees containing a detailed
15 justification for the use of such waiver and the
16 reasons why any of the requirements of sub-
17 paragraph (A) cannot be met: *Provided*, That
18 the report required by this paragraph shall be
19 submitted in unclassified form, but may be ac-
20 companied by a classified annex.

21 (C) In addition to the funds withheld pur-
22 suant to subparagraph (A)—

23 (i) \$135,000,000 of the funds made
24 available pursuant to this paragraph shall
25 be withheld from obligation until the Sec-

1 retary of State determines and reports to
2 the Committees on Appropriations that the
3 Government of Egypt is making clear and
4 consistent progress in releasing political
5 prisoners and providing detainees with due
6 process of law; and

7 (ii) \$15,000,000 of the funds made
8 available pursuant to this paragraph shall
9 be withheld from obligation until the Sec-
10 retary of State determines and reports to
11 the Committees on Appropriations that the
12 Government of Egypt has provided Amer-
13 ican citizens with fair and commensurate
14 compensation for injuries suffered as a re-
15 sult of an attack against a tour group by
16 the Egyptian military.

17 (b) IRAN.—

18 (1) FUNDING.—Funds appropriated by this Act
19 under the headings “Diplomatic Programs”, “Eco-
20 nomic Support Fund”, and “Nonproliferation, Anti-
21 terrorism, Demining and Related Programs” shall
22 be made available for the programs and activities de-
23 scribed under this section in the report accom-
24 panying this Act.

25 (2) REPORTS.—

1 (A) SEMI-ANNUAL REPORT.—The Sec-
2 retary of State shall submit to the Committees
3 on Appropriations the semi-annual report re-
4 quired by section 135(d)(4) of the Atomic En-
5 ergy Act of 1954 (42 U.S.C. 2160e(d)(4)), as
6 added by section 2 of the Iran Nuclear Agree-
7 ment Review Act of 2015 (Public Law 114–17).

8 (B) SANCTIONS REPORT.—Not later than
9 180 days after the date of enactment of this
10 Act, the Secretary of State, in consultation with
11 the Secretary of the Treasury, shall submit to
12 the appropriate congressional committees a re-
13 port on—

14 (i) the status of United States bilat-
15 eral sanctions on Iran;

16 (ii) the reimposition and renewed en-
17 forcement of secondary sanctions; and

18 (iii) the impact such sanctions have
19 had on Iran’s destabilizing activities
20 throughout the Middle East.

21 (c) IRAQ.—

22 (1) PURPOSES.—Funds appropriated under ti-
23 tles III and IV of this Act shall be made available
24 for assistance for Iraq for—

1 (A) bilateral economic assistance and inter-
2 national security assistance, including in the
3 Kurdistan Region of Iraq;

4 (B) stabilization assistance, including in
5 Anbar Province;

6 (C) justice sector strengthening;

7 (D) humanitarian assistance, including in
8 the Kurdistan Region of Iraq; and

9 (E) programs to protect and assist reli-
10 gious and ethnic minority populations in Iraq,
11 including as described under this section in the
12 report accompanying this Act.

13 (2) BASING RIGHTS AGREEMENT.—None of the
14 funds appropriated or otherwise made available by
15 this Act may be used by the Government of the
16 United States to enter into a permanent basing
17 rights agreement between the United States and
18 Iraq.

19 (d) JORDAN.—Of the funds appropriated by this Act
20 under titles III and IV, not less than \$1,650,000,000 shall
21 be made available for assistance for Jordan, of which not
22 less than \$845,100,000 shall be made available for budget
23 support for the Government of Jordan and not less than
24 \$425,000,000 shall be made available under the heading
25 “Foreign Military Financing Program”.

1 (e) LEBANON.—

2 (1) ASSISTANCE.—Funds appropriated under
3 titles III and IV of this Act shall be made available
4 for assistance for Lebanon: *Provided*, That such
5 funds made available under the heading “Economic
6 Support Fund” may be made available notwith-
7 standing section 1224 of the Foreign Relations Au-
8 thorization Act, Fiscal Year 2003 (Public Law 107–
9 228; 22 U.S.C. 2346 note).

10 (2) SECURITY ASSISTANCE.—

11 (A) Funds appropriated by this Act under
12 the headings “International Narcotics Control
13 and Law Enforcement” and “Foreign Military
14 Financing Program” that are made available
15 for assistance for Lebanon may be made avail-
16 able for programs and equipment for the Leba-
17 nese Internal Security Forces (ISF) and the
18 Lebanese Armed Forces (LAF) to address secu-
19 rity and stability requirements in areas affected
20 by conflict in Syria, following consultation with
21 the appropriate congressional committees.

22 (B) Funds appropriated by this Act under
23 the heading “Foreign Military Financing Pro-
24 gram” that are made available for assistance

1 for Lebanon may only be made available for
2 programs to—

3 (i) professionalize the LAF to miti-
4 gate internal and external threats from
5 non-state actors, including Hizballah;

6 (ii) strengthen border security and
7 combat terrorism, including training and
8 equipping the LAF to secure the borders
9 of Lebanon and address security and sta-
10 bility requirements in areas affected by
11 conflict in Syria, interdicting arms ship-
12 ments, and preventing the use of Lebanon
13 as a safe haven for terrorist groups; and

14 (iii) implement United Nations Secu-
15 rity Council Resolution 1701:

16 *Provided*, That prior to obligating funds made
17 available by this subparagraph for assistance
18 for the LAF, the Secretary of State shall sub-
19 mit to the Committees on Appropriations a
20 spend plan, including actions to be taken to en-
21 sure equipment provided to the LAF is used
22 only for the intended purposes, except such plan
23 may not be considered as meeting the notifica-
24 tion requirements under section 7015 of this
25 Act or under section 634A of the Foreign As-

1 sistance Act of 1961, and shall be submitted
2 not later than June 1, 2022: *Provided further*,
3 That any notification submitted pursuant to
4 such section shall include any funds specifically
5 intended for lethal military equipment.

6 (3) LIMITATION.—None of the funds appro-
7 priated by this Act may be made available for the
8 ISF or the LAF if the ISF or the LAF is controlled
9 by a foreign terrorist organization, as designated
10 pursuant to section 219 of the Immigration and Na-
11 tionality Act (8 U.S.C. 1189).

12 (f) LIBYA.—

13 (1) ASSISTANCE.—Funds appropriated under
14 titles III and IV of this Act shall be made available
15 for stabilization assistance for Libya, including sup-
16 port for a United Nations-facilitated political process
17 and border security: *Provided*, That the limitation on
18 the uses of funds for certain infrastructure projects
19 in section 7041(f)(2) of the Department of State,
20 Foreign Operations, and Related Programs Appro-
21 priations Act, 2014 (division K of Public Law 113–
22 76) shall apply to such funds.

23 (2) CERTIFICATION.—Prior to the initial obliga-
24 tion of funds made available by this Act for assist-
25 ance for Libya, the Secretary of State shall certify

1 and report to the Committees on Appropriations
2 that all practicable steps have been taken to ensure
3 that mechanisms are in place for monitoring, over-
4 sight, and control of such funds.

5 (g) MOROCCO.—

6 (1) AVAILABILITY AND CONSULTATION RE-
7 QUIREMENT.—Funds appropriated under title III of
8 this Act shall be made available for assistance for
9 the Western Sahara: *Provided*, That not later than
10 90 days after enactment of this Act and prior to the
11 obligation of such funds, the Secretary of State, in
12 consultation with the Administrator of the United
13 States Agency for International Development, shall
14 consult with the Committees on Appropriations on
15 the proposed uses of such funds.

16 (2) FOREIGN MILITARY FINANCING PRO-
17 GRAM.—Funds appropriated by this Act under the
18 heading “Foreign Military Financing Program” that
19 are available for assistance for Morocco may only be
20 used for the purposes requested in the Congressional
21 Budget Justification, Foreign Operations, Fiscal
22 Year 2017.

23 (h) SAUDI ARABIA.—

24 (1) INTERNATIONAL MILITARY EDUCATION AND
25 TRAINING.—None of the funds appropriated by this

1 Act under the heading “International Military Edu-
2 cation and Training” may be made available for as-
3 sistance for the Government of Saudi Arabia.

4 (2) EXPORT-IMPORT BANK.—None of the funds
5 appropriated or otherwise made available by this Act
6 and prior Acts making appropriations for the De-
7 partment of State, foreign operations, and related
8 programs should be obligated or expended by the
9 Export-Import Bank of the United States to guar-
10 antee, insure, or extend (or participate in the exten-
11 sion of) credit in connection with the export of nu-
12 clear technology, equipment, fuel, materials, or other
13 nuclear technology-related goods or services to Saudi
14 Arabia unless the Government of Saudi Arabia—

15 (A) has in effect a nuclear cooperation
16 agreement pursuant to section 123 of the
17 Atomic Energy Act of 1954 (42 U.S.C. 2153);

18 (B) has committed to renounce uranium
19 enrichment and reprocessing on its territory
20 under that agreement; and

21 (C) has signed and implemented an Addi-
22 tional Protocol to its Comprehensive Safeguards
23 Agreement with the International Atomic En-
24 ergy Agency.

25 (i) SYRIA.—

1 (1) NON-LETHAL ASSISTANCE.—Funds appro-
2 priated by this Act under titles III and IV may be
3 made available, notwithstanding any other provision
4 of law, for non-lethal stabilization assistance for
5 Syria, including for emergency medical and rescue
6 response and chemical weapons use investigations.

7 (2) LIMITATIONS.—Funds made available pur-
8 suant to paragraph (1) of this subsection—

9 (A) may not be made available for a
10 project or activity that supports or otherwise le-
11 gitimizes the Government of Iran, foreign ter-
12 rorist organizations (as designated pursuant to
13 section 219 of the Immigration and Nationality
14 Act (8 U.S.C. 1189)), or a proxy of Iran in
15 Syria;

16 (B) may not be made available for activi-
17 ties that further the strategic objectives of the
18 Government of the Russian Federation that the
19 Secretary of State determines may threaten or
20 undermine United States national security in-
21 terests; and

22 (C) should not be used in areas of Syria
23 controlled by a government led by Bashar al-
24 Assad or associated forces.

1 (3) MONITORING AND OVERSIGHT.—Prior to
2 the obligation of any funds appropriated by this Act
3 and made available for assistance for Syria, the Sec-
4 retary of State shall take all practicable steps to en-
5 sure that mechanisms are in place for monitoring,
6 oversight, and control of such assistance inside
7 Syria.

8 (4) CONSULTATION AND NOTIFICATION.—
9 Funds made available pursuant to this subsection
10 may only be made available following consultation
11 with the appropriate congressional committees, and
12 shall be subject to the regular notification proce-
13 dures of the Committees on Appropriations.

14 (j) TUNISIA.—Of the funds appropriated under titles
15 III and IV of this Act and prior Acts making appropria-
16 tions for the Department of State, foreign operations, and
17 related programs, not less than \$197,100,000 shall be
18 made available for assistance for Tunisia.

19 (k) WEST BANK AND GAZA.—

20 (1) ASSISTANCE.—Of the funds appropriated by
21 this Act under the heading “Economic Support
22 Fund”, not less than \$225,000,000 shall be made
23 available for programs in the West Bank and Gaza.

24 (2) 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 (3) LIMITATIONS.—

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

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

1 (II) the Palestinians initiate an
2 International Criminal Court (ICC)
3 judicially authorized investigation, or
4 actively support such an investigation,
5 that subjects Israeli nationals to an
6 investigation for alleged crimes
7 against Palestinians.

8 (ii) The Secretary of State may waive
9 the restriction in clause (i) of this subpara-
10 graph resulting from the application of
11 subclause (I) of such clause if the Sec-
12 retary certifies to the Committees on Ap-
13 propriations that to do so is in the national
14 security interest of the United States, and
15 submits a report to such Committees de-
16 tailing how the waiver and the continu-
17 ation of assistance would assist in fur-
18 thering Middle East peace.

19 (B)(i) The President may waive the provi-
20 sions of section 1003 of the Foreign Relations
21 Authorization Act, Fiscal Years 1988 and 1989
22 (Public Law 100-204) if the President deter-
23 mines and certifies in writing to the Speaker of
24 the House of Representatives, the President pro
25 tempore of the Senate, and the appropriate con-

1 gressional committees that the Palestinians
2 have not, after the date of enactment of this
3 Act—

4 (I) obtained in the United Na-
5 tions or any specialized agency thereof
6 the same standing as member states
7 or full membership as a state outside
8 an agreement negotiated between
9 Israel and the Palestinians; and

10 (II) initiated or actively sup-
11 ported an ICC investigation against
12 Israeli nationals for alleged crimes
13 against Palestinians.

14 (ii) Not less than 90 days after the
15 President is unable to make the certifi-
16 cation pursuant to clause (i) of this sub-
17 paragraph, the President may waive sec-
18 tion 1003 of Public Law 100–204 if the
19 President determines and certifies in writ-
20 ing to the Speaker of the House of Rep-
21 resentatives, the President pro tempore of
22 the Senate, and the Committees on Appro-
23 priations that the Palestinians have taken
24 credible steps to enter into direct and
25 meaningful negotiations with Israel and

1 that it is important to the national security
2 interests of the United States and the con-
3 duct of diplomacy in advancing Middle
4 East peace: *Provided*, That any waiver of
5 the provisions of section 1003 of Public
6 Law 100–204 under clause (i) of this sub-
7 paragraph or under previous provisions of
8 law must expire before the waiver under
9 the preceding sentence may be exercised.

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

15 (4) APPLICATION OF TAYLOR FORCE ACT.—

16 Funds appropriated by this Act under the heading
17 “Economic Support Fund” that are made available
18 for assistance for the West Bank and Gaza shall be
19 made available consistent with section 1004(a) of
20 the Taylor Force Act (title X of division S of Public
21 Law 115–141).

22 (5) SECURITY REPORT.—The reporting require-

23 ments in section 1404 of the Supplemental Appro-
24 priations Act, 2008 (Public Law 110–252) shall
25 apply to funds made available by this Act, including

1 a description of modifications, if any, to the security
2 strategy of the Palestinian Authority.

3 (6) INCITEMENT REPORT.—Not later than 90
4 days after enactment of this Act, the Secretary of
5 State shall submit a report to the appropriate con-
6 gressional committees detailing steps taken by the
7 Palestinian Authority to counter incitement of vio-
8 lence against Israelis and to promote peace and co-
9 existence with Israel.

10 (1) YEMEN.—Funds appropriated under title III and
11 under the headings “International Narcotics Control and
12 Law Enforcement” and “Nonproliferation, Anti-terrorism,
13 Demining and Related Programs” of this Act and prior
14 Acts making appropriations for the Department of State,
15 foreign operations, and related programs shall be made
16 available for health, humanitarian, and stabilization as-
17 sistance for Yemen.

18 AFRICA

19 SEC. 7042. (a) AFRICAN GREAT LAKES REGION AS-
20 SISTANCE RESTRICTION.—Funds appropriated by this Act
21 under the heading “International Military Education and
22 Training” for the central government of a country in the
23 African Great Lakes region may be made available only
24 for Expanded International Military Education and Train-
25 ing and professional military education until the Secretary

1 of State determines and reports to the Committees on Ap-
2 propriations that such government is not facilitating or
3 otherwise participating in destabilizing activities in a
4 neighboring country, including aiding and abetting armed
5 groups.

6 (b) CAMEROON.—Funds appropriated under title IV
7 of this Act that are made available for assistance for the
8 armed forces of Cameroon, including the Rapid Interven-
9 tion Battalion, may only be made available to counter re-
10 gional terrorism, including Boko Haram and other Islamic
11 State affiliates, participate in international peacekeeping
12 operations, and for military education and maritime secu-
13 rity programs.

14 (c) CENTRAL AFRICAN REPUBLIC.—Of the funds ap-
15 propriated by this Act under the heading “Economic Sup-
16 port Fund”, not less than \$3,000,000 shall be made avail-
17 able for a contribution to the Special Criminal Court in
18 Central African Republic.

19 (d) COUNTER ILLICIT ARMED GROUPS.—Funds ap-
20 propriated by this Act shall be made available for pro-
21 grams and activities in areas affected by the Lord’s Re-
22 sistance Army (LRA) or other illicit armed groups in
23 Eastern Democratic Republic of the Congo and the Cen-
24 tral African Republic, including to improve physical ac-
25 cess, telecommunications infrastructure, and early-warn-

1 ing mechanisms and to support the disarmament, demobi-
2 lization, and reintegration of former LRA combatants, es-
3 pecially child soldiers.

4 (e) MALAWI.—Funds appropriated by this Act and
5 prior Acts making appropriations for the Department of
6 State, foreign operations, and related programs that are
7 made available for higher education programs in Malawi
8 shall be made available for higher education and workforce
9 development programs in agriculture as described under
10 this section in the report accompanying this Act.

11 (f) SOUTH SUDAN.—

12 (1) ASSISTANCE.—Of the funds appropriated
13 under title III of this Act that are made available
14 for assistance for South Sudan, not less than
15 \$15,000,000 shall be made available for democracy
16 programs and not less than \$8,000,000 shall be
17 made available for conflict mitigation and reconcili-
18 ation programs.

19 (2) LIMITATION ON ASSISTANCE FOR THE CEN-
20 TRAL GOVERNMENT.—Funds appropriated by this
21 Act that are made available for assistance for the
22 central Government of South Sudan may only be
23 made available, following consultation with the Com-
24 mittees on Appropriations, for—

25 (A) humanitarian assistance;

1 (B) health programs, including to prevent,
2 detect, and respond to infectious diseases;

3 (C) assistance to support South Sudan
4 peace negotiations or to advance or implement
5 a peace agreement; and

6 (D) assistance to support implementation
7 of outstanding issues of the Comprehensive
8 Peace Agreement and mutual arrangements re-
9 lated to such agreement:

10 *Provided*, That prior to the initial obligation of
11 funds made available pursuant to subparagraphs (C)
12 and (D), the Secretary of State shall consult with
13 the Committees on Appropriations on the intended
14 uses of such funds and steps taken by such govern-
15 ment to advance or implement a peace agreement.

16 (g) SUDAN.—

17 (1) ASSISTANCE.—Funds appropriated by this
18 Act under title III should be made available to sup-
19 port the civilian-led transition in Sudan: *Provided*,
20 That notwithstanding any other provision of law,
21 such funds may be made available for agriculture
22 and economic growth programs, and economic assist-
23 ance for marginalized areas in Sudan and Abyei.

24 (2) CONSULTATION.—Funds appropriated by
25 this Act and prior Acts making appropriations for

1 the Department of State, foreign operations, and re-
2 lated programs that are made available for any new
3 program, project, or activity in Sudan shall be sub-
4 ject to prior consultation with the appropriate con-
5 gressional committees.

6 (h) ZIMBABWE.—

7 (1) INSTRUCTION.—The Secretary of the Treas-
8 ury shall instruct the United States executive direc-
9 tor of each international financial institution to vote
10 against any extension by the respective institution of
11 any loan or grant to the Government of Zimbabwe,
12 except to meet basic human needs or to promote de-
13 mocracy, unless the Secretary of State certifies and
14 reports to the Committees on Appropriations that
15 the rule of law has been restored, including respect
16 for ownership and title to property, and freedoms of
17 expression, association, and assembly.

18 (2) LIMITATION.—None of the funds appro-
19 priated by this Act shall be made available for as-
20 sistance for the central Government of Zimbabwe,
21 except for health and education, unless the Secretary
22 of State certifies and reports as required in para-
23 graph (1).

24 EAST ASIA AND THE PACIFIC

25 SEC. 7043. (a) BURMA.—

1 (1) BILATERAL ECONOMIC ASSISTANCE.—

2 (A) Funds appropriated under title III of
3 this Act may be made available notwithstanding
4 any other provision of law for assistance for
5 Burma, except section 7008 of this Act, and
6 following consultation with the appropriate con-
7 gressional committees.

8 (B) Funds appropriated under title III of
9 this Act and made available for assistance for
10 Burma—

11 (i) shall be made available for pro-
12 grams to promote ethnic and religious tol-
13 erance and to combat gender-based vio-
14 lence, including in Kachin, Karen,
15 Rakhine, and Shan states;

16 (ii) shall be made available for pro-
17 grams to strengthen independent media
18 and civil society organizations;

19 (iii) shall be made available for com-
20 munity-based organizations operating in
21 Thailand to provide food, medical, and
22 other humanitarian assistance to internally
23 displaced persons in eastern Burma, in ad-
24 dition to assistance for Burmese refugees
25 from funds appropriated by this Act under

1 the heading “Migration and Refugee As-
2 sistance”;

3 (iv) may be made available for ethnic
4 groups and civil society in Burma to help
5 sustain ceasefire agreements and further
6 prospects for reconciliation and peace,
7 which may include support to representa-
8 tives of ethnic armed groups for this pur-
9 pose; and

10 (v) may be available for programs to
11 support the return of Kachin, Karen,
12 Rohingya, Shan, and other refugees and
13 internally displaced persons to their loca-
14 tions of origin or preference in Burma only
15 if such returns are voluntary and con-
16 sistent with international law.

17 (2) INTERNATIONAL SECURITY ASSISTANCE.—

18 None of the funds appropriated by this Act under
19 the headings “International Military Education and
20 Training” and “Foreign Military Financing Pro-
21 gram” may be made available for assistance for
22 Burma.

23 (3) LIMITATIONS.—None of the funds appro-

24 priated by this Act under title III and under the
25 heading “International Narcotics Control and Law

1 Enforcement” and made available for assistance for
2 Burma may be made available to any organization
3 or entity controlled by, or an affiliate of, the armed
4 forces of Burma, or to any individual or organization
5 that has committed a gross violation of human
6 rights or advocates violence against ethnic or reli-
7 gious groups or individuals in Burma, as determined
8 by the Secretary of State for programs administered
9 by the Department of State and USAID or the
10 President of the National Endowment for Democ-
11 racy (NED) for programs administered by NED.

12 (4) CONSULTATION.—Any new program or ac-
13 tivity in Burma initiated in fiscal year 2022 shall be
14 subject to prior consultation with the appropriate
15 congressional committees.

16 (b) CAMBODIA.—

17 (1) ASSISTANCE.—Funds appropriated under
18 title III of this Act shall be made available for as-
19 sistance for Cambodia.

20 (2) CERTIFICATION AND EXCEPTIONS.—

21 (A) CERTIFICATION.—None of the funds
22 appropriated by this Act that are made avail-
23 able for assistance for the Government of Cam-
24 bodia may be obligated or expended unless the
25 Secretary of State certifies and reports to the

1 Committees on Appropriations that such Gov-
2 ernment is taking effective steps to—

3 (i) strengthen regional security and
4 stability, particularly regarding territorial
5 disputes in the South China Sea and the
6 enforcement of international sanctions with
7 respect to North Korea;

8 (ii) assert its sovereignty against in-
9 terference by the People's Republic of
10 China, including by verifiably maintaining
11 the neutrality of Ream Naval Base, other
12 military installations in Cambodia, and
13 dual use facilities such as the Dara Sakor
14 development project;

15 (iii) cease violence and harassment
16 against civil society and the political oppo-
17 sition in Cambodia, and dismiss any politi-
18 cally motivated criminal charges against
19 those who criticize the government; and

20 (iv) respect the rights, freedoms, and
21 responsibilities enshrined in the Constitu-
22 tion of the Kingdom of Cambodia as en-
23 acted in 1993.

24 (B) EXCEPTIONS.—The certification re-
25 quired by subparagraph (A) shall not apply to

1 funds appropriated by this Act and made avail-
2 able for democracy, health, education, and envi-
3 ronment programs, programs to strengthen the
4 sovereignty of Cambodia, and programs to edu-
5 cate and inform the people of Cambodia of the
6 influence activities of the People’s Republic of
7 China in Cambodia.

8 (3) USES OF FUNDS.—Funds appropriated
9 under title III of this Act for assistance for Cam-
10 bodia shall be made available for—

11 (A) research and education programs asso-
12 ciated with the Khmer Rouge in Cambodia; and

13 (B) programs in the Khmer language to
14 monitor, map, and publicize the efforts by the
15 People’s Republic of China to expand its influ-
16 ence in Cambodia.

17 (c) INDO-PACIFIC STRATEGY AND THE ASIA REAS-
18 SURANCE INITIATIVE ACT OF 2018.—

19 (1) ASSISTANCE.—Of the funds appropriated
20 under titles III and IV of this Act, not less than
21 \$1,600,000,000 shall be made available to support
22 implementation of the Indo-Pacific Strategy and the
23 Asia Reassurance Initiative Act of 2018 (Public Law
24 115–409).

1 (2) COUNTERING PRC INFLUENCE FUND.—Of
2 the funds appropriated by this Act under the head-
3 ings “Economic Support Fund”, “International Nar-
4 cotics Control and Law Enforcement”, “Non-
5 proliferation, Anti-terrorism, Demining and Related
6 Programs”, and “Foreign Military Financing Pro-
7 gram”, not less than \$300,000,000 shall be made
8 available for a Countering PRC Influence Fund to
9 counter the influence of the Government of the Peo-
10 ple’s Republic of China and the Chinese Communist
11 Party and entities acting on their behalf globally,
12 which shall be subject to prior consultation with the
13 Committees on Appropriations: *Provided*, That such
14 funds are in addition to amounts otherwise made
15 available for such purposes: *Provided further*, That
16 such funds appropriated under such headings may
17 be transferred to, and merged with, funds appro-
18 priated under such headings: *Provided further*, That
19 such transfer authority is in addition to any other
20 transfer authority provided by this Act or any other
21 Act, and is subject to the regular notification proce-
22 dures of the Committees on Appropriations.

23 (3) RESTRICTION ON USES OF FUNDS.—None
24 of the funds appropriated by this Act and prior Acts
25 making appropriations for the Department of State,

1 foreign operations, and related programs may be
2 made available for any project or activity that di-
3 rectly supports or promotes—

4 (A) the Belt and Road Initiative or any
5 dual-use infrastructure projects of the People’s
6 Republic of China; and

7 (B) the use of technology, including bio-
8 technology, digital, telecommunications, and
9 cyber, developed by the People’s Republic of
10 China unless the Secretary of State, in con-
11 sultation with the USAID Administrator and
12 the heads of other Federal agencies, as appro-
13 priate, determines that such use does not ad-
14 versely impact the national security of the
15 United States.

16 (d) NORTH KOREA.—

17 (1) CYBERSECURITY.—None of the funds ap-
18 propriated by this Act or prior Acts making appro-
19 priations for the Department of State, foreign oper-
20 ations, and related programs may be made available
21 for assistance for the central government of a coun-
22 try the Secretary of State determines and reports to
23 the appropriate congressional committees engages in
24 significant transactions contributing materially to
25 the malicious cyber-intrusion capabilities of the Gov-

1 ernment of North Korea: *Provided*, That the Sec-
2 retary of State shall submit the report required by
3 section 209 of the North Korea Sanctions and Policy
4 Enhancement Act of 2016 (Public Law 114–122; 22
5 U.S.C. 9229) to the Committees on Appropriations:
6 *Provided further*, That the Secretary of State may
7 waive the application of the restriction in this para-
8 graph with respect to assistance for the central gov-
9 ernment of a country if the Secretary determines
10 and reports to the appropriate congressional com-
11 mittees that to do so is important to the national se-
12 curity interest of the United States, including a de-
13 scription of such interest served.

14 (2) BROADCASTS.—Funds appropriated by this
15 Act under the heading “International Broadcasting
16 Operations” shall be made available to maintain
17 broadcasting hours into North Korea at levels not
18 less than the prior fiscal year.

19 (3) HUMAN RIGHTS.—Funds appropriated by
20 this Act under the headings “Economic Support
21 Fund” and “Democracy Fund” shall be made avail-
22 able for the promotion of human rights in North
23 Korea: *Provided*, That the authority of section
24 7032(b)(1) of this Act shall apply to such funds.

1 (4) LIMITATION ON USE OF FUNDS.—None of
2 the funds made available by this Act under the
3 heading “Economic Support Fund” may be made
4 available for assistance for the Government of North
5 Korea.

6 (e) PEOPLE’S REPUBLIC OF CHINA.—

7 (1) LIMITATION ON USE OF FUNDS.—None of
8 the funds appropriated under the heading “Diplo-
9 matic Programs” in this Act may be obligated or ex-
10 pended for processing licenses for the export of sat-
11 ellites of United States origin (including commercial
12 satellites and satellite components) to the People’s
13 Republic of China (PRC) unless, at least 15 days in
14 advance, the Committees on Appropriations are noti-
15 fied of such proposed action.

16 (2) PEOPLE’S LIBERATION ARMY.—The terms
17 and requirements of section 620(h) of the Foreign
18 Assistance Act of 1961 shall apply to foreign assist-
19 ance projects or activities of the People’s Liberation
20 Army (PLA) of the PRC, to include such projects or
21 activities by any entity that is owned or controlled
22 by, or an affiliate of, the PLA: *Provided*, That none
23 of the funds appropriated or otherwise made avail-
24 able pursuant to this Act may be used to finance
25 any grant, contract, or cooperative agreement with

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

4 (3) HONG KONG.—

5 (A) DEMOCRACY PROGRAMS.—Of the
6 funds appropriated by this Act under the first
7 paragraph under the heading “Democracy
8 Fund”, not less than \$3,000,000 shall be made
9 available for democracy and Internet freedom
10 programs for Hong Kong, including legal and
11 other support for democracy activists.

12 (B) RESTRICTIONS ON ASSISTANCE.—None
13 of the funds appropriated by this Act or prior
14 Acts making appropriations for the Department
15 of State, foreign operations, and related pro-
16 grams that are made available for assistance for
17 Hong Kong should be obligated for assistance
18 for the Government of the People’s Republic of
19 China and the Chinese Communist Party or
20 any entity acting on their behalf in Hong Kong.

21 (4) UYGHURS AND OTHER RELIGIOUS AND
22 ETHNIC MINORITY GROUPS.—Not later than 90 days
23 after enactment of this Act, the Secretary of State
24 shall submit a report to the appropriate congres-
25 sional committees on efforts to address and respond

1 to PRC's atrocities, including genocide against
2 Uyghurs and the persecution of other religious and
3 ethnic minority groups.

4 (f) PHILIPPINES.—None of the funds appropriated
5 by this Act may be made available for counternarcotics
6 assistance for the Philippines, except for drug demand re-
7 duction, maritime law enforcement, or transnational inter-
8 diction.

9 (g) TIBET.—

10 (1) FINANCING OF PROJECTS IN TIBET.—The
11 Secretary of the Treasury should instruct the United
12 States executive director of each international finan-
13 cial institution to use the voice and vote of the
14 United States to support financing of projects in
15 Tibet if such projects do not provide incentives for
16 the migration and settlement of non-Tibetans into
17 Tibet or facilitate the transfer of ownership of Ti-
18 betan land and natural resources to non-Tibetans,
19 are based on a thorough needs-assessment, foster
20 self-sufficiency of the Tibetan people and respect Ti-
21 betan culture and traditions, and are subject to ef-
22 fective monitoring.

23 (2) PROGRAMS FOR TIBETAN COMMUNITIES.—

24 (A) Notwithstanding any other provision of law, of
25 the funds appropriated by this Act under the head-

1 ing “Economic Support Fund”, not less than
2 \$8,000,000 shall be made available to nongovern-
3 mental organizations to support activities which pre-
4 serve cultural traditions and promote sustainable de-
5 velopment, education, and environmental conserva-
6 tion in Tibetan communities in the Tibet Autono-
7 mous Region and in other Tibetan communities in
8 China.

9 (B) Of the funds appropriated by this Act
10 under the heading “Economic Support Fund”, not
11 less than \$6,000,000 shall be made available for
12 programs to promote and preserve Tibetan culture
13 and language in the refugee and diaspora Tibetan
14 communities, development, and the resilience of Ti-
15 betan communities and the Central Tibetan Admin-
16 istration in India and Nepal, and to assist in the
17 education and development of the next generation of
18 Tibetan leaders from such communities: *Provided*,
19 That such funds are in addition to amounts made
20 available in subparagraph (A) for programs inside
21 Tibet.

22 (C) Of the funds appropriated by this Act
23 under the heading “Economic Support Fund”, not
24 less than \$3,000,000 shall be made available for
25 programs to strengthen the capacity of the Central

1 Tibetan Administration: *Provided*, That such funds
2 shall be administered by the United States Agency
3 for International Development.

4 (h) VIETNAM.—Funds appropriated under titles III
5 and IV of this Act and made available for assistance for
6 Vietnam shall be made available for—

7 (1) health and disability programs in areas
8 sprayed with Agent Orange and contaminated with
9 dioxin, to assist individuals with severe upper or
10 lower body mobility impairment or cognitive or de-
11 velopmental disabilities;

12 (2) activities related to the remediation of
13 dioxin contaminated sites in Vietnam and may be
14 made available for assistance for the Government of
15 Vietnam, including the military, for such purposes,
16 notwithstanding any other provision of law; and

17 (3) a war legacy reconciliation program.

18 SOUTH AND CENTRAL ASIA

19 SEC. 7044. (a) AFGHANISTAN.—

20 (1) FUNDING AND LIMITATIONS.—Funds ap-
21 propriated by this Act under the headings “Eco-
22 nomic Support Fund” and “International Narcotics
23 Control and Law Enforcement” that are made avail-
24 able for assistance for Afghanistan—

1 (A) shall be made available for programs
2 that protect and strengthen the rights of Af-
3 ghan women and girls and promote the political
4 and economic empowerment of women including
5 their meaningful inclusion in political processes:
6 *Provided*, That not less than \$60,000,000 shall
7 be made available for such purposes: *Provided*
8 *further*, That such assistance to promote the
9 empowerment of women shall be made available
10 as grants to Afghan organizations, to the max-
11 imum extent practicable;

12 (B) shall be made available for programs
13 that implement and support comprehensive
14 strategies to combat corruption in Afghanistan,
15 with an emphasis on public disclosure of gov-
16 ernment receipts and expenditures and prosecu-
17 tion and punishment of corrupt officials;

18 (C) shall be made available to continue
19 support for not-for-profit institutions of higher
20 education in Kabul, Afghanistan that are acces-
21 sible to both women and men in a coeducational
22 environment, including for the costs for oper-
23 ations and security for such institutions;

24 (D) shall prioritize, unless the Secretary of
25 State or the Administrator of the United States

1 Agency for International Development, as ap-
2 propriate, determines that security conditions
3 do not permit or risk deterioration, assistance
4 to support long-term development in areas pre-
5 viously under the control of the Taliban or
6 other violent extremist groups: *Provided*, That
7 such funds may be made available notwith-
8 standing any other provision of law and fol-
9 lowing consultation with the Committees on Ap-
10 propriation;

11 (E) may not be made available for any
12 program, project, or activity pursuant to section
13 7044(a)(1)(C) of the Department of State, For-
14 eign Operations, and Related Programs Appro-
15 priations Act, 2019 (division F of Public Law
16 116–6); and

17 (F) may be made available, notwith-
18 standing any other provision of law, for pro-
19 grams and activities to address the needs of the
20 people of Afghanistan in support of peace and
21 reconciliation, including reintegration of former
22 Taliban and other extremists.

23 (2) AFGHAN WOMEN.—

24 (A) IN GENERAL.—The Secretary of State
25 shall promote and ensure the meaningful par-

1 participation of Afghan women in any discussions
2 between the Government of Afghanistan and
3 the Taliban related to the future of Afghanistan
4 in a manner consistent with the Women, Peace,
5 and Security Act of 2017 (Public Law 115–68)
6 and the 2019 United States Strategy on
7 Women, Peace, and Security, including
8 through—

9 (i) advocacy by the United States
10 Government for the inclusion of Afghan
11 women representatives, particularly from
12 civil society and rural provinces, in ongoing
13 and future discussion;

14 (ii) the leveraging of assistance for
15 the protection of women and girls and
16 their rights; and

17 (iii) efforts to ensure that any agree-
18 ment protects women’s and girl’s rights
19 and ensures their freedom of movement,
20 rights to education and work, and access
21 to healthcare and legal representation.

22 (B) ASSISTANCE.—Funds appropriated by
23 this Act and prior Acts making appropriations
24 for the Department of State, foreign operations,
25 and related programs under the heading “Eco-

1 nomic Support Fund” shall be made available
2 for an endowment pursuant to paragraph
3 (3)(A)(iv) of this subsection for a not-for-profit
4 institution of higher education in Kabul, Af-
5 ghanistan that is accessible to both women and
6 men in a coeducational environment: *Provided*,
7 That such endowment shall be established in
8 partnership with a United States-based Amer-
9 ican higher education institution that will serve
10 on its board of trustees: *Provided further*, That
11 prior to the obligation of funds for such an en-
12 dowment, the Administrator of the United
13 States Agency for International Development
14 shall submit a report to the Committees on Ap-
15 propriations describing the governance struc-
16 ture, including a proposed board of trustees,
17 and financial safeguards, including regular
18 audit and reporting requirements, in any en-
19 dowment agreement: *Provided further*, That the
20 USAID Administrator shall provide a report on
21 the expenditure of funds generated from such
22 an endowment to the Committees on Appropria-
23 tions on an annual basis.

24 (3) AFGHAN ALLIES PROTECTION ACT.—Funds
25 appropriated or otherwise made available by this Act

1 under the heading “Administration of Foreign Af-
2 fairs” shall be made available to carry out the Af-
3 ghan Allies Protection Act of 2009 (8 U.S.C. 110
4 note), including for additional personnel necessary
5 for eliminating any processing backlog and expe-
6 diting the adjudication of Afghan Special Immigrant
7 Visa (SIV) cases.

8 (4) AUTHORITIES.—

9 (A) Funds appropriated by this Act under
10 titles III through VI that are made available for
11 assistance for Afghanistan may be made avail-
12 able—

13 (i) notwithstanding section 7012 of
14 this Act or any similar provision of law
15 and section 660 of the Foreign Assistance
16 Act of 1961;

17 (ii) for reconciliation programs and
18 disarmament, demobilization, and re-
19 integration activities for former combat-
20 ants who have renounced violence against
21 the Government of Afghanistan, including
22 in accordance with section
23 7046(a)(2)(B)(ii) of the Department of
24 State, Foreign Operations, and Related

1 Programs Appropriations Act, 2012 (divi-
2 sion I of Public Law 112–74);

3 (iii) for an endowment to empower
4 women and girls; and

5 (iv) for an endowment for higher edu-
6 cation.

7 (B) Section 7046(a)(2)(A) of the Depart-
8 ment of State, Foreign Operations, and Related
9 Programs Appropriations Act, 2012 (division I
10 of Public Law 112–74) shall apply to funds ap-
11 propriated by this Act for assistance for Af-
12 ghanistan.

13 (C) Section 1102(c) of the Supplemental
14 Appropriations Act, 2009 (Public Law 111-32)
15 shall continue in effect during fiscal year 2022
16 as if part of this Act.

17 (5) UPDATED STRATEGY.—Not less than 90
18 days after enactment of this Act, the Secretary of
19 State, in consultation with the heads of other rel-
20 evant Federal agencies, shall submit to the appro-
21 priate congressional committees a comprehensive,
22 multi-year strategy for diplomatic and development
23 engagement with the Government of Afghanistan:
24 *Provided*, That such strategy shall include the ele-
25 ments detailed under this section in the report ac-

1 accompanying this Act: *Provided further*, That the Sec-
2 retary of State shall consult with such committees
3 on the parameters of such strategy: *Provided further*,
4 That the strategy required by this paragraph shall
5 be submitted in unclassified form, but may be ac-
6 companied by a classified annex.

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

12 (b) BANGLADESH.—Funds appropriated under titles
13 III and IV of this Act shall be made available for assist-
14 ance for Bangladesh for—

15 (1) programs to address the needs of commu-
16 nities impacted by refugees from Burma;

17 (2) programs to protect freedom of expression
18 and due process of law; and

19 (3) democracy programs, of which not less than
20 \$2,000,000 shall be made available for such pro-
21 grams for the Rohingya community in Bangladesh.

22 (c) NEPAL.—Funds appropriated under titles III and
23 IV of this Act shall be made available for assistance for
24 Nepal, including for development and democracy pro-
25 grams.

1 (d) PAKISTAN.—

2 (1) ASSISTANCE.—

3 (A) SECURITY ASSISTANCE.—Funds ap-
4 propriated by this Act under the heading “For-
5 eign Military Financing Program” for assist-
6 ance for Pakistan may be made available only
7 to support counterterrorism and counterinsur-
8 gency capabilities in Pakistan.

9 (B) BILATERAL ECONOMIC ASSISTANCE.—

10 Prior to the obligation of funds made available
11 by this Act under the heading “Economic Sup-
12 port Fund” for assistance for the central Gov-
13 ernment of Pakistan, the Secretary of State
14 shall submit a report to the appropriate con-
15 gressional committees detailing—

16 (i) the amount of financing and other
17 support, if any, provided by the Govern-
18 ment of Pakistan to schools supported by,
19 affiliated with, or run by the Taliban or
20 any domestic or foreign terrorist organiza-
21 tion in Pakistan;

22 (ii) the extent of cooperation by such
23 government in issuing visas in a timely
24 manner for United States visitors, includ-
25 ing officials and representatives of non-

1 governmental organizations, engaged in as-
2 sistance and security programs in Paki-
3 stan;

4 (iii) the extent to which such govern-
5 ment is providing humanitarian organiza-
6 tions access to detainees, internally dis-
7 placed persons, and other Pakistani civil-
8 ians affected by conflict in Pakistan and
9 the region; and

10 (iv) the extent to which such govern-
11 ment is strengthening democracy in Paki-
12 stan, including protecting freedom of ex-
13 pression, assembly, and religion.

14 (2) AUTHORITY AND USES OF FUNDS.—

15 (A) Funds appropriated by this Act for as-
16 sistance for Pakistan may be made available
17 notwithstanding any other provision of law, ex-
18 cept for section 620M of the Foreign Assistance
19 Act of 1961.

20 (B) Funds appropriated by this Act under
21 the headings “Economic Support Fund” and
22 “Nonproliferation, Anti-terrorism, Demining
23 and Related Programs” that are made available
24 for assistance for Pakistan shall be made avail-
25 able to interdict precursor materials from Paki-

1 stan to Afghanistan that are used to manufac-
2 ture improvised explosive devices and for agri-
3 culture extension programs that encourage al-
4 ternative fertilizer use among Pakistani farmers
5 to decrease the dual use of fertilizer in the
6 manufacturing of improvised explosive devices.

7 (C) Funds appropriated by this Act under
8 the heading “International Narcotics Control
9 and Law Enforcement” shall be made available
10 for border security programs in Pakistan, fol-
11 lowing consultation with the Committees on Ap-
12 propriations.

13 (D) Funds appropriated by title III of this
14 Act shall be made available for programs to
15 promote democracy and for gender programs in
16 Pakistan.

17 (3) WITHHOLDING.—Of the funds appropriated
18 under titles III and IV of this Act that are made
19 available for assistance for Pakistan, \$33,000,000
20 shall be withheld from obligation until the Secretary
21 of State reports to the Committees on Appropria-
22 tions that Dr. Shakil Afridi has been released from
23 prison and cleared of all charges relating to the as-
24 sistance provided to the United States in locating
25 Osama bin Laden.

1 (4) OVERSIGHT.—The Secretary of State shall
2 take all practicable steps to ensure that mechanisms
3 are in place for monitoring, oversight, and control of
4 funds made available by this subsection for assist-
5 ance for Pakistan: *Provided*, That the Secretary
6 shall inform the Committees on Appropriations of
7 such steps in a timely manner.

8 (e) SRI LANKA.—

9 (1) ASSISTANCE.—Funds appropriated under
10 title III of this Act shall be made available for as-
11 sistance for Sri Lanka for democracy and economic
12 development programs, particularly in areas recover-
13 ing from ethnic and religious conflict: *Provided*,
14 That such funds shall be made available for pro-
15 grams to assist in the identification and resolution
16 of cases of missing persons.

17 (2) CERTIFICATION.—Funds appropriated by
18 this Act for assistance for the central Government of
19 Sri Lanka may be made available only if the Sec-
20 retary of State certifies and reports to the Commit-
21 tees on Appropriations that such Government is tak-
22 ing effective and consistent steps to—

23 (A) respect and uphold the rights and free-
24 doms of the people of Sri Lanka regardless of
25 ethnicity and religious belief, including by inves-

1 tigating violations of human rights and holding
2 perpetrators of such violations accountable;

3 (B) increase transparency and account-
4 ability in governance;

5 (C) assert its sovereignty against influence
6 by the People’s Republic of China; and

7 (D) promote reconciliation between ethnic
8 and religious groups, particularly arising from
9 past conflict in Sri Lanka, including by—

10 (i) addressing land confiscation and
11 ownership issues;

12 (ii) resolving cases of missing persons,
13 including by maintaining a functioning of-
14 fice of missing persons;

15 (iii) reducing the presence of the
16 armed forces in former conflict zones and
17 restructuring the armed forces for a peace-
18 time role that contributes to post-conflict
19 reconciliation and regional security;

20 (iv) repealing or amending laws on ar-
21 rest and detention by security forces to
22 comply with international standards; and

23 (v) investigating allegations of arbi-
24 trary arrest and torture, and supporting a
25 credible justice mechanism:

1 *Provided*, That the limitations of this paragraph
2 shall not apply to funds made available for hu-
3 manitarian assistance and disaster relief; to
4 protect human rights, locate and identify miss-
5 ing persons, and assist victims of torture and
6 trauma; to promote justice, accountability, and
7 reconciliation; to enhance maritime security and
8 domain awareness; to promote fiscal trans-
9 parency and sovereignty; and for International
10 Military Education and Training.

11 (3) INTERNATIONAL SECURITY ASSISTANCE.—
12 Funds appropriated under title IV of this Act that
13 are made available for assistance for Sri Lanka shall
14 be subject to the following conditions—

15 (A) not to exceed \$500,000 may be made
16 available under the heading “Foreign Military
17 Financing Program” for programs to support
18 humanitarian assistance, disaster relief, instruc-
19 tion in human rights and related curricula de-
20 velopment, and maritime security and domain
21 awareness, including professionalization and
22 training for the navy and coast guard; and

23 (B) funds under the heading “Peace-
24 keeping Operations” may only be made avail-

1 able subject to the regular notification proce-
2 dures of the Committees on Appropriations.

3 (f) REGIONAL PROGRAMS.—Funds appropriated by
4 this Act shall be made available for assistance for Afghani-
5 stan, Pakistan, and other countries in South and Central
6 Asia to significantly increase the recruitment, training,
7 and retention of women in the judiciary, police, and other
8 security forces, and to train judicial and security personnel
9 in such countries to prevent and address gender-based vio-
10 lence, human trafficking, and other practices that dis-
11 proportionately harm women and girls.

12 LATIN AMERICA AND THE CARIBBEAN

13 SEC. 7045. (a) CENTRAL AMERICA.—

14 (1) ASSISTANCE.—Of the funds appropriated by
15 this Act under titles III and IV, up to \$860,600,000
16 may be made available for assistance for Belize,
17 Costa Rica, El Salvador, Guatemala, Honduras,
18 Nicaragua, and Panama, including through the Cen-
19 tral America Regional Security Initiative: *Provided*,
20 That such assistance shall be prioritized for pro-
21 grams and activities that address the key factors
22 that contribute to irregular migration, particularly
23 of unaccompanied minors, to the United States and
24 such funds shall be made available for global food
25 security, global health, humanitarian, development,

1 democracy, border security, and law enforcement
2 programs for such countries, including for programs
3 to reduce violence against women and girls and to
4 combat corruption and impunity, as appropriate:
5 *Provided further*, That not less than \$60,000,000
6 shall be made available to support entities and ac-
7 tivities to combat corruption and impunity in such
8 countries, including offices of Attorneys General.

9 (2) NORTHERN TRIANGLE.—

10 (A) LIMITATION ON ASSISTANCE TO CER-
11 TAIN CENTRAL GOVERNMENTS.—Of the funds
12 made available pursuant to paragraph (1)
13 under titles III and IV of this Act that are
14 made available for assistance for each of the
15 central governments of El Salvador, Guatemala,
16 and Honduras, 75 percent may only be obli-
17 gated after the Secretary of State certifies and
18 reports to the Committees on Appropriations
19 that such government is—

20 (i) combating corruption and impu-
21 nity, including investigating and pros-
22 ecuting government officials, military per-
23 sonnel, and civilian police officers credibly
24 alleged to be corrupt;

1 (ii) implementing reforms, policies,
2 and programs to strengthen the rule of
3 law, including increasing the transparency
4 of public institutions, and the independ-
5 ence of judiciary and electoral institutions
6 to improve transparency of political cam-
7 paign and political party financing;

8 (iii) protecting the rights of human
9 rights defenders, trade unionists, journal-
10 ists, civil society groups, opposition polit-
11 ical parties, and the independence of the
12 media;

13 (iv) providing effective and account-
14 able law enforcement and security for its
15 citizens, curtailing the role of the military
16 in public security, and upholding due proc-
17 ess of law;

18 (v) implementing policies to reduce
19 poverty and promote equitable economic
20 growth and opportunity, including the im-
21 plementation of reforms to strengthen edu-
22 cational systems, vocational training pro-
23 grams, and programs for at-risk youth;

24 (vi) improving border security and
25 countering human smuggling and traf-

1 ficking, criminal gangs, drug traffickers,
2 and transnational criminal organizations;

3 (vii) countering and preventing sexual
4 and gender-based violence;

5 (viii) informing its citizens of the dan-
6 gers of the journey to the southwest border
7 of the United States; and

8 (ix) implementing policies that im-
9 prove the environment for foreign invest-
10 ment, including executing tax reform in a
11 transparent manner, ensuring effective
12 legal mechanisms for reimbursements of
13 tax refunds owed to United States busi-
14 nesses, and resolving disputes involving the
15 confiscation of real property of United
16 States entities.

17 (B) REPROGRAMMING.—If the Secretary is
18 unable to make the certification required by
19 subparagraph (A) for one or more of the gov-
20 ernments, such assistance for such central gov-
21 ernment shall be reprogrammed for assistance
22 to non-governmental organizations in Central
23 America or for other countries in Latin Amer-
24 ica and the Caribbean, notwithstanding the
25 minimum funding requirements of this sub-

1 section and of section 7019 of this Act: *Pro-*
2 *vided*, That any such reprogramming shall be
3 subject to the regular notification procedures of
4 the Committees on Appropriations.

5 (C) EXCEPTIONS.—The limitation of sub-
6 paragraph (A) shall not apply to funds appro-
7 priated by this Act that are made available
8 for—

9 (i) entities and activities related to
10 combating corruption and impunity, in-
11 cluding offices of Attorneys General;

12 (ii) programs to support women and
13 to combat sexual and gender-based vio-
14 lence;

15 (iii) programs to promote and protect
16 human rights, including those of indige-
17 nous communities and Afro-descendants;

18 (iv) humanitarian assistance; and

19 (v) food security programs.

20 (D) FOREIGN MILITARY FINANCING PRO-
21 GRAM.—None of the funds appropriated by this
22 Act under the heading “Foreign Military Fi-
23 nancing Program” may be made available for
24 assistance for El Salvador, Guatemala, or Hon-
25 duras.

1 (b) COLOMBIA.—

2 (1) ASSISTANCE.—Of the funds appropriated by
3 this Act under titles III and IV, not less than
4 \$461,375,000 shall be made available for assistance
5 for Colombia: *Provided*, That such funds shall be
6 made available for the programs and activities de-
7 scribed under this section in the report accom-
8 panying this Act.

9 (2) COUNTERNARCOTICS.—In administering
10 funds appropriated by this Act under the heading
11 “International Narcotics Control and Law Enforce-
12 ment” and made available for counternarcotics as-
13 sistance for Colombia the Secretary of State shall
14 ensure that—

15 (A) the Government of Colombia is con-
16 tinuing to implement a national whole-of-gov-
17 ernment counternarcotics strategy designed to
18 reduce by 50 percent cocaine production and
19 coca cultivation levels in Colombia;

20 (B) such strategy is not in violation of the
21 2016 peace accord between the Government of
22 Colombia and the Revolutionary Armed Forces
23 of Colombia; and

24 (C) the Government of Colombia is taking
25 effective steps to dismantle drug trafficking net-

1 works and to assist farmers in eradicating and
2 sustainably replacing coca.

3 (3) HUMAN RIGHTS.—Of the funds appro-
4 priated by this Act under the headings “Inter-
5 national Narcotics Control and Law Enforcement”
6 and “Foreign Military Financing Program” and
7 made available for assistance for Colombia, 30 per-
8 cent may be obligated only after the Secretary of
9 State certifies and reports to the Committees on Ap-
10 propriations that—

11 (A) the Special Jurisdiction for Peace and
12 other judicial authorities are taking effective
13 steps to hold accountable perpetrators of gross
14 violations of human rights in a manner con-
15 sistent with international law, including for
16 command responsibility, and sentence them to
17 deprivation of liberty;

18 (B) the Government of Colombia is taking
19 effective steps to prevent attacks against
20 human rights defenders and other civil society
21 activists, trade unionists, and journalists, and
22 judicial authorities are prosecuting those re-
23 sponsible for such attacks;

24 (C) the Government of Colombia is taking
25 effective steps to protect Afro-Colombian and

1 indigenous communities and is respecting their
2 rights and territory; and

3 (D) the military and police officers credibly
4 alleged, or whose units are credibly alleged, to
5 be responsible for ordering, committing, and
6 covering up cases of false positives, extrajudicial
7 killings, or of committing other gross violations
8 of human rights, or of conducting illegal com-
9 munications intercepts or other surveillance of
10 human rights defenders, Afro-Colombian and
11 indigenous community leaders, trade unionists,
12 journalists, judicial personnel, legislative au-
13 thorities or whistleblowers within the security
14 forces, are being held accountable, including re-
15 moval from active duty if found guilty through
16 criminal, administrative, or disciplinary pro-
17 ceeding.

18 (4) EXCEPTIONS.—The limitations of para-
19 graph (3) shall not apply to funds made available
20 for—

21 (A) protecting the rights of human rights
22 defenders, Afro-Colombian and indigenous com-
23 munity leaders, trade unionists, journalists, civil
24 society groups, opposition political parties, and
25 the independence of the media;

1 (B) combating corruption and impunity,
2 including support for offices of Attorneys Gen-
3 eral;

4 (C) aviation instruction and maintenance;
5 and

6 (D) maritime and riverine security pro-
7 grams.

8 (5) *AUTHORITY*.—Aircraft supported by funds
9 appropriated by this Act and prior Acts making ap-
10 propriations for the Department of State, foreign
11 operations, and related programs and made available
12 for assistance for Colombia may be used to trans-
13 port personnel and supplies involved in drug eradi-
14 cation and interdiction, including security for such
15 activities, and to provide transport in support of al-
16 ternative development programs and investigations
17 by civilian judicial authorities.

18 (6) *LIMITATION*.—None of the funds appro-
19 priated by this Act or prior Acts making appropria-
20 tions for the Department of State, foreign oper-
21 ations, and related programs that are made available
22 for assistance for Colombia may be made available
23 for payment of reparations to conflict victims or
24 compensation to demobilized combatants associated

1 with a peace agreement between the Government of
2 Colombia and illegal armed groups.

3 (c) CUBA.—

4 (1) Of the funds appropriated by this Act under
5 the heading “Economic Support Fund”, not more
6 than \$20,000,000 shall be made available for democ-
7 racy programs in Cuba.

8 (2) Of the funds made available pursuant to
9 paragraph (1), not less than \$5,000,000 shall be
10 made available for programs to support—

11 (A) free enterprise and private business or-
12 ganizations; and

13 (B) people-to-people educational and cul-
14 tural activities.

15 (3) For purposes of paragraph (2), activities
16 described in such paragraph shall be considered de-
17 mocracy programs pursuant to section 7032(c) of
18 this Act, except that none of the funds made avail-
19 able under such paragraph may be used for assist-
20 ance for the Government of Cuba: *Provided*, That
21 such funds shall be made available following con-
22 sultation with the Committees on Appropriations.

23 (4) Funds appropriated under title I of this Act
24 shall be made available for—

1 (A) the operation of, and infrastructure
2 and security improvements to, United States
3 diplomatic facilities in Cuba; and

4 (B) costs associated with additional United
5 States diplomatic personnel in Cuba.

6 (d) HAITI.—

7 (1) CERTIFICATION.—Funds appropriated by
8 this Act under the headings “Development Assist-
9 ance” and “Economic Support Fund” that are made
10 available for assistance for Haiti may not be made
11 available for assistance for the central Government
12 of Haiti unless the Secretary of State certifies and
13 reports to the Committees on Appropriations that
14 such government is taking effective steps, which are
15 steps taken since the certification and report sub-
16 mitted during the prior year, if applicable, to—

17 (A) strengthen the rule of law in Haiti, in-
18 cluding by—

19 (i) selecting judges in a transparent
20 manner based on merit;

21 (ii) reducing pre-trial detention;

22 (iii) respecting the independence of
23 the judiciary; and

24 (iv) improving governance by imple-
25 menting reforms to increase transparency

1 and accountability, including through the
2 penal and criminal codes;

3 (B) combat corruption, including by imple-
4 menting the anti-corruption law enacted in
5 2014 and prosecuting corrupt officials;

6 (C) increase government revenues, includ-
7 ing by implementing tax reforms, increasing ex-
8 penditures on public services, and implementing
9 effective land border controls and security; and

10 (D) resolve commercial disputes between
11 United States entities and the Government of
12 Haiti.

13 (2) HAITIAN COAST GUARD.—The Government
14 of Haiti shall be eligible to purchase defense articles
15 and services under the Arms Export Control Act (22
16 U.S.C. 2751 et seq.) for the Coast Guard.

17 (3) LIMITATION.—None of the funds made
18 available by this Act may be used to provide assist-
19 ance to the armed forces of Haiti.

20 (e) THE CARIBBEAN.—Of the funds appropriated by
21 this Act under titles III and IV, not less than \$80,000,000
22 shall be made available for the Caribbean Basin Security
23 Initiative.

24 (f) VENEZUELA.—

1 (1) Of the funds appropriated by this Act under
2 the heading “Economic Support Fund”, not less
3 than \$50,000,000 shall be made available for democ-
4 racy programs for Venezuela.

5 (2) Funds appropriated under title III of this
6 Act and prior Acts making appropriations for the
7 Department of State, foreign operations, and related
8 programs shall be made available for assistance for
9 communities in countries supporting or otherwise
10 impacted by refugees from Venezuela, including Co-
11 lombia, Peru, Ecuador, Curacao, and Trinidad and
12 Tobago: *Provided*, That such amounts are in addi-
13 tion to funds otherwise made available for assistance
14 for such countries, subject to prior consultation
15 with, and the regular notification procedures of, the
16 Committees on Appropriations.

17 EUROPE AND EURASIA

18 SEC. 7046. (a) ASSISTANCE.—

19 (1) GEORGIA.—Of the funds appropriated by
20 this Act under titles III and IV, not less than
21 \$132,025,000 shall be made available for assistance
22 for Georgia.

23 (2) UKRAINE.—Of the funds appropriated by
24 this Act under titles III and IV, not less than

1 \$481,500,000 shall be made available for assistance
2 for Ukraine.

3 (b) TERRITORIAL INTEGRITY.—None of the funds
4 appropriated by this Act may be made available for assist-
5 ance for a government of an Independent State of the
6 former Soviet Union if such government directs any action
7 in violation of the territorial integrity or national sov-
8 ereignty of any other Independent State of the former So-
9 viet Union, such as those violations included in the Hel-
10 sinki Final Act: *Provided*, That except as otherwise pro-
11 vided in section 7047(a) of this Act, funds may be made
12 available without regard to the restriction in this sub-
13 section if the President determines that to do so is in the
14 national security interest of the United States: *Provided*
15 *further*, That prior to executing the authority contained
16 in the previous proviso, the Secretary of State shall con-
17 sult with the Committees on Appropriations on how such
18 assistance supports the national security interest of the
19 United States.

20 (c) SECTION 907 OF THE FREEDOM SUPPORT
21 ACT.—Section 907 of the FREEDOM Support Act (22
22 U.S.C. 5812 note) shall not apply to—

23 (1) activities to support democracy or assist-
24 ance under title V of the FREEDOM Support Act
25 (22 U.S.C. 5851 et seq.) and section 1424 of the

1 Defense Against Weapons of Mass Destruction Act
2 of 1996 (50 U.S.C. 2333) or non-proliferation as-
3 sistance;

4 (2) any assistance provided by the Trade and
5 Development Agency under section 661 of the For-
6 eign Assistance Act of 1961;

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

10 (4) any insurance, reinsurance, guarantee, or
11 other assistance provided by the United States
12 International Development Finance Corporation as
13 authorized by the BUILD Act of 2018 (division F
14 of Public Law 115–254);

15 (5) any financing provided under the Export-
16 Import Bank Act of 1945 (Public Law 79–173); or

17 (6) humanitarian assistance.

18 (d) TURKEY.—None of the funds made available by
19 this Act may be used to facilitate or support the sale of
20 defense articles or defense services to the Turkish Presi-
21 dential Protection Directorate (TPPD) under Chapter 2
22 of the Arms Export Control Act (22 U.S.C. 2761 et seq.)
23 unless the Secretary of State determines and reports to
24 the appropriate congressional committees that members of
25 the TPPD who are named in the July 17, 2017, indict-

1 ment by the Superior Court of the District of Columbia,
2 and against whom there are pending charges, have re-
3 turned to the United States to stand trial in connection
4 with the offenses contained in such indictment or have
5 otherwise been brought to justice: *Provided*, That the limi-
6 tation in this paragraph shall not apply to the use of funds
7 made available by this Act for border security purposes,
8 for North Atlantic Treaty Organization or coalition oper-
9 ations, or to enhance the protection of United States offi-
10 cials and facilities in Turkey.

11 COUNTERING RUSSIAN INFLUENCE AND AGGRESSION

12 SEC. 7047. (a) LIMITATION.—None of the funds ap-
13 propriated by this Act may be made available for assist-
14 ance for the central Government of the Russian Federa-
15 tion.

16 (b) ANNEXATION OF CRIMEA.—

17 (1) PROHIBITION.—None of the funds appro-
18 priated by this Act may be made available for assist-
19 ance for the central government of a country that
20 the Secretary of State determines and reports to the
21 Committees on Appropriations has taken affirmative
22 steps intended to support or be supportive of the
23 Russian Federation annexation of Crimea or other
24 territory in Ukraine: *Provided*, That except as other-
25 wise provided in subsection (a), the Secretary may

1 waive the restriction on assistance required by this
2 paragraph if the Secretary determines and reports to
3 such Committees that to do so is in the national in-
4 terest of the United States, and includes a justifica-
5 tion for such interest.

6 (2) LIMITATION.—None of the funds appro-
7 priated by this Act may be made available for—

8 (A) the implementation of any action or
9 policy that recognizes the sovereignty of the
10 Russian Federation over Crimea or other terri-
11 tory in Ukraine;

12 (B) the facilitation, financing, or guarantee
13 of United States Government investments in
14 Crimea or other territory in Ukraine under the
15 control of Russian-backed separatists, if such
16 activity includes the participation of Russian
17 Government officials, or other Russian owned
18 or controlled financial entities; or

19 (C) assistance for Crimea or other terri-
20 tory in Ukraine under the control of Russian-
21 backed separatists, if such assistance includes
22 the participation of Russian Government offi-
23 cials, or other Russian owned or controlled fi-
24 nancial entities.

1 (3) INTERNATIONAL FINANCIAL INSTITU-
2 TIONS.—The Secretary of the Treasury shall in-
3 struct the United States executive directors of each
4 international financial institution to use the voice
5 and vote of the United States to oppose any assist-
6 ance by such institution (including any loan, credit,
7 or guarantee) for any program that violates the sov-
8 ereignty or territorial integrity of Ukraine.

9 (4) DURATION.—The requirements and limita-
10 tions of this subsection shall cease to be in effect if
11 the Secretary of State determines and reports to the
12 Committees on Appropriations that the Government
13 of Ukraine has reestablished sovereignty over Cri-
14 mea and other territory in Ukraine under the con-
15 trol of Russian-backed separatists.

16 (c) OCCUPATION OF THE GEORGIAN TERRITORIES OF
17 ABKHAZIA AND TSKHINVALI REGION/SOUTH OSSETIA.—

18 (1) PROHIBITION.—None of the funds appro-
19 priated by this Act may be made available for assist-
20 ance for the central government of a country that
21 the Secretary of State determines and reports to the
22 Committees on Appropriations has recognized the
23 independence of, or has established diplomatic rela-
24 tions with, the Russian Federation occupied Geor-
25 gian territories of Abkhazia and Tskhinvali Region/

1 South Ossetia: *Provided*, That the Secretary shall
2 publish on the Department of State website a list of
3 any such central governments in a timely manner:
4 *Provided further*, That the Secretary may waive the
5 restriction on assistance required by this paragraph
6 if the Secretary determines and reports to the Com-
7 mittees on Appropriations that to do so is in the na-
8 tional interest of the United States, and includes a
9 justification for such interest.

10 (2) LIMITATION.—None of the funds appro-
11 priated by this Act may be made available to sup-
12 port the Russian Federation occupation of the Geor-
13 gian territories of Abkhazia and Tskhinvali Region/
14 South Ossetia.

15 (3) INTERNATIONAL FINANCIAL INSTITU-
16 TIONS.—The Secretary of the Treasury shall in-
17 struct the United States executive directors of each
18 international financial institution to use the voice
19 and vote of the United States to oppose any assist-
20 ance by such institution (including any loan, credit,
21 or guarantee) for any program that violates the sov-
22 ereignty and territorial integrity of Georgia.

23 (d) COUNTERING RUSSIAN INFLUENCE FUND.—

24 (1) ASSISTANCE.—Of the funds appropriated by
25 this Act under the headings “Economic Support

1 Fund”, “Assistance for Europe, Eurasia and Cen-
2 tral Asia”, “International Narcotics Control and
3 Law Enforcement”, “International Military Edu-
4 cation and Training”, and “Foreign Military Fi-
5 nancing Program”, not less than \$305,000,000 shall
6 be made available to carry out the purposes of the
7 Countering Russian Influence Fund, as authorized
8 by section 254 of the Countering Russian Influence
9 in Europe and Eurasia Act of 2017 (Public Law
10 115–44; 22 U.S.C. 9543) and notwithstanding the
11 country limitation in subsection (b) of such section,
12 and programs to enhance the capacity of law en-
13 forcement and security forces in countries in Eu-
14 rope, Eurasia, and Central Asia and strengthen se-
15 curity cooperation between such countries and the
16 United States and the North Atlantic Treaty Orga-
17 nization, as appropriate.

18 (2) ECONOMICS AND TRADE.—Funds appro-
19 priated by this Act and made available for assistance
20 for the Eastern Partnership countries shall be made
21 available to advance the implementation of Associa-
22 tion Agreements and trade agreements with the Eu-
23 ropean Union, and to reduce their vulnerability to
24 external economic and political pressure from the
25 Russian Federation.

1 regular financial and programmatic audits of such
2 organization, department, or agency, and providing
3 the United States Government with necessary access
4 to such financial and performance audits;

5 (2) effectively implementing and enforcing poli-
6 cies and procedures which meet or exceed best prac-
7 tices in the United States for the protection of whis-
8 tleblowers from retaliation, including—

9 (A) protection against retaliation for inter-
10 nal and lawful public disclosures;

11 (B) legal burdens of proof;

12 (C) statutes of limitation for reporting re-
13 taliation;

14 (D) access to binding independent adju-
15 dicative bodies, including shared cost and selec-
16 tion of external arbitration; and

17 (E) results that eliminate the effects of
18 proven retaliation, including provision for the
19 restoration of prior employment; and

20 (3) effectively implementing and enforcing poli-
21 cies and procedures on the appropriate use of travel
22 funds, including restrictions on first-class and busi-
23 ness-class travel.

24 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
25 TIONS AND ORGANIZATIONS.—

1 (1) RESTRICTIONS ON UNITED STATES DELEGA-
2 TIONS.—None of the funds made available by this
3 Act may be used to pay expenses for any United
4 States delegation to any specialized agency, body, or
5 commission of the United Nations if such agency,
6 body, or commission is chaired or presided over by
7 a country, the government of which the Secretary of
8 State has determined, for purposes of section
9 1754(c) of the Export Reform Control Act of 2018
10 (50 U.S.C. 4813(c)), supports international ter-
11 rorism.

12 (2) RESTRICTIONS ON CONTRIBUTIONS.—None
13 of the funds made available by this Act may be used
14 by the Secretary of State as a contribution to any
15 organization, agency, commission, or program within
16 the United Nations system if such organization,
17 agency, commission, or program is chaired or pre-
18 sided over by a country the government of which the
19 Secretary of State has determined, for purposes of
20 section 620A of the Foreign Assistance Act of 1961,
21 section 40 of the Arms Export Control Act, section
22 1754(c) of the Export Reform Control Act of 2018
23 (50 U.S.C. 4813(c)), or any other provision of law,
24 is a government that has repeatedly provided sup-
25 port for acts of international terrorism.

1 (3) WAIVER.—The Secretary of State may
2 waive the restriction in this subsection if the Sec-
3 retary determines and reports to the Committees on
4 Appropriations that to do so is important to the na-
5 tional interest of the United States, including a de-
6 scription of the national interest served.

7 (c) UNITED NATIONS HUMAN RIGHTS COUNCIL.—
8 Funds appropriated by this Act shall be made available
9 in support of the United Nations Human Rights Council
10 unless the Secretary of State determines and reports to
11 the Committees on Appropriations that participation in
12 the Council does not serve the national interest of the
13 United States and that such Council is neither taking sig-
14 nificant steps to remove Israel as a permanent agenda
15 item nor taking actions to ensure integrity in the election
16 of members to such Council: *Provided*, That such report
17 shall include a description of how the national interest is
18 better served by the United States not being a member
19 of the Council: *Provided further*, That the Secretary of
20 State shall report to the Committees on Appropriations
21 not later than September 30, 2022 on the resolutions con-
22 sidered in the United Nations Human Rights Council dur-
23 ing the previous 12 months, and on steps taken to remove
24 Israel as a permanent agenda item and ensure integrity
25 in the election of members to such Council.

1 (d) UNITED NATIONS RELIEF AND WORKS AGEN-
2 CY.—Funds appropriated by this Act under title III shall
3 be made available to the United Nations Relief and Works
4 Agency (UNRWA) unless the Secretary of State deter-
5 mines and reports to the Committees on Appropriations,
6 in writing, that UNRWA—

7 (1) is inappropriately utilizing Operations Sup-
8 port Officers in the West Bank, Gaza, and other
9 fields of operation to inspect UNRWA installations;

10 (2) is not acting promptly to address any staff
11 or beneficiary violation of its own policies (including
12 the policies on neutrality and impartiality of employ-
13 ees) and the legal requirements under section 301(c)
14 of the Foreign Assistance Act of 1961;

15 (3) is not implementing procedures to maintain
16 the neutrality of its facilities, including imple-
17 menting a no-weapons policy, and conducting reg-
18 ular inspections of its installations, to ensure they
19 are only used for humanitarian or other appropriate
20 purposes;

21 (4) is not taking necessary and appropriate
22 measures to ensure it is operating in compliance
23 with the conditions of section 301(c) of the Foreign
24 Assistance Act of 1961 and continuing regular re-

1 porting to the Department of State on actions it has
2 taken to ensure conformance with such conditions;

3 (5) is not taking steps to ensure the content of
4 all educational materials currently taught in
5 UNRWA-administered schools and summer camps is
6 consistent with the values of human rights, dignity,
7 and tolerance and does not induce incitement;

8 (6) is engaging in operations with financial in-
9 stitutions or related entities in violation of relevant
10 United States law, and is not taking steps to im-
11 prove the financial transparency of the organization;
12 and

13 (7) is not in compliance with the United Na-
14 tions Board of Auditors' biennial audit requirements
15 and is not implementing in a timely fashion the
16 Board's recommendations.

17 (e) PROHIBITION OF PAYMENTS TO UNITED NA-
18 TIONS MEMBERS.—None of the funds appropriated or
19 made available pursuant to titles III through VI of this
20 Act for carrying out the Foreign Assistance Act of 1961,
21 may be used to pay in whole or in part any assessments,
22 arrearages, or dues of any member of the United Nations
23 or, from funds appropriated by this Act to carry out chap-
24 ter 1 of part I of the Foreign Assistance Act of 1961,
25 the costs for participation of another country's delegation

1 at international conferences held under the auspices of
2 multilateral or international organizations.

3 (f) REPORT.—Not later than 45 days after enactment
4 of this Act, the Secretary of State shall submit a report
5 to the Committees on Appropriations detailing the amount
6 of funds available for obligation or expenditure in fiscal
7 year 2022 for contributions to any organization, depart-
8 ment, agency, or program within the United Nations sys-
9 tem or any international program that are withheld from
10 obligation or expenditure due to any provision of law: *Pro-*
11 *vided*, That the Secretary shall update such report each
12 time additional funds are withheld by operation of any
13 provision of law: *Provided further*, That the reprogram-
14 ming of any withheld funds identified in such report, in-
15 cluding updates thereof, shall be subject to prior consulta-
16 tion with, and the regular notification procedures of, the
17 Committees on Appropriations.

18 (g) SEXUAL EXPLOITATION AND ABUSE IN PEACE-
19 KEEPING OPERATIONS.—The Secretary of State shall
20 withhold assistance to any unit of the security forces of
21 a foreign country if the Secretary has credible information
22 that such unit has engaged in sexual exploitation or abuse,
23 including while serving in a United Nations peacekeeping
24 operation, until the Secretary determines that the govern-
25 ment of such country is taking effective steps to hold the

1 responsible members of such unit accountable and to pre-
2 vent future incidents: *Provided*, That the Secretary shall
3 promptly notify the government of each country subject
4 to any withholding of assistance pursuant to this para-
5 graph, and shall notify the appropriate congressional com-
6 mittees of such withholding not later than 10 days after
7 a determination to withhold such assistance is made: *Pro-*
8 *vided further*, That the Secretary shall, to the maximum
9 extent practicable, assist such government in bringing the
10 responsible members of such unit to justice.

11 (h) ADDITIONAL AVAILABILITY.—Subject to the reg-
12 ular notification procedures of the Committees on Appro-
13 priations, funds appropriated by this Act which are re-
14 turned or not made available due to the second proviso
15 under the heading “Contributions for International Peace-
16 keeping Activities” in title I of this Act or section 307(a)
17 of the Foreign Assistance Act of 1961 (22 U.S.C.
18 2227(a)), shall remain available for obligation until Sep-
19 tember 30, 2023: *Provided*, That the requirement to with-
20 hold funds for programs in Burma under section 307(a)
21 of the Foreign Assistance Act of 1961 shall not apply to
22 funds appropriated by this Act.

23 WAR CRIMES TRIBUNALS

24 SEC. 7049. (a) If the President determines that doing
25 so will contribute to a just resolution of charges regarding

1 genocide or other violations of international humanitarian
2 law, the President may direct a drawdown pursuant to sec-
3 tion 552(c) of the Foreign Assistance Act of 1961 of up
4 to \$30,000,000 of commodities and services for the United
5 Nations War Crimes Tribunal established with regard to
6 the former Yugoslavia by the United Nations Security
7 Council or such other tribunals or commissions as the
8 Council may establish or authorize to deal with such viola-
9 tions, without regard to the ceiling limitation contained
10 in paragraph (2) thereof: *Provided*, That the determina-
11 tion required under this section shall be in lieu of any de-
12 terminations otherwise required under section 552(c): *Pro-*
13 *vided further*, That funds made available pursuant to this
14 section shall be made available subject to the regular noti-
15 fication procedures of the Committees on Appropriations.

16 (b) None of the funds appropriated by this Act may
17 be made available for a United States contribution to the
18 International Criminal Court: *Provided*, That funds may
19 be made available for technical assistance, training, assist-
20 ance for victims, protection of witnesses, and law enforce-
21 ment support related to international investigations, ap-
22 prehensions, prosecutions, and adjudications of genocide,
23 crimes against humanity, and war crimes: *Provided fur-*
24 *ther*, That the previous proviso shall not apply to inves-
25 tigation, apprehensions, or prosecutions of American

1 service members and other United States citizens or na-
2 tionals, or nationals of the North Atlantic Treaty Organi-
3 zation (NATO) or major non-NATO allies initially des-
4 ignated pursuant to section 517(b) of the Foreign Assist-
5 ance Act of 1961.

6 GLOBAL INTERNET FREEDOM

7 SEC. 7050. (a) FUNDING.—Of the funds available for
8 obligation during fiscal year 2022 under the headings
9 “International Broadcasting Operations”, “Economic
10 Support Fund”, “Democracy Fund”, and “Assistance for
11 Europe, Eurasia and Central Asia”, not less than
12 \$72,000,000 shall be made available for programs to pro-
13 mote Internet freedom globally: *Provided*, That such pro-
14 grams shall be prioritized for countries whose governments
15 restrict freedom of expression on the Internet, and that
16 are important to the national interest of the United
17 States: *Provided further*, That funds made available pursu-
18 ant to this section shall be matched, to the maximum ex-
19 tent practicable, by sources other than the United States
20 Government, including from the private sector.

21 (b) REQUIREMENTS.—

22 (1) DEPARTMENT OF STATE AND UNITED
23 STATES AGENCY FOR INTERNATIONAL DEVELOP-
24 MENT.—Funds appropriated by this Act under the
25 headings “Economic Support Fund”, “Democracy

1 Fund”, and “Assistance for Europe, Eurasia and
2 Central Asia” that are made available pursuant to
3 subsection (a) shall be—

4 (A) coordinated with other democracy pro-
5 grams funded by this Act under such headings,
6 and shall be incorporated into country assist-
7 ance and democracy promotion strategies, as
8 appropriate;

9 (B) for programs to implement the May
10 2011, International Strategy for Cyberspace,
11 the Department of State International Cyber-
12 space Policy Strategy required by section 402
13 of the Cybersecurity Act of 2015 (division N of
14 Public Law 114–113), and the comprehensive
15 strategy to promote Internet freedom and ac-
16 cess to information in Iran, as required by sec-
17 tion 414 of the Iran Threat Reduction and
18 Syria Human Rights Act of 2012 (22 U.S.C.
19 8754);

20 (C) made available for programs that sup-
21 port the efforts of civil society to counter the
22 development of repressive Internet-related laws
23 and regulations, including countering threats to
24 Internet freedom at international organizations;
25 to combat violence against bloggers and other

1 users; and to enhance digital security training
2 and capacity building for democracy activists;

3 (D) made available for research of key
4 threats to Internet freedom; the continued de-
5 velopment of technologies that provide or en-
6 hance access to the Internet, including cir-
7 cumvention tools that bypass Internet blocking,
8 filtering, and other censorship techniques used
9 by authoritarian governments; and maintenance
10 of the technological advantage of the United
11 States Government over such censorship tech-
12 niques: *Provided*, That the Secretary of State,
13 in consultation with the United States Agency
14 for Global Media Chief Executive Officer
15 (USAGM CEO) and the President of the Open
16 Technology Fund (OTF), shall coordinate any
17 such research and development programs with
18 other relevant United States Government de-
19 partments and agencies in order to share infor-
20 mation, technologies, and best practices, and to
21 assess the effectiveness of such technologies;
22 and

23 (E) made available only after the Assistant
24 Secretary for Democracy, Human Rights, and

1 Labor, Department of State, concurs that such
2 funds are allocated consistent with—

3 (i) the strategies referenced in sub-
4 paragraph (B) of this paragraph;

5 (ii) best practices regarding security
6 for, and oversight of, Internet freedom pro-
7 grams; and

8 (iii) sufficient resources and support
9 for the development and maintenance of
10 anti-censorship technology and tools.

11 (2) UNITED STATES AGENCY FOR GLOBAL
12 MEDIA.—Funds appropriated by this Act under the
13 heading “International Broadcasting Operations”
14 that are made available pursuant to subsection (a)
15 shall be—

16 (A) made available only for open-source
17 tools and techniques to securely develop and
18 distribute USAGM digital content, facilitate au-
19 dience access to such content on websites that
20 are censored, coordinate the distribution of
21 USAGM digital content to targeted regional au-
22 diences, and to promote and distribute such
23 tools and techniques, including digital security
24 techniques;

1 (B) coordinated by the USAGM CEO, in
2 consultation with the OTF President, with pro-
3 grams funded by this Act under the heading
4 “International Broadcasting Operations”, and
5 shall be incorporated into country broadcasting
6 strategies, as appropriate;

7 (C) coordinated by the USAGM CEO, in
8 consultation with the OTF President, to solicit
9 project proposals through an open, transparent,
10 and competitive application process, seek input
11 from technical and subject matter experts to se-
12 lect proposals, and support Internet circumven-
13 tion tools and techniques for audiences in coun-
14 tries that are strategic priorities for the OTF
15 and in a manner consistent with the United
16 States Government Internet freedom strategy;
17 and

18 (D) made available for the research and
19 development of new tools or techniques author-
20 ized in subparagraph (A) only after the
21 USAGM CEO, in consultation with the Sec-
22 retary of State, the OTF President, and other
23 relevant United States Government depart-
24 ments and agencies, evaluates the risks and
25 benefits of such new tools or techniques, and

1 establishes safeguards to minimize the use of
2 such new tools or techniques for illicit purposes.

3 (c) COORDINATION AND SPEND PLANS.—After con-
4 sultation among the relevant agency heads to coordinate
5 and de-conflict planned activities, but not later than 90
6 days after enactment of this Act, the Secretary of State
7 and the USAGM CEO, in consultation with the OTF
8 President, shall submit to the Committees on Appropria-
9 tions spend plans for funds made available by this Act for
10 programs to promote Internet freedom globally, which
11 shall include a description of safeguards established by rel-
12 evant agencies to ensure that such programs are not used
13 for illicit purposes: *Provided*, That the Department of
14 State spend plan shall include funding for all such pro-
15 grams for all relevant Department of State and the United
16 States Agency for International Development offices and
17 bureaus.

18 (d) SECURITY AUDITS.—Funds made available pur-
19 suant to this section to promote Internet freedom globally
20 may only be made available to support open-source tech-
21 nologies that undergo comprehensive security audits con-
22 sistent with the requirements of the Bureau of Democracy,
23 Human Rights, and Labor, Department of State to ensure
24 that such technology is secure and has not been com-
25 promised in a manner detrimental to the interest of the

1 United States or to individuals and organizations bene-
2 fitting from programs supported by such funds: *Provided*,
3 That the security auditing procedures used by such Bu-
4 reau shall be reviewed and updated periodically to reflect
5 current industry security standards.

6 TORTURE AND OTHER CRUEL, INHUMAN, OR DEGRADING
7 TREATMENT OR PUNISHMENT

8 SEC. 7051. (a) LIMITATION.—None of the funds
9 made available by this Act may be used to support or jus-
10 tify the use of torture and other cruel, inhuman, or de-
11 grading treatment or punishment by any official or con-
12 tract employee of the United States Government.

13 (b) ASSISTANCE.—Funds appropriated under titles
14 III and IV of this Act shall be made available, notwith-
15 standing section 660 of the Foreign Assistance Act of
16 1961 and following consultation with the Committees on
17 Appropriations, for assistance to eliminate torture and
18 other cruel, inhuman, or degrading treatment or punish-
19 ment by foreign police, military or other security forces
20 in countries receiving assistance from funds appropriated
21 by this Act.

22 AIRCRAFT TRANSFER, COORDINATION, AND USE

23 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
24 standing any other provision of law or regulation, aircraft
25 procured with funds appropriated by this Act and prior

1 Acts making appropriations for the Department of State,
2 foreign operations, and related programs under the head-
3 ings “Diplomatic Programs”, “International Narcotics
4 Control and Law Enforcement”, “Andean Counterdrug
5 Initiative”, and “Andean Counterdrug Programs” may be
6 used for any other program and in any region.

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

15 (c) AIRCRAFT COORDINATION.—

16 (1) AUTHORITY.—The uses of aircraft pur-
17 chased or leased by the Department of State and the
18 United States Agency for International Development
19 with funds made available in this Act or prior Acts
20 making appropriations for the Department of State,
21 foreign operations, and related programs shall be co-
22 ordinated under the authority of the appropriate
23 Chief of Mission: *Provided*, That notwithstanding
24 section 7063(b) of this Act, such aircraft may be
25 used to transport, on a reimbursable or non-reim-

1 lated Programs Appropriations Act, 2010 (division F of
2 Public Law 111–117) shall apply to this Act: *Provided*,
3 That the date “September 30, 2009” in subsection
4 (f)(2)(B) of such section shall be deemed to be “Sep-
5 tember 30, 2021”.

6 INTERNATIONAL MONETARY FUND

7 SEC. 7054. (a) EXTENSIONS.—The terms and condi-
8 tions of sections 7086(b) (1) and (2) and 7090(a) of the
9 Department of State, Foreign Operations, and Related
10 Programs Appropriations Act, 2010 (division F of Public
11 Law 111–117) shall apply to this Act.

12 (b) REPAYMENT.—The Secretary of the Treasury
13 shall instruct the United States Executive Director of the
14 International Monetary Fund (IMF) to seek to ensure
15 that any loan will be repaid to the IMF before other pri-
16 vate or multilateral creditors.

17 EXTRADITION

18 SEC. 7055. (a) LIMITATION.—None of the funds ap-
19 propriated in this Act may be used to provide assistance
20 (other than funds provided under the headings “Develop-
21 ment Assistance”, “International Disaster Assistance”,
22 “Complex Crises Fund”, “International Narcotics Control
23 and Law Enforcement”, “Migration and Refugee Assist-
24 ance”, “United States Emergency Refugee and Migration
25 Assistance Fund”, and “Nonproliferation, Anti-terrorism,

1 Demining and Related Assistance”) for the central gov-
2 ernment of a country which has notified the Department
3 of State of its refusal to extradite to the United States
4 any individual indicted for a criminal offense for which
5 the maximum penalty is life imprisonment without the
6 possibility of parole or for killing a law enforcement offi-
7 cer, as specified in a United States extradition request.

8 (b) CLARIFICATION.—Subsection (a) shall only apply
9 to the central government of a country with which the
10 United States maintains diplomatic relations and with
11 which the United States has an extradition treaty and the
12 government of that country is in violation of the terms
13 and conditions of the treaty.

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

19 IMPACT ON JOBS IN THE UNITED STATES

20 SEC. 7056. None of the funds appropriated or other-
21 wise made available under titles III through VI of this
22 Act may be obligated or expended to provide—

23 (1) any financial incentive to a business enter-
24 prise currently located in the United States for the
25 purpose of inducing such an enterprise to relocate

1 outside the United States if such incentive or in-
2 ducement is likely to reduce the number of employ-
3 ees of such business enterprise in the United States
4 because United States production is being replaced
5 by such enterprise outside the United States;

6 (2) assistance for any program, project, or ac-
7 tivity that contributes to the violation of internation-
8 ally recognized workers' rights, as defined in section
9 507(4) of the Trade Act of 1974, of workers in the
10 recipient country, including any designated zone or
11 area in that country: *Provided*, That the application
12 of section 507(4)(D) and (E) of such Act (19 U.S.C.
13 2467(4)(D) and (E)) should be commensurate with
14 the level of development of the recipient country and
15 sector, and shall not preclude assistance for the in-
16 formal sector in such country, micro and small-scale
17 enterprise, and smallholder agriculture; or

18 (3) any assistance to an entity outside the
19 United States if such assistance is for the purpose
20 of directly relocating or transferring jobs from the
21 United States to other countries and adversely im-
22 pacts the labor force in the United States.

23 UNITED NATIONS POPULATION FUND

24 SEC. 7057. (a) CONTRIBUTION.—Of the funds made
25 available under the heading “International Organizations

1 and Programs” in this Act for fiscal year 2022,
2 \$70,000,000 shall be made available for the United Na-
3 tions Population Fund (UNFPA).

4 (b) AVAILABILITY OF FUNDS.—Funds appropriated
5 by this Act for UNFPA, that are not made available for
6 UNFPA because of the operation of any provision of law,
7 shall be transferred to the “Global Health Programs” ac-
8 count and shall be made available for family planning, ma-
9 ternal, and reproductive health activities, subject to the
10 regular notification procedures of the Committees on Ap-
11 propriations.

12 (c) PROHIBITION ON USE OF FUNDS IN CHINA.—
13 None of the funds made available by this Act may be used
14 by UNFPA for a country program in the People’s Repub-
15 lic of China.

16 (d) CONDITIONS ON AVAILABILITY OF FUNDS.—
17 Funds made available by this Act for UNFPA may not
18 be made available unless—

19 (1) UNFPA maintains funds made available by
20 this Act in an account separate from other accounts
21 of UNFPA and does not commingle such funds with
22 other sums; and

23 (2) UNFPA does not fund abortions.

24 (e) REPORT TO CONGRESS AND DOLLAR-FOR-DOL-
25 LAR WITHHOLDING OF FUNDS.—

1 (1) Not later than 4 months after the date of
2 enactment of this Act, the Secretary of State shall
3 submit a report to the Committees on Appropria-
4 tions indicating the amount of funds that UNFPA
5 is budgeting for the year in which the report is sub-
6 mitted for a country program in the People’s Repub-
7 lic of China.

8 (2) If a report under paragraph (1) indicates
9 that UNFPA plans to spend funds for a country
10 program in the People’s Republic of China in the
11 year covered by the report, then the amount of such
12 funds UNFPA plans to spend in the People’s Re-
13 public of China shall be deducted from the funds
14 made available to UNFPA after March 1 for obliga-
15 tion for the remainder of the fiscal year in which the
16 report is submitted.

17 GLOBAL HEALTH ACTIVITIES

18 SEC. 7058. (a)(1) IN GENERAL.—Funds appro-
19 priated under the heading “Global Health Programs” in
20 this Act that are made available for bilateral assistance
21 for global health programs including activities relating to
22 research on, and the prevention, treatment and control of,
23 HIV/AIDS may be made available notwithstanding any
24 other provision of law except for provisions under this sec-
25 tion 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: *Provided*, That
3 of the funds appropriated under title III of this Act, not
4 less than \$760,000,000 shall be made available for family
5 planning/reproductive health, including in areas where
6 population growth threatens biodiversity or endangered
7 species.

8 (2) PROHIBITION.—None of the funds made available
9 in this Act nor any unobligated balances from prior appro-
10 priations Acts may be made available to any organization
11 or program which, as determined by the President of the
12 United States, directly supports or participates in the
13 management of a program of coercive abortion or involun-
14 tary sterilization: *Provided*, That any determination made
15 pursuant to this paragraph must be made not later than
16 6 months after the date of enactment of this Act, and
17 must be accompanied by the evidence and criteria utilized
18 to make the determination: *Provided further*, That none
19 of the funds made available under this Act may be used
20 to lobby for or against abortion.

21 (3) LIMITATIONS.—In order to reduce reliance on
22 abortion in developing nations, funds shall be available
23 only to voluntary family planning projects which offer, ei-
24 ther directly or through referral to, or information about
25 access to, a broad range of family planning methods and

1 services, and that any such voluntary family planning
2 project shall meet the following requirements—

3 (A) service providers or referral agents in the project
4 shall not implement or be subject to quotas, or other nu-
5 merical targets, of total number of births, number of fam-
6 ily planning acceptors, or acceptors of a particular method
7 of family planning (this provision shall not be construed
8 to include the use of quantitative estimates or indicators
9 for budgeting and planning purposes);

10 (B) the project shall not include payment of incen-
11 tives, bribes, gratuities, or financial reward to:

12 (i) an individual in exchange for becoming a
13 family planning acceptor; or

14 (ii) program personnel for achieving a numer-
15 ical target or quota of total number of births, num-
16 ber of family planning acceptors, or acceptors of a
17 particular method of family planning;

18 (C) the project shall not deny any right or benefit,
19 including the right of access to participate in any program
20 of general welfare or the right of access to health care,
21 as a consequence of any individual's decision not to accept
22 family planning services;

23 (D) the project shall provide family planning accep-
24 tors comprehensible information on the health benefits
25 and risks of the method chosen, including those conditions

1 that might render the use of the method inadvisable and
2 those adverse side effects known to be consequent to the
3 use of the method;

4 (E) the project shall ensure that experimental contra-
5 ceptive drugs and devices and medical procedures are pro-
6 vided only in the context of a scientific study in which
7 participants are advised of potential risks and benefits;
8 and

9 (F) not less than 60 days after the date on which
10 the USAID Administrator determines that there has been
11 a violation of the requirements contained in subpara-
12 graphs (A), (B), (C), or (E) of this paragraph, or a pat-
13 tern or practice of violations of the requirements contained
14 in subparagraph (D) of such paragraph, the Adminis-
15 trator shall submit to the Committees on Appropriations
16 a report containing a description of such violation and the
17 corrective action taken by the Agency.

18 (4) NATURAL FAMILY PLANNING.—In awarding
19 grants for natural family planning under section 104 of
20 the Foreign Assistance Act of 1961, no applicant shall be
21 discriminated against because of such applicant's religious
22 or conscientious commitment to offer only natural family
23 planning; and, additionally, all such applicants shall com-
24 ply with the requirements of paragraph (3).

1 (5) DEFINITION.—For purposes of this or any other
2 Act authorizing or appropriating funds for the Depart-
3 ment of State, foreign operations, and related programs,
4 the term “motivate”, as it relates to family planning as-
5 sistance, shall not be construed to prohibit the provision,
6 consistent with local law, of information or counseling
7 about all pregnancy options.

8 (6) INFORMATION.—Information provided about the
9 use of condoms and modern contraceptives as part of
10 projects or activities that are funded from amounts appro-
11 priated by this Act shall be medically accurate and shall
12 include the public health benefits and failure rates of such
13 use.

14 (7) HIV/AIDS WORKING CAPITAL FUND.—Funds
15 available in the HIV/AIDS Working Capital Fund estab-
16 lished pursuant to section 525(b)(1) of the Foreign Oper-
17 ations, Export Financing, and Related Programs Appro-
18 priations Act, 2005 (Public Law 108–447) may be made
19 available for pharmaceuticals and other products for other
20 global health, emerging infectious disease, and child sur-
21 vival activities to the same extent as HIV/AIDS pharma-
22 ceuticals and other products, subject to the terms and con-
23 ditions in such section: *Provided*, That the authority in
24 section 525(b)(5) of the Foreign Operations, Export Fi-
25 nancing, and Related Programs Appropriation Act, 2005

1 (Public Law 108–447) shall be exercised by the Assistant
2 Administrator for Global Health, USAID, with respect to
3 funds deposited for such non-HIV/AIDS pharmaceuticals
4 and other products, and shall be subject to the regular
5 notification procedures of the Committees on Appropria-
6 tions: *Provided further*, That the Secretary of State shall
7 include in the congressional budget justification an ac-
8 counting of budgetary resources, disbursements, balances,
9 and reimbursements related to such fund.

10 (b) INFECTIOUS DISEASE OUTBREAKS.—

11 (1) GLOBAL HEALTH SECURITY.—Funds appro-
12 priated by this Act under the heading “Global
13 Health Programs” shall be made available for global
14 health security programs, which shall prioritize and
15 accelerate efforts to strengthen public health capac-
16 ity in countries where there is a high risk of emerg-
17 ing zoonotic and other infectious diseases and to
18 support the collection, analysis, and sharing of data
19 on unknown viruses and other pathogens: *Provided*,
20 That not later than 60 days after enactment of this
21 Act, the USAID Administrator shall consult with
22 the Committees on Appropriations on the planned
23 uses of such funds.

24 (2) EXTRAORDINARY MEASURES.—If the Sec-
25 retary of State determines and reports to the Com-

1 mittees on Appropriations that an international in-
2 fectious disease outbreak is sustained, severe, and is
3 spreading internationally, or that it is in the na-
4 tional interest to respond to a Public Health Emer-
5 gency of International Concern, not to exceed an ag-
6 gregate total of \$200,000,000 of the funds appro-
7 priated by this Act under the headings “Global
8 Health Programs”, “Development Assistance”,
9 “International Disaster Assistance”, “Complex Cri-
10 ses Fund”, “Economic Support Fund”, “Democracy
11 Fund”, “Assistance for Europe, Eurasia and Cen-
12 tral Asia”, “Migration and Refugee Assistance”, and
13 “Millennium Challenge Corporation” may be made
14 available to combat such infectious disease or public
15 health emergency, and may be transferred to, and
16 merged with, funds appropriated under such head-
17 ings for the purposes of this paragraph.

18 (3) EMERGENCY RESERVE FUND.—Up to
19 \$90,000,000 of the funds made available under the
20 heading “Global Health Programs” may be made
21 available for the Emergency Reserve Fund estab-
22 lished pursuant to section 7058(c)(1) of the Depart-
23 ment of State, Foreign Operations, and Related Pro-
24 grams Appropriations Act, 2017 (division J of Pub-
25 lic Law 115–31): *Provided*, That such funds shall be

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

3 (2) WOMEN'S ECONOMIC EMPOWERMENT.—
4 Funds appropriated by this Act are available to im-
5 plement the Women's Entrepreneurship and Eco-
6 nomic Empowerment Act of 2018 (Public Law 115-
7 428): *Provided*, That the Secretary of State and the
8 Administrator of the United States Agency for
9 International Development, as appropriate, shall
10 consult with the Committees on Appropriations on
11 the implementation of such Act.

12 (3) GENDER EQUITY AND EQUALITY ACTION
13 FUND.—Of the funds appropriated under title III of
14 this Act, not less than \$200,000,000 shall be made
15 available for the Gender Equity and Equality Action
16 Fund.

17 (b) WOMEN'S LEADERSHIP.—Of the funds appro-
18 priated by title III of this Act, not less than \$50,000,000
19 shall be made available for programs specifically designed
20 to increase leadership opportunities for women in coun-
21 tries where women and girls suffer discrimination due to
22 law, policy, or practice, by strengthening protections for
23 women's political status, expanding women's participation
24 in political parties and elections, and increasing women's

1 opportunities for leadership positions in the public and
2 private sectors at the local, provincial, and national levels.

3 (c) GENDER-BASED VIOLENCE.—

4 (1) Of the funds appropriated under titles III
5 and IV of this Act, not less than \$200,000,000 shall
6 be made available to implement a multi-year strat-
7 egy to prevent and respond to gender-based violence
8 in countries where it is common in conflict and non-
9 conflict settings.

10 (2) Funds appropriated under titles III and IV
11 of this Act that are available to train foreign police,
12 judicial, and military personnel, including for inter-
13 national peacekeeping operations, shall address,
14 where appropriate, prevention and response to gen-
15 der-based violence and trafficking in persons, and
16 shall promote the integration of women into the po-
17 lice and other security forces.

18 (d) WOMEN, PEACE, AND SECURITY.—Of the funds
19 appropriated by this Act under titles III and IV, not less
20 than \$150,000,000 should be made available to support
21 a multi-year strategy to expand, and improve coordination
22 of, United States Government efforts to empower women
23 as equal partners in conflict prevention, peace building,
24 transitional processes, and reconstruction efforts in coun-
25 tries affected by conflict or in political transition, and to

1 ensure the equitable provision of relief and recovery assist-
2 ance to women and girls.

3 (e) WOMEN AND GIRLS AT RISK FROM EXTREMISM
4 AND CONFLICT.—Of the funds appropriated by this Act
5 under the heading “Economic Support Fund”, not less
6 than \$17,000,000 shall be made available to support
7 women and girls who are at risk from extremism and con-
8 flict, and for the activities described in section 7059(e)(1)
9 of the Department of State, Foreign Operations, and Re-
10 lated Programs Appropriations Act, 2018 (division K of
11 Public Law 115–141): *Provided*, That such funds are in
12 addition to amounts otherwise made available by this Act
13 for such purposes, and shall be made available following
14 consultation with, and the regular notification procedures
15 of, the Committees on Appropriations.

16 SECTOR ALLOCATIONS

17 SEC. 7060. (a) BASIC EDUCATION AND HIGHER
18 EDUCATION.—

19 (1) BASIC EDUCATION.—

20 (A) Of the funds appropriated under title
21 III of this Act, not less than \$950,000,000
22 shall be made available for assistance for the
23 Nita M. Lowey Basic Education Fund, and
24 such funds may be made available notwith-
25 standing any other provision of law: *Provided*,

1 That of the funds made available by this para-
2 graph, \$150,000,000 should be available for the
3 education of girls in areas of conflict: *Provided*
4 *further*, That section 7(a) of Public Law 115-
5 56 shall be implemented by substituting “the
6 thirtieth day of June following” for “180 days
7 after”.

8 (B) Of the funds appropriated under title
9 III of this Act for assistance for basic education
10 programs, not less than \$150,000,000 shall be
11 made available for contributions to multilateral
12 partnerships that support education.

13 (2) HIGHER EDUCATION.—Of the funds appro-
14 priated by title III of this Act, not less than
15 \$250,000,000 shall be made available for assistance
16 for higher education: *Provided*, That such funds may
17 be made available notwithstanding any other provi-
18 sion of law that restricts assistance to foreign coun-
19 tries, and shall be subject to the regular notification
20 procedures of the Committees on Appropriations:
21 *Provided further*, That of such amount, not less than
22 \$35,000,000 shall be made available for new and on-
23 going partnerships between higher education institu-
24 tions in the United States and developing countries
25 focused on building the capacity of higher education

1 institutions and systems in developing countries:
2 *Provided further*, That not later than 45 days after
3 enactment of this Act, the USAID Administrator
4 shall consult with the Committees on Appropriations
5 on the proposed uses of funds for such partnerships.

6 (b) DEVELOPMENT PROGRAMS.—Of the funds appro-
7 priated by this Act under the heading “Development As-
8 sistance”, not less than \$17,000,000 shall be made avail-
9 able for USAID cooperative development programs and
10 not less than \$31,500,000 shall be made available for the
11 American Schools and Hospitals Abroad program.

12 (c) ENVIRONMENT PROGRAMS.—

13 (1)(A) Funds appropriated by this Act to carry
14 out the provisions of sections 103 through 106, and
15 chapter 4 of part II, of the Foreign Assistance Act
16 of 1961 may be used, notwithstanding any other
17 provision of law, except for the provisions of this
18 subsection, to support environment programs.

19 (B) Funds made available pursuant to this sub-
20 section shall be subject to the regular notification
21 procedures of the Committees on Appropriations.

22 (2)(A) Of the funds appropriated under title III
23 of this Act, not less than \$400,000,000 shall be
24 made available for biodiversity conservation pro-
25 grams.

1 (B) Not less than \$125,000,000 of the funds
2 appropriated under titles III and IV of this Act shall
3 be made available to combat the transnational threat
4 of wildlife poaching and trafficking.

5 (C) None of the funds appropriated under title
6 IV of this Act may be made available for training or
7 other assistance for any military unit or personnel
8 that the Secretary of State determines has been
9 credibly alleged to have participated in wildlife
10 poaching or trafficking, unless the Secretary reports
11 to the appropriate congressional committees that to
12 do so is in the national security interest of the
13 United States.

14 (D) Funds appropriated by this Act for bio-
15 diversity programs shall not be used to support the
16 expansion of industrial scale logging or any other in-
17 dustrial scale extractive activity into areas that were
18 primary/intact tropical forests as of December 30,
19 2013, and the Secretary of the Treasury shall in-
20 struct the United States executive directors of each
21 international financial institution (IFI) to use the
22 voice and vote of the United States to oppose any
23 financing of any such activity.

24 (3) The Secretary of the Treasury shall instruct
25 the United States executive director of each IFI that

1 it is the policy of the United States to use the voice
2 and vote of the United States, in relation to any
3 loan, grant, strategy, or policy of such institution,
4 regarding the construction of any large dam con-
5 sistent with the criteria set forth in Senate Report
6 114–79, while also considering whether the project
7 involves important foreign policy objectives.

8 (4) Of the funds appropriated under title III of
9 this Act, not less than \$202,500,000 shall be made
10 available for sustainable landscapes programs.

11 (5) Of the funds appropriated under title III of
12 this Act, not less than \$294,200,000 shall be made
13 available for adaptation programs, including in sup-
14 port of the implementation of the Indo-Pacific Strat-
15 egy.

16 (6) Of the funds appropriated under title III of
17 this Act, not less than \$268,500,000 shall be made
18 available for renewable energy programs, including
19 in support of carrying out the purposes of the Elec-
20 trify Africa Act (Public Law 114–121) and imple-
21 mentation of the Power Africa initiative.

22 (d) FOOD SECURITY AND AGRICULTURAL DEVELOP-
23 MENT.—Of the funds appropriated by title III of this Act,
24 not less than \$1,100,000,000 shall be made available for
25 food security and agricultural development programs to

1 carry out the purposes of the Global Food Security Act
2 of 2016 (Public Law 114–195): *Provided*, That funds may
3 be made available for a contribution as authorized by sec-
4 tion 3202 of the Food, Conservation, and Energy Act of
5 2008 (Public Law 110–246), as amended by section 3310
6 of the Agriculture Improvement Act of 2018 (Public Law
7 115–334).

8 (e) MICRO, SMALL, AND MEDIUM-SIZED ENTER-
9 PRISES.—Of the funds appropriated by this Act, not less
10 than \$265,000,000 shall be made available to support the
11 development of, and access to financing for, micro, small,
12 and medium-sized enterprises that benefit the poor, espe-
13 cially women.

14 (f) PROGRAMS TO COMBAT TRAFFICKING IN PER-
15 SONS.—Of the funds appropriated by this Act under the
16 headings “Development Assistance”, “Economic Support
17 Fund”, “Assistance for Europe, Eurasia and Central
18 Asia”, and “International Narcotics Control and Law En-
19 forcement”, not less than \$106,400,000 shall be made
20 available for activities to combat trafficking in persons
21 internationally, including for the Program to End Modern
22 Slavery, of which not less than \$77,000,000 shall be from
23 funds made available under the heading “International
24 Narcotics Control and Law Enforcement”: *Provided*, That
25 funds made available by this Act under the headings “De-

1 velopment Assistance”, “Economic Support Fund”, and
2 “Assistance for Europe, Eurasia and Central Asia” that
3 are made available for activities to combat trafficking in
4 persons should be obligated and programmed consistent
5 with the country-specific recommendations included in the
6 annual Trafficking in Persons Report, and shall be coordi-
7 nated with the Office to Monitor and Combat Trafficking
8 in Persons, Department of State.

9 (g) RECONCILIATION PROGRAMS.—Of the funds ap-
10 propriated by this Act under the heading “Development
11 Assistance”, not less than \$25,000,000 shall be made
12 available to support people-to-people reconciliation pro-
13 grams which bring together individuals of different ethnic,
14 religious, and political backgrounds from areas of civil
15 strife and war: *Provided*, That the USAID Administrator
16 shall consult with the Committees on Appropriations, prior
17 to the initial obligation of funds, on the uses of such funds,
18 and such funds shall be subject to the regular notification
19 procedures of the Committees on Appropriations: *Provided*
20 *further*, That to the maximum extent practicable, such
21 funds shall be matched by sources other than the United
22 States Government: *Provided further*, That such funds
23 shall be administered by the Center for Conflict and Vio-
24 lence Prevention, USAID.

1 (h) WATER AND SANITATION.—Of the funds appro-
2 priated by this Act, not less than \$475,000,000 shall be
3 made available for water supply and sanitation projects
4 pursuant to section 136 of the Foreign Assistance Act of
5 1961, of which not less than \$237,000,000 shall be for
6 programs in sub-Saharan Africa, and of which not less
7 than \$17,000,000 shall be made available to support ini-
8 tiatives by local communities in developing countries to
9 build and maintain safe latrines.

10 BUDGET DOCUMENTS

11 SEC. 7061. (a) OPERATING PLANS.—Not later than
12 45 days after enactment of this Act, each department,
13 agency, or organization funded in titles I, II, and VI of
14 this Act, and the Department of the Treasury and Inde-
15 pendent Agencies funded in title III of this Act, including
16 the Inter-American Foundation and the United States Af-
17 rican Development Foundation, shall submit to the Com-
18 mittees on Appropriations an operating plan for funds ap-
19 propriated to such department, agency, or organization in
20 such titles of this Act, or funds otherwise available for ob-
21 ligation in fiscal year 2022, that provides details of the
22 uses of such funds at the program, project, and activity
23 level: *Provided*, That such plans shall include, as applica-
24 ble, a comparison between the congressional budget jus-
25 tification funding levels, the most recent congressional di-

1 rectives or approved funding levels, and the funding levels
2 proposed by the department or agency; and a clear, con-
3 cise, and informative description/justification: *Provided*
4 *further*, That operating plans that include changes in lev-
5 els of funding for programs, projects, and activities speci-
6 fied in the congressional budget justification, in this Act,
7 or amounts specifically designated in the respective tables
8 included in the report accompanying this Act, as applica-
9 ble, shall be subject to the notification and reprogramming
10 requirements of section 7015 of this Act.

11 (b) SPEND PLANS.—

12 (1) Not later than 90 days after enactment of
13 this Act, the Secretary of State or Administrator of
14 the United States Agency for International Develop-
15 ment, as appropriate, shall submit to the Commit-
16 tees on Appropriations a spend plan for funds made
17 available by this Act, for—

18 (A) assistance for Afghanistan, Iraq, Leb-
19 anon, Pakistan, Syria, Colombia, and countries
20 in Central America;

21 (B) assistance made available pursuant to
22 section 7047(d) of this Act to counter Russian
23 influence and aggression, except that such plan
24 shall be on a country-by-country basis;

1 (C) assistance made available pursuant to
2 section 7059 of this Act;

3 (D) the Indo-Pacific Strategy and the
4 Countering PRC Influence Fund;

5 (E) democracy programs, the Power Africa
6 and Prosper Africa initiatives, and sectors enu-
7 merated in subsections (a), (c), (d), (e), (f), (g)
8 and (h) of section 7060 of this Act;

9 (F) funds provided under the heading
10 “International Narcotics Control and Law En-
11 forcement” for International Organized Crime
12 and for Cybercrime and Intellectual Property
13 Rights: *Provided*, That the spend plans shall in-
14 clude bilateral and global programs funded
15 under such heading along with a brief descrip-
16 tion of the activities planned for each country;
17 and

18 (G) the regional security initiatives de-
19 scribed under this heading in section 7050 in
20 Senate Report 116–126.

21 (2) Not later than 90 days after enactment of
22 this Act, the Secretary of the Treasury shall submit
23 to the Committees on Appropriations a detailed
24 spend plan for funds made available by this Act
25 under the heading “Department of the Treasury,

1 International Affairs Technical Assistance” in title
2 III.

3 (c) CLARIFICATION.—The spend plans referenced in
4 subsection (b) shall not be considered as meeting the noti-
5 fication requirements in this Act or under section 634A
6 of the Foreign Assistance Act of 1961.

7 (d) CONGRESSIONAL BUDGET JUSTIFICATION.—

8 (1) SUBMISSION.—The congressional budget
9 justification for Department of State operations and
10 foreign operations shall be provided to the Commit-
11 tees on Appropriations concurrent with the date of
12 submission of the President’s budget for fiscal year
13 2023: *Provided*, That the appendices for such jus-
14 tification shall be provided to the Committees on Ap-
15 propriations not later than 10 calendar days there-
16 after.

17 (2) MULTI-YEAR AVAILABILITY OF CERTAIN
18 FUNDS.—The Secretary of State and the USAID
19 Administrator shall include in the congressional
20 budget justification a detailed justification for multi-
21 year availability for any funds requested under the
22 headings “Diplomatic Programs” and “Operating
23 Expenses”.

24 REORGANIZATION

25 SEC. 7062. (a) OVERSIGHT.—

1 (1) PRIOR CONSULTATION AND NOTIFICA-
2 TION.—Funds appropriated by this Act, prior Acts
3 making appropriations for the Department of State,
4 foreign operations, and related programs, or any
5 other Act may not be used to implement a reorga-
6 nization, redesign, or other plan described in para-
7 graph (2) by the Department of State, the United
8 States Agency for International Development, or any
9 other Federal department, agency, or organization
10 funded by this Act without prior consultation by the
11 head of such department, agency, or organization
12 with the appropriate congressional committees: *Pro-*
13 *vided*, That such funds shall be subject to the reg-
14 ular notification procedures of the Committees on
15 Appropriations: *Provided further*, That any such no-
16 tification submitted to such Committees shall include
17 a detailed justification for any proposed action, in-
18 cluding the information specified under section 7073
19 of the joint explanatory statement accompanying the
20 Department of State, Foreign Operations, and Re-
21 lated Programs Appropriations Act, 2019 (division
22 F of Public Law 116–6): *Provided further*, That con-
23 gressional notifications submitted in prior fiscal
24 years pursuant to similar provisions of law in prior
25 Acts making appropriations for the Department of

1 State, foreign operations, and related programs may
2 be deemed to meet the notification requirements of
3 this section.

4 (2) DESCRIPTION OF ACTIVITIES.—Pursuant to
5 paragraph (1), a reorganization, redesign, or other
6 plan shall include any action to—

7 (A) expand, eliminate, consolidate, or
8 downsize covered departments, agencies, or or-
9 ganizations, including bureaus and offices with-
10 in or between such departments, agencies, or
11 organizations, including the transfer to other
12 agencies of the authorities and responsibilities
13 of such bureaus and offices;

14 (B) expand, eliminate, consolidate, or
15 downsize the United States official presence
16 overseas, including at bilateral, regional, and
17 multilateral diplomatic facilities and other plat-
18 forms; or

19 (C) expand or reduce the size of the per-
20 manent Civil Service, Foreign Service, eligible
21 family member, and locally employed staff
22 workforce of the Department of State and
23 USAID.

24 (b) ADMINISTRATION OF FUNDS.—Funds made
25 available by this Act—

1 (1) under the heading “Migration and Refugee
2 Assistance” shall be administered by the Assistant
3 Secretary for Population, Refugees, and Migration,
4 Department of State, and this responsibility shall
5 not be delegated; and

6 (2) that are made available for the Office of
7 Global Women’s Issues shall be administered by the
8 United States Ambassador-at-Large for Global
9 Women’s Issues, Department of State, and this re-
10 sponsibility shall not be delegated.

11 DEPARTMENT OF STATE MANAGEMENT

12 SEC. 7063. (a) FINANCIAL SYSTEMS IMPROVE-
13 MENT.—Funds appropriated by this Act for the operations
14 of the Department of State under the headings “Diplo-
15 matic Programs” and “Capital Investment Fund” shall be
16 made available to implement the recommendations con-
17 tained in the Foreign Assistance Data Review Findings
18 Report (FADR) and the Office of Inspector General (OIG)
19 report entitled “Department Financial Systems Are Insuf-
20 ficient to Track and Report on Foreign Assistance
21 Funds”: *Provided*, That such funds may not be obligated
22 for enhancements to, or expansions of, the Budget System
23 Modernization Financial System, Central Resource Man-
24 agement System, Joint Financial Management System, or
25 Foreign Assistance Coordination and Tracking System

1 until such updated plan is submitted to the Committees
2 on Appropriations: *Provided further*, That such funds may
3 not be obligated for new, or expansion of existing, ad hoc
4 electronic systems to track commitments, obligations, or
5 expenditures of funds unless the Secretary of State, fol-
6 lowing consultation with the Chief Information Officer of
7 the Department of State, has reviewed and certified that
8 such new system or expansion is consistent with the
9 FADR and OIG recommendations: *Provided further*, That
10 not later than 45 days after enactment of this Act, the
11 Secretary of State shall submit to the Committees on Ap-
12 propriations an update to the plan required under section
13 7006 of the Department of State, Foreign Operations, and
14 Related Programs Appropriations Act, 2017 (division J of
15 Public Law 115–31) for implementing the FADR and
16 OIG recommendations.

17 (b) WORKING CAPITAL FUND.—Funds appropriated
18 by this Act or otherwise made available to the Department
19 of State for payments to the Working Capital Fund may
20 only be used for the service centers included in the Con-
21 gressional Budget Justification, Department of State,
22 Foreign Operations, and Related Programs, Fiscal Year
23 2022: *Provided*, That the amounts for such service centers
24 shall be the amounts included in such budget justification,
25 except as provided in section 7015(b) of this Act: *Provided*

1 *further*, That Federal agency components shall be charged
2 only for their direct usage of each Working Capital Fund
3 service: *Provided further*, That prior to increasing the per-
4 centage charged to Department of State bureaus and of-
5 fices for procurement-related activities, the Secretary of
6 State shall include the proposed increase in the Depart-
7 ment of State budget justification or, at least 60 days
8 prior to the increase, provide the Committees on Appro-
9 priations a justification for such increase, including a de-
10 tailed assessment of the cost and benefit of the services
11 provided by the procurement fee: *Provided further*, That
12 Federal agency components may only pay for Working
13 Capital Fund services that are consistent with the purpose
14 and authorities of such components: *Provided further*,
15 That the Working Capital Fund shall be paid in advance
16 or reimbursed at rates which will return the full cost of
17 each service.

18 (c) CERTIFICATION.—

19 (1) COMPLIANCE.—Not later than 45 days
20 after the initial obligation of funds appropriated
21 under titles III and IV of this Act that are made
22 available to a Department of State bureau or office
23 with responsibility for the management and over-
24 sight of such funds, the Secretary of State shall cer-
25 tify and report to the Committees on Appropria-

1 tions, on an individual bureau or office basis, that
2 such bureau or office is in compliance with Depart-
3 ment and Federal financial and grants management
4 policies, procedures, and regulations, as applicable.

5 (2) CONSIDERATIONS.—When making a certifi-
6 cation required by paragraph (1), the Secretary of
7 State shall consider the capacity of a bureau or of-
8 fice to—

9 (A) account for the obligated funds at the
10 country and program level, as appropriate;

11 (B) identify risks and develop mitigation
12 and monitoring plans;

13 (C) establish performance measures and
14 indicators;

15 (D) review activities and performance; and

16 (E) assess final results and reconcile fi-
17 nances.

18 (3) PLAN.—If the Secretary of State is unable
19 to make a certification required by paragraph (1),
20 the Secretary shall submit a plan and timeline de-
21 tailing the steps to be taken to bring such bureau
22 or office into compliance.

23 (d) INFORMATION TECHNOLOGY PLATFORM.—

24 (1) None of the funds appropriated in title I of
25 this Act under the heading “Administration of For-

1 eign Affairs” may be made available for a new major
2 information technology (IT) investment without the
3 concurrence of the Chief Information Officer, De-
4 partment of State.

5 (2) None of the funds appropriated in title I of
6 this Act under the heading “Administration of For-
7 eign Affairs” may be used by an agency to submit
8 a project proposal to the Technology Modernization
9 Board for funding from the Technology Moderniza-
10 tion Fund unless, not later than 15 days in advance
11 of submitting the project proposal to the Board, the
12 head of the agency—

13 (A) notifies the Committees on Appropria-
14 tions of the proposed submission of the project
15 proposal; and

16 (B) submits to the Committees on Appro-
17 priations a copy of the project proposal.

18 (3) None of the funds appropriated in title I of
19 this Act and prior Acts making appropriations for
20 the Department of State, foreign operations, and re-
21 lated programs under the heading “Administration
22 of Foreign Affairs” may be used by an agency to
23 carry out a project that is approved by the Board
24 unless the head of the agency—

1 (A) submits to the Committees on Appro-
2 priations a copy of the approved project pro-
3 posal, including the terms of reimbursement of
4 funding received for the project; and

5 (B) agrees to submit to the Committees on
6 Appropriations a copy of each report relating to
7 the project that the head of the agency submits
8 to the Board.

9 (4) SPECIAL HIRING AUTHORITY.—The Depart-
10 ment of State may offer compensated internships for
11 not more than 52 weeks, and select, appoint, em-
12 ploy, and remove individuals in such compensated
13 internships without regard to the provisions of law
14 governing appointments in the competitive service.

15 UNITED STATES AGENCY FOR INTERNATIONAL
16 DEVELOPMENT MANAGEMENT

17 SEC. 7064. (a) AUTHORITY.—Up to \$110,000,000 of
18 the funds made available in title III of this Act pursuant
19 to or to carry out the provisions of part I of the Foreign
20 Assistance Act of 1961, including funds appropriated
21 under the heading “Assistance for Europe, Eurasia and
22 Central Asia”, may be used by the United States Agency
23 for International Development to hire and employ individ-
24 uals in the United States and overseas on a limited ap-
25 pointment basis pursuant to the authority of sections 308

1 and 309 of the Foreign Service Act of 1980 (22 U.S.C.
2 3948 and 3949).

3 (b) RESTRICTION.—The authority to hire individuals
4 contained in subsection (a) shall expire on September 30,
5 2023.

6 (c) PROGRAM ACCOUNT CHARGED.—The account
7 charged for the cost of an individual hired and employed
8 under the authority of this section shall be the account
9 to which the responsibilities of such individual primarily
10 relate: *Provided*, That funds made available to carry out
11 this section may be transferred to, and merged with, funds
12 appropriated by this Act in title II under the heading “Op-
13 erating Expenses”.

14 (d) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
15 viduals hired and employed by USAID, with funds made
16 available in this Act or prior Acts making appropriations
17 for the Department of State, foreign operations, and re-
18 lated programs, pursuant to the authority of section 309
19 of the Foreign Service Act of 1980 (22 U.S.C. 3949), may
20 be extended for a period of up to 4 years notwithstanding
21 the limitation set forth in such section.

22 (e) DISASTER SURGE CAPACITY.—Funds appro-
23 priated under title III of this Act to carry out part I of
24 the Foreign Assistance Act of 1961, including funds ap-
25 propriated under the heading “Assistance for Europe,

1 Eurasia and Central Asia”, may be used, in addition to
2 funds otherwise available for such purposes, for the cost
3 (including the support costs) of individuals detailed to or
4 employed by USAID whose primary responsibility is to
5 carry out programs in response to natural disasters, or
6 man-made disasters subject to the regular notification
7 procedures of the Committees on Appropriations.

8 (f) PERSONAL SERVICES CONTRACTORS.—Funds ap-
9 propriated by this Act to carry out chapter 1 of part I,
10 chapter 4 of part II, and section 667 of the Foreign As-
11 sistance Act of 1961, and title II of the Food for Peace
12 Act (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be
13 used by USAID to employ up to 40 personal services con-
14 tractors in the United States, notwithstanding any other
15 provision of law, for the purpose of providing direct, in-
16 terim support for new or expanded overseas programs and
17 activities managed by the agency until permanent direct
18 hire personnel are hired and trained: *Provided*, That not
19 more than 15 of such contractors shall be assigned to any
20 bureau or office: *Provided further*, That such funds appro-
21 priated to carry out title II of the Food for Peace Act
22 (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be made
23 available only for personal services contractors assigned
24 to the Bureau for Humanitarian Assistance.

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

7 (h) SENIOR FOREIGN SERVICE LIMITED APPOINT-
8 MENTS.—Individuals hired pursuant to the authority pro-
9 vided by section 7059(o) of the Department of State, For-
10 eign Operations, and Related Programs Appropriations
11 Act, 2010 (division F of Public Law 111–117) may be
12 assigned to or support programs in Afghanistan or Paki-
13 stan with funds made available in this Act and prior Acts
14 making appropriations for the Department of State, for-
15 eign operations, and related programs.

16 STABILIZATION AND DEVELOPMENT IN REGIONS
17 IMPACTED BY EXTREMISM AND CONFLICT

18 SEC. 7065. (a) PREVENTION AND STABILIZATION
19 FUND.—

20 (1) FUNDS AND TRANSFER AUTHORITY.—Of
21 the funds appropriated by this Act under the head-
22 ings “Economic Support Fund”, “International Nar-
23 cotics Control and Law Enforcement”, “Non-
24 proliferation, Anti-terrorism, Demining and Related
25 Programs”, “Peacekeeping Operations”, and “For-

1 eign Military Financing Program”, not less than
2 \$125,000,000 shall be made available for the pur-
3 poses of the Prevention and Stabilization Fund, as
4 authorized by, and for the purposes enumerated in,
5 section 509(a) of the Global Fragility Act of 2019
6 (title V of division J of Public Law 116–94), of
7 which \$25,000,000 may be made available for the
8 Multi-Donor Global Fragility Fund authorized by
9 section 510(c) of such Act: *Provided*, That such
10 funds appropriated under such headings may be
11 transferred to, and merged with, funds appropriated
12 under such headings: *Provided further*, That such
13 transfer authority is in addition to any other trans-
14 fer authority provided by this Act or any other Act,
15 and is subject to the regular notification procedures
16 of the Committees on Appropriations.

17 (2) TRANSITIONAL JUSTICE.—Of the funds ap-
18 propriated by this Act under the headings “Eco-
19 nomic Support Fund” and “International Narcotics
20 Control and Law Enforcement” that are made avail-
21 able for the Prevention and Stabilization Fund, not
22 less than \$10,000,000 shall be made available for
23 programs to promote accountability for genocide,
24 crimes against humanity, and war crimes, including
25 in Iraq and Syria, which shall be in addition to any

1 other funds made available by this Act for such pur-
2 poses: *Provided*, That such programs shall include
3 components to develop local investigative and judi-
4 cial skills, and to collect and preserve evidence and
5 maintain the chain of custody of evidence, including
6 for use in prosecutions, and may include the estab-
7 lishment of, and assistance for, transitional justice
8 mechanisms: *Provided further*, That such funds shall
9 be administered by the Special Coordinator for the
10 Office of Global Criminal Justice, Department of
11 State: *Provided further*, That funds made available
12 by this paragraph shall be made available on an
13 open and competitive basis.

14 (b) GLOBAL FRAGILITY ACT IMPLEMENTATION.—
15 Funds appropriated by this Act shall be made available
16 to implement the Global Fragility Act of 2019 (title V of
17 division J of Public Law 116–94): *Provided*, That not
18 later than 90 days after enactment of this Act, the Sec-
19 retary of State, in consultation with the Administrator of
20 the United States Agency for International Development,
21 shall submit a spend plan to the Committees on Appro-
22 priations detailing the use of funds made available by this
23 Act for such purposes.

24 (c) GLOBAL COMMUNITY ENGAGEMENT AND RESIL-
25 IENCE FUND.—Funds appropriated by this Act and prior

1 Acts making appropriations for the Department of State,
2 foreign operations, and related programs under the head-
3 ing “Economic Support Fund” may be made available to
4 the Global Community Engagement and Resilience Fund
5 (GCERF), including as a contribution: *Provided*, That any
6 such funds made available for the GCERF shall be made
7 available on a cost-matching basis from sources other than
8 the United States Government, to the maximum extent
9 practicable, and shall be subject to the regular notification
10 procedures of the Committees on Appropriations.

11 (d) GLOBAL CONCESSIONAL FINANCING FACILITY.—
12 Of the funds appropriated by this Act under the heading
13 “Economic Support Fund”, \$25,000,000 shall be made
14 available for the Global Concessional Financing Facility
15 of the World Bank to provide financing to support refu-
16 gees and host communities: *Provided*, That such funds
17 shall be in addition to funds allocated for bilateral assist-
18 ance in the report required by section 653(a) of the For-
19 eign Assistance Act of 1961, and may only be made avail-
20 able subject to prior to consultation with the Committees
21 on Appropriations: *Provided further*, That such funds may
22 be transferred to the Department of the Treasury.

23 DISABILITY PROGRAMS

24 SEC. 7066. (a) ASSISTANCE.—Funds appropriated by
25 this Act under the heading “Development Assistance”

1 shall be made available for programs and activities admin-
2 istered by the United States Agency for International De-
3 velopment to address the needs and protect and promote
4 the rights of people with disabilities in developing coun-
5 tries, including initiatives that focus on independent living,
6 economic self-sufficiency, advocacy, education, employ-
7 ment, transportation, sports, political and electoral par-
8 ticipation, and integration of individuals with disabilities,
9 including for the cost of translation.

10 (b) MANAGEMENT, OVERSIGHT, AND TECHNICAL
11 SUPPORT.—Of the funds made available pursuant to this
12 section, 5 percent may be used by USAID for manage-
13 ment, oversight, and technical support.

14 DEBT-FOR-DEVELOPMENT

15 SEC. 7067. In order to enhance the continued partici-
16 pation of nongovernmental organizations in debt-for-devel-
17 opment and debt-for-nature exchanges, a nongovern-
18 mental organization which is a grantee or contractor of
19 the United States Agency for International Development
20 may place in interest bearing accounts local currencies
21 which accrue to that organization as a result of economic
22 assistance provided under title III of this Act and, subject
23 to the regular notification procedures of the Committees
24 on Appropriations, any interest earned on such investment

1 shall be used for the purpose for which the assistance was
2 provided to that organization.

3 ENTERPRISE FUNDS

4 SEC. 7068. (a) NOTIFICATION.—None of the funds
5 made available under titles III through VI of this Act may
6 be made available for Enterprise Funds unless the appro-
7 priate congressional committees are notified at least 15
8 days in advance.

9 (b) DISTRIBUTION OF ASSETS PLAN.—Prior to the
10 distribution of any assets resulting from any liquidation,
11 dissolution, or winding up of an Enterprise Fund, in whole
12 or in part, the President shall submit to the appropriate
13 congressional committees a plan for the distribution of the
14 assets of the Enterprise Fund.

15 (c) TRANSITION OR OPERATING PLAN.—Prior to a
16 transition to and operation of any private equity fund or
17 other parallel investment fund under an existing Enter-
18 prise Fund, the President shall submit such transition or
19 operating plan to the appropriate congressional commit-
20 tees.

21 EXTENSION OF CONSULAR FEES AND RELATED

22 AUTHORITIES

23 SEC. 7069. (a) Section 1(b)(1) of the Passport Act
24 of June 4, 1920 (22 U.S.C. 214(b)(1)) shall be applied

1 through fiscal year 2022 by substituting “the costs of pro-
2 viding consular services” for “such costs”.

3 (b) Section 21009 of the Emergency Appropriations
4 for Coronavirus Health Response and Agency Operations
5 (division B of Public Law 116–136; 134 Stat. 592) shall
6 be applied during fiscal year 2022 by substituting “2020,
7 2021, and 2022” for “2020 and 2021”.

8 (c) Discretionary amounts made available to the De-
9 partment of State under the heading “Administration of
10 Foreign Affairs” of this Act, and discretionary unobli-
11 gated balances under such heading from prior Acts mak-
12 ing appropriations for the Department of State, foreign
13 operations, and related programs, may be transferred to
14 the Consular and Border Security Programs account if the
15 Secretary of State determines and reports to the Commit-
16 tees on Appropriations that to do so is necessary to sus-
17 tain consular operations, following consultation with such
18 Committees: *Provided*, That such transfer authority is in
19 addition to any transfer authority otherwise available in
20 this Act and under any other provision of law.

21 (d) In addition to the uses permitted pursuant to sec-
22 tion 286(v)(2)(A) of the Immigration and Nationality Act
23 (8 U.S.C. 1356(v)(2)(A)), for fiscal year 2022, the Sec-
24 retary of State may also use fees deposited into the Fraud

1 Prevention and Detection Account for the costs of pro-
2 viding consular services.

3 (e) Amounts repurposed or transferred pursuant to
4 this section that were previously designated by the Con-
5 gress for an emergency requirement pursuant to section
6 251(b)(2)(A)(i) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985 or a concurrent resolution on
8 the budget are designated by the Congress as being for
9 an emergency requirement pursuant to section 1(f) of
10 H.Res. 467 of the 117th Congress as engrossed on June
11 14, 2021.

12 PROTECTIVE SERVICES

13 SEC. 7070. Of the funds appropriated under the
14 heading “Diplomatic Programs” by this Act and prior
15 Acts making appropriations for the Department of State,
16 foreign operations, and related programs, except for funds
17 designated by the Congress as an emergency requirement
18 pursuant to a concurrent resolution on the budget or the
19 Balanced Budget and Emergency Deficit Control Act of
20 1985, up to \$15,000,000 may be made available to provide
21 protective services to former or retired senior Department
22 of State officials or employees that the Secretary of State,
23 in consultation with the Director of National Intelligence,
24 determines and reports to congressional leadership and the
25 appropriate congressional committees, face a serious and

1 credible threat from a foreign power or the agent of a for-
2 eign power arising from duties performed by such official
3 or employee while employed by the Department: *Provided*,
4 That such determination shall include a justification for
5 the provision of protective services by the Department, in-
6 cluding the identification of the specific nature of the
7 threat and the anticipated duration of such services pro-
8 vided, which may be submitted in classified form, if nec-
9 essary: *Provided further*, That such protective services
10 shall be consistent with other such services performed by
11 the Bureau of Diplomatic Security under 22 U.S.C. 2709
12 for Department officials, and shall be made available for
13 an initial period of not more than 180 days, which may
14 be extended for additional consecutive periods of 60 days
15 upon a subsequent determination by the Secretary that
16 the specific threat persists: *Provided further*, That not
17 later than 45 days after enactment of this Act and quar-
18 terly thereafter, the Secretary shall submit a report to con-
19 gressional leadership and the appropriate congressional
20 committees detailing the number of individuals receiving
21 protective services and the amount of funds expended for
22 such services on a case-by-case basis, which may be sub-
23 mitted in classified form, if necessary: *Provided further*,
24 That for purposes of this section a former or retired senior
25 Department of State official or employee means a person

1 that served in the Department at the Assistant Secretary,
2 Special Representative, or Senior Advisor level, or in a
3 comparable or more senior position, and has separated
4 from service at the Department: *Provided further*, That
5 funds made available pursuant to this section are in addi-
6 tion to amounts otherwise made available for such pur-
7 poses.

8 RESCISSIONS

9 (INCLUDING RESCISSIONS OF FUNDS)

10 SEC. 7071. (a) ECONOMIC SUPPORT FUND.—Of the
11 unobligated balances from amounts made available under
12 the heading “Economic Support Fund” from prior Acts
13 making appropriations for the Department of State, for-
14 eign operations, and related programs, \$15,000,000 are
15 rescinded.

16 (b) MILLENNIUM CHALLENGE CORPORATION.—Of
17 the unobligated balances from amounts made available
18 under the heading “Millennium Challenge Corporation”
19 from prior Acts making appropriations for the Depart-
20 ment of State, foreign operations, and related programs,
21 \$515,000,000 are rescinded.

22 (c) PEACE CORPS.—Of the unobligated balances from
23 amounts made available under the heading “Peace Corps”
24 from prior Acts making appropriations for the Depart-

1 ment of State, foreign operations, and related programs,
2 \$40,000,000 are rescinded.

3 (d) INTERNATIONAL NARCOTICS CONTROL AND LAW
4 ENFORCEMENT.—Of the unobligated balances from
5 amounts made available under the heading “International
6 Narcotics Control and Law Enforcement” from prior Acts
7 making appropriations for the Department of State, for-
8 eign operations, and related programs, \$5,000,000 are re-
9 scinded.

10 (e) RESTRICTION.—No amounts may be rescinded
11 from amounts that were previously designated by the Con-
12 gress as an emergency requirement pursuant to the Bal-
13 anced Budget and Emergency Deficit Control Act of 1984
14 or a concurrent resolution on the budget.

15 ASSISTANCE FOR FOREIGN NONGOVERNMENTAL
16 ORGANIZATIONS

17 SEC. 7072. The Foreign Assistance Act of 1961 (22
18 U.S.C. 2151 et seq.) is amended by inserting after section
19 104C the following:

20 **“SEC. 104D ELIGIBILITY FOR ASSISTANCE.**

21 “Notwithstanding any other provision of law, regula-
22 tion, or policy, in determining eligibility for assistance
23 under sections 104, 104A, 104B, and 104C, a foreign non-
24 governmental organization—

1 “(1) shall not be ineligible for such assistance
2 solely on the basis of health or medical services, in-
3 cluding counseling and referral services, provided by
4 such organization with non-United States Govern-
5 ment funds if such services—

6 “(A) do not violate the laws of the country
7 in which they are being provided; and

8 “(B) would not violate United States Fed-
9 eral law if provided in the United States; and

10 “(2) shall not be subject to requirements relat-
11 ing to the use of non-United States Government
12 funds for advocacy and lobbying activities other than
13 those that apply to United States nongovernmental
14 organizations receiving assistance under this part.”.

15 This Act may be cited as the “Department of State,
16 Foreign Operations, and Related Programs Appropria-
17 tions Act, 2022”.

Union Calendar No. 59

117TH CONGRESS
1ST Session

H. R. 4373

[Report No. 117-84]

A BILL

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2022, and for other purposes.

JULY 6, 2021

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed