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102D CONGRESS
1ST SESSION

S. 1435

[Report No. 102-100]

To amend the Foreign Assistance Act of 1961 and the Arms Export Control Act, and related statutory provisions, to authorize economic and security assistance programs for fiscal years 1992 and 1993, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 2, 1991

Mr. PELL from the Committee on Foreign Relations, reported, under authority of the order of the Senate of June 24 (legislative day, June 11), 1991, the following original bill; which was read twice and placed on the calendar

A BILL

To amend the Foreign Assistance Act of 1961 and the Arms Export Control Act, and related statutory provisions, to authorize economic and security assistance programs for fiscal years 1992 and 1993, and for other purposes.

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

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “International Security
3 and Economic Cooperation Act of 1991”.

4 SEC. 2. TABLE OF CONTENTS.

5 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

**TITLE I—STATEMENT OF POLICY; DEVELOPMENT ASSISTANCE
PROGRAMS**

Sec. 101. General policy and development assistance policy.

Sec. 102. Agriculture, rural development, and nutrition.

Sec. 103. Population and health.

Sec. 104. Education and human resources development.

Sec. 105. Private sector, environment, energy and other development assistance.

Sec. 106. South African education.

Sec. 107. Environment and natural resources.

Sec. 108. Tropical forests.

Sec. 109. Private and voluntary organizations and cooperatives.

Sec. 110. Special waiver authority.

Sec. 111. Women in development.

Sec. 112. Economic reform and environmental protection.

TITLE II—OTHER ASSISTANCE PROGRAMS AND AUTHORIZATIONS

Sec. 201. American schools and hospitals abroad.

Sec. 202. Encouraging American schools in Eastern Europe and the Soviet
Union.

Sec. 203. Private sector credit program.

Sec. 204. Housing and other credit guarantee programs.

Sec. 205. Voluntary contributions to international organizations and programs.

Sec. 206. International disaster assistance.

Sec. 207. International narcotics control.

Sec. 208. International narcotics control authorization.

Sec. 209. Trade and development agency.

Sec. 210. Requirement of Senate confirmation for specific positions in AID.

Sec. 211. Operating expenses.

Sec. 212. Operating expenses, Office of Inspector General.

Sec. 213. Centers for university cooperation and voluntary cooperation in devel-
opment.

Sec. 214. Notification of program change.

Sec. 215. Interest on local currency accruing to nongovernmental organizations.

TITLE III—ECONOMIC SUPPORT FUND

Sec. 301. Authorization of appropriation.

Sec. 302. Administration of justice.

Sec. 303. Capital and infrastructure assistance.

Sec. 304. Restriction on use of funds for nuclear facilities.

Sec. 305. Purchase of United States goods and services.

TITLE IV—MILITARY ASSISTANCE AND SALES AND RELATED PROGRAMS

- Sec. 401. Findings and purposes of military assistance.
- Sec. 402. General authority.
- Sec. 403. Authorization.
- Sec. 404. Conditions of eligibility.
- Sec. 405. Defense drawdown special authority.
- Sec. 406. Stockpiles.
- Sec. 407. Excess defense articles.
- Sec. 408. International military education and training.
- Sec. 409. Peacekeeping operations.
- Sec. 410. Antiterrorism assistance.
- Sec. 411. Amendments to Arms Export Control Act.
- Sec. 412. Designation of major non-NATO allies.
- Sec. 413. Commitment of prior year military assistance funds and prohibition on depleted uranium shells.
- Sec. 414. Policy on Middle East arms sales.

TITLE V—SPECIAL AUTHORITIES, RESTRICTIONS AND REPORTS

- Sec. 501. Unanticipated contingencies.
- Sec. 502. Emergency assistance.
- Sec. 503. Termination expenses.
- Sec. 504. Exemption of assistance through nongovernmental organizations from restrictions.
- Sec. 505. Communist countries.
- Sec. 506. Military coups.
- Sec. 507. Countries in arrears on assistance repayments.
- Sec. 508. Monitoring of end-item use.
- Sec. 509. Contracting with individuals.
- Sec. 510. Recognition of American generosity.
- Sec. 511. Activities under other laws not affected.
- Sec. 512. Policy on further management reform.
- Sec. 513. Economic support fund report.

TITLE VI—SPECIAL ASSISTANCE INITIATIVES AND OTHER REGION OR COUNTRY SPECIFIC PROVISIONS

CHAPTER 1—EAST ASIA AND THE PACIFIC

SUBCHAPTER A—ASSISTANCE TO THE PHILIPPINES

- Sec. 601. Multilateral assistance initiative for the Philippines.
- Sec. 602. Findings and statement of policy.
- Sec. 603. Uses of assistance.
- Sec. 604. Report to Congress.
- Sec. 605. Authorization.
- Sec. 606. Donor coordination.
- Sec. 607. Administrative authorities.

SUBCHAPTER B—HUMANITARIAN ASSISTANCE FOR CAMBODIAN DEMOCRACY

- Sec. 608. Humanitarian assistance for Cambodian democracy.

SUBCHAPTER C—OTHER PROVISIONS RELATING TO THE REGION

- Sec. 609. Assistance for Burma.

Sec. 610. Assistance for Mongolia.

CHAPTER 2—NEAR EAST AND SOUTH ASIA

Sec. 611. Assistance for Pakistan.

Sec. 612. Assistance for Afghanistan.

Sec. 613. Promotion of human rights in Sri Lanka.

CHAPTER 3—EUROPE

SUBCHAPTER A—SEED PROGRAM SUPPORT FOR TRANSFORMATION FROM COMMUNISM TO FREE-MARKET DEMOCRACY

Sec. 621. Short title; amendment to title of SEED Act of 1989.

Sec. 622. SEED authorities; authorization of appropriations.

Sec. 623. Eastern European agriculture.

Sec. 624. Enterprise Funds.

Sec. 625. Support for American business in Eastern Europe.

Sec. 626. Sakharov exchanges.

Sec. 627. Development of governmental institutions.

Sec. 628. Administrative authorities.

Sec. 629. Regional Environmental Center for Central and Eastern Europe.

Sec. 630. Use of Polish currencies for Holocaust education.

SUBCHAPTER B—BALTIC HUMANITARIAN RELIEF

Sec. 631. Baltic humanitarian relief.

SUBCHAPTER C—CSCE ASSEMBLY

Sec. 632. Short title.

Sec. 633. United States Delegation to the Parliamentary Assembly of the Conference on Security and Cooperation in Europe.

Sec. 634. Appointment of Delegation.

Sec. 635. Funding.

Sec. 636. Annual Report.

CHAPTER 4—MIDDLE EAST

SUBCHAPTER A—ARMS SUPPLIERS REGIME

Sec. 641. Short title.

Sec. 642. Findings.

Sec. 643. Arms suppliers regime.

Sec. 644. Actions by arms suppliers regime.

Sec. 645. Multilateral moratorium on advanced conventional arms.

Sec. 646. Reports to Congress.

Sec. 647. Limitations on United States arms sales.

Sec. 648. Policy toward friendly countries.

Sec. 649. Application of regime to other regions.

Sec. 650. Definitions.

SUBCHAPTER B—MISCELLANEOUS

Sec. 651. Cooperative development program.

Sec. 652. Cooperative development research.

Sec. 653. Cooperative development projects among the United States, Israel and Eastern Europe.

Sec. 654. Restrictions and reports with regard to Syria.

- Sec. 655. Israeli-Palestinian people-to-people activities.
- Sec. 656. Policy concerning state of belligerency toward Israel by Arab states.
- Sec. 657. Peace and stability in the Middle East.

CHAPTER 5—LATIN AMERICA AND THE CARIBBEAN

SUBCHAPTER A—PROVISIONS PERTAINING TO CENTRAL AMERICA AND THE CARIBBEAN

- Sec. 661. Military aircraft transfers.
- Sec. 662. Assistance for Guatemala.
- Sec. 663. Assistance for Nicaragua.
- Sec. 664. Assistance for refugees and displaced persons.
- Sec. 665. Prohibition on assistance to members of the Sandinista popular army.

SUBCHAPTER B—PROVISIONS PERTAINING TO THE CARIBBEAN

- Sec. 666. Assistance for Haiti.
- Sec. 667. Haitian sugar cane harvesters in the Dominican Republic.
- Sec. 668. Assistance for Guyana.

SUBCHAPTER C—ANDEAN INITIATIVE

- Sec. 669. Economic assistance for the Andean countries.
- Sec. 670. Military and law enforcement assistance.
- Sec. 671. Extension of requirement for presidential determination.
- Sec. 672. Conditional waiver of Brooke-Alexander Amendment.

SUBCHAPTER D—SOUTH AMERICA

- Sec. 673. Argentina and Brazil's common nuclear policy.
- Sec. 674. Military assistance and sales for Chile.

SUBCHAPTER E—OTHER PROVISIONS PERTAINING TO THE REGION

- Sec. 675. Support of international efforts against the spread of cholera.
- Sec. 676. Assistance for law enforcement.
- Sec. 677. Strengthening civilian control over the military.

SUBCHAPTER F—MISCELLANEOUS PROVISIONS

- Sec. 678. Inter-American Foundation.
- Sec. 679. Human rights in Cuba.
- Sec. 680. Inclusion of indigenous peoples in annual human rights report.

CHAPTER 6—AFRICA

- Sec. 681. Development Fund for Africa.
- Sec. 682. Southern Africa Development Coordination Conference (SADCC).
- Sec. 683. African Development Foundation.
- Sec. 684. Assistance for Sudan.
- Sec. 685. Assistance for Kenya.
- Sec. 686. Assistance for Zaire.
- Sec. 687. Assistance for Liberia.
- Sec. 688. Strengthening judicial institutions in Africa.
- Sec. 689. Study on the impact of adjustment supported programs on the Development Fund for Africa.

TITLE VII—ENTERPRISE FOR THE AMERICAS INITIATIVE

Sec. 701. Short title.

CHAPTER 1—STATEMENT OF FINDINGS AND PURPOSE

Sec. 711. Statement of findings and purpose.

CHAPTER 2—PROGRAMS TO FACILITATE INVESTMENT FLOWS

Sec. 721. Findings.

Sec. 722. Role of Inter-American Development Bank (hereafter referred to as the "IDB") and other programs in fostering investment reform.

Sec. 723. Enterprise for the Americas Investment Fund.

CHAPTER 3—ELIGIBILITY REQUIREMENTS FOR BENEFITS

Sec. 731. Eligibility for benefits under provisions of this Act.

CHAPTER 4—ENTERPRISE FOR THE AMERICAS FACILITY

Sec. 741. Establishment.

Sec. 742. Purpose.

CHAPTER 5—DEBT REDUCTION

Sec. 751. Reduction of certain debt.

Sec. 752. Repayment of principal.

Sec. 753. Interest on new obligations.

CHAPTER 6—ENTERPRISE FOR THE AMERICAS ACCOUNTS

Sec. 761. Establishment of, deposits into and disbursements from the Americas Accounts.

Sec. 762. Enterprise for the Americas Agreement.

Sec. 763. Encouraging other creditors to undertake debt reductions.

CHAPTER 7—SALES, REDUCTIONS, OR CANCELLATIONS OF LOANS OR ASSETS

Sec. 771. Loans or assets eligible for sale, reduction, or cancellation.

Sec. 772. Deposit of proceeds.

Sec. 773. Eligible purchaser.

Sec. 774. Debtor consultation.

CHAPTER 8—INTERNATIONAL UNIVERSITY FOR THE AMERICAS

Sec. 781. Purpose.

Sec. 782. Establishment of university.

Sec. 783. Faculty, students and curriculum.

Sec. 784. Funding.

CHAPTER 9—REPORTS

Sec. 791. Annual reports to Congress.

TITLE VIII—REPEAL OF OBSOLETE PROVISIONS

Sec. 801. Repeals.

TITLE IX—MULTILATERAL DEVELOPMENT BANKS

CHAPTER 1—INTERNATIONAL MONETARY FUND

Sec. 901. United States quota increase and amendments to articles of agreement.

CHAPTER 2—AFRICAN DEVELOPMENT FUND

Sec. 911. United States contribution.

CHAPTER 3—ASIAN DEVELOPMENT BANK

Sec. 921. United States subscription to special capital increase.

TITLE X—PRESIDENTIAL CONTINGENCY FUND

Sec. 1001. Authority.

TITLE XI—PEACE CORPS

Sec. 1101. Authorization of appropriations.

Sec. 1102. Peace Corps foreign currency fluctuations.

Sec. 1103. Evaluation of health-care services provided to Peace Corps volunteers.

Sec. 1104. Reporting requirement on employment-related matters.

Sec. 1105. Peace Corps Act "third goal" activities.

TITLE XII—EFFECTIVE DATE

Sec. 1201. Effective Date.

1 **TITLE I—STATEMENT OF POLI-**
 2 **CY; DEVELOPMENT ASSIST-**
 3 **ANCE PROGRAMS**

4 **SEC. 101. GENERAL POLICY AND DEVELOPMENT ASSIST-**
 5 **ANCE POLICY.**

6 The Foreign Assistance Act of 1961 is amended by
 7 striking sections 101 and 102 and inserting in lieu thereof
 8 the following:

9 "SEC. 101. STATEMENT OF POLICY.—(a) The Con-
 10 gress finds that peace and prosperity depend on the Unit-
 11 ed States providing leadership in a world community in-
 12 creasingly receptive to democracy, open and competitive

1 markets, and cooperation against aggression. The Con-
2 gress further finds that the United States has in the past
3 helped strengthen the capacity of other nations to develop
4 their economies and human resources, improve security
5 and build responsible democratic institutions. The Con-
6 gress recognizes that for over forty years the threat of
7 international communism weighed heavily on the pro-
8 grams and priorities of United States economic and secu-
9 rity assistance. Today there is a spreading worldwide rec-
10 ognition that freedom can only be sustained by govern-
11 ments whose legitimacy rests firmly on the expressed con-
12 sent of the governed; who are themselves agents and pro-
13 tectors of individual civil, political and economic rights;
14 and who are committed to building the economic, political
15 and social institutions which will improve the quality of
16 the lives of all their people.

17 “The Congress believes that fostering economic, mili-
18 tary and other forms of international cooperation is vital
19 to United States foreign policy. Likewise, addressing the
20 manifestations of pervasive poverty through development
21 assistance is essential to establishing the political, econom-
22 ic, and social environment necessary for sustained econom-
23 ic growth. The Congress believes that assistance under
24 this Act, the Arms Export Control Act, and any Act au-
25 thorizing or appropriating funds for use under such Acts

1 should serve the following five mutually reinforcing
2 goals—

3 “(1) promoting and consolidating democratic
4 values and institutions;

5 “(2) promoting United States national security
6 interests and securing peace;

7 “(3) promoting economic growth through com-
8 petitive markets with equitable distribution of bene-
9 fits;

10 “(4) promoting human resource development
11 and meeting urgent humanitarian needs; and

12 “(5) protecting against transnational threats in-
13 cluding environmental degradation, narcotics traf-
14 ficking, and terrorism.

15 “(b) The Congress believes that the five goals set
16 forth in subsection (a) should be mutually reinforcing to
17 the maximum extent possible. Country and regional prior-
18 ities should be set and revised on the basis of progress
19 toward the attainment of the goals set forth in subsection
20 (a). Bilateral assistance and support for international or-
21 ganizations as authorized by this Act and the Arms Ex-
22 port Control Act shall, in a complementary and coherent
23 fashion, advance the five goals set forth in subsection (a).
24 Assistance authorized by this Act and the Arms Export
25 Control Act should be coordinated with the other relevant

1 international activities of the United States Government
2 so as to achieve the goals set forth in subsection (a).

3 “(c) The Congress further believes that all other
4 countries able to contribute should be urged to join in a
5 common undertaking to meet the goals set forth in subsec-
6 tion (a). Such cooperation will be essential to continuing
7 the reform process and expanding the revitalization of the
8 United Nations and other international organizations.
9 Central to this process must be the creative sharing of
10 responsibility by the United States and its main global
11 partners. Strong and effective multilateralism, particularly
12 among the growing community of democratic nations, will
13 improve the prospects for peace and prosperity regionally
14 and globally.

15 “SEC. 102. DEVELOPMENT ASSISTANCE POLICY.—

16 (a)(1) The Congress finds that it is in the interest of the
17 United States and the international community to support
18 sustainable, broad-based economic growth and national
19 systems that are committed to democratic institutions, to
20 basic human liberties, and to economic opportunity, com-
21 petitive markets and open trade. The Congress further
22 finds that economic growth and political pluralism are mu-
23 tually reinforcing means to foster broad-based and sus-
24 tainable development and, through such development, to
25 address pervasive poverty. The Congress believes that to

1 achieve economic growth, the United States must encour-
2 age and support the people of other countries in their ef-
3 forts to build and reinforce the economic, political, and
4 social institutions that will improve the quality of their
5 lives. Furthermore, Congress reaffirms the traditional hu-
6 manitarian ideals of the American people and renews its
7 commitment to assist people in developing countries to
8 combat hunger, poverty, disease, and illiteracy, and to help
9 alleviate the suffering brought about by natural and man-
10 made disasters.

11 “(2) Development assistance programs undertaken
12 pursuant to this chapter should have the following four
13 main objectives—

14 “(A) addressing the pressing problem of poverty
15 among the world’s poor majority;

16 “(B) the promotion of broad-based free market
17 economies and sustainable economic growth;

18 “(C) the promotion of improved environmental,
19 natural resource, and agricultural management to
20 enable developing countries to achieve environmen-
21 tally and economically sustainable patterns of devel-
22 opment; and

23 “(D) the promotion of democracy and political,
24 social, and economic pluralism.

1 “(b) The Congress finds that the efforts of developing
2 countries to build the social and economic institutions
3 which will achieve self-sustaining growth and improve the
4 quality of life for their people depend primarily upon mar-
5 shallng their own economic and human resources and
6 choosing their own development goals and programs. The
7 Congress recognizes that the magnitude of these efforts
8 exceeds the resources of developing countries and acknowl-
9 edges that there remains a long-term need for wealthy
10 countries to contribute additional resources for develop-
11 ment purposes. The Congress recognizes further that
12 flawed economic policies of recipient countries have, in
13 many cases, impeded both economic growth and the im-
14 pact of foreign assistance. The Congress finds that many
15 countries which have not faced legitimate national security
16 threats have devoted inordinate levels of financial re-
17 sources to military programs to the detriment of the civil-
18 ian economic sectors. The United States should work in
19 concert with other nations to mobilize resources for devel-
20 opment purposes from public and private sources.

21 “(c) Consistent with the goals set forth in section
22 101, and the four main objectives set forth in this section,
23 development assistance programs under this chapter shall
24 be designed and implemented to maximize—

1 “(1) the involvement of socially disadvantaged
2 populations, particularly women, in all aspects of the
3 program;

4 “(2) the contributions of United States scientific
5 and research talent and institutions, both public
6 and private;

7 “(3) the use of United States technology;

8 “(4) the use of United States and indigenous
9 nongovernmental organizations (including private
10 voluntary organizations, cooperatives, and credit
11 unions); and

12 “(5) the United States commitment, in keeping
13 with its constitutional heritage and in accordance
14 with its international obligations as set forth in the
15 Charter of the United Nations, to promote and en-
16 courage increased respect for human rights and fun-
17 damental freedoms.

18 “(d) It is the sense of the Congress that the United
19 States, taking into consideration the goals set forth in sec-
20 tion 101, should—

21 “(1) concentrate development assistance in
22 countries which will make the most effective use of
23 that assistance;

24 “(2) focus its development assistance on those
25 types of assistance activities which the United States

1 can provide most effectively and which meet the par-
2 ticular economic assistance requirements of a coun-
3 try; and

4 “(3) not provide development assistance for a
5 program or project in a country if the relevant sec-
6 tor or national economic policies of that country are
7 clearly unfavorable to the sustainability or broadest
8 possible impact of the assisted program or project.”.

9 **SEC. 102. AGRICULTURE, RURAL DEVELOPMENT, AND NU-**
10 **TRITION.**

11 The first sentence of section 103(a)(2) of the Foreign
12 Assistance Act of 1961 is amended to read as follows:
13 “There are authorized to be appropriated to the President
14 for purposes of this section, in addition to funds otherwise
15 available for such purposes, \$463,051,000 for each of fis-
16 cal years 1992 and 1993.”.

17 **SEC. 103. POPULATION AND HEALTH.**

18 (a) **POPULATION PLANNING.**—Section 104(b) of the
19 Foreign Assistance Act of 1961 is amended by adding at
20 the end thereof the following: “In determining eligibility
21 for assistance under this subsection, the Administrator of
22 the agency primarily responsible for administering this
23 part shall not subject nongovernmental and multilateral
24 organizations to requirements more restrictive than re-

1 quirements applicable to foreign governments for such as-
2 sistance.”.

3 (b) CHILD SURVIVAL FUND.—Section 104(c)(2) of
4 the Foreign Assistance Act of 1961 is amended—

5 (1) by striking “(A)”; and

6 (2) by striking subparagraphs (B) and (C).

7 (c) HEALTH ASSISTANCE.—Section 104(c) is amend-
8 ed by inserting the following new paragraph:

9 “(4)(A) In carrying out the purposes of this
10 section and in order to address the international
11 health threat posed by the Acquired Immune Defi-
12 ciency Syndrome, the President is authorized to fur-
13 nish assistance, on such terms and conditions as he
14 may determine, for assistance to prevent and control
15 this disease, including the collection and dissemina-
16 tion of information on the spread of the disease and
17 its economic and developmental effects. In carrying
18 out the purposes of this paragraph, the agency pri-
19 marily responsible for administering this part shall
20 seek to ensure adequate coordination with other
21 Federal agencies, international organizations, and
22 private and voluntary organizations. Assistance ac-
23 tivities pursuant to this paragraph should include
24 support for appropriate activities which are carried
25 out by international organizations (including such

1 organizations receiving funds under chapter 3 of this
2 part) and by private and voluntary organizations.

3 “(B) Forty-five percent of the amount provided
4 in each fiscal year for the purposes of this para-
5 graph should be provided directly to the World
6 Health Organization for its use in financing the
7 Global Program on AIDS, including activities imple-
8 mented by the Pan American Health Organization.”.

9 (d) PROTECTION AGAINST IMMUNIZABLE DIS-
10 EASES.—Section 104(c)(3) is amended by striking the last
11 two sentences and inserting in lieu thereof, “During the
12 last decade the international campaign to save the lives
13 of children has resulted in dramatic increases in the adop-
14 tion of low cost measures to save children’s lives, such as
15 immunizations and oral rehydration therapy. The prior es-
16 tablished goal of 80 percent universal child immunization
17 by the end of 1990 has been achieved, saving the lives
18 of over 12,000,000 children during the last decade. The
19 Congress calls upon the agency primarily responsible for
20 administering this part to set as a goal the reduction of
21 under age 5 mortality rates by at least one-third by the
22 year 2000.”.

23 (e) AUTHORIZATION OF APPROPRIATIONS.—Section
24 104(g)(1) of the Foreign Assistance Act of 1961 is amend-
25 ed to read as follows:

1 “(1) There are authorized to be appropriated to
2 the President, in addition to funds otherwise avail-
3 able for such purposes—

4 “(A) \$257,688,000 for each of fiscal years
5 1992 and 1993 to carry out subsection (b) of
6 this section; and

7 “(B) \$301,291,000 for each of fiscal years
8 1992 and 1993 to carry out subsection (c) of
9 this section.”.

10 **SEC. 104. EDUCATION AND HUMAN RESOURCES DEVELOP-**
11 **MENT.**

12 The second sentence of section 105(a) of the Foreign
13 Assistance Act of 1961 is amended to read as follows:
14 “There are authorized to be appropriated to the President
15 for the purposes of this section, in addition to funds other-
16 wise available for such purposes, \$126,355,000 for each
17 of fiscal years 1992 and 1993, which are authorized to
18 remain available until expended.”.

19 **SEC. 105. PRIVATE SECTOR, ENVIRONMENT, ENERGY, AND**
20 **OTHER DEVELOPMENT ASSISTANCE.**

21 Section 106 of the Foreign Assistance Act of 1961
22 is amended to read as follows:

23 “SEC. 106. PRIVATE SECTOR, ENVIRONMENT, ENER-
24 GY, AND OTHER DEVELOPMENT ASSISTANCE.—(a)(1)

25 The Congress finds that—

1 “(A) a private enterprise economy is the most
2 efficient means of achieving broad-based economic
3 development;

4 “(B) private enterprises that are allowed to re-
5 spond to profitable opportunities in a free market
6 produce jobs, managerial skills and economic
7 growth; and

8 “(C) significant equity objectives can be
9 achieved when market forces operate to stimulate an
10 economy.

11 “(2) Assistance may be provided under this section
12 to foster the movement of developing countries toward a
13 free market society and the establishment of viable, com-
14 petitive markets and the expansion of private enterprise,
15 including cooperatives, in such countries. Such assistance
16 should include support for a country’s efforts to reform
17 policies, procedures, regulations, and laws affecting the
18 role of the private sector in the economy, and assistance
19 to specific projects to stimulate the growth of the indige-
20 nous private sector and development in both rural and
21 urban areas.

22 “(b) The Congress recognizes that private and volun-
23 tary organizations and cooperatives bring unique skills to
24 bear on the development process. By virtue of their links
25 with private institutions in developing countries, such or-

1 ganizations and cooperatives often serve effectively to en-
2 gage rural and urban poor in their country's development.
3 In order to foster the activities of private and voluntary
4 organizations and cooperatives (as well as regional and
5 international development organizations), assistance may
6 be provided for programs of technical cooperation and de-
7 velopment in conjunction with those organizations.

8 “(c)(1) The Congress recognizes that environmental
9 considerations in economic development are essential to
10 sustainable development that does not compromise the
11 ability of future generations to meet their needs. The Con-
12 gress further finds that the transboundary movement of
13 pollutants poses an increasing threat to the fragile global
14 ecosystem, thus making all nations potentially subject to
15 negative economic, social, and health impacts from envi-
16 ronmental degradation originating beyond any one coun-
17 try's borders.

18 “(2) The Congress believes that the United States
19 foreign assistance program is well suited to the task of
20 promoting cooperation with developing countries to reduce
21 the major threats to the world environment, including loss
22 of important croplands, wetlands, and forests.

23 “(3) Assistance may be provided under this section
24 in order to help developing countries support sustainable
25 development and for environment and conservation activi-

1 ties, including activities that address global warming, trop-
2 ical deforestation, and biological diversity.

3 “(d)(1) The Congress recognizes that energy develop-
4 ment and production are vital elements in the development
5 process and that energy shortages in developing countries
6 greatly limit the development process in such countries.
7 The energy constraints faced by most developing countries
8 are severe. These countries, especially the poorest, have
9 inadequate energy supplies for economic growth and for
10 minimal domestic requirements, and must continually face
11 the problem of unmanageable demands on foreign ex-
12 change in order to import oil and the problem of environ-
13 mental degradation from an overexploited traditional fuel
14 resource base. The Congress further finds that improving
15 the efficiency of energy use and supply and developing
16 nonconventional renewable energy resources are critical to
17 sustainable energy development. Such development should
18 be based on “least-cost” integrated resource planning
19 which gives priority to cost-effective and environmentally
20 benign development options for moderating energy de-
21 mand and enhancing energy supplies.

22 “(2) In order to help developing countries alleviate
23 their energy problems, including the improvement of their
24 ability to use indigenous energy resources to produce the
25 energy needed by their economies, assistance may be pro-

1 vided to enable such countries to prepare and undertake
2 sustainable energy strategies based on "least-cost" inte-
3 grated resource plans, to improve the efficiency of energy
4 use and supply, and to develop energy generation capabili-
5 ties reliant upon resources that are secure over the long-
6 term and available in sufficient quantity to maintain sta-
7 ble pricing.

8 “(e) The Congress recognizes that assistance to de-
9 veloping countries will sometimes be required in order to
10 address special development problems and research needs.
11 Such assistance may include—

12 “(1) programs of research into, and evaluation
13 of, the process of economic development in develop-
14 ing countries and areas, the factors affecting the rel-
15 ative success and costs of development activities, and
16 the means, techniques, and such other aspects of de-
17 velopment assistance in order to render such assist-
18 ance of increasing value and benefit;

19 “(2) programs of reconstruction following natu-
20 ral or manmade disasters and programs of disaster
21 preparedness, prevention, and mitigation including
22 the prediction of, and contingency planning for, nat-
23 ural disasters abroad;

24 “(3) other programs designed to help solve spe-
25 cial development problems, including efforts to make

1 possible proper utilization of infrastructure and re-
2 lated projects funded with earlier United States as-
3 sistance; and

4 “(4) programs of urban development.

5 “(f) The President is authorized to furnish assist-
6 ance, on such terms and conditions as he may determine,
7 for activities to carry out the purposes of this section.
8 There are authorized to be appropriated to the President
9 for purposes of this section, in addition to funds otherwise
10 available for such purposes, \$162,351,000 for each of fis-
11 cal years 1992 and 1993. Amounts appropriated under
12 this section are authorized to remain available until ex-
13 pended.”.

14 **SEC. 106. SOUTH AFRICAN EDUCATION.**

15 Section 117 (relating to assistance for disadvantaged
16 South Africans) of the Foreign Assistance Act of 1961
17 is amended—

18 (1) by inserting “(a)” before “In”; and

19 (2) by inserting at the end thereof the following
20 new subsection:

21 “(b) Recognizing the timely need to prepare South
22 Africans and South African institutions for a post-apart-
23 heid era, the funds for education authorized under the
24 South Africa Disadvantaged program should, to the maxi-
25 mum extent possible, be used for study within South Afri-

1 ca. Furthermore, greater emphasis should be placed on
2 improving primary and secondary education in South Afri-
3 ca.”.

4 **SEC. 107. ENVIRONMENT AND NATURAL RESOURCES.**

5 Section 117 (relating to the environment and natural
6 resources) of the Foreign Assistance Act of 1961 is
7 amended—

8 (1) in subsection (c)(1)—

9 (A) by redesignating subparagraphs (A)
10 and (B) as subparagraphs (B) and (C), respec-
11 tively; and

12 (B) by inserting a new subparagraph (A)
13 as follows:

14 “(A) to prepare and take fully into account
15 an initial environmental examination of every
16 program or project to determine whether it sig-
17 nificantly affects the environment;” and

18 (2) by adding at the end thereof the following
19 new subsection:

20 “(d) Notwithstanding any other provision of law, no
21 funds authorized under this Act, and intended for projects
22 or programs requiring the execution of an environmental
23 impact statement, assessment, or analysis, may be obligat-
24 ed or expended prior to the completion, consideration, and

1 public comment of any options connected with the project
2 or program under consideration.”.

3 **SEC. 108. TROPICAL FORESTS.**

4 Section 118 of the Foreign Assistance Act of 1961
5 is amended by adding at the end thereof the following new
6 subsection:

7 “(g) None of the funds authorized to be appropriated
8 for this Act shall be used for any project that would result
9 in any significant loss of primary tropical forests.”.

10 **SEC. 109. PRIVATE AND VOLUNTARY ORGANIZATIONS AND**
11 **COOPERATIVES.**

12 (a) Section 123 of the Foreign Assistance Act of
13 1961 is amended—

14 (1) by redesignating subsection (b) through (h)
15 as subsections (d) through (j), respectively, and

16 (2) by inserting after subsection (a) the follow-
17 ing new subsections:

18 “(b)(1) United States private and voluntary organiza-
19 tions and cooperatives have proven to be an efficient and
20 effective means of providing people-to-people assistance
21 which has sustainable and lasting impact in benefiting the
22 lives of the poor. In reflecting American values and gener-
23 osity and in leveraging public funds with private resources,
24 assistance provided through private and voluntary organi-
25 zations and cooperatives builds long-term friendships for

1 the United States. Accordingly, the Administrator of the
2 agency primarily responsible for administering this part
3 shall increase the involvement in assistance programs of
4 these private nonprofit channels for the delivery of assist-
5 ance, without compromising their private and independent
6 nature. Such increased involvement should include in-
7 creased consultation with, and increased direct funding
8 through, private and voluntary organizations and coopera-
9 tives.

10 “(2) The Administrator primarily responsible for ad-
11 ministering this part shall undertake to—

12 “(A) develop specific mechanisms for regular
13 consultation, in the formulation of development
14 strategies for countries and sectors, with private and
15 voluntary organizations and cooperatives which have
16 development experience and expertise relevant to
17 those countries and sectors; and

18 “(B) provide appropriate assistance to those or-
19 ganizations and cooperatives to support improve-
20 ments in their planning, management, evaluation,
21 and coordination activities.

22 “(c) The Congress encourages the Administrator of
23 the agency primarily responsible for administering this
24 part to support fully and encourage development education
25 programs. Private and voluntary organizations and coop-

1 eratives can play an important and unique catalytic role
2 in development education to inform, motivate, and involve
3 United States citizens in programs about developing coun-
4 tries or in the development process. Such programs—

5 “(1) increase the understanding of Americans
6 about the importance of the developing world;

7 “(2) transfer factual information on global, so-
8 cial, economic, and political structures and problems;

9 “(3) foster understanding of development as a
10 process that involves all nations;

11 “(4) create a broad global consciousness and
12 awareness of transnational problems;

13 “(5) promote values and attitudes which en-
14 courage a feeling of responsibility to correct injus-
15 tices; and

16 “(6) engage citizens in activities which lead to
17 the improvement of the quality of life for all peo-
18 ples.”.

19 (b) Subsection (h) of section 123 of the Foreign As-
20 sistance Act of 1961, as redesignated by subsection (a),
21 is amended—

22 (1) by striking “of the fiscal years 1986
23 through 1989” and inserting in lieu thereof “fiscal
24 year”;

1 (2) by striking "thirteen and one-half" and in-
2 serting in lieu thereof "eighteen";

3 (3) by striking "121, and 491" and inserting in
4 lieu thereof "491, and chapter 10 of part I"; and

5 (4) by striking "sixteen" and inserting in lieu
6 thereof "twenty-five".

7 **SEC. 110. SPECIAL WAIVER AUTHORITY.**

8 Chapter 1 of part I of the Foreign Assistance Act
9 of 1961 is amended by adding at the end thereof the fol-
10 lowing new section:

11 "SEC. 129. SPECIAL WAIVER AUTHORITY.—Funds
12 appropriated to carry out the provisions of section
13 104(c)(2), 104(c)(3), 104(c)(4), and environmental and
14 energy activities under the provisions of sections 103
15 through 106 of this Act, may be made available notwith-
16 standing any provision of law which restricts assistance
17 to foreign countries, except that such assistance shall be
18 subject to sections 116, 502B, and 620A of this Act."

19 **SEC. 111. WOMEN IN DEVELOPMENT.**

20 (a) FINDINGS.—The Congress finds that:

21 (1) Women in developing countries play multi-
22 ple and vital roles in economic development.

23 (2) An overwhelming body of research shows
24 that when women participate in the design and im-

1 plementation of development activities, success and
2 sustainability is high.

3 (3) Achievement of development goals is being
4 retarded by the failure to integrate effectively
5 women in development activities.

6 (4) In order to improve integration of women in
7 the Agency for International Development's develop-
8 ment activities, the Agency should continue to in-
9 crease training to recognize the essential economic
10 roles of women and to develop strategies to incorpo-
11 rate women into all development programs.

12 (5) The Agency for International Development
13 lacks adequate accountability and management
14 mechanisms to ensure that the women in develop-
15 ment policy is being fully implemented.

16 (6) Among United Nations organizations, the
17 United Nations Development Fund for Women
18 (UNIFEM) and the International Research and
19 Training Institute for the Advancement of Women
20 (INSTRAW) have demonstrated that greater sup-
21 port for the productive activities of women can im-
22 prove the well-being of communities and national
23 economies.

24 (b) Section 113 of the Foreign Assistance Act of
25 1961 is amended—

1 (1) by amending the section heading to read
2 "WOMEN IN DEVELOPMENT"; and

3 (2) by amending subsection (a) to read as fol-
4 lows:

5 "(a) In recognition of the essentiality that women's
6 participation is to the success and sustainability of devel-
7 opment projects and achievement of the objectives of this
8 chapter, the Administrator of the agency responsible for
9 administering part I of this Act shall seek to ensure that—

10 "(1) activities carried out under this chapter in-
11 corporate, wherever feasible, the active participation
12 of local women and local women's organizations (in-
13 cluding their involvement in the planning, design,
14 implementation, and evaluation of such activities);

15 "(2) sex-disaggregated data is—

16 "(A) included in country development
17 strategy statements for major sectors in which
18 assistance is to be provided; and

19 "(B) included in project papers and pro-
20 gram assistance approval documents;

21 "(3) programs, projects, and activities, where
22 appropriate, are designed so that the percentage of
23 women who benefit from such assistance exceeds the
24 approximate traditional level of participation of

1 women in the sector for which assistance is being
2 provided;

3 “(4) country development strategy statements
4 identify, for each major assistance sector—

5 “(A) the obstacles to increasing the level of
6 participation of women beyond the traditional
7 level of participation;

8 “(B) the steps being taken to remove or
9 overcome such obstacles;

10 “(C) to the extent that steps are not being
11 taken to remove or overcome such obstacles,
12 why such steps are not being taken; and

13 “(D) the extent to which women are being
14 integrated into the development process gener-
15 ally; and

16 “(5) project and program assistance evaluations
17 include an assessment of the extent to which women
18 are participating in such activity and, where appro-
19 priate, the impact of such activity on enhancing the
20 self-reliance of women and improving their in-
21 comes.”.

22 (c) Section 113(b)(1) of the Foreign Assistance Act
23 of 1961 is amended by adding at the end the following:
24 “Beginning in fiscal year 1992, up to \$3,000,000 of the
25 funds used each fiscal year pursuant to this subsection

1 shall be made available as matching funds to support
 2 those activities of the missions of the agency which demon-
 3 strate potential for integrating women into the programs
 4 of those missions.”.

5 (d) Section 113(c) of the Foreign Assistance Act of
 6 1961 is amended to read as follows:

7 “(c) Not later than March 1, 1993, and every second
 8 year thereafter, the Administrator of the agency primarily
 9 responsible for administering this part shall report to Con-
 10 gress on—

11 “(1) the specific steps taken as of the time of
 12 the report in implementing each paragraph of sub-
 13 section (a);

14 “(2) the additional steps to be taken to imple-
 15 ment each such paragraph; and

16 “(3) the use of funds pursuant to subsection
 17 (b).”.

18 **SEC. 112. ECONOMIC REFORM AND ENVIRONMENTAL PRO-**
 19 **TECTION.**

20 Chapter 1 of part I of the Foreign Assistance Act
 21 of 1961 is amended by adding at the end thereof the fol-
 22 lowing new section:

23 “**SEC. 130. ECONOMIC REFORM AND ENVIRONMEN-**
 24 **TAL PROTECTION.**—None of the economic reforms re-
 25 quired by this Act shall supplant or diminish the environ-

1 mental protections called for by this or other law. In im-
2 plementing economic reforms such as structural adjust-
3 ments careful consideration shall be given to prevent any
4 significant environmental or natural resource degradation,
5 or diminishment of protection of those resources.”.

6 **TITLE II—OTHER ASSISTANCE**
7 **PROGRAMS AND AUTHOR-**
8 **IZATIONS**

9 **SEC. 201. AMERICAN SCHOOLS AND HOSPITALS ABROAD.**

10 Section 214 of the Foreign Assistance Act of 1961
11 is amended—

12 (1) by amending subsection (c)(1) to read as
13 follows:

14 “(1) To carry out the purposes of this section,
15 there are authorized to be appropriated to the Presi-
16 dent \$35,000,000 for each of fiscal years 1992 and
17 993.”; and

18 (2) by adding the following new subsection:

19 “(e) For the purposes of subsection (a), the term
20 ‘school’ includes any institution which provides activities
21 of daily life training, vocational education, and related
22 services to the mentally retarded.”.

1 **SEC. 202. ENCOURAGING AMERICAN SCHOOLS IN EASTERN**
2 **EUROPE AND THE SOVIET UNION.**

3 (a) It is the sense of the Congress that United States
4 citizens, particularly but not limited to, United States in-
5 stitutions of higher learning, give every consideration to
6 founding or sponsoring American schools in Eastern Eu-
7 rope and the Soviet Union to serve as study and demon-
8 stration centers for ideas and practices of the United
9 States.

10 b) It is further the sense of the Congress that the
11 American University of Blagoevgrad in Bulgaria, which
12 will be the first completely American school in Eastern
13 Europe since the democratic revolutions of 1989 and
14 which is being established by the University of Maine with
15 initial financial assistance from the Open Society Fund,
16 is to be commended for its pioneering efforts in founding
17 an American school that will serve the purposes and goals
18 described in subsection (a).

19 **SEC. 203. PRIVATE SECTOR CREDIT PROGRAM.**

20 Section 108 of the Foreign Assistance Act of 1961
21 is amended—

22 (1) in the section heading, by striking out “RE-
23 VOLVING FUND” and inserting in lieu thereof
24 “CREDIT PROGRAM”;

25 (2) in subsection (a), by striking out the last
26 two sentences of that subsection;

1 (3) by striking out subsections (b), (d), (e), (f)
2 and redesignating subsections (c), (g), (h), and (i) as
3 subsections (b), (c), (d), and (e), respectively;

4 (4) in subsection (b)(1) (as redesignated by this
5 section) by striking out "use the funds" through
6 "Acts" and inserting in lieu thereof "furnish assist-
7 ance in furtherance of the policy of subsection (a) on
8 such terms and conditions as it may determine";

9 (5) in subsection (c) (as redesignated by this
10 section) by striking out "from the revolving fund ac-
11 count" and inserting in lieu thereof "from this sec-
12 tion".

13 (6) in subsection (d) (as redesignated by this
14 section) by striking out ", all reflows" through
15 "fund's" and inserting in lieu thereof "and a status
16 report on all projects currently contained in the pro-
17 gram's";

18 (7) in subsection (e) (as redesignated by this
19 section) by striking out subparagraphs (E) and (H)
20 and redesignating accordingly; and

21 (8) by adding at the end thereof the following
22 new subsections:

23 "(f) Any payments made to discharge liabilities under
24 guarantees issued under this section shall be paid—

1 “(1) first, out of fees as provided in subsection
2 (g); and

3 “(2) then, out of funds made available pursuant
4 to subsection (h).

5 “(g) A fee may be charged for each guarantee and
6 loan issued under this section in an amount to be deter-
7 mined by the President. All fees collected under this sec-
8 tion shall be held in a financing account maintained in
9 the Treasury of the United States. All funds in such ac-
10 count may be invested in obligations of the United States.
11 Any interest or other receipts derived from such invest-
12 ments shall be credited to such account. Amounts in the
13 financing account maintained under this section shall be
14 available to offset the cost of guarantee obligations and
15 liabilities on loans issued under this section.

16 “(h) Direct loan obligations may be entered into
17 under this section, and guarantee commitments may be
18 issued under this section, only to the extent that the budg-
19 et authority for the resulting additional cost has been pro-
20 vided in advance in appropriations Acts.

21 “(i) The level of activity under this section may not
22 exceed \$57,000,000 in contingent liability for guarantees
23 in each of fiscal years 1992 and 1993.

24 “(j) There are authorized to be appropriated to the
25 President for each of fiscal years 1992 and 1993,

1 \$1,367,000 for administrative expenses to carry out this
2 section.”.

3 **SEC. 204. HOUSING AND OTHER CREDIT GUARANTY PRO-**
4 **GRAMS.**

5 (a) Section 222(a) of the Foreign Assistance Act of
6 1961 is amended—

7 (1) by striking out “\$2,558,000,000” and in-
8 serting in lieu thereof “\$3,400,000,000”; and

9 (2) by striking out “1992” and inserting in lieu
10 thereof “1993”.

11 (b) The authority of section 222 of the Foreign As-
12 sistance Act of 1961 may be exercised during fiscal years
13 1992 and 1993 to issue guarantees in connection with
14 loans made for the purpose of providing housing and infra-
15 structure in Israel for Soviet refugees, except that such
16 guarantees shall not be subject to the provisions of subsec-
17 tions (c) and (j) (as it relates to the face value limitation)
18 of section 223 of such Act.

19 (c) Section 222A of the Foreign Assistance Act of
20 1961 is repealed.

21 (d) Section 223 of the Foreign Assistance Act of
22 1961 is amended to read as follows:

23 “SEC. 223. GENERAL PROVISIONS.—(a) A fee shall
24 be charged for each guarantee issued under section 222
25 in an amount to be determined by the President. All fees

1 collected in connection with guarantees issued under sec-
2 tion 222 shall be available to offset the cost of guarantee
3 obligations under this section.

4 “(b) In the case of any loan investment guaranteed
5 under section 222, the President shall prescribe the maxi-
6 mum rate of interest allowable to the eligible investor. The
7 maximum allowable rate of interest under this subsection
8 shall be prescribed by the President as of the date the
9 project covered by the investment is officially authorized
10 and, prior to the execution of the contract, the President
11 may amend such rate at his discretion, consistent with the
12 provisions of this subsection.

13 “(c) The face value of guarantees issued under sec-
14 tion 222 in any fiscal year with respect to any country
15 may not exceed \$50,000,000.

16 “(d) The principal amount of guarantees issued
17 under section 222 for each fiscal year shall be comparable
18 to the total principal amount of such guarantees issued
19 for fiscal year 1984, subject to dollar limitations on the
20 issuance of guarantees under this section which are con-
21 tained in section 222(a) and subject to subsection (e).

22 “(e) New credit authority provided for in section 222
23 may be exercised only to such extent or in such amount
24 as is provided in advance in an appropriation Act.

1 “(f) No payment may be made under any guarantee
2 issued under section 222 (or under the former guarantee
3 authority of section 222A or predecessor guarantee au-
4 thorities) for any loss arising out of fraud or misrepresen-
5 tation for which the party seeking payment is responsible.

6 “(g) All of the fees referred to in this section, togeth-
7 er with earnings on those fees and other income arising
8 from guarantee operations under section 222, shall be held
9 in a financing account maintained in the Treasury of the
10 United States. All funds in such account may be invested
11 in obligations of the United States. Any interest or other
12 receipts derived from such investments shall be credited
13 to such account and may be used for the purposes speci-
14 fied in the last sentence of subsection (a).

15 “(h) Any payments made to discharge liabilities
16 under guarantees issued under section 222 shall be paid—

17 “(1) first, out of fees referred to in subsection
18 (a); and

19 “(2) then, out of funds made available pursuant
20 to subsection (j).

21 “(i) All guarantees issued under section 222 (or
22 under the former guarantee authority of section 222A or
23 under predecessor guarantee authorities) shall constitute
24 obligations, in accordance with the terms of such guaran-
25 tees, of the United States of America and the full faith

1 and credit of the United States of America is hereby
2 pledged for the full payment and performance of such obli-
3 gations.

4 “(j) There are authorized to be appropriated to the
5 President not more than \$2,500,000 for each of the fiscal
6 years 1992 and 1993 to pay the cost of guarantee obliga-
7 tions under section 222 with a face value of \$100,000,000
8 for each such fiscal year.

9 “(k) There are authorized to be appropriated to the
10 President not more than \$7,000,000 for each of the fiscal
11 years 1992 and 1993 for administrative expenses neces-
12 sary to carry out section 222.

13 “(l) Guarantees committed or outstanding under the
14 guarantee authority formerly contained in section 222A
15 shall continue subject to provisions of this Act originally
16 applicable to those guarantees and the Federal Credit Re-
17 form Act of 1990.”

18 **SEC. 205. VOLUNTARY CONTRIBUTIONS TO INTERNATION-**
19 **AL ORGANIZATIONS AND PROGRAMS.**

20 (a) Section 301(h) of the Foreign Assistance Act of
21 1961 is amended—

22 (1) by inserting “(1)” after “(h)”; and

23 (2) by inserting the following new paragraph:

24 “(2) In order to carry out the purposes of this sec-
25 tion, the President may continue United States participa-

1 tion in and may make contributions to the International
2 Fund for Agricultural Development.”

3 (b) Section 302(a)(1) of the Foreign Assistance Act
4 of 1961 is amended to read as follows:

5 “(a)(1) There are authorized to be appropriated to
6 the President to carry out the purposes of this chapter,
7 in addition to funds available under other Acts for such
8 purposes—

9 “(A) \$120,000,000 for each of fiscal years
10 1992 and 1993 for the United Nations Development
11 Program;

12 “(B) \$85,000,000 for each of fiscal years 1992
13 and 1993 for the United Nations Children’s Fund;

14 “(C) \$20,000,000 for each of fiscal years 1992
15 and 1993 for the United Nations Environment Pro-
16 gram;

17 “(D) \$1,000,000 for each of fiscal years 1992
18 and 1993 for the United Nations Development Fund
19 for Women;

20 “(E) \$1,200,000 for each of fiscal years 1992
21 and 1993 for the Intergovernmental Oceanographic
22 Commission; and

23 “(F) \$83,080,000 for each of fiscal years 1992
24 and 1993 for grants to international organizations
25 and programs administered by such organizations

1 other than the organizations referred to in subpara-
2 graphs (A) through (E).”

3 (c) The Foreign Assistance Act of 1961 is amended
4 by inserting the following new section:

5 “SEC. 304. UNITED STATES CONTRIBUTION TO THE
6 UNITED NATIONS UNIVERSITY ENDOWMENT FUND.—
7 There is authorized to be appropriated to the President
8 \$1,000,000 to be used for a contribution of the United
9 States to the United Nations University Endowment
10 Fund, such contribution to be made on such terms as the
11 President finds will promote the purposes of the Universi-
12 ty as stated in the University Charter approved by the
13 General Assembly of the United Nations in December
14 1973, except that the contribution of the United States
15 to the United Nations University Endowment Fund may
16 not exceed 25 per centum of the total amount actually con-
17 tributed to such fund by other members of the United Na-
18 tions. Amounts appropriated under this section are au-
19 thorized to remain available until expended.”

20 (d) Chapter 3 of part I of the Foreign Assistance Act
21 of 1961 is amended by adding at the end thereof the fol-
22 lowing new section:

23 “SEC. 308. PARTICIPATION BY ISRAEL IN THE UNIT-
24 ED NATIONS.—If Israel is illegally expelled, suspended,
25 denied its credentials, or in any other manner denied its

1 right to participate in any principal or subsidiary organ
2 or in any specialized, technical, or other agency of the
3 United Nations, the United States shall suspend its contri-
4 butions to any such organ or agency until the illegal action
5 or denial of rights is reversed.”

6 **SEC. 206. INTERNATIONAL DISASTER ASSISTANCE.**

7 (a) Section 491(b) is amended by inserting after
8 “preparedness” the following: “, prevention and mitiga-
9 tion”.

10 (b) The first sentence of section 492(a) of the For-
11 eign Assistance Act of 1961 is amended to read as follows:
12 “There are authorized to be appropriated to the President
13 to carry out section 491, \$40,000,000 for each of fiscal
14 years 1992 and 1993.”.

15 **SEC. 207. INTERNATIONAL NARCOTICS CONTROL.**

16 Section 481(a) of the Foreign Assistance Act of 1961
17 is amended—

18 (1) by amending paragraph (1)(A) to read as
19 follows:

20 “(A) under the Single Convention on Nar-
21 cotic Drugs, 1961, and under the United Na-
22 tions Convention Against Illicit Traffic in Nar-
23 cotic Drugs and Psychotropic Substances,
24 1988, the parties are required to criminalize
25 certain drug related activities, provide appropri-

1 ately severe penalties, and cooperate in the ex-
2 tradition of accused offenders;"; and
3 (2) in paragraph (2) by inserting ", including
4 reciprocal maritime agreements," after the word
5 "agreements".

6 **SEC. 208. INTERNATIONAL NARCOTICS CONTROL AUTHOR-**
7 **IZATION.**

8 Section 482(a)(1) of the Foreign Assistance Act of
9 1961 is amended to read as follows:

10 "(1) To carry out the purposes of section 481,
11 there are authorized to be appropriated to the Presi-
12 dent \$171,500,000 for each of fiscal years 1992 and
13 1993."

14 **SEC. 209. TRADE AND DEVELOPMENT AGENCY.**

15 Section 661 of the Foreign Assistance Act of 1961
16 is amended to read as follows:

17 "SEC. 661. TRADE AND DEVELOPMENT AGENCY.—

18 (a) The Trade and Development Agency shall be an agen-
19 cy of the United States under the foreign policy guidance
20 of the Secretary of State. The purpose of the Trade and
21 Development Agency is to promote United States private
22 sector participation in development projects in developing
23 and middle-income countries, in order to promote the
24 goals set forth in section 101 of this Act.

1 “(b)(1) The Director of the Trade and Development
2 Agency is authorized to work with foreign countries, in-
3 cluding those in which the United States development pro-
4 grams have been concluded or those not receiving assist-
5 ance under part I, to carry out the purpose of this section
6 by providing funds for feasibility studies and other activi-
7 ties related to development projects which provide oppor-
8 tunities for the use of United States exports.

9 “(2) Funds under this section may be used to provide
10 support for the planning, development, and management
11 of, and procurement for, bilateral and multilateral devel-
12 opment projects, including training activities undertaken
13 in connection with a project, for the purpose of promoting
14 the use of United States goods and services in such
15 projects.

16 “(3)(A) The Trade and Development Agency shall
17 disseminate information about its project activities to the
18 private sector; and

19 (B) Federal departments, agencies, and the Trade
20 and Development Agency are encouraged to cooperate in
21 the effective provision of informational services to persons
22 in the private sector concerning trade development and ex-
23 port promotion related to development projects.

24 “(4) Any funds used for purposes of this section may
25 be used notwithstanding any other provision of this Act.

1 “(c)(1) There shall be at the head of the Trade and
2 Development Agency a Director who shall be appointed
3 by the President, by and with the advice and consent of
4 the Senate.

5 “(2)(A) The President may appoint such officers and
6 employees of the Trade and Development Agency as the
7 President considers appropriate.

8 “(B) The officers and employees appointed under this
9 paragraph shall have such functions as the Director may
10 determine.

11 “(C) Of the officers and employees appointed under
12 this paragraph, 2 may be appointed without regard to the
13 provisions of title 5, United States Code, governing ap-
14 pointments in the competitive service, and may be compen-
15 sated without regard to the provisions of chapter 51 or
16 subchapter III of chapter 53 of such title.

17 “(D) Under such regulations as the President may
18 prescribe, any individual appointed under subparagraph
19 (C) may be entitled, upon removal (except for cause) from
20 the position to which the appointment was made, to rein-
21 statement to the position occupied by that individual at
22 the time of appointment or to a position of comparable
23 grade and pay.

24 “(d) The President shall, not later than December
25 31 of each year, submit to the Committee on Foreign Af-

1 fairs of the House of Representatives and the Committee
2 on Foreign Relations of the Senate a report on the activi-
3 ties of the Trade and Development Agency in the preced-
4 ing fiscal year.

5 “(e)(1) The Inspector General of the agency primari-
6 ly responsible for administering part I—

7 “(A) shall have full and independent authority
8 to conduct audits, investigations, and inspections of
9 all phases of the program and operations of the
10 Trade and Development Agency for the purpose of
11 promoting economy, efficiency, and effectiveness,
12 and detecting and preventing fraud and abuse; and

13 “(B) shall conduct all security activities of the
14 Trade and Development Agency relating to person-
15 nel and the control of classified material.

16 “(2) The Inspector General shall report to and be
17 under the general supervision of the Director of the Trade
18 and Development Agency with respect to activities under-
19 taken pursuant to this section, except that the Director
20 shall not prevent or prohibit the Inspector General from
21 initiating, carrying out, or completing any such activity
22 in accordance with the duties, authorities, and responsibil-
23 ities contained in the Inspector General Act of 1978, and
24 any other applicable laws and regulations.

1 “(3) For purposes of the Inspector General Act of
2 1978, the Trade and Development Agency shall continue
3 to be considered a Federal entity and the Director of the
4 Trade and Development Agency shall be considered the
5 head of the Federal entity.

6 “(4) The semiannual report required under section
7 5 of the Inspector General Act of 1978 shall include infor-
8 mation relating to activities of the Inspector General un-
9 dertaken pursuant to this section.

10 “(f) There are authorized to be appropriated for pur-
11 poses of this section, in addition to funds otherwise avail-
12 able for such purposes, \$40,000,000 for each of fiscal
13 years 1992 and 1993.”.

14 **SEC. 210. REQUIREMENT OF SENATE CONFIRMATION FOR**
15 **SPECIFIC POSITIONS IN A.I.D.**

16 Section 624(a) of the Foreign Assistance Act of 1961
17 is amended—

18 (1) by inserting “(1)” immediately after “(a)”;

19 and

20 (2) by adding at the end thereof the following
21 new paragraph:

22 “(2) No appointment pursuant to paragraph (1) may
23 be made to a position within the agency primarily respon-
24 sible for administering part I of this Act unless the ap-
25 pointee has been nominated for a specific position and the

1 Senate has given its advice and consent to the appoint-
2 ment to that same position.”.

3 **SEC. 211. OPERATING EXPENSES.**

4 Section 667(a)(1) of the Foreign Assistance Act of
5 1961 is amended to read as follows:

6 “(1) \$483,300,000 for each of fiscal years 1992
7 and 1993 for necessary operating expenses of the
8 agency primarily responsible for administering part
9 I of this Act; and”.

10 **SEC. 212. OPERATING EXPENSES, OFFICE OF THE INSPEC-**
11 **TOR GENERAL.**

12 Section 668 of the Foreign Assistance Act of 1961
13 is amended to read as follows:

14 “SEC. 668. OPERATING EXPENSES, OFFICE OF THE
15 INSPECTOR GENERAL.—(a). There are authorized to be
16 appropriated to the President, in addition to funds other-
17 wise available for such purposes—

18 “(1) \$37,739,000 for each of fiscal years 1992
19 and 1993 for necessary operating expenses of the
20 Office of the Inspector General of the agency pri-
21 marily responsible for administering part I of this
22 Act; and

23 “(2) such amounts as may be necessary for in-
24 creases in salary, pay, retirement, and other employ-

1 ee benefits authorized by law, and for other nondis-
2 cretionary costs of such office.

3 “(b) Amounts appropriated under this section are au-
4 thorized to remain available until expended.”.

5 **SEC. 213. CENTERS FOR UNIVERSITY COOPERATION AND**
6 **VOLUNTARY COOPERATION IN DEVELOP-**
7 **MENT.**

8 Chapter 2 of part III of the Foreign Assistance Act
9 of 1961 is amended by adding at the end thereof the fol-
10 lowing new sections:

11 “SEC. 640D. CENTER FOR UNIVERSITY COOPERA-
12 TION IN DEVELOPMENT.—

13 “(a) FINDINGS.—The Congress finds that—

14 “(1) United States college and university sys-
15 tems involving public and private institutions of
16 higher education can contribute significantly to en-
17 hancing the development of developing countries;

18 “(2) sustained participation of United States
19 colleges and universities in the economic develop-
20 ment programs of these countries and the building
21 of indigenous university systems that support the
22 educational, research, and service needs of their soci-
23 eties is vital to their achieving sustainable economic
24 growth and open democratic political systems; and

1 “(3) at the same time, the participation of
2 United States colleges and universities, in these
3 international development efforts also supports the
4 internationalization of United States educational in-
5 stitutions by strengthening their faculty and the pro-
6 grams available to their students, and enhancing the
7 quality and relevance of their research and extension
8 efforts.

9 “(b) ESTABLISHMENT OF A CENTER.—The President
10 shall maintain within the agency primarily responsible for
11 administering part I of this Act a Center for University
12 Cooperation in Development (hereinafter in this section
13 referred to as the ‘Center’). The Center shall seek to pro-
14 mote and strengthen mutually beneficial development co-
15 operation and partnerships between such agency, United
16 States public and private institutions of higher education
17 that are engaged in education, research, and public service
18 programs relevant to the development needs of developing
19 countries, and institutions of higher education, research,
20 and extension in those developing countries. The Center
21 shall—

22 “(1) develop basic policies, procedures, and cri-
23 teria for education, research, and development pro-
24 grams involving United States institutions of higher
25 education and developing country institutions:

1 “(2) encourage and support the development of
2 collaborative programs to strengthen the capacity of
3 United States universities to undertake sustainable,
4 long-term partnerships with institutions in develop-
5 ing countries and which also deepen university com-
6 mitment to internationalization and development co-
7 operation;

8 “(3) encourage and support the development of
9 cooperative programs between United States univer-
10 sities and the private sector which contribute to the
11 sustainable development of developing countries;

12 “(4) undertake specialized programs which seek
13 to bring the unique capabilities of historically black
14 colleges and universities to bear on the development
15 problems of developing countries and strengthen
16 their capacity to enter into sustainable partnerships
17 with institutions in developing countries;

18 “(5) facilitate access by developing countries
19 and the agency to the resources of United States
20 colleges and universities and the participation of
21 these institutions in the development programs of
22 developing countries; and

23 “(6) undertake studies and analyses and spe-
24 cialized reviews necessary to the accomplishment of
25 paragraphs (1) through (5).

1 “(c) SOURCE OF FUNDS.—The President may make
2 available such funds as necessary for administrative ex-
3 penses necessary to carry out this section, from funds au-
4 thorized to be appropriated under section 667 of this Act.

5 ‘SEC. 640E. CENTER FOR VOLUNTARY COOPERA-
6 TION IN DEVELOPMENT.—

7 “(a) ESTABLISHMENT.—The President shall main-
8 tain within the agency primarily responsible for adminis-
9 tering part I of this Act a Center for Voluntary Coopera-
10 tion in Development (hereafter in this section referred to
11 as the ‘Center’).

12 “(b) PURPOSE.—The purpose of the Center shall be
13 to strengthen the partnership for development among the
14 United States Government and United States private vol-
15 untary organizations, cooperatives, and credit unions that
16 are engaged in activities that are relevant to the develop-
17 ment needs of developing countries and to the attainment
18 of the four basic objectives set forth in section 102.

19 “(c) FUNCTIONS.—The Center shall—

20 “(1) participate in the development of policies,
21 procedures, and criteria for all programs of the ad-
22 ministering agency that involve private voluntary or-
23 ganizations, cooperatives, and credit unions;

24 “(2) under the general policy guidance of the
25 Administrator, develop program policies, procedures,

1 and funding criteria for support by the administer-
2 ing agency of worldwide activities of such entities;
3 and

4 “(3) administer comprehensive grant programs
5 in support of long-term, worldwide programs of such
6 entities.

7 “(d) SOURCE OF FUNDS.—The President may make
8 available such funds as necessary for administrative ex-
9 penses necessary to carry out this section, from funds au-
10 thorized to be appropriated under section 667 of this Act.

11 “SEC. 640F. PRIVATE SECTOR ADVISORY BOARD.—

12 “The Administrator of the agency primarily responsi-
13 ble for administering part I of this Act shall establish a
14 permanent Advisory Committee on Voluntary Cooperation
15 in Development, whose membership shall consist primarily
16 of representatives from private voluntary organizations,
17 cooperatives, and credit unions which have experience
18 working in developing countries. The function of the Advi-
19 sory Committee shall be to advise the Administrator re-
20 garding programs which the Agency carries out with or
21 through private voluntary organizations, cooperatives, and
22 credit unions.”.

23 **SEC. 214. NOTIFICATION OF PROGRAM CHANGES.**

24 Section 634A of the Foreign Assistance Act of 1961
25 is amended to read as follows:

1 “SEC. 634A. NOTIFICATION OF PROGRAM
2 CHANGES.—

3 “(a) INCREASED ASSISTANCE AND NEW PRO-
4 GRAMS.—Unless the Committee on Foreign Affairs and
5 the Committee on Appropriations of the House of Repre-
6 sentatives and the Committee on Foreign Relations and
7 the Committee on Appropriations of the Senate are noti-
8 fied at least fifteen days in advance, funds appropriated
9 for a fiscal year to carry out this Act may not be obligated
10 for the following:

11 “(1) INCREASE IN ASSISTANCE LEVEL.—Any
12 assistance under any provision of this Act—

13 “(A) for a country or international organi-
14 zation for which assistance under that provision
15 was not justified in congressional presentation
16 documents for that fiscal year, or

17 “(B) in excess of the amount justified in
18 the congressional presentation document and al-
19 located pursuant to section 653(a) of this Act,
20 whichever is greater, for that country or organi-
21 zation under that provision for that fiscal year.

22 “(2) NEW ACTIVITIES.—Any economic assist-
23 ance for a program, project, or activity under any
24 provision of this Act—

1 “(A) which was not justified in congres-
2 sional presentation documents for that fiscal
3 year; and

4 (B) for which assistance was not fur-
5 nished for the preceding fiscal year.

6 “(b) CONGRESSIONAL PRESENTATION DOCU-
7 MENTS.—For purposes of this section, the term ‘congres-
8 sional presentation documents’ means the annual congres-
9 sional presentation documents for assistance under this
10 Act or the justification documents accompanying a request
11 for supplemental authorizations of appropriations or sup-
12 plemental appropriations for assistance under this Act.

13 “(c) APPROPRIATIONS SUBJECT TO REQUIRE-
14 MENT.—Subsection (a) applies with respect to all funds
15 appropriated for assistance under this Act (including
16 chapter 8 of part I relating to narcotics control) other
17 than—

18 “(1) title IV of part I (relating to the Overseas
19 Private Investment Corporation),

20 “(2) section 661 (relating to the Trade and De-
21 velopment Agency),

22 “(3) section 108 (relating to the private sector
23 credit program),

24 “(4) section 221 (relating to the housing and
25 urban development guarantee program), and

1 “(j) A nongovernmental organization may invest local
2 currencies which accrue to that organization as a result
3 of assistance provided under part I, the Agricultural
4 Trade Development and Assistance Act of 1954, section
5 416(b) of the Agricultural Act of 1949, or the Food for
6 Progress Act of 1985, and any interest earned on such
7 investment may be used for the purpose for which the
8 assistance was provided to that organization, including
9 for the establishment of an endowment.”.

10 **TITLE III—ECONOMIC SUPPORT** 11 **FUND**

12 **SEC. 301. AUTHORIZATION OF APPROPRIATIONS.**

13 Section 532(a) of the Foreign Assistance Act of 1961
14 is amended to read as follows:

15 “(a) There are authorized to be appropriated to the
16 President to carry out the purposes of this chapter—

17 “(1)(A) \$1,200,000,000 for each of fiscal years
18 1992 and 1993 for Israel;

19 “(B) The total amount of funds allocated pur-
20 suant to subparagraph (A) shall be made available
21 as a cash transfer on a grant basis. Such transfer
22 shall be made on an expedited basis in the first thir-
23 ty days of the fiscal year or thirty days after the
24 date of enactment of the Act appropriating such
25 funds, whichever is later. In exercising the authority

1 of this paragraph, the President shall ensure that
2 the level of cash transfer made to Israel does not
3 cause an adverse impact on the total level of non-
4 military exports from the United States to Israel;

5 “(2)(A) \$815,000,000 for each of fiscal years
6 1992 and 1993 for Egypt;

7 “(B) assistance provided for Egypt pursuant to
8 this paragraph may include sector grants only if
9 Egypt implements agreed upon reforms in the rele-
10 vant sector;

11 “(C) notwithstanding section 660 of this Act,
12 assistance provided for Egypt pursuant to this para-
13 graph may include support for instruction and train-
14 ing for Egyptian civilian law enforcement personnel
15 with respect to human rights, democratic pluralism,
16 and comparative criminal justice systems, including
17 support for related curriculum development and re-
18 search. Such assistance may be provided only
19 through United States institutions of higher learning
20 or through the International Criminal Investigative
21 Training Assistance Program of the United States
22 Department of Justice;

23 “(3) \$7,000,000 for each of fiscal years 1992
24 and 1993 to finance, and where appropriate, for
25 United States participation in, regional cooperative

1 programs in the Middle East in accordance with sec-
2 tion 202(c) of the International Security and Devel-
3 opment Cooperation Act of 1985;

4 “(4)(A) \$15,000,000 for each of fiscal years
5 1992 and 1993 for Cyprus;

6 “(B) assistance provided for Cyprus pursuant
7 to this paragraph shall be for scholarships and other
8 projects and for bicommunal projects and confidence
9 building measures designed to reduce tensions and
10 to promote peace and cooperation between the two
11 communities on Cyprus, with the highest priority
12 given to the resettlement of the Famagusta/Varosha
13 area under the auspices of the United Nations;

14 “(5) \$25,000,000 for each of fiscal years 1992
15 and 1993 for United States contributions to the
16 International Fund for Ireland, pursuant to the
17 Anglo-Irish Agreement Support Act of 1986;

18 “(6) \$175,000,000 for each of fiscal years 1992
19 and 1993 for Turkey; and

20 “(7) \$966,000,000 for each of fiscal years 1992
21 and 1993 to carry out the purposes of this chapter
22 for recipients or purposes other than the countries
23 referred to in paragraphs (1) through (6) of this
24 section.”.

1 **SEC. 302. ADMINISTRATION OF JUSTICE.**

2 (a) Section 534(a) of the Foreign Assistance Act of
3 1961 is amended by striking out "and the Caribbean" and
4 inserting in lieu thereof the following: ", the Caribbean,
5 and the Philippines".

6 (b) Section 534(e) of the Foreign Assistance Act of
7 1961 is amended by striking out "fiscal year 1991" and
8 inserting in lieu thereof "each of fiscal years 1992 and
9 1993" and by striking out "September 30, 1991" and in-
10 serting in lieu thereof "September 30, 1993".

11 **SEC. 303. CAPITAL AND INFRASTRUCTURE ASSISTANCE.**

12 Chapter 4 of part II of the Foreign Assistance Act
13 is amended by adding at the end thereof the following new
14 section:

15 "SEC. 536. CAPITAL AND INFRASTRUCTURE ASSIST-
16 ANCE.—(a) In order to achieve sustained economic
17 growth, it is crucial that the physical and economic infra-
18 structure requirements of countries be met. In countries
19 and areas which are in the more advanced stages of eco-
20 nomic development, the President is authorized to use
21 funds made available under this chapter to support devel-
22 opmentally-sound trade and investment opportunities in
23 the form of capital and infrastructure assistance. In exer-
24 cising the authority under this section, the President
25 should ensure the developmental value of capital assist-
26 ance, monitor the provision of that assistance so as to en-

1 sure that sustainable developmental criteria are satisfied,
2 and consider related trade and commercial opportunities
3 for continued United States involvement and participation
4 that furthers the national interest of the United States.

5 “(b) The requirements of section 117(c) of this Act
6 relating to environmental impact statements and environ-
7 mental assessments shall apply to any capital and infra-
8 structure assistance provided under this section.”.

9 **SEC. 304. RESTRICTION ON USE OF FUNDS FOR NUCLEAR**
10 **FACILITIES.**

11 Funds authorized to be appropriated to carry out
12 chapter 4 of part II of the Foreign Assistance Act of 1961
13 for fiscal years 1992 and 1993 may not be used to finance
14 the construction of, the operation or maintenance of, or
15 the supplying of fuel for any nuclear facility in a foreign
16 country unless the President certifies to the Congress that
17 such country—

18 (1) is a party to the Treaty on the Non-Prolif-
19 eration of Nuclear Weapons or the Treaty for the
20 Prohibition of Nuclear Weapons in Latin America
21 (also known as the “Treaty of Tlatelolco”);

22 (2) cooperates fully with the International
23 Atomic Energy Agency; and

24 (3) pursues nonproliferation policies consistent
25 with those of the United States.

1 SEC. 305. PURCHASE OF UNITED STATES GOODS AND SERV-
2 ICES.

3 Chapter 4 of part II of the Foreign Assistance Act
4 of 1961 is amended by adding at the end thereof the fol-
5 lowing new section:

6 "SEC. 537. PURCHASE OF UNITED STATES GOODS
7 AND SERVICES.—(a) CONSIDERATIONS REGARDING CASH
8 TRANSFERS.—Assistance may be provided to a foreign
9 country under this chapter as a cash transfer only if the
10 President determines that the needs of that country and
11 the interests of the United States would be better met by
12 a cash transfer.

13 "(b) USE OF CASH TRANSFERS FOR UNITED STATES
14 GOODS AND SERVICES.—Assistance may be provided to
15 a country under this chapter as a cash transfer only pur-
16 suant to an agreement requiring that the country spend
17 an amount equal to the amount of the cash transfer to
18 purchase United States goods and services. Nothing in
19 this section, however, shall prevent a country from pur-
20 chasing, with United States cash transfer assistance,
21 goods and services produced in that country. United
22 States goods purchased pursuant to such an agreement
23 shall be deemed to have been furnished by the United
24 States without provision for reimbursement within the
25 meaning of section 901(b)(1) of the Merchant Marine Act,
26 1936 (46 U.S.C. App. 1241(b)(1)): *Provided*, That no

1 United States flag carrier shall be reimbursed for more
2 than 30 percent above the average competitive internation-
3 al rate for international ship transportation. The Secre-
4 tary of Commerce shall establish regulations to the For-
5 eign Assistance Act of 1961 to define the average competi-
6 tive international rate for international ship competition.

7 “(c) GAO AUDITS.—Each agreement pursuant to
8 which cash transfer assistance is provided under this chap-
9 ter shall include provisions to ensure that representatives
10 of the Comptroller General have access to the records and
11 personnel necessary to carry out such monitoring and au-
12 diting as the Comptroller General deems appropriate.

13 “(d) EXEMPTIONS.—This section shall not apply to
14 any country—

15 “(1) which receives cash transfer assistance
16 under this chapter of less than \$10,000,000 for a
17 fiscal year; or

18 “(2) which has been receiving cash transfer as-
19 sistance under this chapter and has an agreement
20 with the United States under which the country
21 agrees—

22 “(A) to spend an amount equal to the
23 amount of the cash transfer on the purchase of
24 United States goods and services, and

1 “(B) to carry 50 percent of all bulk ship-
2 ments of United States grain on privately
3 owned United States-flag commercial vessels, to
4 the extent such vessels are available at fair and
5 reasonable rates for such vessels,

6 except that a country shall be exempted pursuant to
7 this paragraph only so long as that country contin-
8 ues to agree to those conditions.

9 “(e) WAIVER.—The President may waive the provi-
10 sions of this section with respect to a country to the extent
11 the President determines that it is important to the na-
12 tional interest to do so. Any such waiver shall be reported
13 to the Committee on Foreign Affairs of the House of Rep-
14 resentatives and the Committee on Foreign Relations of
15 the Senate.

16 “(f) DEFINITION OF UNITED STATES GOODS.—For
17 purposes of this section, the term ‘United States goods’
18 means goods and commodities grown, produced, or manu-
19 factured in the United States (including agricultural com-
20 modities).”.

1 **TITLE IV—MILITARY ASSIST-**
2 **ANCE AND SALES AND RE-**
3 **LATED PROGRAMS**

4 **SEC. 401. FINDINGS AND PURPOSES OF MILITARY ASSIST-**
5 **ANCE.**

6 Section 501 of the Foreign Assistance Act of 1961
7 is amended to read as follows:

8 “SEC. 501. (a) FINDINGS.—The Congress finds
9 that—

10 “(1) to advance the United States foreign policy
11 objectives as set forth in section 101 of this Act, the
12 United States must foster a climate in which all na-
13 tions can live in peace and security;

14 “(2) where threats to such a climate arise,
15 through regional conflicts, the danger of military ag-
16 gression, the proliferation of weapons of mass de-
17 struction, or through efforts by armed groups vio-
18 lently to overthrow democratic governments, it is in
19 the interest of the United States to address those
20 threats; and therefore

21 “(3) the United States is prepared to consider
22 requests for assistance by foreign countries lacking
23 the resources to meet their legitimate national secu-
24 rity needs.

1 “(b) PURPOSES.—The authorities to furnish military
2 assistance that are provided under this title shall be exer-
3 cised only for the following objectives:

4 “(1) To exert maximum efforts to achieve inter-
5 national arms control and reduction under adequate
6 safeguards against noncompliance.

7 “(2) To promote the establishment of a rela-
8 tionship between civilian and military sectors appro-
9 priate to a democratic system of government.

10 “(3) To enhance the military capability of for-
11 eign countries to meet their legitimate security
12 needs, and to permit the recipient countries to par-
13 ticipate in regional or collective arrangements or
14 measures consistent with the Charter of, or request-
15 ed by, the United Nations.

16 “(4) To provide support to foreign countries to
17 meet transnational threats, in particular to combat
18 the flow of illicit narcotics and to combat interna-
19 tional terrorism.

20 “(5) To meet urgent humanitarian needs in less
21 developed countries by improving the capability of
22 the armed forces of such countries to respond to
23 natural and manmade disasters.

1 “(6) To promote self-defense and defense coop-
2 eration by assisting friendly countries to acquire
3 United States defense articles and services.

4 “(7) To promote the effectiveness and profes-
5 sionalism of military forces of friendly foreign coun-
6 tries.

7 “(8) To promote rationalization, standardiza-
8 tion, and interoperability of the military forces of
9 friendly foreign countries with the Armed Forces of
10 the United States.”.

11 **SEC. 402. GENERAL AUTHORITY.**

12 Section 503 of the Foreign Assistance Act of 1961
13 is amended—

14 (1) in subsection (a)—

15 (A) by inserting after “assistance” the
16 first time it appears, “on a grant basis”;

17 (B) in paragraph (1), by striking “(by loan
18 or grant)” and inserting in lieu thereof “by
19 grant”; and

20 (C) by striking paragraphs (2) and (3) and
21 inserting in lieu thereof the following:

22 “(2) financing the sale of defense articles or de-
23 fense services, or providing financing under subsec-
24 ion (b).”; and

1 (2) by striking subsections (b) and (c) and in-
2 serting in lieu thereof the following new subsections:

3 “(b) FINANCING PROCUREMENT BY COMMERCIAL
4 LEASING.—(1) Financing may be provided under this sec-
5 tion to Israel and Egypt for the procurement by leasing
6 (including leasing with an option to purchase) of defense
7 articles from United States commercial suppliers, not in-
8 cluding Major Defense Equipment (other than helicopters
9 and other types of aircraft having possible civilian applica-
10 tion), if the President determines that there are compel-
11 ling foreign policy or national security reasons for those
12 defense articles being provided by commercial lease rather
13 than by government-to-government sale under this Act.

14 “(2) Any exercise of the authority of this subsection
15 shall be subject to the regular notification requirements
16 of the Committee on Foreign Relations and the Committee
17 on Appropriations of the Senate and the Committee on
18 Foreign Affairs and the Committee on Appropriations of
19 the House of Representatives.

20 “(3) Any exercise of the authority of this subsection
21 shall be subject to specific amounts provided in advance

1 “(1) which are made available on a grant basis
2 under this chapter, or

3 “(2) which, prior to the effective date of title IV
4 of the International Security and Economic Coopera-
5 tion Act of 1991, were transferred under the former
6 authority of section 503(a)(3) of this Act or were
7 made available on a nonrepayable or grant basis
8 under the former authority of section 23 of the
9 Arms Export Control Act,

10 shall be priced to exclude the costs of salaries of members
11 of the Armed Forces of the United States (other than the
12 Coast Guard).

13 “(d) OBLIGATION OF FUNDS.—Funds appropriated
14 to carry out this chapter on a grant basis may be obligated
15 upon apportionment in accordance with paragraph (5)(C)
16 of title 31, United States Code, section 1501(a). Funds
17 appropriated to carry out this chapter shall be available
18 to finance the procurement of defense articles and defense
19 services that are not sold by the United States Govern-
20 ment only if the country or international organization pro-
21 posing to make such procurements has first signed a grant
22 agreement with the United States Government specifying
23 the conditions under which such procurements may be fi-
24 nanced with such funds.

1 “(e) DEBT REPAYMENT.—(1) Funds appropriated to
2 carry out this chapter may be made available to a foreign
3 country to make payments of principal and interest that
4 it owes to the United States in connection with sales of
5 defense articles or defense services on account of credits
6 previously extended to it, or loans previously guaranteed,
7 under this Act or the Arms Export Control Act.

8 “(2) Any exercise of the authority in this subsection
9 shall be subject to specific amounts provided in advance
10 in an appropriations Act.”.

11 **SEC. 403. AUTHORIZATION.**

12 Section 504(a)(1) of the Foreign Assistance Act of
13 1961 is amended to read as follows:

14 “(a)(1) There are authorized to be appropriated to
15 the President to carry out the purposes of this chapter—

16 “(A)(i) \$1,800,000,000 for each of fiscal years
17 1992 and 1993 for Israel;

18 “(ii) The total amount of funds allocated for Is-
19 rael each fiscal year pursuant to paragraph (1) shall
20 be disbursed within 30 days after the beginning of
21 the fiscal year or 30 days after the date of enact-
22 ment of the Act appropriating such funds, whichever
23 is later.

24 “(iii) To the extent that the Government of Is-
25 rael requests that funds be used for such purposes,

1 amounts made available for Israel pursuant to para-
2 graph (1) shall, as agreed by the Government of Is-
3 rael and the Government of the United States, be
4 available as follows:

5 “(I) Up to \$150,000,000 for each fiscal
6 year shall be available for research and develop-
7 ment in the United States.

8 “(II) Up to \$475,000,000 for each fiscal
9 year shall be available for procurement in Israel
10 of defense articles and defense services, includ-
11 ing research and development.

12 “(B) \$1,300,000,000 for each of fiscal years
13 1992 and 1993 for Egypt;

14 “(C) \$500,000,000 for each of fiscal years
15 1992 and 1993 for Turkey;

16 “(D) \$350,000,000 for each of fiscal years
17 1992 and 1993 for Greece; and

18 “(E) \$560,500,000 for each of fiscal years
19 1992 and 1993 to carry out the purposes of this
20 chapter for recipients or purposes other than the
21 countries referred to in subparagraphs (A) through
22 (D) of this section.”

1 **SEC. 404. CONDITIONS OF ELIGIBILITY.**

2 Section 505 of the Foreign Assistance Act of 1961
3 is amended by adding at the end thereof the following new
4 subsection:

5 “(h) In furnishing assistance under this chapter or
6 the Arms Export Control Act, the President should consid-
7 er the practice of the country concerned with respect to
8 the law of war, including whether it provides instruction
9 to its armed forces on compliance with the Geneva Con-
10 ventions on the Protection of the Victims of Armed Con-
11 flict and other law of war treaties and customary interna-
12 tional law.”.

13 **SEC. 405. DEFENSE DRAWDOWN SPECIAL AUTHORITY.**

14 Section 506(a) of the Foreign Assistance Act of 1961
15 is amended—

16 (1) in paragraph (1) by striking “\$75,000,000”
17 and inserting in lieu thereof “\$100,000,000”; and

18 (2) in paragraph (2)—

19 (A) in subparagraph (A), by striking ou
20 “direct” and all that follows through the period
21 and inserting in lieu thereof the following: “di
22 rect the drawdown of such articles, services
23 and the provision of such training for the pur
24 poses and under the authorities of chapters 8
25 and 9 of part I, and the Migration and Refugee
26 Assistance Act of 1962”. and

1 (B) in subparagraph (B), by striking
2 "\$75,000,000" and inserting in lieu thereof
3 "\$100,000,000".

4 **SEC. 406. STOCKPILES.**

5 Section 514(b)(2) of the Foreign Assistance Act of
6 1961 is amended to read as follows:

7 "(b)(2) The value of such additions to stockpiles in
8 foreign countries shall not exceed \$429,000,000 for each
9 of fiscal years 1992 and 1993."

10 **SEC. 407. EXCESS DEFENSE ARTICLES.**

11 Section 516 of the Foreign Assistance Act of 1961
12 is amended—

13 (1) in subsection (a), by striking "during the
14 fiscal years 1987 through 1991" and inserting in
15 lieu thereof "during the fiscal years 1992 and
16 1993"; and

17 (2) in subsection (e), by inserting "(1)" after
18 "(e)" and adding at the end thereof:

19 "(2) For purposes of this section the term 'ex-
20 cess defense articles' shall be deemed to include ex-
21 cess property of the Coast Guard. For purposes of
22 this section, the term 'Department of Defense' shall
23 be deemed, with respect to such excess property, to
24 include the Coast Guard."

1 **SEC. 408. INTERNATIONAL MILITARY EDUCATION AND**
2 **TRAINING.**

3 Section 542 of the Foreign Assistance Act of 1961
4 is amended to read as follows:

5 "SEC. 542. AUTHORIZATION OF APPROPRIATIONS.—

6 There are authorized to be appropriated to the President
7 to carry out the purposes of this chapter \$47,196,000 for
8 each of fiscal years 1992 and 1993."

9 **SEC. 409. PEACEKEEPING OPERATIONS.**

10 Section 552(a) of the Foreign Assistance Act of 1961
11 is amended to read as follows:

12 "(a) There are authorized to be appropriated to the
13 President to carry out the purposes of this chapter, in ad-
14 dition to amounts otherwise available for such purposes,
15 \$28,000,000 for each of fiscal years 1992 and 1993."

16 **SEC. 410. ANTITERRORISM ASSISTANCE.**

17 Section 575(a) of the Foreign Assistance Act of 1961
18 is amended to read as follows:

19 "(a) There are authorized to be appropriated to the
20 President to carry out the purposes of this chapter
21 \$15,000,000 for each of fiscal years 1992 and 1993."

22 **SEC. 411. AMENDMENTS TO ARMS EXPORT CONTROL ACT.**

23 The Arms Export Control Act is amended as follows:

24 (1) Section 2(b) is amended by striking out—

25 (A) "or financing for" in paragraph (1);

1 (B) "financing" both other places it ap-
2 pears.

3 (2) Section 3(c) is amended—

4 (A) in paragraph (1), by striking out
5 "(1)(A) No" and all that follows through "(B)
6 No" and inserting in lieu thereof "(1) No";

7 (B) in paragraph (1), as amended by sub-
8 paragraph (A), by striking out "under this Act,
9 or any predecessor Act," and inserting in lieu
10 thereof ", through sale, financing or otherwise,
11 under this Act or the Foreign Assistance Act of
12 1961 (or under any predecessor military sales
13 or foreign assistance legislation)";

14 (C) in paragraph (3)(A), by striking out
15 "subparagraph (A)" and all that follows
16 through "such paragraphs," and inserting in
17 lieu thereof "paragraph (1)"; and

18 (D) in paragraph (3)(B), by striking out
19 "subparagraph (B) of".

20 (3) Section 5(a) is amended by striking out "
21 and no credits (including participations in credits) or
22 guaranties extended to or for" and inserting in lieu
23 thereof "to".

24 (4) Section 6 is amended—

1 (A) by striking out “, no credits or guaran-
2 tees may be extended,”; and

3 (B) by inserting “and no foreign military
4 financing may be furnished under the Foreign
5 Assistance Act of 1961” after “this Act”.

6 (5) Section 21 is amended—

7 (A) by amending subsection (c)(1) to read
8 as follows:

9 “(c)(1) Members of the Armed Forces assigned or de-
10 tailed to provide defense services sold under this Act may
11 not perform duties of a combatant nature, including any
12 duty related to training and advising that may engage
13 United States Armed Forces personnel in combat activi-
14 ties, outside the United States in connection with the per-
15 formance of those defense services.”;

16 (B) in subsection (e)(1)(B)—

17 (i) by striking out “either from” and
18 all that follows through “nonrepayable
19 basis under”; and

20 (ii) by inserting in lieu thereof “from
21 either (i) funds made available on a grant
22 basis under chapter 2 of part II of the
23 Foreign Assistance Act of 1961, or (ii)
24 funds which, prior to the effective date of
25 the International Security and Economic

1 Cooperation Act of 1991, were transferred
2 under the former authority of section
3 503(a)(3) of the Foreign Assistance Act of
4 1961 or were made available on a
5 nonrepayable basis under the former au-
6 thority of"; and

7 (C) by adding at the end of subsection (e)
8 the following:

9 "(4) Effective with respect to defense articles
10 sold after September 30, 1991, and subject to spe-
11 cific amounts provided in advance in an appropria-
12 tion Act, charges for defense articles that are not
13 major defense equipment that are sold under this
14 Act or licensed or approved for export under section
15 38 of this Act may not include any nonrecurring
16 costs of research on or development or production of
17 those articles."

18 (6) Section 23 is repealed.

19 (7) Section 24 is amended—

20 (A) by amending the section caption to
21 read "Provisions Relating to Former Credit and
22 Guaranty Authorities";

23 (B) in subsection (a), by striking out
24 "The" in the first sentence and inserting in lieu
25 thereof "To the extent necessary to carry out

1 the provisions under the heading "Foreign Military
2 Sales Debt Reform" in title III of the Foreign
3 Operations, Export Financing, and Related
4 Programs Appropriations Act, 1988 (as con-
5 tained in section 101(e) of Public Law 100-
6 202), the";

7 (C) in subsection (b) by inserting "before
8 the effective date of title IV of the International
9 Security and Economic Cooperation Act of
10 1991" after "section 23"; and

11 (D) by striking out subsection (c) and in-
12 serting in lieu thereof the following:

13 "(c) The single reserve established under this section
14 for the payment of claims under guaranties issued under
15 the authority of this section may be referred to as the
16 'Foreign Military Loan Liquidating Account'.

17 "(d) Any guaranties issued under the authority of
18 this section are backed by the full faith and credit of the
19 United States.

20 "(e) Any exercise of the authority of this section shall
21 be subject to specific amounts provided in advance in an
22 appropriations Act."

23 (8) Section 25(a) is amended—

24 (A) in paragraph (5)(A) by striking out
25 "military education" and all that follows

1 through "guarantees," and inserting in lieu
2 thereof "and assistance under chapter 2 or
3 chapter 5 of part II of the Foreign Assistance
4 Act of 1961,";

5 (B) in paragraph (5)(B) by striking out
6 "credits or guaranties under this Act" and in-
7 serting in lieu thereof "financing under chapter
8 2 of part II of the Foreign Assistance Act of
9 1961"; and

10 (C) in paragraph (11)—

11 (i) by striking out "the Arms Export
12 Control Act" and inserting in lieu thereof
13 "section 23 or 24 of this Act"; and

14 (ii) by inserting before the semicolon
15 at the end of the paragraph the following:
16 ", and the status of each extension of cred-
17 it for the procurement of defense articles
18 or defense services under chapter 2 of part
19 II of the Foreign Assistance Act of 1961
20 with respect to which there remains out-
21 standing any unpaid obligation or potential
22 liability".

23 (9) Section 25(d), as added by section 112(a)
24 of the International Security and Development Co-
25 operation Act of 1985, is amended by striking out

1 "this Act or under section 503(a)(3)" and inserting
2 in lieu thereof "chapter 2 of part II".

3 (10) Section 31 is amended to read as follows:

4 "SEC. 31. CEILING ON AGGREGATE ACQUISITION
5 COST OF EXCESS DEFENSE ARTICLES.—The aggregate
6 acquisition cost to the United States of excess defense ar-
7 ticles ordered by the President in any fiscal year for deliv-
8 ery to foreign countries or international organizations
9 under the authority of chapter 2 of part II of the Foreign
10 Assistance Act of 1961 or pursuant to sales under this
11 Act may not exceed \$500,000,000 (exclusive of ships and
12 their onboard stores and supplies transferred in accord-
13 ance with law, and of any defense articles with respect
14 to which the President submits a certification under sec-
15 tion 36(b) of this Act).".

16 (11) Section 36(a) of the Arms Export Control
17 Act is amended—

18 (A) by striking out "and" at the end of
19 paragraph (10);

20 (B) by striking out the period at the end
21 of paragraph (11) and inserting in lieu thereof
22 "; and"; and

23 (C) by adding at the end thereof the fol-
24 lowing new paragraph:

1 “(12) a listing by country of the estimated
2 amount of funds which will be used for procurement
3 of defense articles and defense services outside the
4 United States as a result of any determination made
5 during the preceding quarter pursuant to section
6 604 of the Foreign Assistance Act of 1961, together
7 with the reasons for any such determination.”.

8 (12) Section 36 of the Arms Export Control
9 Act is further amended—

10 (A) in subsection (a)—

11 (i) by striking out “and” immediately
12 before “(iv)”; and

13 (ii) by striking out the period at the
14 end thereof and inserting in lieu thereof “;
15 and (v) the comparable kinds and amounts
16 of similar defense articles or services that
17 are available from other countries, and to
18 which countries the United States system
19 has already been offered.”;

20 (B) in subsection (b)(1)—

21 (i) by striking out “information speci-
22 fied in clauses (i) through (iv)” and insert-
23 ing in lieu thereof “information specified in
24 clauses (i) through (v)”;

25 (ii) by striking out clause (K); and

1 (iii) by redesignating clauses (L)
2 through (P) as clauses (K) through (O),
3 respectively; and

4 (C) in subsection (c)(1)—

5 (i) by striking out in the first sentence
6 “and” immediately before “(C)”; and

7 (ii) by inserting before the period at
8 the end of the first sentence the following:
9 “, and (D) a statement on the extent to
10 which comparable kinds and amounts of
11 similar defense articles or services are
12 available from other countries; and to
13 which countries the United States system
14 in question has already been offered”.

15 (13) Section 37 is amended—

16 (A) in the section caption by striking out
17 “Relating to Foreign Military Sales Credits”;

18 (B) in subsection (a), by striking out “sec-
19 tion 23” and inserting in lieu thereof “the
20 former authority of section 23 or under the au-
21 thority of chapter 2 of part II of the Foreign
22 Assistance Act of 1961”; and

23 (C) in subsection (b), by inserting “the
24 former authority of” after “extended pursuant
25 to”.

1 (14) Section 38(f) is amended by striking out
2 the first sentence and inserting in lieu thereof the
3 following: "Beginning one year after the date of en-
4 actment of the International Security and Economic
5 Cooperation Act of 1991, and at least once every
6 two years thereafter, the President shall review the
7 regulations issued to carry out this section, including
8 the items listed on the United States Munitions List,
9 for the purpose of determining what changes in
10 those regulations are appropriate, including deter-
11 mining what items, if any, no longer warrant export
12 controls under this section. Based on each such re-
13 view, the President shall revise those regulations as
14 necessary and shall publish a revised compilation of
15 those regulations."

16 (15) Section 42 is amended—

17 (A) in subsection (a), by striking out "
18 but subject to subsection (b) of this section," in
19 the first sentence and inserting in lieu thereof

20
21 (B) by repealing subsections (b) and (c)
22 and redesignating subsections (d) through (f)
23 as subsections (b) through (d), respectively; and

24 (C) in subsection (b)(1), as so redesignat-
25 ed, by striking out "and guaranties under sec-

1 tions 21, 22, 23, 24," and inserting in lieu
2 thereof "under sections 21, 22,".

3 **SEC. 412. DESIGNATION OF MAJOR NON-NATO ALLIES.**

4 (a) **DESIGNATION.**—Chapter 4 of the Arms Export
5 Control Act is amended by adding at the end the following:

6 "SEC. 48. DESIGNATION OF MAJOR NON-NATO AL-
7 LIES.—Australia, New Zealand, Egypt, Israel, Japan, and
8 the Philippines shall be deemed to be major non-NATO
9 allies as of the effective date of this section for purposes
10 of this Act and the Foreign Assistance Act of 1961."

11 (b) **DEFINITION.**—Section 47 of that Act is
12 amended—

13 (1) by striking out "and" at the end of para-
14 graph (7);

15 (2) by striking out the period at the end of
16 paragraph (8) and inserting in lieu there ", and";
17 and

18 (3) by adding at the end the following:

19 "(9) 'major non-NATO ally' means a country
20 which is designated in accordance with section 48 as
21 a major non-NATO ally for purposes of this Act and
22 the Foreign Assistance Act of 1961."

23 (c) **EXISTING DEFINITIONS.**—(1) The last sentence
24 of section 21(g) of that Act is repealed.

25 (2) Section 65(d) of that Act is amended—

1 (A) by striking out “or major non-NATO”, and

2 (B) by striking out “or a” and all that follows

3 through “2767a”).

4 (d) COOPERATIVE TRAINING AGREEMENTS.—Section

5 21(g) of that Act is amended in the first sentence by strik-

6 ing out “similar agreements” and all that follows through

7 “allies” and inserting in lieu thereof “similar agreements

8 with countries”.

9 **SEC. 413. COMMITMENT OF PRIOR YEAR MILITARY ASSIST-**

10 **ANCE FUNDS AND PROHIBITION ON DEPLET-**

11 **ED URANIUM SHELLS.**

12 Chapter 4 of the Arms Export Control Act is further

13 amended by adding at the end thereof the following new

14 sections:

15 **“SEC. 49. COMMITMENT OF PRIOR YEAR MILITARY**

16 **ASSISTANCE.—**If the President at any time notifies Con-

17 gress that no further sales will be made pursuant to this

18 Act after the date of such notification to a specified coun-

19 try under circumstances then prevailing, any uncommitted

20 funds allocated for such country that, prior to the enact-

21 ment of the International Security and Economic Coopera-

22 tion Act of 1991, were transferred under the former au-

23 thority of section 503(a)(3) of the Foreign Assistance Act

24 of 1961 for the purpose of financing such sales, and any

25 uncommitted funds allocated for such country under the

1 former authority of section 23 of the Arms Export Control
2 Act, may be committed to finance sales to other eligible
3 countries under chapter 2 of part II of the Foreign Assist-
4 ance Act of 1961, subject to advance notification to the
5 Committees on Appropriations and Foreign Relations of
6 the Senate and the Committees on Appropriations and
7 Foreign Affairs of the House of Representatives and sub-
8 ject to specific amounts provided in advance in an appro-
9 priation Act.

10 “SEC. 50. PROHIBITION ON DEPLETED URANIUM
11 SHELLS.—None of the funds authorized to be appropri-
12 ated by this or any other Act may be made available to
13 facilitate in any way the sale of M-833 antitank shells,
14 or any comparable antitank shells containing a depleted
15 uranium penetrating component, to any country other
16 than—

17 “(1) a country which is a member of the North
18 Atlantic Treaty Organization; or

19 “(2) a country which has been designated a
20 major non-NATO ally under section 48 of this
21 Act.”.

22 **SEC. 414. POLICY ON MIDDLE EAST ARMS SALES.**

23 In recognition of the particular volatility of the Mid-
24 dle East, the tremendous cost in human lives and suffer-
25 ing in the aftermath of the aggression by Iraq, and the

1 imperative that stability be maintained in the region while
2 the course toward lasting peace is pursued, the authority
3 to make sales under the Arms Export Control Act or to
4 furnish military assistance under chapter 2 of part II of
5 the Foreign Assistance Act of 1961 shall be exercised with
6 regard to the Middle East only for the objectives set forth
7 in subsection 501(b) of such Act and as follows:

8 (1) to transfer defense articles and services only
9 to those nations that have given reliable assurances
10 that such articles will be used only for internal secu-
11 rity, for legitimate self-defense, to permit the recipi-
12 ent country to participate in regional or collective ar-
13 rangements or measures consistent with the Charter
14 of the United Nations, or otherwise to permit the re-
15 cipient country to participate in collective measures
16 requested by the United Nations for the purpose of
17 maintaining or restoring international peace and se-
18 curity;

19 (2) to transfer defense articles and services to
20 nations in the region only after it has been deter-
21 mined that such transfers will not contribute to an
22 arms race, will not increase the possibility of out-
23 break or escalation of conflict and will not prejudice
24 the development of bilateral or multilateral arms
25 control arrangements;

1 (3) to take all appropriate steps to ensure that
 2 each nation of the Middle East that is a recipient of
 3 United States defense articles and services—

4 (A) affirms the right of all nations in the
 5 region to exist within safe and secure borders;
 6 and

7 (B) supports or is engaged in direct re-
 8 gional peace negotiations; and

9 (4) with the agreement of other suppliers, to
 10 prohibit the introduction of newly developed ad-
 11 vanced defense articles and services that would cre-
 12 ate new and significantly higher combat capabilities
 13 in the region.

14 **TITLE V—SPECIAL AUTHORI-**
 15 **TIES, RESTRICTIONS AND**
 16 **REPORTS**

17 **SEC. 501. UNANTICIPATED CONTINGENCIES.**

18 Section 451(a)(1) of the Foreign Assistance Act of
 19 1961 is amended by striking "\$25,000,000" and inserting
 20 in lieu thereof "\$40,000,000".

21 **SEC. 502. EMERGENCY ASSISTANCE.**

22 Section 533(a) of the Foreign Assistance Act of 1961
 23 is amended to read as follows:

24 "(a) Of the funds appropriated to carry out this
 25 chapter for any fiscal year, up to \$75,000,000 may be

1 made available for emergency use under this chapter when
2 the national interests of the United States urgently re-
3 quire economic support to promote economic or political
4 stability.”

5 **SEC. 503. TERMINATION EXPENSES.**

6 Section 617 of the Foreign Assistance Act is amend-
7 ed to read as follows:

8 “SEC. 617. TERMINATION EXPENSES.—(a) Funds
9 made available under this Act shall remain available for
10 obligation for a period not to exceed eight months from
11 the date of any termination of assistance under this Act
12 for the necessary expenses of winding up programs related
13 to such termination. Funds obligated under the authority
14 of this Act prior to the effective date of the termination
15 of assistance may remain available for expenditure for the
16 necessary expenses of winding up programs related to such
17 termination notwithstanding any provision of law restrict-
18 ing the expenditure of funds. In order to ensure the effec-
19 tiveness of assistance under this Act, such expenses for
20 orderly termination of programs may include the obliga-
21 tion and expenditure of funds to complete the training or
22 studies outside their countries of origin of students whose
23 course of study or training program began before assist-
24 ance was terminated.

1 (b) For the purpose of making an equitable settle-
 2 ment of termination claims under extraordinary contrac-
 3 tual relief standards, the President is authorized to adopt
 4 as a contract or other obligation of the United States Gov-
 5 ernment, and assume (in whole or in part) any liabilities
 6 arising thereunder, any contract with a United States or
 7 third-country contractor that had been funded with assist-
 8 ance under this Act prior to the termination of assistance.

9 (c) Provision of this or any other Act requiring the
 10 termination of assistance under this Act shall not be con-
 11 strued to require the termination of guarantee commit-
 12 ments under part I of this Act that were entered into prior
 13 to the effective date of the termination of assistance.

14 (d) Unless specifically made inapplicable by another
 15 provision of law, the provisions of this section shall be ap-
 16 plicable to the termination of assistance pursuant to any
 17 provision of law.”

18 **SEC. 504. EXEMPTION OF ASSISTANCE THROUGH NONGOV-**
 19 **ERNMENTAL ORGANIZATIONS FROM RE-**
 20 **STRICTIONS.**

21 The Foreign Assistance Act of 1961 is amended by
 22 inserting the following new section:

23 “SEC. 618. EXEMPTION OF ASSISTANCE THROUGH
 24 NONGOVERNMENTAL ORGANIZATION FROM RESTRIC-
 25 TIONS.—(a) Subject to subsection (c), restrictions con-

1 tained in this or any other Act with respect to assistance
2 for a country shall not be construed to restrict assistance
3 under part I in support of programs of nongovernmental
4 organizations.

5 “(b) The President shall take into consideration, in
6 any case in which a restriction on assistance would be ap-
7 plicable but for this section, whether assistance for pro-
8 grams of nongovernmental organizations is in the national
9 interests of the United States.

10 “(c) Whenever the authority of this section is used
11 to furnish assistance for a program of a nongovernmental
12 organization, the President shall notify the Committee on
13 Foreign Affairs and the Committee on Appropriations of
14 the House of Representatives and the Committee on For-
15 eign Relations and the Committee on Appropriations of
16 the Senate. Such notification shall describe the program
17 assisted, the assistance provided, and the national inter-
18 ests of the United States served in furnishing such assist-
19 ance.”.

20 **SEC. 505. COMMUNIST COUNTRIES.**

21 Section 620(f) of the Foreign Assistance Act of 1961
22 is amended to read as follows:

23 “(f)(1) No assistance shall be furnished under this
24 Act (except section 214(b)) to any Communist country as
25 designated by the President pursuant to paragraph (2).

1 “(2) The President shall designate those countries
2 that are Communist countries for purposes of paragraph
3 (1).”

4 “(3) The initial list of countries designated pursuant
5 to this subsection shall be published in the Federal Regis-
6 ter and shall be submitted to Congress. Thereafter, any
7 additions to or deletions from such list shall be similarly
8 published and submitted.

9 “(4) Notwithstanding the provisions of paragraph (1)
10 of this subsection, the President may remove a country
11 from the Communist country list established pursuant to
12 this subsection, or may exempt a listed country from the
13 application of paragraph (1) of this subsection or other
14 provisions of law that reference paragraph (1) of this sub-
15 section, if the President determines and reports to the
16 Congress that such removal or exception is important to
17 the national interest of the United States.”.

18 **SEC. 506. MILITARY COUPS.**

19 Section 620(i) of the Foreign Assistance Act of 1961
20 is amended to read as follows:

21 “(i)(1) No assistance shall be furnished under this
22 Act to the government of a country whose duly elected
23 Head of Government is deposed by military coup or de-
24 cree.”

1 “(2) Notwithstanding the provisions of paragraph (1)
2 of this section, or any similar provision of law, the Presi-
3 dent may resume assistance to such government if he de-
4 termines and reports to Congress prior to the resumption
5 of such assistance that subsequent to the military coup
6 or decree a democratically elected government has taken
7 office.”.

8 **SEC. 507. COUNTRIES IN ARREARS ON ASSISTANCE REPAY-**
9 **MENTS.**

10 Section 620(q) of the Foreign Assistance Act of 1961
11 is amended to read as follows:

12 “(q) Assistance may not be furnished under this Act
13 to the government of any country which is more than 1
14 year in arrears to the United States Government on any
15 payment of interest or principal on any loan made or cred-
16 it extended under this Act or under the former authorities
17 of section 23 or section 24 of the Arms Export Control
18 Act, unless the President determines that assistance to
19 such government is in the national interest and notifies
20 the Speaker of the House of Representatives and the
21 Chairman of the Committee on Foreign Relations of the
22 Senate of such determination.”.

1 **SEC. 508. MONITORING OF END-ITEM USE.**

2 Section 623(a)(3) of the Foreign Assistance Act of
3 1961 is amended by striking "supervision" and inserting
4 in lieu thereof "monitoring".

5 **SEC. 509. CONTRACTING WITH INDIVIDUALS.**

6 Section 636(a)(3) of the Foreign Assistance Act of
7 1961 is amended by striking "contracting with individuals
8 for personal service abroad" and inserting in lieu thereof
9 "contracting on a limited term basis for the personal serv-
10 ices of individuals engaged primarily in furnishing assist-
11 ance abroad".

12 **SEC. 510. RECOGNITION OF AMERICAN GENEROSITY.**

13 (a) **FINDINGS.**—The Congress finds that—

14 (1) the people of the United States have been
15 exceptionally generous in their efforts to assist the
16 underdeveloped and developing nations of the world;

17 (2) many of the world's roads, bridges, and
18 dams, especially many in the Third World, were
19 built with the assistance of American funds, yet
20 many of the people of these nations today have little
21 knowledge that these are gifts from the American
22 taxpayer; and

23 (3) the governments of some countries have
24 claimed credit for projects actually financed by the
25 United States.

1 (b) PROPER RECOGNITION OF UNITED STATES
2 GIFTS.—The Administrator of the United States Agency
3 for International Development shall take steps to ensure
4 that for development assistance projects, capital infra-
5 structure projects and all other assistance projects, there
6 shall be prominently displayed an acknowledgment that
7 the project was funded in part or in whole by the people
8 of the United States.

9 SEC. 511. ACTIVITIES UNDER OTHER LAWS NOT AFFECTED.

10 Section 638(a) of the Foreign Assistance Act of 1961
11 is amended to read as follows:

12 “(a) Unless expressly provided to the contrary, provi-
13 sions of this Act and other provisions applicable to foreign
14 assistance shall not be construed to prohibit activities au-
15 thorized by or conducted under the Peace Corps Act, the
16 Mutual Educational and Cultural Exchange Act of 1961,
17 the Export-Import Bank Act of 1945, the National Securi-
18 ty Act of 1947, the Central Intelligence Agency Act of
19 1949, the Agricultural Act of 1949, the Agricultural
20 Trade Development and Assistance Act of 1954, the Food
21 for Progress Act of 1985, the Inter-American Foundation
22 Act, the African-American Foundation Act, title 10 of the
23 United States Code, any National Defense Authorization
24 Act or Department of Defense Appropriations Act, or the
25 Migration and Refugee Assistance Act of 1962, or com-

1 commercial export promotion activities of the Department of
2 Agriculture (including the Commodity Credit Corpora-
3 tion).”.

4 **SEC. 512. POLICY ON FURTHER MANAGEMENT REFORM.**

5 (a) **POLICY.**—It is the sense of the Congress that the
6 President should continue to make efforts to improve the
7 management of the foreign economic assistance program,
8 including efforts—

9 (1) to streamline the project development proc-
10 ess and shorten the time from project conception to
11 implementation;

12 (2) to increase decentralization of field mis-
13 sions;

14 (3) to reduce the number of projects and to in-
15 crease the duration, and to increase the sustainabil-
16 ity, of projects which are funded;

17 (4) to decrease recurring costs;

18 (5) to prepare a more detailed analysis of the
19 impact of Agency for International Development
20 projects for inclusion in the annual congressional
21 presentation materials, together with a more thor-
22 ough economic justification for the program for the
23 next fiscal year;

24 (6) to expand overseas tours for personnel and
25 streamline mid-level management;

1 (7) to streamline the contract process; and

2 (8) to coordinate the United States economic
3 assistance effort, including examination of the ade-
4 quacy of the existing interagency coordinating mech-
5 anism, the need to reinvigorate the Development Co-
6 ordination Committee, and the need and importance
7 of multidonor coordination in Washington, D.C., and
8 in field missions.

9 (b) REPORT.—Not later than six months after enact-
10 ment of this Act, the Administrator of the Agency for
11 International Development shall prepare and transmit to
12 the Speaker of the House of Representatives and the
13 chairman of the Committee on Foreign Relations of the
14 Senate a report—

15 (1) describing whatever recommendations and
16 actions have been taken by the Agency with respect
17 to paragraphs (1) through (6) of subsection (a) and
18 any other proposals to improve management of the
19 foreign assistance program; and

20 (2) setting forth the findings of the study de-
21 scribed in subsection (c).

22 (c) STUDY.—The President shall conduct a study on
23 the feasibility and impact of reducing the number of coun-
24 tries receiving economic assistance and improving coordi-
25 nation and management of our foreign assistance pro-

1 grams, including the feasibility of incorporating the Agen-
2 cy for International Development into the Department of
3 State.

4 **SEC. 513. ECONOMIC SUPPORT FUND REPORT.**

5 (a) **IN GENERAL.**—Within 180 days after enactment
6 of this Act, the President shall submit to the appropriate
7 congressional committees a report describing the extent to
8 which economic support fund assistance provided in excess
9 of \$10,000,000 in any of the fiscal years 1987 through
10 1991 to a country has contributed to economic reform
11 along market economic principles in that country.

12 (b) **DEFINITIONS.**—For purposes of this section—

13 (1) the term “appropriate congressional com-
14 mittees” means the Committee on Foreign Relations
15 of the Senate and the Committee on Foreign Affairs
16 of the House of Representatives; and

17 (2) the term “economic support fund assist-
18 ance” means assistance provided under chapter 4 of
19 part II of the Foreign Assistance Act of 1961.

1 **TITLE VI—SPECIAL ASSISTANCE**
2 **INITIATIVES AND OTHER**
3 **REGION OR COUNTRY SPE-**
4 **CIFIC PROVISIONS**

5 **CHAPTER 1—EAST ASIA AND THE PACIFIC**

6 **Subchapter A—Assistance to the Philippines**

7 **SEC. 601. MULTILATERAL ASSISTANCE INITIATIVE FOR THE**
8 **PHILIPPINES.**

9 This subchapter may be cited as the “Multilateral As-
10 sistance Initiative for the Philippines Act of 1991”.

11 **SEC. 602. FINDINGS AND STATEMENT OF POLICY.**

12 (a) The Congress finds as follows:

13 (1) The people of the Philippines and the peo-
14 ple of the United States continue to enjoy a long-
15 standing relationship of mutual respect and coopera-
16 tion.

17 (2) The return to democracy to the Philippines
18 under the leadership of President Corazon Aquino
19 has brought our two countries closer together and
20 offers an opportunity to the Philippines to become
21 an economic, social, and political leader in Southeast
22 Asia.

23 (3) The threat to democratic government in the
24 Philippines from both the Communist insurgency
25 and dissident elements in the Philippine military

1 forces jeopardizes the efforts of the Government of
2 the Philippines to broaden the participation of the
3 people of the Philippines in the development of their
4 country.

5 (4) It is in the mutual interest of our two peo-
6 ples that the Philippines be provided all possible as-
7 sistance, including voluntary debt reduction pro-
8 grams under appropriate circumstances, in its ef-
9 forts to redress the problems caused by economic de-
10 terioration and social inequity which have fueled the
11 domestic insurgency.

12 (5) The promotion of democracy and achieve-
13 ment of sustainable economic growth require a part-
14 nership among the Philippines, multilateral institu-
15 tions, bilateral donors, and the private sector to help
16 the Philippines restructure its economy and alleviate
17 its debt service in order to achieve broadly-based,
18 self-sustaining growth and to improve the quality of
19 life of the people of the Philippines.

20 (6) The Philippines is facing a serious environ-
21 mental crisis stemming from the loss of tropical for-
22 ests, growing soil erosion, pollution of rivers, lakes,
23 and estuaries, and deterioration of fisheries. The
24 promotion of sound environmental, natural resource,
25 and agricultural management will enable the Philip-

1 pines to achieve environmentally and economically
2 sustainable development.

3 (7) Since its inauguration in Tokyo in July,
4 1989, the Multilateral Assistance Initiative for the
5 Philippines has resulted in the pledging of more
6 than \$6,800,000,000 in assistance from 26 donor
7 countries and organizations.

8 (b) It is the sense of the Congress that—

9 (1) the United States should continue to par-
10 ticipate with the multilateral financial institutions
11 and other bilateral donors in a coordinated economic
12 reform and development program, including volun-
13 tary debt reduction and environmental restoration
14 and sustainable natural resource management pro-
15 grams, in the Philippines; and

16 (2) a multiyear commitment of resources by the
17 United States, other bilateral donors, and the multi-
18 lateral financial institutions, with a continued reform
19 effort and leadership role by the Government of the
20 Philippines, will continue to be necessary in order to
21 ensure economic growth in the Philippines and en-
22 hanced participation of the people of the Philippines
23 in the democratic process.

1 **SEC. 603. USES OF ASSISTANCE.**

2 The President is authorized to provide assistance on
3 such terms and conditions as he may determine to carry
4 out the purposes of this subchapter. Such assistance shall
5 have as its ultimate objective, in conjunction with assist-
6 ance provided by other donors, support of democracy in
7 the Philippines, promotion of sustained economic growth
8 led by the private sector, and improvement of living condi-
9 tions for the people of the Philippines, and shall build
10 upon the progress that the Government of the Philippines
11 has made in the development and implementation of eco-
12 nomic, structural, and administrative reforms and the im-
13 plementation of sustainable natural resource management
14 programs. The provision of assistance shall be linked to
15 progress by the Government of the Philippines in the im-
16 plementation of its economic, structural, and administra-
17 tive reform program. Assistance may include support
18 for-

19 (1) economic, structural, administrative reforms
20 and voluntary debt reduction programs necessary to
21 stimulate private sector-led growth, such as import
22 liberalization, export growth and diversification, and
23 the privatization of state enterprises;

24 (2) infrastructure needed by the private sector,
25 particularly in rural areas;

1 (3) strengthening the private sector, including
2 promoting greater participation of the United States
3 private sector in the development of the Philippines;

4 (4) natural resource management (including
5 coastal environment management) which supports
6 sustained economic growth; and

7 (5) such other programs as are consistent with
8 the purposes of this subchapter.

9 **SEC. 604. REPORT TO CONGRESS.**

10 For each year, beginning with the budget request for
11 the fiscal year 1993, as soon as possible after the trans-
12 mittal by the President of the Budget of the United
13 States, the President shall submit a report to the Congress
14 on progress made in implementing the objectives of this
15 subchapter. Such report shall include a review of—

16 (1) the actions of the Government of the Philip-
17 pines to achieve the objectives for which assistance
18 under this subchapter has been provided, including
19 implementation of economic, structural, judicial, and
20 administrative reforms;

21 (2) the participation of other bilateral donors
22 and multilateral financial institutions in the multi-
23 lateral assistance program, including the level of
24 their assistance, and the effectiveness of efforts to
25 coordinate assistance activities; and

1 (3) the progress being made toward the achieve-
2 ment of the objectives of the program and the obsta-
3 cles to such achievement.

4 **SEC. 605. AUTHORIZATION.**

5 (a) There are authorized to be appropriated to the
6 President for the purposes of this subchapter, in addition
7 to amounts otherwise available for such purposes,
8 \$1,000,000,000 (less amounts appropriated to carry out
9 the purposes of this subchapter for fiscal years 1990 and
10 1991), of which not more than \$160,000,000 is authorized
11 to be appropriated under this section for each of fiscal
12 years 1992 and 1993. Funds appropriated under this sec-
13 tion are authorized to remain available until expended.

14 (b) In allocating funds authorized to be appropriated
15 under subsection (a), the President shall take all steps
16 practicable to assure that environmental restoration and
17 sustainable natural resource management are given appro-
18 priate support.

19 **SEC. 606. DONOR COORDINATION.**

20 (a) It is the sense of the Congress that critical to
21 the success of the Multilateral Assistance Initiative for the
22 Philippines under this subchapter is the ability of the bi-
23 lateral donors, the multilateral financial institutions, and
24 the Government of the Philippines to coordinate effectively
25 their objectives and programs.

1 (b) It is further the sense of the Congress that all
2 bilateral donors to this program should take steps to sim-
3 plify procurement and disbursement procedures and to en-
4 sure that any conditions on the provision or use of assist-
5 ance are complementary, and that the Government of the
6 Philippines should establish such internal procedures and
7 processes as will ensure the most effective use of the re-
8 sources provided by the bilateral donors and the multilat-
9 eral financial institutions.

10 **SEC. 607. ADMINISTRATIVE AUTHORITIES.**

11 Except to the extent inconsistent with this Act, as-
12 sistance under this Act shall be considered to be economic
13 assistance under part I of the Foreign Assistance Act of
14 1961 for purposes of making available the authorities con-
15 tained in that or other Acts.

16 **Subchapter B—Humanitarian Assistance for**
17 **Cambodian Democracy**

18 **SEC. 608. HUMANITARIAN ASSISTANCE FOR CAMBODIAN**
19 **DEMOCRACY.**

20 (a) **HUMANITARIAN AND DEVELOPMENT ASSISTANCE**
21 **FOR CAMBODIA.**—Of the total amount of funds made
22 available for fiscal years 1992 and 1993 for development
23 assistance and economic support fund assistance, the
24 President may make available—

1 (1) not more than \$5,000,000 in each such fis-
2 cal year for humanitarian assistance and develop-
3 ment assistance for civilian members of the Cambo-
4 dian noncommunist resistance; and

5 (2) not more than \$15,000,000 in each such
6 fiscal year for humanitarian and development assist-
7 ance for civilians, other than those described in
8 paragraph (1), within Cambodia.

9 (b) **APPLICABILITY OF EXISTING LAW.**—(1) Funds
10 shall be made available under this section notwithstanding
11 any law or regulation prohibiting trade with Cambodia or
12 any national of Cambodia, and subject to the provisions
13 of sections 531(e) and 634A of the Foreign Assistance Act
14 of 1961 and the prohibitions contained in section 906 of
15 the International Security Development Cooperation Act
16 of 1985 (Public Law 99-83).

17 (2) The President shall terminate assistance under
18 this section to any Cambodian organization that he deter-
19 mines is cooperating, tactically or strategically, with the
20 Khmer Rouge in their military operations.

21 (c) **ADMINISTRATION OF ASSISTANCE.**—(1) To the
22 maximum extent possible, all funds made available under
23 this section shall be administered directly by the Adminis-
24 trator.

1 (2) To ensure accountability of funds expended inside
2 Cambodia, the Administrator shall, subject to the avail-
3 ability of appropriations, contract with a private sector
4 employee to establish an office in Phnom Penh, Cambodia,
5 to oversee program activities.

6 (d) REPORTING REQUIREMENTS.—(1) Not later than
7 120 days after the date of enactment of this Act, the Ad-
8 ministrator shall conduct an on-site assessment within
9 Cambodia, including Phnom Penh, to determine the re-
10 quirements for the development of infrastructure and for
11 the eradication of explosive mines.

12 (2) Not later than February 1, 1992, the President
13 shall submit to the Speaker of the House of Representa-
14 tives and the President pro tempore of the Senate a report
15 describing all instances of military cooperation since Janu-
16 ary 1, 1991, between the Khmer Rouge and any individ-
17 ual, group, or faction of the noncommunist resistance and
18 describing all instances of human rights abuses by the
19 Khmer Rouge. Such report shall be submitted in classified
20 as well as unclassified form.

21 (e) HUMANITARIAN ASSISTANCE FOR CAMBODIAN
22 CHILDREN AND VICTIMS OF WAR.—In addition to funds
23 otherwise available for such purposes under subsection (a),
24 not more than \$5,000,000 of the total amount of funds
25 made available for development assistance and economic

1 support fund assistance under the Foreign Assistance Act
2 of 1961 shall be available for each of the fiscal years 1992
3 and 1993, to provide humanitarian assistance through
4 international relief agencies and United States private and
5 voluntary organizations to children and victims of war
6 within Cambodia.

7 (f) DEFINITIONS.—For purposes of this section—

8 (1) the term “Administrator” means the admin-
9 istrator of the agency primarily responsible for car-
10 rying out part I of the Foreign Assistance Act of
11 1961;

12 (2) the term “development assistance” means
13 assistance furnished under chapter 1 of part I of the
14 Foreign Assistance Act of 1961;

15 (3) the term “economic support fund assist-
16 ance” means assistance furnished under chapter 4 of
17 part II of the Foreign Assistance Act of 1961;

18 (4) the term “humanitarian assistance” in-
19 cludes food, clothing, medicine, and other humani-
20 tarian assistance, including the surveying and eradi-
21 cation of explosive mines, but such term does not in-
22 clude the provision of weapons, weapon systems, am-
23 munition, or any equipment, vehicles, or material
24 used by Cambodian military units or organizations;
25 and

1 (5) the term "private sector employee" means
2 a person other than an officer or employee of the
3 United States.

4 **Subchapter C—Other Provisions Relating to**
5 **the Region**

6 **SEC. 609. ASSISTANCE FOR BURMA.**

7 (a) Funds authorized by this Act, and funds made
8 available in prior foreign assistance appropriations Acts
9 which were allocated or used for assistance for Burma
10 under chapter 1 of part I and chapter 4 of part II of the
11 Foreign Assistance Act of 1961, may be made available,
12 notwithstanding any provision of law that restricts assist-
13 ance to countries, for training and education assistance
14 for Burmese outside of Burma who are displaced as a re-
15 sult of civil conflict, and for activities which support demo-
16 cratic pluralism in Burma.

17 (b) Any exercise of the authority of this section shall
18 be subject to specific amounts provided in advance in an
19 appropriations Act.

20 **SEC. 610. ASSISTANCE FOR MONGOLIA.**

21 In recognition of Mongolia's movement toward de-
22 mocracy in establishing a multiparty system and the steps
23 it has taken to establish a free-market economy, it is the
24 sense of Congress that additional assistance should be pro-
25 vided for Mongolia.

1 CHAPTER 2—NEAR EAST AND SOUTH ASIA**2 SEC. 611. ASSISTANCE FOR PAKISTAN.**

3 (a) Section 620E(a) of the Foreign Assistance Act
4 of 1961 is amended to read as follows:

5 “(a) The United States provides assistance to Paki-
6 stan in order to help the people and government of Paki-
7 stan establish enduring democratic institutions, and in
8 order to ensure respect for fundamental human rights, in-
9 cluding freedom of expression, freedom of association, and
10 freedom of conscience. The conduct of regular and free
11 elections open to all political parties and political leaders
12 is an essential element of democracy. Military assistance
13 to Pakistan shall help the country’s democratic govern-
14 ment deter and defend itself from external attack. United
15 States assistance shall be provided only to the extent it
16 serves to help avoid the profoundly destabilizing effects of
17 the proliferation of nuclear weapons in South Asia and
18 of the capability to manufacture nuclear weapons.”.

19 (b) Section 620E(d) of the Foreign Assistance Act
20 of 1961 is amended by striking out “April 1, 1992” and
21 inserting in lieu thereof “September 30, 1994”.

22 SEC. 612. ASSISTANCE FOR AFGHANISTAN.

23 Section 904 of the International Security and Devel-
24 opment Cooperation Act of 1985 is amended—

1 (1) by amending subsection (a) to read as fol-
2 lows:

3 “(a) AUTHORIZATION.—The President may make
4 available funds authorized to be appropriated to carry out
5 chapter 1 of part I and chapter 4 of part II of the Foreign
6 Assistance Act of 1961 for the provision of food, medicine,
7 or other humanitarian assistance to the Afghan people and
8 for the development and implementation of long-range bi-
9 lateral and multilateral reconstruction efforts for Afghani-
10 stan and the establishment of a broad-based freely elected
11 Afghan Government notwithstanding any provision of law
12 that restricts assistance to countries.”; and

13 (2) by amending subsection (b) by inserting
14 “chapter 1 of part I and” before “chapter 4 of part
15 II”.

16 **SEC. 613. PROMOTION OF HUMAN RIGHTS IN SRI LANKA.**

17 (a) FINDINGS.—The Congress finds that—

18 (1) the United States and Sri Lanka have a
19 long tradition of friendship and share common inter-
20 ests in economic development, constitutional,
21 multiparty government, and international peace and
22 stability;

23 (2) in recent years, the Government of Sri
24 Lanka has confronted insurgents who have resorted
25 to killing civilians, kidnapping, destroying of civilian

1 property, and other acts of terror in their attempt
2 to achieve political objectives through the use of vio-
3 lence;

4 (3) in attempting to deal with these threats
5 over the past several years, the Sri Lankan security
6 forces, or persons acting under their control or influ-
7 ence, have committed serious and widespread viola-
8 tions of human rights, including disappearances and
9 political killings, torture, failure to provide family
10 members or lawyers with information on or access to
11 detainees, and indiscriminate attacks that have
12 caused civilian casualties in areas of civil conflict;

13 (4) Sri Lankan Government officials have indi-
14 cated that they recognize the seriousness of these
15 problems and the importance of bringing an end to
16 abuses;

17 (5) despite the threats of terrorist violence, the
18 government of Sri Lanka has maintained democratic
19 institutions in the country, and has taken steps that,
20 if fully and vigorously implemented, could seriously
21 address important human rights concerns; and

22 (6) these steps include inviting representatives
23 of international human rights monitoring organiza-
24 tions to visit Sri Lanka, permitting access to inter-
25 national humanitarian organizations such as the

1 International Committee of the Red Cross, permit-
2 ting access to United Nations organizations dealing
3 with investigations of human rights concerns, and
4 establishing official bodies to investigate disappear-
5 ances and other allegations of human rights abuses.

6 (b) STATEMENT OF THE CONGRESS.—The
7 Congress—

8 (1) strongly condemns ongoing acts of terror by
9 insurgents operating in the north, east, and south of
10 Sri Lanka;

11 (2) expresses its deep concern about continuing
12 reports of serious abuses of human rights by the Sri
13 Lankan security forces or persons acting under their
14 control or influence;

15 (3) welcomes statements by Sri Lankan officials
16 indicating that they recognize the seriousness of
17 these problems and the importance of bringing an
18 end to abuses;

19 (4) welcomes efforts by the Sri Lankan Govern-
20 ment to begin to address human rights concerns
21 through measures that include inviting representa-
22 tives of international human rights monitoring orga-
23 nizations to visit Sri Lanka, permitting access to
24 international humanitarian organizations such as the
25 International Committee of the Red Cross, permit-

1 ting access to United Nations organizations dealing
2 with investigations of human rights concerns, and
3 establishing official bodies to investigate disappear-
4 ances and other allegations of human rights abuses;
5 and

6 (5) believes that continuing progress on these
7 issues will help to ensure further improvement in the
8 relationship between the United States and Sri
9 Lanka based on mutual trust and respect.

10 (c) CONSIDERATIONS IN FURNISHING ASSISTANCE
11 AND MAKING MILITARY SALES.—During fiscal years
12 1992 and 1993, in determining whether to furnish assist-
13 ance to Sri Lanka under the Foreign Assistance Act of
14 1961 or the Agricultural Trade Development and Assist-
15 ance Act of 1954 (other than emergency humanitarian as-
16 sistance under either such Act), and whether to make any
17 sales of defense articles or defense services to Sri Lanka
18 under the Arms Export Control Act, the President shall
19 taken into account whether the Government of Sri Lanka
20 has—

21 (1) established a public register of detainees
22 and ensured that detainees have access to lawyers
23 and family members;

24 (2) taken steps designed to deter disappear-
25 ances and killings of civilians in all provinces by per-

1 sons under the control or influence of government
2 forces, such as enhanced efforts to pursue criminal
3 investigations and prosecutions of those responsible
4 for such abuses;

5 (3) taken measures designed to minimize civil-
6 ian casualties in its combat operations in the north
7 and east; and

8 (4) made serious and substantial efforts to in-
9 vestigate and prosecute those involved in the murder
10 of journalist Richard DeZoysa.

11 (d) ASSISTING THE SRI LANKAN GOVERNMENT TO
12 PROVIDE HUMAN RIGHTS TRAINING AND EDUCATION.—

13 The President should encourage and assist the Govern-
14 ment of Sri Lanka to provide effective human rights edu-
15 cation and training in educational institutions in Sri
16 Lanka, within the society at large, and to members of the
17 security forces, including the police, the military, and
18 paramilitary organizations.

CHAPTER 3—EUROPE**Subchapter A—SEED Program Support for
Transformation From Communism to
Free-Market Democracy****SEC. 621. SHORT TITLE; AMENDMENT TO PREAMBLE OF
SEED ACT OF 1989.**

(a) **SHORT TITLE.**—This subchapter may be referred to as the “Support for East European Democracy Act of 1991” or as the “SEED II Act”.

(b) **AMENDMENT TO TITLE OF THE SUPPORT FOR EAST EUROPEAN DEMOCRACY ACT OF 1989.**—The preamble of the Support for East European Democracy (SEED) Act of 1989 (Public Law 101–179), also known as the SEED Act, is amended to read as follows: “An Act to authorize assistance for activities within a comprehensive Support for East European Democracy (SEED) program to promote political and economic transition in countries of Europe emerging from the tyranny and legacy of communist rule.”.

SEC. 622. SEED AUTHORITIES; AUTHORIZATION OF APPROPRIATIONS.

Section 2 of the Support for East European Democracy (SEED) Act of 1989 is amended by adding the following new subsections:

1 (d) GEOGRAPHICAL SCOPE OF AUTHORITY.—For
2 purposes of this Act, 'Eastern Europe' shall be defined
3 to include all nations of Europe which experienced commu-
4 nist rule after World War II.

5 "(e) EFFICACY CRITERION FOR USE OF AUTHOR-
6 ITY.—Where an authority in this Act is available to be
7 exercised for a bilateral program or activity relating to Po-
8 land or Hungary, the President may exercise such author-
9 ity with respect to another country of Eastern Europe,
10 or with respect to a particular constituent republic of such
11 a country, if he determines—

12 "(1) that such country or constituent republic
13 has taken significant steps toward representative de-
14 mocracy and a market-oriented economy, including
15 respect for private property ownership;

16 "(2) that such activity would have the effect of
17 promoting the values and institutions of representa-
18 tive democracy and a free-market economy in that
19 country or constituent republic; and

20 "(3) that such activity would not have the effect
21 of sustaining or fortifying governmental or other or-
22 ganizations which, by reason of their composition
23 and practices, are inimical to the development of
24 representative democracy and a free-market econo-
25 my.

1 “(f) AUTHORIZATION OF APPROPRIATIONS.—For as-
2 sistance authorized by this Act, there are authorized to
3 be appropriated to the President \$400,000,000 for each
4 of fiscal years 1992 and 1993, which are authorized to
5 remain available until expended. Authorizations of appro-
6 priations elsewhere in this Act may be utilized only within
7 the overall level stipulated in this paragraph.

8 “(g) ACTION IN THE BALTIC STATES AND CONSTITU-
9 ENT REPUBLICS.—It is the sense of the Congress that—

10 “(1) the President, in the course of exercising
11 the authority set forth in subsection (e) of this sec-
12 tion, should establish nondiplomatic liaison offices in
13 the Baltic states and in constituent republics of East
14 European countries where such offices would further
15 the purposes of this Act by facilitating liaison with
16 individuals, organizations, and governmental entities
17 representing the aspiration to achieve representative
18 democracy and free-market institutions;

19 “(2) technical assistance facilitated by these of-
20 fices should include assistance in the areas of free
21 market economics, business education, constitutional
22 law, municipal management, public health, demo-
23 cratic institutions, and English language instruction;
24 and

1 “(3) of the funds authorized to be appropriated
2 for each of fiscal years 1992 and 1993 by this Act
3 and for chapter 4 of part II of the Foreign Assist-
4 ance Act of 1961, the President should allocate up
5 to \$10,000,000 for such assistance to the Baltic
6 states.”.

7 **SEC. 623. EASTERN EUROPEAN AGRICULTURE.**

8 Title I of the Support for East European Democracy
9 (SEED) Act of 1989 is amended—

10 (1) by adding the following new paragraph at
11 the end of section 103(a):

12 “(4) **SUPPORT FOR FREE MARKET POLICIES.**—The
13 Secretary shall seek to support adoption of agricultural
14 policies in each of the East European countries that are
15 based on free-market policies, and shall seek to discourage
16 policies that distort market signals through protective im-
17 port barriers or government export subsidies.”;

18 (2) in section 103(b)(1), by—

19 (A) striking “and” at the end of subpara-
20 graph (A);

21 (B) striking “reform; and” at the end of
22 subparagraph (B) and inserting in lieu thereof
23 “reform, and”; and

24 (C) by adding at the end thereof the fol-
25 lowing new subparagraph:

1 “(C) In furtherance of section 103(a)(4), the Secre-
 2 tary shall seek to establish Institutes for Agricultural Poli-
 3 cies in Eastern Europe and in the United States. Such
 4 institutes shall be centers for the education and training
 5 of policy makers in agricultural free-market economics;
 6 and”; and

7 (3) in section 103(c), by—

8 (A) striking “and” at the end of paragrappn
 9 (1);

10 (B) striking “grains.” at the end of para-
 11 graph (2) and inserting in lieu thereof “grains;
 12 and”; and

13 (C) adding at the end thereof the following
 14 new paragraph:

15 “(3) For each of fiscal years 1992 and 1993, twenty
 16 percent of food assistance provided under this section
 17 should be in the form of value added agricultural prod-
 18 ucts.”.

19 **SEC. 624. ENTERPRISE FUNDS.**

20 Section 201 of the Support for East European De-
 21 mocracy (SEED) Act of 1989 is amended by deleting “for
 22 Poland and Hungary” in the title and adding the following
 23 subsections:

24 “(q) **OTHER ENTERPRISE FUNDS.**—Authorities and
 25 limitations applicable to Enterprise Funds for Poland and

1 Hungary shall apply to any other Enterprise Fund to
2 which the President determines the United States should
3 contribute pursuant to this Act. The officers, members,
4 or employees of such other Enterprise Fund shall enjoy
5 the same status under law that is applicable to the Enter-
6 prise Funds for Poland and Hungary. For any such other
7 Enterprise Fund and notwithstanding subsection (p), the
8 requirement for an annual report by January 31 shall
9 not begin until twelve months after such other Enterprise
10 Fund is designated to receive funds and support.

11 “(r) ENTERPRISE FUND GUIDELINES.—It is the
12 sense of the Congress that the purpose of each Enterprise
13 Fund is to facilitate the development of the private sector
14 in an East European country by undertaking or support-
15 ing initiatives that in the absence of Enterprise Fund sup-
16 port might not otherwise occur. Accordingly, Congress
17 does not expect Enterprise Funds to base each action on
18 the prudential expectation of a high confidence of success.
19 Rather, Enterprise Fund decisionmaking should be guided
20 by a more entrepreneurial philosophy which—

21 “(1) weighs costs, risks, and potential benefits;

22 “(2) recognizes that certain undertakings, such
23 as training and start-up activities, may require tem-
24 porary subsidy and

1 “(3) assesses the success of the Enterprise
2 Fund not by its balance sheet but by its overall con-
3 tribution to the transformation of that East Europe-
4 an country from a state-controlled economy to the
5 free market.”.

6 **SEC. 625. SUPPORT FOR AMERICAN BUSINESS IN EASTERN**
7 **EUROPE.**

8 Title III of the Support for East European Democra-
9 cy (SEED) Act of 1989 is amended by adding at the end
10 thereof the following new section:

11 **“SEC. 308. SUPPORT FOR AMERICAN BUSINESS.**

12 “(a) **DIRECTOR FOR AMERICAN BUSINESS INITIA-**
13 **TIVE.**—It is the sense of the Congress that the President
14 should designate, within the Department of Commerce, a
15 director for American business initiative in Eastern Eu-
16 rope, who should, in cooperation with the overall coordina-
17 tor of the SEED Program, be responsible for—

18 “(1) collecting and disseminating information
19 concerning American business opportunities in East-
20 ern Europe and, in that capacity, overseeing the
21 East European Business Information Center system;

22 “(2) assisting in the establishment of American
23 Business Centers pursuant to subsection (b);

24 “(3) assisting American companies in organiz-
25 ing trade fairs, exhibitions, and other undertakings

1 designed to promote American exports, services, and
2 investment in such countries; and

3 “(4) otherwise acting to promote the develop-
4 ment of American business opportunities in East
5 European countries.

6 “(b) AMERICAN BUSINESS CENTERS.—It is the sense
7 of the Congress that the President should, where he deems
8 it would be effective in promoting the purposes of this Act,
9 establish American Business Centers to support American
10 business initiative in Eastern Europe. Such Centers
11 should—

12 “(1) be designed to provide economies of time
13 and scale to American businesses seeking to initiate
14 trade and investment;

15 “(2) rely upon resources of the Departments of
16 State and Commerce;

17 “(3) operate, where feasible and to the maxi-
18 mum extent possible, on a user-fee basis; and

19 “(4) be terminated as soon as functionally and
20 economically equivalent services for American busi-
21 nesses are available from the private sector.”

22 **SEC. 626. ANDREI SAKHAROV EDUCATIONAL EXCHANGE**
23 **ACT.**

24 (a) **SHORT TITLE.**—This section may be cited as the
25 “Andrei Sakharov Educational Exchange Act”.

1 (b) AMENDMENT TO MECEA.—Section 112(a) of the
2 Mutual Educational and Cultural Exchange Act of 1961
3 (22 U.S.C. 2460(a)), setting forth authorities for ex-
4 change programs managed by the United States Informa-
5 tion Agency, is amended by adding a paragraph as follows:

6 “(10) the Andrei Sakharov Educational Ex-
7 change Program, to further cooperation between the
8 United States and the nations of Eastern Europe as
9 defined in Public Law 101-179, in the fields of envi-
10 ronmental protection and the health sciences
11 through the exchange of graduate students.”.

12 (c) AMENDMENT TO SEED ACT.—Title IV of the
13 Support for East European Democracy (SEED) Act of
14 1989 is amended by adding at the end thereof the follow-
15 ing section:

16 “SEC. 405. ANDREI SAKHAROV EDUCATIONAL EXCHANGES.

17 “(a) FINDINGS.—Congress finds that—

18 “(1) the leadership and quiet heroism of Andrei
19 Sakharov stand as an inspiration to those seeking to
20 promote and defend internationally recognized
21 human rights and to bring science and technology to
22 bear in betterment of the human condition; and

23 “(2) the stature of Andrei Sakharov as a great
24 20th century leader warrants commemoration in an
25 exchange program to facilitate study by graduate

1 students in the United States and Eastern Europe
2 in the field of environmental protection and the
3 health sciences;

4 “(3) accordingly, Congress has enacted author-
5 ity for implementation of the Andrei Sakharov Edu-
6 cational Exchange Program.

7 “(b) USE OF AUTHORITY.—Congress urges the
8 President to use the authority provided the Andrei
9 Sakharov Educational Exchange Act as an integral part
10 of the SEED Program.”

11 **SEC. 627. DEVELOPMENT OF GOVERNMENTAL INSTITU-**
12 **TIONS.**

13 Title V of the Support for East European Democracy
14 (SEED) Act of 1989 is amended by adding at the end
15 thereof the following new sections:

16 **“SEC. 504. MULTILATERAL SUPPORT FOR PARLIAMENTARY**
17 **DEVELOPMENT.**

18 “(a) FINDINGS.—The Congress finds that—

19 “(1) for more than three decades, the North
20 Atlantic Assembly has provided a valuable forum for
21 communication and debate among parliamentarians
22 of NATO-member countries;

23 “(2) with United States support, the North At-
24 lantic Assembly has afforded associate-member sta-
25 tus to delegations from parliaments of the former

1 Warsaw Pact nations, which have begun to partici-
2 pate in the Assembly's proceedings;

3 “(3) the leadership council of the North Atlan-
4 tic Assembly has approved a Presidential Plan (oth-
5 erwise known as the “Rose-Roth Initiative”) to be im-
6 plemented over a 3-year period, to encourage and
7 support expanded participation by East European
8 parliamentarians as a highly effective means of—

9 “(A) promoting the development of demo-
10 cratic values and institutions in Eastern Eu-
11 rope; and

12 “(B) serving the overall objectives of the
13 NATO Alliance.

14 “(b) UNITED STATES PARTICIPATION IN MULTILAT-
15 ERAL ACTION.—It is the sense of the Congress that the
16 President should, from funds authorized to be appropri-
17 ated by this Act, allocate up to \$750,000 annually to con-
18 tribute support, in conjunction with appropriate contribu-
19 tions from other NATO-member parliaments, to the North
20 Atlantic Assembly's plan for expanded East European
21 participation.

22 “SEC. 505. INSTRUCTION IN CIVILIAN-MILITARY RELA-
23 TIONS.

24 “(a) SHORT TITLE.—This section may be cited as the
25 ‘Eastern European Security Assistance Act of 1991’.

1 “(b) FINDINGS.—Congress finds that—

2 “(1) the nations of Eastern Europe are under-
3 going profound political, economic, and social
4 change;

5 “(2) in the emerging Eastern European democ-
6 racies, economic austerity, ethnic rivalries, and ideo-
7 logical antagonisms continue to threaten the devel-
8 opment and consolidation of the institutions of free
9 society;

10 “(3) decades of cooperation involving indige-
11 nous military and political forces, occupying Soviet
12 troops, and the Soviet secret police have left a dan-
13 gerous legacy with which the region’s new democrat-
14 ic leaders must now contend;

15 “(4) to overcome this legacy, newly elected lead-
16 ers must successfully establish and institutionalize
17 civilian control of their nation’s military, police, and
18 intelligence services, as well as the administration of
19 justice, while imbuing such forces with the knowl-
20 edge of the values and procedures necessary for the
21 maintenance of democracy and the rule of law;

22 “(5) the 200-year old American experience in
23 the civilian management of administration of justice
24 and of the military and internal security forces, and
25 the experiences of the nations of Western Europe

1 and Latin America, both those with long-standing
2 democracies and those that have recently undergone
3 democratic transitions, represent a collective West-
4 ern asset; and

5 “(6) this body of accumulated experience and
6 civilian expertise might be of substantial benefit to
7 the leadership and people of the emerging democra-
8 cies of Eastern Europe.

9 “(c) AUTHORIZATION.—(1) Up to \$5,000,000 of the
10 funds made available to carry out section 534 of the For-
11 eign Assistance Act of 1961 are authorized for United
12 States participation in a comprehensive program of West-
13 ern assistance aimed at strengthening democratic institu-
14 tions in East European countries by promoting the
15 empowerment of civilian managers in the justice, defense,
16 and internal security establishments of such countries
17 through conferences and exchanges designed to familiarize
18 such managers with institutional models for the adminis-
19 tration of civil justice and relations between civilian au-
20 thorities and military and internal security forces. United
21 States participation in such instruction should reflect the
22 essential distinction between internal security and national
23 defense embodied in the principle of posse comitatus,
24 which is a cornerstone of the United States experience and
25 has served to protect American political liberties.

1 “(2)(A) No program, project, or exchange undertak-
2 en pursuant to the authority of this section, shall take
3 place with the authorities of any nonelected government,
4 or with a regime which the Secretary of State determines,
5 in consultation with Congress, carries out gross, sustained
6 and unremediated human rights violations, or with any
7 government which the Secretary of State otherwise deter-
8 mines is grossly negligent in the prosecution of hate
9 crimes.

10 “(B) Personnel for any development and training ac-
11 tivity undertaken pursuant to this section shall be limited
12 to bona fide criminal justice personnel and civilian devel-
13 opment specialists and may not include, in the formula-
14 tion, formation, or operation of any activity, intelligence
15 personnel from the Central Intelligence Agency or the De-
16 partment of Defense.

17 “(3) All training shall include as a primary goal civili-
18 zation of police forces, their removal from the control of
19 the nation’s political parties and armed forces, and their
20 direct responsibility for the nation’s civilian political lead-
21 ership.

22 “(d) EXTENSION OF ADMINISTRATION OF FBI
23 TRAINING AND JUSTICE AND ICITAP ASSISTANCE.—

24 “(1) NATIONAL ACADEMY OF THE FEDERAL
25 BUREAU OF INVESTIGATION.—The President is en-

1 encouraged and authorized to include in the training
2 offered by the National Academy of the Federal Bu-
3 reau of Investigation an appropriate number of stu-
4 dents from East European countries.

5 “(2) EXTENSION OF ADMINISTRATION OF JUS-
6 TICE AND ICITAP ASSISTANCE TO EASTERN EUROPE-
7 AN COUNTRIES.—Congress encourages and author-
8 izes the President to exercise the authority provided
9 by section 534 of the Foreign Assistance Act of
10 1961 to furnish international criminal investigative
11 training assistance and administration of justice as-
12 sistance to countries in Eastern Europe.

13 “(e) ROLE OF USIA.—Congress urges that the Di-
14 rector of the United States Information Agency (USIA)
15 arrange for the translation into appropriate languages of
16 books, manuscripts, and materials relevant to the pur-
17 poses of this section for prompt distribution to parlia-
18 ments, relevant ministries, and institutions of higher edu-
19 cation in Eastern Europe.

20 “(f) REPORT.—Not later than 90 days after the date
21 of enactment of this Act, the Secretary of State, together
22 with the Attorney General, shall submit to the Committee
23 on Foreign Relations and the Committee on Appropria-
24 tions of the Senate and the Committee on Foreign Affairs
25 and the Committee on Appropriations of the House of

1 Representatives a report on possible sites for the establish-
2 ment of no less than three legal attache posts at United
3 States embassies in Eastern Europe.

4 “(g) ADMINISTRATION.—In carrying out this Act, the
5 Secretary of State may draw upon the available resources
6 of the Agency for International Development, the Depart-
7 ment of Justice, and nongovernmental organizations such
8 as the National Endowment for Democracy and Helsinki
9 Watch.”.

10 **SEC. 628. ADMINISTRATIVE AUTHORITIES.**

11 Title VIII of the Support for East European Democ-
12 racy (SEED) Act of 1989 is amended by adding at the
13 end thereof the following new section:

14 “SEC. 806. RELATIONSHIP TO THE FOREIGN ASSIST-
15 ANCE ACT OF 1961.—Except to the extent inconsistent
16 with this Act, assistance under this Act shall be considered
17 to be economic assistance under part I of the Foreign As-
18 sistance Act of 1961 for purposes of making available the
19 authorities contained in that or other Acts.”.

20 **SEC. 629. REGIONAL ENVIRONMENTAL CENTER FOR**
21 **CENTRAL AND EASTERN EUROPE.**

22 The Regional Environmental Center for Central and
23 Eastern Europe located in Budapest, Hungary, and au-
24 thorized under section 502(d) of the Support for East Eu-
25 ropean Democracy Act of 1989, shall be treated as an

1 international organization for the purpose of detailing
2 United States Government personnel.

3 **SEC. 630. USE OF POLISH CURRENCIES FOR HOLOCAUST**
4 **EDUCATION.**

5 Title IV of the Support for East European Democra-
6 cy (SEED) Act of 1989 is amended by adding at the end
7 thereof the following new section:

8 **"SEC. 404. USE OF POLISH CURRENCIES FOR HOLOCAUST**
9 **EDUCATION.**

10 "Up to the equivalent of \$500,000 of the
11 nonconvertible Polish currencies which are held by the
12 United States as of the date of enactment of the Interna-
13 tional Security and Economic Cooperation Act of 1991
14 which are derived from programs administered by the
15 Commodity Credit Corporation, or pursuant to the Agri-
16 cultural Trade Development and Assistance Act of 1954,
17 section 416(b) of the Agricultural Act of 1949, or the
18 Food for Progress Act of 1985, shall be made available
19 for the Research Center on Jewish History and Culture
20 of the Jagiellonian University of Krakow, Poland, estab-
21 lished for the study of events related to the Holocaust in
22 Poland."

1 **Subchapter B—Baltic Humanitarian Relief**

2 **SEC. 631. BALTIC HUMANITARIAN RELIEF.**

3 Chapter 9 of part I of the Foreign Assistance Act
4 of 1961 is amended by inserting the following new section:

5 “SEC. 495A. BALTIC HUMANITARIAN RELIEF.—(a)

6 The Congress recognizes that prompt United States as-
7 sistance is desirable to help alleviate suffering in the Bal-
8 tic republics which has caused great hardship among the
9 Baltic peoples, especially with regard to a severe shortage
10 of medical supplies and the basic necessities of life.

11 “(b)(1) The Administrator of the Agency for Interna-
12 tional Development shall—

13 “(A) furnish, in accordance with the authorities
14 of this chapter, humanitarian assistance for the re-
15 lief of the Estonian, Latvian, and Lithuanian people;

16 “(B) solicit private sector donations of humani-
17 tarian assistance for Estonia, Latvia, and Lithuania;
18 and

19 “(C) cooperate with private relief agencies at-
20 tempting to provide such humanitarian aid.

21 “(2) The Commander-in-Chief of the United States
22 Transportation Command is authorized to provide all air-
23 lift and sealift necessary to transport United States public
24 and private donations of medical supplies to the Baltic
25 peoples on a regular basis.

1 “(c)(1) Of the amounts authorized to be appropriated
2 under chapter 4 of part II of this Act, \$20,000,000 may
3 be made available to carry out subsections (b)(1) and
4 (b)(2).

5 “(2) The authority contained in this Act to transfer
6 funds between accounts shall not apply with respect to
7 funds made available pursuant to paragraph (1).

8 “(d) Assistance may be provided under this section
9 notwithstanding any provision of law that restricts assist-
10 ance to countries other than laws referred to in section
11 503(b) of the Support for East European Democracy
12 (SEED) Act of 1989.

13 “(e) The Congress urges the President to begin nego-
14 tiations with the nations surrounding Estonia, Latvia, and
15 Lithuania, including the Union of Soviet Socialist Repub-
16 lics and Poland, regarding the importation of humanitari-
17 an assistance. Pending conclusion of these negotiations,
18 the Administrator of the United States Agency for Inter-
19 national Development shall furnish the necessary humani-
20 tarian assistance through the International Red Cross, the
21 Estonian, Latvian, and Lithuanian Red Cross, CARITAS,
22 and other relief agencies, to ensure the Baltic peoples
23 begin to receive humanitarian assistance immediately.

24 “(f) For purposes of this section, the term ‘humani-
25 tarian assistance’ includes—

1 (1) oil, gas, and fuel for emergency vehicles
2 and medical facilities;

3 “(2) water purification supplies, materials for
4 immunization, and other materials needed to prevent
5 the outbreak of contagious diseases and to safeguard
6 public health;

7 “(3) medical supplies; and

8 “(4) food and clothing.”

9 **Subchapter C—CSCE Assembly**

10 **SEC. 632. SHORT TITLE.**

11 This subchapter may be cited as the “CSCE Assem-
12 bly Participation Act”.

13 **SEC. 633. UNITED STATES DELEGATION TO THE PARLIA- 14 MENTARY ASSEMBLY OF THE CONFERENCE 15 ON SECURITY AND COOPERATION IN EU- 16 ROPE.**

17 In accordance with the allocation of seats to the Unit-
18 ed States in the Parliamentary Assembly of the conference
19 on Security and Cooperation in Europe (CSCE Assembly),
20 not to exceed 17 members of Congress shall be appointed
21 to meet jointly and annually with representative parlia-
22 mentary groups from other CSCE member nations for the
23 purposes of—

24 (1) assessing the implementation of the objec-
25 tives of the CSCE;

1 (2) discussing subjects addressed during the
2 meetings of the Council of Ministers for Foreign Af-
3 fairs and the biennial Summit of Heads of State or
4 Government; and

5 (3) initiating and promoting such national and
6 multilateral measures as may further cooperation
7 and security in Europe.

8 **SEC. 634. APPOINTMENT OF DELEGATION.**

9 (a) ALLOCATION BETWEEN SENATE AND HOUSE OF
10 REPRESENTATIVES.—Of the Members of Congress to be
11 appointed for the purpose of this subchapter (hereinafter
12 designated as the “United States Delegation”)—

13 (1) in 1992 and every even-numbered year
14 thereafter, 9 Members shall be appointed by the
15 Speaker of the House of Representatives from Mem-
16 bers of the House of Representatives (not less than
17 4 of whom, including the Chairman of the United
18 States Delegation, shall be from the Committee on
19 Foreign Affairs); and 8 Members shall be appointed
20 by the President of the Senate from Members of the
21 Senate (not less than 4 of whom, including the Vice
22 Chairman of the United States Delegation, shall be
23 from the Committee on Foreign Relations) upon rec-
24 ommendations of the Majority and Minority Leaders
25 of the Senate; and

1 (2) in every odd-numbered year beginning in
2 1993, 9 Members shall be appointed by the Presi-
3 dent of the Senate from Members of the Senate (not
4 less than 4 of whom, including the Chairman of the
5 United States Delegation, shall be from the Commit-
6 tee on Foreign Relations) upon recommendations of
7 the Majority and Minority Leaders of the Senate;
8 and 8 Members shall be appointed by the Speaker
9 of the House of Representatives from Members of
10 the House of Representatives (not less than 4 of
11 whom, including the Vice Chairman, shall be from
12 the Committee on Foreign Affairs).

13 (b) LENGTH OF APPOINTMENT.—Appointments
14 under subsection (a) shall be for the period of each meet-
15 ing of the CSCE Assembly, except for Members of the
16 Committee on Foreign Affairs and the Committee on For-
17 eign Relations, whose appointment shall be for the dura-
18 tion of each Congress.

19 (c) CHAIRMAN AND VICE CHAIRMAN.—Of the Mem-
20 bers of the Congress to be appointed for the purposes of
21 this section, the Chairman of the United States Delegation
22 shall—

23 (1) in 1992 and every even-numbered year
24 thereafter, be from the Committee on Foreign Af-
25 fairs of the House of Representatives and the Vice

1 Chairman shall be from the Committee on Foreign
2 Relations of the Senate; and

3 (2) in 1993 and every odd-numbered year
4 thereafter, be from the Committee on Foreign Rela-
5 tions of the Senate and the Vice Chairman shall be
6 from the Committee on Foreign Affairs of the House
7 of Representatives.

8 In the absence of the Chairman, the Vice Chairman shall
9 act in his stead.

10 (d) DELEGATION SECRETARIES.—Each delegation
11 shall have two secretaries, one of whom shall be appointed
12 by the Chairman of the Committee on Foreign Affairs of
13 the House of Representatives and one of whom shall be
14 appointed by the Chairman of the Committee on Foreign
15 Relations of the Senate.

16 SEC. 635. FUNDING.

17 (a) UNITED STATES CONTRIBUTION.—There is au-
18 thorized to be made available for each fiscal year the sum
19 of \$750,000 from funds appropriated to the Department
20 of State for assessed contributions to international organi-
21 zations for the annual contribution of the United States
22 toward the maintenance of the CSCE Assembly.

23 (b) UNITED STATES PARTICIPATION.—There is au-
24 thorized to be made available for each fiscal year \$80,000
25 from funds appropriated to the Department of State for

1 assessed contributions to international organizations to as-
2 sist in meeting the expenses of the United States Delega-
3 tion. For each fiscal year for which an appropriation is
4 made under this subsection, half of such appropriation
5 may be disbursed on voucher to be approved by the Chair-
6 man and half of such appropriation may be disbursed on
7 voucher to be approved by the Vice Chairman.

8 (c) AVAILABILITY OF APPROPRIATIONS.—Amounts
9 authorized to be appropriated under this subsection shall
10 remain available until expended.

11 **SEC. 636. ANNUAL REPORT.**

12 The United States Delegation shall, for each fiscal
13 year for which an appropriation is made, submit to the
14 Congress a report including its expenditures under such
15 appropriation. The certificate of the Chairman and Vice
16 Chairman of the United States Delegation shall be final
17 and conclusive upon the accounting officers in the auditing
18 of the accounts of the United States Delegation.

19 **CHAPTER 4—MIDDLE EAST**

20 **Subchapter A—Arms Suppliers Regime**

21 **SEC. 641. SHORT TITLE.**

22 This subchapter may be cited as the “Arms Suppliers
23 Regime Act of 1991”.

24 **SEC. 642. FINDINGS.**

25 The Congress finds that—

1 (1) since the mid-1970's, the nations of the
2 Middle East have imported more than \$200 billion
3 in conventional arms, most provided by the five per-
4 manent members of the United Nations Security
5 Council, Germany, Italy, Brazil, and Argentina;

6 (2) according to the Director of Central Intelli-
7 gence, many nations of the Middle East also now
8 possess, or are seeking to possess, weapons of mass
9 destruction and ballistic missile delivery systems;

10 (3) the uncontrolled proliferation of advanced
11 conventional and unconventional weapons threatens
12 the security and stability of the Middle East and
13 constitutes a debilitating diversion of the region's re-
14 sources;

15 (4) the five permanent members of the United
16 Nations Security Council, by acting jointly and in
17 conjunction with other major arms supplier nations,
18 could sharply curtail the transfer of unconventional
19 and advanced conventional weapons to the Middle
20 East;

21 (5) leaders in several of these supplier nations
22 have expressed a willingness to participate in a mul-
23 tilateral regime aimed at effecting such limitations;
24 and

1 (6) the United States can and should play a
2 leadership role in creating such a multilateral re-
3 gime.

4 **SEC. 643. ARMS SUPPLIERS REGIME.**

5 (a) **CONVENING OF ARMS SUPPLIERS CONFER-**
6 **ENCE.**—The Secretary of State should undertake good
7 faith efforts to convene a conference of representatives
8 from the governments of the United States, the Soviet
9 Union, China, the United Kingdom, France, and other ap-
10 propriate nations to establish the arms suppliers regime
11 as described in subsection (b).

12 (b) **PURPOSE OF ARMS SUPPLIERS REGIME.**—The
13 purpose of such conference should be to establish an arms
14 suppliers regime which, through exchanges of information
15 and implementation of formal and informal arrangements,
16 acts—

17 (1) to halt the flow of unconventional arms,
18 such as ballistic missiles, chemical weapons, biologi-
19 cal weapons, and nuclear weapons, and technologies
20 necessary to produce or assemble such arms, to all
21 nations in the Middle East;

22 (2) to limit and control the proliferation of ad-
23 vanced conventional arms to all nations in the Mid-
24 dle East; and

1 (3) to provide incentives for regional arms con-
2 trol agreements in the Middle East by using all
3 available means.

4 **SEC. 644. ACTIONS BY ARMS SUPPLIERS REGIME:**

5 (a) **HALTING PROLIFERATION OF UNCONVENTIONAL**
6 **WEAPONS.**—In order to achieve the purposes described in
7 section 643(b)(1), the United States should build on exist-
8 ing and future agreements among supplier nations by pro-
9 posing that all members of the arms suppliers regime
10 adopt as a matter of their national policy—

11 (1) the limitations and controls contained in the
12 Enhanced Proliferation Control Initiative;

13 (2) the limitations and controls contained in the
14 Missile Technology Control Regime (MTCR);

15 (3) the guidelines followed by the Australia
16 Group on chemical and biological arms proliferation;

17 (4) the guidelines adopted by the Nuclear Sup-
18 pliers Group (the London Group); and

19 (5) other appropriate controls that serve to halt
20 the flow of unconventional weapons to the Middle
21 East.

22 (b) **CONTROLLING PROLIFERATION OF ADVANCED**
23 **CONVENTIONAL WEAPONS.**—In order to achieve the pur-
24 pose described in section 643(b)(2), the United States
25 should propose that the arms suppliers regime—

1 (1) develop greater information-sharing prac-
2 tices among supplier nations regarding potential
3 arms sales to all nations of the Middle East;

4 (2) examine the feasibility of applying, for the
5 control of advanced conventional arms, procedures
6 already developed by the International Atomic Ener-
7 gy Agency, the Multilateral Coordinating Committee
8 on Export Controls (COCOM), and the Missile
9 Technology Control Regime (MTCR); and

10 (3) examine the feasibility of other strict con-
11 trols on the proliferation of advanced conventional
12 arms to the Middle East.

13 (c) PROMOTION OF REGIONAL ARMS CONTROL
14 AGREEMENTS.—In order to achieve the purpose described
15 in section 643(b)(3), the United States should explore
16 with nations in the region—

17 (1) how to transform the Middle East into a re-
18 gion free of ballistic missiles, chemical weapons, bio-
19 logical weapons, and nuclear weapons;

20 (2) the implementation of confidence-building
21 and security-building measures, including advance
22 notification of certain ground and aerial military ex-
23 ercises by all nations in the Middle East; and

24 (3) other useful arms control measures that can
25 be negotiated by nations in the Middle East.

1 **SEC. 645. MULTILATERAL MORATORIUM ON ADVANCED**
2 **CONVENTIONAL ARMS.**

3 (a) **MULTILATERAL MORATORIUM.**—It is the sense of
4 the Congress that—

5 (1) following the defeat of Iraqi military forces,
6 the military balance in the Middle East has im-
7 proved for United States friends and allies in the re-
8 gion;

9 (2) the maintenance of this more favorable bal-
10 ance would be best served by a joint multilateral
11 commitment by arms supplier nations to establish
12 and rigorously enforce a prohibition on the introduc-
13 tion into the region of advanced conventional arms
14 capable of altering this balance; and

15 (3) the United States could and should demon-
16 strate its commitment to the creation of an effective
17 arms suppliers regime by challenging other prospec-
18 tive participants to negotiate and participate in a
19 multilateral moratorium affecting the transfer of all
20 such advanced conventional arms.

21 (b) **CHALLENGE MORATORIUM.**—In order to promote
22 the goal set forth in subsection (a)(1) the President is au-
23 thorized to negotiate, and commit the United States to
24 participate in a multilateral moratorium prohibiting the
25 transfer of advanced conventional arms to the Middle
26 East: and (2) upon the President's certification to Con-

1 gress that such a moratorium has been established by
2 international agreement, it shall be the policy of the Unit-
3 ed States to comply with such moratorium.

4 **SEC. 646. REPORTS TO CONGRESS.**

5 (a) **REPORT ON PLAN FOR MULTILATERAL ARMS**
6 **SUPPLIERS REGIME.**—The President shall submit to the
7 Committee on Foreign Relations of the Senate and the
8 Committee on Foreign Affairs of the House of Representa-
9 tives a report setting forth a United States plan for lead-
10 ing the world community in establishing a multilateral re-
11 gime to restrict transfers of advanced conventional and
12 unconventional arms to the Middle East.

13 (b) **REPORT ON REGIONAL SECURITY AND ARMS**
14 **CONTROL.**—As part of the first annual report described
15 in subsection (c), the President shall include a section
16 analyzing—

17 (1) the current and projected military threat to
18 allied and friendly nations in the Middle East and
19 the military equipment needed to deter and defend
20 against such current or projected threat in the after-
21 math of the Gulf War;

22 (2) the feasibility of regional arms control ar-
23 rangements to improve the stability of the Middle
24 East and the security of friendly nations in the re-
25 gion, including the feasibility of—

1 (A) negotiating a new multilateral accord
2 banning the acquisition, production, and testing
3 of surface-to-surface missiles by states in the
4 region with a view to ultimate elimination of
5 such missiles from the arsenals of states in the
6 region;

7 (B) a ban on all weapons of mass destruc-
8 tion in the region;

9 (C) opening for ratification or accession by
10 nations of the Middle East the INF Treaty,
11 which bans all ground-launched ballistic and
12 cruise missiles having ranges between 500 and
13 5,500 kilometers;

14 (D) applying techniques used in the CFE
15 Treaty as a model for regional arms control ini-
16 tiatives; and

17 (E) applying confidence and security build-
18 ing measures, such as the "open skies" regime,
19 that are under consideration or in effect for
20 countries of Europe and North America.

21 (c) ANNUAL REPORT ON TRANSFERS AND THE RE-
22 GIONAL BALANCE.—Not later than October 1 of each
23 year, the President shall submit to the Committee on For-
24 eign Relations of the Senate and the Committee on For-
25 eign Affairs of the House of Representatives a report—

1 (1) documenting all transfers of conventional
2 and unconventional arms to the Middle East over
3 the previous year and the previous five years, includ-
4 ing sources, types, and acquirers of weapons;

5 (2) analyzing the current military balance in
6 the region, including the effect on the balance of
7 transfers documented under paragraph (1);

8 (3) assessing the current and projected military
9 threat to allied and friendly nations in the Middle
10 East and the military equipment needed to deter
11 and defend against any such current or projected
12 threat;

13 (4) describing the operation of any agreements
14 comprising the arms supplier regime envisaged by
15 this Act;

16 (5) citing supplier nations that have refused to
17 participate in such a regime; and

18 (6) identifying the specific actions of supplier
19 nations that have engaged in conduct that violates
20 or undermines the regime.

21 **SEC. 647. LIMITATIONS ON UNITED STATES ARMS SALES.**

22 Beginning 60 days after the date of enactment of this
23 Act, no sale of any defense article or defense service may
24 be made to any nation in the Middle East, and no license
25 for the export to any nation in the Middle East of any

1 defense article or defense service may be issued, unless
2 and until the President—

3 (1) certifies in writing that the Secretary of
4 State has undertaken good faith efforts to convene
5 the conference for the establishment of an arms sup-
6 pliers regime, as described in sections 643 and 644,
7 and

8 (2) submits to Congress the report referred to
9 in section 646(a).

10 **SEC. 648. POLICY TOWARD FRIENDLY COUNTRIES.**

11 In the operation of any arms suppliers regime govern-
12 ing transfers of conventional and unconventional weapons
13 to nations of the Middle East, it shall be the policy of
14 the United States, as a principal participant in such re-
15 gime, to accord the highest priority to insuring that any
16 limitation or control—

17 (1) is consistent with, and does not have the ef-
18 fect of terminating, United States defense coopera-
19 tion with friendly countries in the Middle East; and

20 (2) yields the overall effect of enhancing the se-
21 curity of such friendly countries.

22 **SEC. 649. APPLICATION OF REGIME TO OTHER REGIONS.**

23 As appropriate, the United States should seek to ex-
24 pand the geographical scope of any arms supplier regime
25 to include other regions of the world.

1 SEC. 650. DEFINITIONS.

2 For purposes of this Act—

3 (1) the term “advanced conventional arms” in-
4 cludes modern heavy tanks and artillery, air-to-air
5 missiles, air-to-surface missiles, surface-to-surface
6 missiles, cruise missiles, anti-satellite weapons, high-
7 performance jet aircraft, stealth technologies, naval
8 combatant vessels, and related military technologies;

9 (2) the term “CFE Treaty” means the Treaty
10 on Conventional Armed Forces in Europe, signed at
11 Paris on November 19, 1990;

12 (3) the term “defense article” and the term
13 “defense service” have the meanings given to each
14 such term by paragraph (3) and (4), respectively, of
15 section 47 of the Arms Export Control Act;

16 (4) the term “Enhanced Proliferation Control
17 Initiative” or “EPCI” means the initiative of the
18 Executive branch of Government with respect to
19 controls on dual-use commodities with potential ap-
20 plication to the proliferation of missiles and nuclear,
21 chemical, and biological weapons, as set forth in Ex-
22 ecutive Order No. 12735 of March 7, 1991;

23 (5) the term “INF Treaty” means the Treaty
24 Between the United States of America and the
25 Union of Soviet Socialist Republics on the Elimina-

1 tion of their Intermediate-Range and Shorter-Range
2 Missiles, done at Washington on December 8, 1987;

3 (6) the term "Middle East" means the region
4 which consists of the following nations: Algeria,
5 Bahrain, Egypt, Iran, Iraq, Israel, Jordan, Kuwait,
6 Libya, Morocco, Oman, Qatar, Saudi Arabia, Syria,
7 Tunisia, the United Arab Emirates, and Yemen;

8 (7) the term "Missile Technology Control Re-
9 gime" or "MTCR" means the agreement, as amend-
10 ed, between the United States, the United Kingdom,
11 the Federal Republic of Germany, France, Italy,
12 Canada, and Japan, announced on April 16, 1987,
13 to restrict sensitive missile-relevant transfers based
14 on an annex of missile equipment and technology;
15 and

16 (8) the term "supplier nation" means any na-
17 tion that transfers or has transferred, as the context
18 may require, unconventional (including ballistic mis-
19 siles, chemical and biological weapons, and nuclear
20 weapons) or advanced conventional arms to nations
21 in the Middle East.

22 **Subchapter B—Miscellaneous**

23 **SEC. 651. COOPERATIVE DEVELOPMENT PROGRAM.**

24 Of the amounts made available to carry out chapter
25 1 of part I of the Foreign Assistance Act of 1961,

1 \$5,000,000 for each of fiscal years 1992 and 1993 should
2 be used to finance the Cooperative Development Program
3 among the United States, Israel, and developing countries.

4 **SEC. 652. COOPERATIVE DEVELOPMENT RESEARCH.**

5 Of the amounts made available to carry out chapter
6 1 of part I of the Foreign Assistance Act of 1961,
7 \$2,500,000 for each of fiscal years 1992 and 1993 should
8 be used to finance cooperative development research
9 projects among the United States, Israel, and developing
10 countries.

11 **SEC. 653. COOPERATIVE DEVELOPMENT PROJECTS AMONG**

12 **THE UNITED STATES, ISRAEL AND EASTERN**

13 **EUROPE.**

14 Of the amounts made available to carry out chapter
15 1 of part I of the Foreign Assistance Act of 1961,
16 \$7,000,000 for each of fiscal years 1992 and 1993 should
17 be used to finance cooperative development projects among
18 the United States, Israel and Eastern Europe.

19 **SEC. 654. RESTRICTIONS AND REPORTS WITH REGARD TO**

20 **SYRIA.**

21 (a) **RESTRICTIONS ON ASSISTANCE.**—United States
22 assistance (as defined in section 481(i) of the Foreign As-
23 sistance Act of 1961) may not be provided to Syria until
24 the President determines, and so reports to the appropri-
25 ate congressional committees, that—

1 (1) the Government of Syria has demonstrated
2 its willingness to enter into direct bilateral negotia-
3 tions with the State of Israel;

4 (2) the Government of Syria—

5 (A) does not deny its citizens, or any seg-
6 ment of its citizens, the right or opportunity to
7 emigrate,

8 (B) does not impose any tax on emigration
9 or on the visas or other documents required for
10 emigration, for any purpose or cause whatso-
11 ever, and

12 (C) does not impose any tax, levy, fine, or
13 other charge (other than a nominal fee for ad-
14 ministrative expenses) on any citizen as a con-
15 sequence of the desire of such citizen to emi-
16 grate to the country of his or her choice;

17 (3) the Government of Syria is assisting the
18 United States Government in obtaining the release
19 of American hostages seized in Lebanon;

20 (4) the Government of Syria no longer supports
21 groups responsible for acts of international terrorism
22 and no longer provides safe haven for terrorists;

23 (5) the Government of Syria is withdrawing its
24 armed forces from Lebanon;

1 (6) the Government of Syria is no longer ac-
2 quiring chemical, biological, or nuclear weapons, and
3 the President has received credible assurances that
4 any such weapons now in the Syrian arsenal will not
5 be used to threaten Syria's neighbors;

6 (7) the Government of Syria is fully cooperating
7 with United States anti-narcotics efforts and is tak-
8 ing steps to remove those members of the Syrian
9 Government who are involved in the drug trade; and

10 (8) the Government of Syria has made progress
11 in improving its record of respect for internationally
12 recognized human rights.

13 (b) REPORT TO CONGRESS.—Six months after a re-
14 port is submitted pursuant to subsection (a), the President
15 shall submit to the appropriate congressional committees
16 a report on United States policy towards Syria, with spe-
17 cific reference to each of the issues described in para-
18 graphs (1) through (8) of subsection (a).

19 (c) ANNUAL REPORT ON THIRD COUNTRY ARMS
20 SALES TO SYRIA.—Not later than March 31 of each year,
21 the President shall submit to the appropriate congression-
22 al committees a detailed report (which shall be based on
23 all relevant information available to the United States
24 Government) on all third country transfers of weapons
25 and other military equipment to Syria during the previous

1 calendar year. Each such report shall include an analysis
2 of the impact of these transfers, especially—

3 (1) the cumulative amount and value of these
4 transfers;

5 (2) the effect of these transfers on regional sta-
6 bility, security, and the balance of power;

7 (3) the extent to which these transfers make re-
8 gional peace or war more or less likely;

9 (4) the extent to which an actual military need
10 exists for these transfers;

11 (5) the extent to which Syria can bear the cost
12 of purchasing, maintaining, operating, and securing
13 the new weapons or other military equipment; and

14 (6) the effect on Israel's qualitative edge in the
15 region, and the amount and type of military or eco-
16 nomic assistance that would be required to compen-
17 sate for any loss in Israel's qualitative edge.

18 (d) APPROPRIATE CONGRESSIONAL COMMITTEES.—

19 As used in this section, the term "appropriate congression-
20 al committees" means the Committee on Foreign Affairs
21 of the House of Representatives and the Committee on
22 Foreign Relations of the Senate.

1 **SEC. 655. ISRAELI-PALESTINIAN PEOPLE-TO-PEOPLE AC-**
2 **TIVITIES.**

3 It is the sense of the Congress that, in order to pro-
4 mote better understanding and mutual respect between
5 the Israeli and Palestinian peoples, the United States
6 should support educational, cultural, and humanitarian
7 activities that bring Israelis together with Palestinians liv-
8 ing in the West Bank and Gaza.

9 **SEC. 656. POLICY CONCERNING STATE OF BELLIGERENCY**
10 **TOWARD ISRAEL BY ARAB STATES.**

11 (a) **FINDINGS.**—The Congress makes the following
12 findings:

13 (1) The State of Israel declared its independ-
14 ence on May 14, 1948.

15 (2) The armies of 6 Arab nations: Egypt, Syria,
16 Jordan, Saudi Arabia, Lebanon, and Iraq, invaded
17 Israel immediately after its declaration of independ-
18 ence with the intention of destroying Israel as a na-
19 tion.

20 (3) Israel has fought additional wars against
21 several Arab nations which have continued to seek
22 its elimination and destruction.

23 (4) United Nations Security Council Resolu-
24 tions 242 and 338 have addressed the Arab-Israeli
25 conflict, calling for a just, lasting, and durable peace
26 for all states in the area.

1 (5) Israel and Egypt entered into direct negoti-
2 ations culminating in a peace treaty signed on
3 March 26, 1979.

4 (6) All other Arab states continue to maintain
5 a state of belligerency with Israel, refusing to recog-
6 nize Israel's right to exist.

7 (7) Israel suffered some 39 SCUD missile at-
8 tacks fired by Iraq during the Persian Gulf War.

9 (8) The United States was allied with numerous
10 Arab states in the diplomatic and military effort to
11 eject Iraq from Kuwait.

12 (9) The continued state of belligerency between
13 the Arab states and Israel threatens all peoples of
14 the Middle East.

15 (b) POLICY.—It is the sense of Congress that—

16 (1) all Arab nations which have refused to rec-
17 ognize Israel and have maintained a state of bellig-
18 erency with the State of Israel should recognize Isra-
19 el, end the economic boycott against Israel, end the
20 state of belligerency with Israel, and enter into di-
21 rect negotiations with Israel for the purpose of con-
22 cluding peace treaties and establishing full diplomat-
23 ic relations; and

24 (2) the United States should use all available
25 means to influence and encourage the Arab states

1 which were allied with the United States in the Per-
2 sian Gulf War to achieve the objectives under para-
3 graph (1):

4 **SEC. 657. PEACE AND STABILITY IN THE MIDDLE EAST.**

5 (a) **EFFORTS TO ACHIEVE PEACE.**—It is the sense
6 of the Congress that, in the aftermath of the Persian Gulf
7 War, the United States should work with its Arab coali-
8 tion partners—

9 (1) to encourage their active support for efforts
10 to achieve peace and stability in the Middle East
11 and to settle the Arab-Israeli conflict through direct
12 negotiations; and

13 (2) to take specific steps to—

14 (A) recognize Israel's right to exist;

15 (B) terminate the economic and diplomatic
16 boycott of Israel;

17 (C) cease efforts to expel Israel from inter-
18 national organizations or to deny Israel the op-
19 portunity to participate in the activities of such
20 organizations; and

21 (D) terminate assistance to countries or
22 groups that commit or support acts of interna-
23 tional terrorism.

24 b) **REPORTS ON IMPLEMENTATION OF POLICIES.**—

1 (1) REQUIREMENT FOR SUBMISSION.—Not
2 later than 3 months after the date of enactment of
3 this Act and every 6 months thereafter, the Secre-
4 tary of State shall submit to the appropriate con-
5 gressional committees a report on progress in imple-
6 menting the policies expressed in subsection (a).

7 (2) APPROPRIATE CONGRESSIONAL COMMIT-
8 TEES.—As used in this subsection, the term “appro-
9 priate congressional committees” means the Com-
10 mittee on Appropriations and the Committee on
11 Foreign Affairs of the House of Representatives and
12 the Committee on Appropriations and the Commit-
13 tee on Foreign Relations of the Senate.

14 **CHAPTER 5—LATIN AMERICA AND THE**
15 **CARIBBEAN**

16 **Subchapter A—Provisions Pertaining to**
17 **Central America and the Caribbean**

18 **SEC. 661. MILITARY AIRCRAFT TRANSFERS.**

19 (a) NOTIFICATION OF TRANSFERS BY THE UNITED
20 STATES.—During fiscal years 1992 and 1993, the appro-
21 priate congressional committees shall be notified in writing
22 at least 15 days in advance if—

23 (1) the authorities of part II of the Foreign As-
24 sistance Act of 1961 or the Arms Export Control
25 Act are to be used to make available to any country

1 in Central America and the Caribbean any helicop-
2 ters or other aircraft for military use, or

3 (2) licenses are to be issued under section 38
4 of the Arms Export Control Act for the export of
5 any such aircraft to any country in Central America
6 and the Caribbean.

7 (b) NOTIFICATION OF TRANSFERS BY OTHER COUN-
8 TRIES.—During fiscal years 1992 and 1993, the Secretary
9 of State shall promptly notify the appropriate congression-
10 al committees whenever any helicopters or other aircraft
11 for military use are provided to any country in Central
12 America and the Caribbean by any foreign country.

13 **SEC. 662. ASSISTANCE FOR GUATEMALA.**

14 (a) PROHIBITION FOR MILITARY ASSISTANCE.—As-
15 sistance under chapter 2 of part II of the Foreign Assist-
16 ance Act of 1961 may not be provided for Guatemala for
17 fiscal years 1992 and 1993, except as provided in subsec-
18 tion (b) relating to “a firm and lasting peace agreement
19 that would include political agreements, implementation of
20 such by the parties, and verification terms set by the Na-
21 tional Reconciliation Commission, the United Nations, and
22 other international organizations to be designated by the
23 parties by common agreement” as set forth in the “Accord
24 on the Procedure to Attain Peace Through Peaceful
25 Means” agreed to by the parties in Mexico City on April

1 26, 1991, and in fulfillment of the Accord of Oslo of
2 March 30, 1990.

3 (b) FUND IN SUPPORT OF TRANSITION TO LASTING
4 PEACE.—

5 (1) ESTABLISHMENT.—There is hereby estab-
6 lished in the Treasury of the United States a fund
7 to assist with the costs of implementing provisions
8 of a peace agreement reached pursuant to the proce-
9 dures specified in the April 26, 1991, Accord of
10 Mexico and in fulfillment of the Accord of Oslo. This
11 fund shall be known as the Lasting Peace Fund for
12 Guatemala (hereafter in this subsection referred to
13 as the "Fund").

14 (2) TRANSFER OF CERTAIN MILITARY ASSIST-
15 ANCE FUNDS.—For each of fiscal years 1992 and
16 1993, the President may transfer to the Fund, from
17 amounts made available under chapter 2 of part II
18 of the Foreign Assistance Act of 1961, such sums as
19 may be necessary to carry out the purposes of para-
20 graph (4).

21 (3) CONDITIONS FOR USE OF FUNDS.—
22 Amounts in the Fund shall be available for obliga-
23 tion and expenditure only upon notification by the
24 President to the appropriate congressional commit-
25 tees that the Government of Guatemala and repre-

1 representatives of the Guatemalan National Revolutionary
2 Unity (URNG) have signed an agreement providing
3 for a "lasting peace agreement" pursuant to the
4 April 26, 1991, Accord of Mexico and in fulfillment
5 with the Accord of Oslo, or any other subsequent ac-
6 cords reached by the parties to the conflict.

7 (4) USE OF FUND.—Amounts transferred to
8 the Fund are authorized to be used for or shall be
9 available for—

10 (A) costs of retraining, relocation, and re-
11 employment in civilian pursuits of former com-
12 batants and noncombatants affected by the con-
13 flict in Guatemala, and

14 (B) costs of monitoring activities associat-
15 ed with provisions set forth in an agreement for
16 lasting peace, pursuant to the Accord of Mexico
17 and in fulfillment of the Oslo Accord or other
18 subsequent accords reached by the parties to
19 the conflict.

20 (c) PROHIBITION RELATING TO MILITARY SALES
21 AND COMMERCIAL SALES.—During fiscal years 1992 and
22 1993, the authority of the Arms Export Control Act may
23 not be used to sell to the Government of Guatemala and
24 licenses may not be issued under section 38 of that Act
25 for the export to Guatemala of—

1 (1) any weapons or ammunition; or

2 (2) any aircraft, unless those aircraft are un-
3 armed and the Government of Guatemala has agreed
4 that those aircraft will not be armed.

5 (d) ECONOMIC AND FOOD ASSISTANCE.—

6 (1) LIMITATIONS.—For fiscal years 1992 and
7 1993, development assistance, and economic support
8 funds under the Foreign Assistance Act of 1961,
9 and assistance under the Agricultural Trade Devel-
10 opment and Assistance Act of 1954 that is provided
11 for Guatemala—

12 (A) may be provided to and used only by
13 civilian government agencies and nongovern-
14 mental organizations;

15 (B) shall be targeted for assistance—

16 (i) for programs that directly address
17 poverty, basic human needs, and environ-
18 mental concerns;

19 (ii) to improve the performance of
20 democratic institutions or otherwise to pro-
21 mote pluralism;

22 (iii) for the National Reconciliation
23 Commission;

24 (iv) for fiscal reform and fiscal admin-
25 istration; or

1 (v) for programs that promote foreign
2 and domestic trade and investment; and

3 (C) may not be used for partisan political
4 purposes or as an instrument of
5 counterinsurgency.

6 (2) WAIVER.—The President may waive sub-
7 paragraph (B) of paragraph (1) if the President re-
8 ports to the appropriate congressional committees
9 that the Government of Guatemala has made signifi-
10 cant progress toward eliminating human rights vio-
11 lations and in investigating and bringing to trial
12 those responsible for major human rights cases, in
13 particular those involving Americans.

14 (3) CONGRESSIONAL REVIEW OF CERTAIN AS-
15 SISTANCE.—Funds may be obligated for fiscal years
16 1992 and 1993 pursuant to a waiver under para-
17 graph (2) only if the appropriate congressional com-
18 mittees are notified at least 15 days in advance of
19 such obligation in accordance with the procedures
20 applicable to reprogramming notifications under sec-
21 tion 634A of the Foreign Assistance Act of 1961.

22 **SEC. 663. ASSISTANCE FOR NICARAGUA.**

23 During fiscal years 1992 and 1993, assistance under
24 the Foreign Assistance Act of 1961 may not be provided
25 for any member of the Nicaraguan resistance who has not

1 disarmed or is not abiding by the terms of the cease-fire
2 agreement and the addendums to the Toncontin Agree-
3 ment signed on April 19, 1990.

4 **SEC. 664. ASSISTANCE FOR REFUGEES AND DISPLACED**
5 **PERSONS.**

6 Of the amounts authorized to be appropriated to
7 carry out chapter 4 of part II of the Foreign Assistance
8 Act of 1961 (related to Economic Support Funds) for bi-
9 lateral or regional programs for Central America
10 \$25,000,000 may be made available for fiscal years 1992
11 and 1993 for assistance to governmental and nongovern-
12 mental organizations with expertise in refugee matters,
13 such as the United Nations High Commissioner for Refu-
14 gees, the United Nations Development Program, and the
15 OAS to implement programs consistent with the goals and
16 purposes of the Concerted Plan of Action in Favor of
17 Central American Refugees, Returnees and Displaced Per-
18 sons, such plan having resulted from the International
19 Conference on Central American Refugees (CIREFCA)
20 convened in May 1989 as an element of the Esquipulas
21 peace process.

22 **SEC. 665. PROHIBITION ON ASSISTANCE TO MEMBERS OF**
23 **THE SANDINISTA POPULAR ARMY.**

24 Notwithstanding any other provision of law, none of
25 the funds authorized to be appropriated by this or any

1 other Act may be used by or made available, directly or
2 indirectly, for use by members of the Sandinista Popular
3 Army, unless specifically requested and authorized in ad-
4 vance by the President of Nicaragua. Such requests shall
5 be provided to the appropriate congressional committees
6 within 15 days of receipt and the provision of any such
7 assistance shall be subject to the standard reprogramming
8 procedures under section 634A of the Foreign Assistance
9 Act of 1961.

10 **Subchapter B—Provisions Pertaining to the**
11 **Caribbean**

12 **SEC. 666. ASSISTANCE FOR HAITI.**

13 (a) **HAITI'S DEMOCRATIC TRANSITION.**—The Con-
14 gress congratulates—

15 (1) the Haitian people for accomplishing Haiti's
16 first transition to democracy;

17 (2) President Jean-Bertrand Aristide, who was
18 elected by the Haitian people as their first democrat-
19 ically elected President;

20 (3) the Haitian military, which abided by the
21 Haitian Constitution and supported the democratic
22 transition; and

23 (4) the private voluntary organizations that re-
24 mained in Haiti under difficult circumstances and

1 which will have a significant role to play in Haiti's
2 democratic future.

3 (b) UNITED STATES ASSISTANCE.—It is the sense of
4 the Congress that the United States should provide assist-
5 ance to the Government of Haiti so long as it abides by
6 the Haitian Constitution and respects freedom of expres-
7 sion and human rights, and should continue to provide as-
8 sistance to Haitian private voluntary organizations, in
9 order to assist Haiti in institutionalizing democracy and
10 to promote economic development that will benefit the
11 Haitian people.

12 (c) AMOUNTS OF ECONOMIC ASSISTANCE.—It is the
13 sense of the Congress that, for each of fiscal years 1992
14 and 1993, the United States should provide a total of
15 \$100,000,000 in food, development and economic assist-
16 ance for Haiti (under the Foreign Assistance Act of 1961
17 and the Agricultural Trade Development and Assistance
18 Act of 1954) including \$30,000,000 in economic support
19 fund assistance and \$40,000,000 in development assist-
20 ance.

21 (d) MILITARY ASSISTANCE ONLY THROUGH CIVIL-
22 IAN AUTHORITIES.—No military assistance shall be pro-
23 vided to the Haitian military in fiscal years 1992 and
24 1993, except for nonlethal military assistance through a

1 democratically-elected head of state and pursuant to sub-
2 section (e).

3 (e) CONGRESSIONAL REVIEW OF MILITARY ASSIST-
4 ANCE AND SALES.—At least 15 days before obligating any
5 funds under chapter 2 of part II of the Foreign Assistance
6 Act of 1961 for Haiti and at least 15 days before issuing
7 any letter of offer to Haiti under the Arms Export Control
8 Act, the President shall notify the appropriate Congres-
9 sional committees in accordance with the procedures appli-
10 cable to reprogramming notifications under section 634A
11 of the Foreign Assistance Act of 1961.

12 **SEC. 667. HAITIAN SUGAR CANE HARVESTERS IN THE DO-**
13 **MINICAN REPUBLIC.**

14 (a) UNITED STATES POLICY.—It shall be the policy
15 of the United States to encourage the Government of the
16 Dominican Republic to act expeditiously and forcefully to
17 improve respect for the internationally recognized human
18 rights of Haitian laborers engaged in the sugar cane har-
19 vesting industry in the Dominican Republic including—

20 (1) the enforcement of provisions in the individ-
21 ual work contracts mandated by President
22 Balaguer's decree of October 15, 1990, including
23 minimum wage requirements, prohibitions on the use
24 of child labor, and guaranteed freedom of movement;

1 (2) the termination of the deceptive recruit-
2 ment, and the forcible assembly and transportation
3 to sugar cane plantations, of Haitians who are at
4 the border between Haiti and the Dominican Repub-
5 lic or are within the Dominican Republic;

6 (3) actions to ensure that personnel employed
7 by, or under contract with, the Government of the
8 Dominican Republic do not carry firearms in the or-
9 dinary course of transporting or supervising Haitian
10 workers engaged in sugar cane harvesting;

11 (4) measures to ensure that the military forces
12 and police of the Dominican Republic act in strict
13 accordance with Dominican law, and refrain from all
14 arbitrary and oppressive conduct, with respect to
15 Haitian workers; and

16 (5) implementation of provisions to permit any
17 individual entitled to citizenship under the Constitu-
18 tion of the Dominican Republic to obtain a birth cer-
19 tificate and any other document needed to remain
20 and work in the Dominican Republic.

21 (b) SUGAR QUOTA.—The President should consider
22 increasing the Dominican Republic's annual allocation of
23 the United States sugar quota for each of fiscal years
24 1992, and 1993, and providing additional economic and
25 development assistance in such fiscal years that may be

1 available if the Government of the Dominican Republic
2 makes significant progress in the areas enumerated in
3 subsection (a).

4 **SEC. 668. ASSISTANCE FOR GUYANA.**

5 (a) **RESTRICTION.**—For fiscal years 1992 and 1993,
6 assistance may be provided to the Government of Guyana
7 under the Foreign Assistance Act of 1961 or the Agricul-
8 tural Trade Development and Assistance Act of 1954 only
9 if the President determines and reports to the appropriate
10 congressional committees that the Government of Guyana
11 is in power as a result of free and fair elections. In making
12 such a determination, the President shall, if appropriate,
13 take into account the findings of international observers
14 with respect to the elections.

15 (b) **EXCEPTIONS.**—Subsection (a) does not apply
16 with respect to—

17 (1) international narcotics control assistance
18 under the Foreign Assistance Act of 1961; or

19 (2) assistance for the holding of free and fair
20 elections.

21 (c) **ECONOMIC ASSISTANCE FOLLOWING INSTALLA-**
22 **TION OF A DEMOCRATICALLY ELECTED GOVERNMENT.**—

23 It is the sense of the Congress that, following submission
24 of a report pursuant to subsection (a), the United States
25 should provide economic assistance for Guyana under

1 chapter 1 of part I and chapter 4 of part II of the Foreign
2 Assistance Act of 1961 and the Agricultural Trade Devel-
3 opment and Assistance Act of 1954.

4 (d) ASSISTANCE FOR BASIC HUMAN NEEDS.—Of
5 amounts made available to Guyana in fiscal year 1992 and
6 fiscal year 1993 pursuant to the Foreign Assistance Act
7 of 1961 and the Agricultural Trade Development and As-
8 sistance Act of 1954, it is the sense of the Congress that
9 \$3,000,000 should be used in each fiscal year to meet
10 basic human needs in Guyana. Such assistance may be
11 provided only through nongovernmental organizations or
12 (if a report is made under subsection (a)) through the
13 Government of Guyana.

14 **Subchapter C—Andean Initiative**

15 **SEC. 669. ECONOMIC ASSISTANCE FOR THE ANDEAN COUN-** 16 **TRIES.**

17 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
18 2(a) of the International Narcotics Control Act of 1990
19 is amended to read as follows:

20 “(a) In addition to amounts otherwise authorized to
21 be appropriated, there are authorized to be appropriated
22 \$300,000,000 for each of fiscal years 1992 and 1993 for
23 assistance for Andean countries under chapter 4 of part
24 II of the Foreign Assistance Act of 1961 and under chap-
25 ter 1 of part I of that Act. In addition to the use of funds

1 pursuant to subsection (b), priority in the use of funds
2 authorized to be appropriated by this subsection for each
3 of fiscal years 1992 and 1993 that are allocated for Boliv-
4 ia and Peru shall be given to support programs that focus
5 on providing coca farmers with alternative sources of in-
6 come, including the introduction of alternative crops, agri-
7 cultural research and extension, the provision of credit, as-
8 sistance with land titles, agro-industry, micro-enterprise
9 development, and infrastructure development.”.

10 (b) ADMINISTRATION OF JUSTICE PROGRAMS.—(1)
11 Section 2(b)(1) of that Act is amended—

12 (A) by inserting “for each fiscal year” after
13 “\$16,000,000”; and

14 (B) in subparagraph (A), by striking out “for
15 fiscal year 1991”.

16 (2) Section 2(b)(3) of that Act is amended to read
17 as follows:

18 “(3) ASSISTANCE FOR HUMAN RIGHTS OF-
19 FICES.—Up to a total of \$2,000,000 of the funds
20 used in accordance with paragraph (1) for each of
21 the fiscal years 1992 and 1993 should be used to
22 provide training, technical assistance, and
23 equipment—

24 “(A) for the Office of Special Investiga-
25 tions and the Special Prosecutor for Human

1 Rights, both of which are within the Office of
2 the Attorney General of the Government of Co-
3 lombia; and

4 “(B) for the Office of Human Rights in
5 the Office of the Attorney General of the Gov-
6 ernment of Peru.”.

7 **SEC. 670. MILITARY AND LAW ENFORCEMENT ASSISTANCE.**

8 (a) **AUTHORIZATIONS OF APPROPRIATIONS.**—Section
9 3(a) of the International Narcotics Control Act of 1990
10 is amended to read as follows:

11 “(a) **AUTHORIZATION OF APPROPRIATIONS.**—In ad-
12 dition to amounts otherwise authorized to be appropriated,
13 there are authorized to be appropriated \$118,000,000 for
14 each of fiscal years 1992 and 1993 for assistance for An-
15 dean countries under chapter 2 of part II of the Foreign
16 Assistance Act of 1961.”.

17 (b) **LIMITATIONS ON AMOUNTS OF ASSISTANCE.**—
18 Section 3(e) of that Act is amended—

19 (1)(A) in paragraph (1) in the first sentence, by
20 striking out “for fiscal year 1991” and by inserting
21 “for each of fiscal years 1992 and 1993”; and

22 (B) in subparagraphs (A) and (B), by striking
23 “\$175,000,000” each time it appears and inserting
24 in lieu thereof “\$150,000,000 in each fiscal year;
25 and

1 (2) in paragraph (2)(A) by striking out “section
2 23 of the Arms Export Control Act (22 U.S.C.
3 2763)” and inserting in lieu thereof “chapter 2 of
4 part II of the Foreign Assistance Act of 1961”.

5 (c) PROHIBITION ON ASSISTANCE FOR PERU’S
6 SINCHI POLICE.—Section 3 of that Act is amended by
7 adding at the end thereof the following new subsection:

8 “(h) PROHIBITION ON ASSISTANCE FOR PERU’S
9 SINCHI POLICE.—For purposes of this section, Peru’s
10 Sinchi Police may not be considered to be a law enforce-
11 ment unit that is organized for the specific purpose of nar-
12 cotics enforcement, nor shall any other Peruvian police or-
13 ganization which is identified as having a consistent pat-
14 tern of gross human rights violations against the Peruvian
15 people be so considered.”.

16 **SEC. 671. EXTENSION OF REQUIREMENT FOR PRESIDEN-**
17 **TIAL DETERMINATION.**

18 Section 4 of the International Narcotics Control Act
19 of 1990 is amended—

20 (1) in subsection (a) in the text preceding para-
21 graph (1)—

22 (A) by striking out “Assistance may” and
23 inserting in lieu thereof “Except as provided in
24 subsection (c), assistance may”;

1 (B) by striking "year 1991" and inserting
2 in lieu thereof "years 1992 and 1993"; and

3 (C) by inserting ", before any such assist-
4 ance is provided or any such defense articles
5 are transferred for that fiscal year," after "only
6 if"; and

7 (2) in subsection (b) by striking out "Not" and
8 inserting in lieu thereof "Except as provided in sub-
9 section (c), not";

10 (3) by redesignating subsections (c) through (e)
11 as subsection (d) through (f), respectively; and

12 (4) by inserting after subsection (b) the follow-
13 ing new subsection (c):

14 "(c) EXEMPTION FOR ALTERNATIVE DEVELOPMENT
15 PROGRAMS.—Subsections (a) and (b) do not apply to as-
16 sistance under section 2(a) for programs that focus on
17 providing coca farmers with alternative sources of income,
18 including the introduction of alternative crops, agricultur-
19 al research and extension, the provision of credit, assist-
20 ance with land titles, agro-industry, micro-enterprise de-
21 velopment, and infrastructure development."

1 **SEC. 672. CONDITIONAL WAIVER OF BROOKE-ALEXANDER**
2 **AMENDMENT.**

3 Section 4(e) of the International Narcotics Control
4 Act of 1990, as so redesignated by section 671 of this Act,
5 is amended—

6 (1) by striking out “year 1991” and inserting
7 in lieu thereof “years 1992 and 1993”; and

8 (2) by striking out “and” the first place it ap-
9 pears and inserting in lieu thereof a comma, and by
10 inserting “and the corresponding section of the For-
11 eign Operations, Export Financing, and Related
12 Programs Appropriations Acts for fiscal years 1992
13 and 1993” after “Act, 1991.”.

14 **Subchapter D—South America**

15 **SEC. 673. ARGENTINA AND BRAZIL'S COMMON NUCLEAR**
16 **POLICY.**

17 (a) **RENOUNCING THE PRODUCTION OF NUCLEAR**
18 **WEAPONS.**—The Congress recognizes and congratulates
19 the Governments of Argentina and Brazil for—

20 (1) the signing, on November 28, 1990, of a
21 joint Declaration on the Common Nuclear Policy of
22 Argentina and Brazil, which bans nuclear weapons
23 production and testing;

24 (2) creating a bilateral inspection authority to
25 systematize the exchange of information and the re-
26 ciprocal monitoring of all nuclear facilities in Argen-

1 tina and Brazil and their respective central account-
2 ing systems;

3 (3) undertaking negotiations with the Interna-
4 tional Atomic Energy Agency (IAEA) on comprehen-
5 sive full-scope safeguard inspections;

6 (4) declaring the intention, pending completion
7 of negotiations with the IAEA, to initiate actions
8 leading to the full entry into force of the Treaty for
9 the Prohibition of Nuclear Weapons in Latin Amer-
10 ica (Treaty of Tlatelolco); and

11 (5) unilaterally undertaking efforts to promote
12 nuclear nonproliferation, such as calls for all nations
13 in Latin America and the Caribbean to ban all nu-
14 clear explosives, including those for peaceful pur-
15 poses.

16 (b) FURTHER PROGRESS URGED.—The Congress
17 urges the Governments of Argentina and Brazil to contin-
18 ue their progress towards nuclear nonproliferation by—

19 (1) meeting the September 1991 deadline
20 agreed upon for completing negotiations with the
21 IAEA on full-scope safeguard inspections;

22 (2) actively pursuing, pending the conclusion of
23 the Safeguards Agreement with the IAEA, the full
24 entry into force of the Treaty of Tlatelolco; and

1 (3) increasing controls and limitations on the
2 export of sensitive military-related nuclear technol-
3 ogies.

4 **SEC. 674. MILITARY ASSISTANCE AND SALES FOR CHILE.**

5 During fiscal years 1992 and 1993, military assist-
6 ance may be provided to Chile under chapter 2 of part
7 II of the Foreign Assistance Act of 1961 and sales may
8 be made to Chile under the Arms Control Export Act pro-
9 vided the appropriate congressional committees are noti-
10 fied of the amount and nature of the proposed assistance
11 or sale (as the case may be) at least 15 days in advance
12 in accordance with procedures applicable to
13 reprogramming notifications under section 634A of the
14 Foreign Assistance Act of 1961.

15 **Subchapter E—Other Provisions Pertaining**
16 **to the Region**

17 **SEC. 675. SUPPORT OF INTERNATIONAL EFFORTS AGAINST**
18 **THE SPREAD OF CHOLERA.**

19 (a) FINDINGS.—The Congress finds that—

20 (1) in recognition that the cholera epidemic
21 that originated in Peru is rapidly spreading through-
22 out Latin America, and that some cases have been
23 confirmed in the United States;

1 (2) by the first week of May, Peru had reported
2 175,780 probable cases of cholera, with 1,288
3 deaths;

4 (3) worldwide, the Americas account for over
5 90 percent of all cholera cases during 1991;

6 (4) the poor have been most affected by the dis-
7 ease because of contaminated water supplies, poor
8 sewage systems and sanitary conditions, and inad-
9 equate health services; and

10 (5) unless strong measures are taken to im-
11 prove this situation, according to the Pan American
12 Health Organization (PAHO), as many as six mil-
13 lion cases, resulting in 40,000 deaths, could occur if
14 the epidemic spreads throughout Latin America and
15 the Caribbean.

16 (b) AMOUNT OF ASSISTANCE.—The Congress recog-
17 nizes that prompt United States assistance is necessary
18 to alleviate the human suffering arising from the cholera
19 epidemic in six countries in Latin America and to prevent
20 and control its spread to other countries in the region.
21 Accordingly, in addition to amounts otherwise available for
22 such purpose, for each of the fiscal years 1992 and 1993,
23 \$25,000,000 of the funds authorized to be appropriated
24 under chapter 4 of part II of the Foreign Assistance Act
25 of 1961 for the narcotics related economic assistance

1 under the Andean Counterdrug Initiative in each fiscal
2 year may be made available for remedial efforts to deal
3 with this epidemic.

4 (c) USE OF FUNDS.—Such funds shall be utilized to
5 provide assistance—

6 (1) directly through national and municipal
7 agencies responsible for health, water and sanitation
8 services;

9 (2) through the Pan American Health Organi-
10 zation (PAHO), UNICEF, and other international
11 and nongovernmental organizations;

12 (3) for emergency medical needs, such as the
13 purchase of oral rehydration salts, antibiotics and
14 intravenous fluids;

15 (4) to the appropriate authorities for epidemio-
16 logical surveillance, environmental health actions,
17 laboratory support, food safety and public education
18 materials, and operational expenses; and

19 (5) to improve the health and infrastructure
20 systems in order to prevent another epidemic once
21 this one is brought under control.

22 **SEC. 676. ASSISTANCE FOR LAW ENFORCEMENT.**

23 (a) GENERAL AUTHORITY.—Assistance under this
24 section shall be provided for countries in Latin America

1 and the Caribbean with democratically elected govern-
2 ments to—

3 (1) promote respect for the rule of law and
4 internationally recognized human rights by all ele-
5 ments of society;

6 (2) improve the professionalism and effective-
7 ness of law enforcement agencies based upon the
8 traditional role of civilian law enforcement agencies
9 within a democratic system;

10 (3) improve the capacity of law enforcement of-
11 ficials and the courts to render independent, fair,
12 timely, and accessible justice and to punish all who
13 abuse human life and dignity; and

14 (4) enhance the interaction among courts, pros-
15 ecutors, and police in the investigation of crimes.

16 (b) TYPES OF ASSISTANCE AUTHORIZED.—Funds
17 made available to carry out section 534 of the Foreign
18 Assistance Act of 1961 shall be available for countries in
19 Latin America and the Caribbean that have a democrat-
20 ically elected government to support programs and activi-
21 ties, without regard to section 660 of that Act, that—

22 (1) enhance professional capabilities to carry
23 out investigative and forensic functions conducted
24 under judicial and prosecutorial control;

1 (2) assist in the development of academic in-
2 struction and curricula for training law enforcement
3 personnel;

4 (3) improve the administrative and manage-
5 ment capabilities of law enforcement agencies, espe-
6 cially their capabilities relating to career develop-
7 ment, personnel evaluation, and internal discipline
8 procedures;

9 (4) improve penal institutions and the rehabili-
10 tation of offenders; and

11 (5) enhance protection of participants in judi-
12 cial cases.

13 (c) ASSISTANCE SUBJECT TO NOTIFICATION RE-
14 QUIREMENT.—Assistance under this section may be pro-
15 vided only if at least 15 days before each obligation of
16 funds the President notifies the appropriate congressional
17 committees in accordance with the procedures applicable
18 to reprogramming notifications under section 634A of the
19 Foreign Assistance Act of 1961.

20 (d) PROHIBITION ON LETHAL EQUIPMENT.—Funds
21 made available to carry out this section may not be used
22 to provide any lethal equipment.

23 (e) PROHIBITION ON DOD PARTICIPATION.—Person-
24 nel of the Department of Defense and members of the

1 United States Armed Forces may not participate in the
2 provision of training under this section.

3 (f) LAW ENFORCEMENT TRAINING FOR THE CARIB-
4 BEAN.—Training for the police or other law enforcement
5 personnel of a country in the Caribbean may be provided
6 under section 534(b)(3) of the Foreign Assistance Act of
7 1961 only by the International Criminal Investigative
8 Training Assistance Program of the Department of Jus-
9 tice. This subsection does not apply with respect to train-
10 ing provided under section chapter 8 of part I of the For-
11 eign Assistance Act of 1961 (relating to international nar-
12 cotics control assistance).

13 (g) AMOUNTS AVAILABLE FOR LAW ENFORCEMENT
14 TRAINING.—Of the funds made available to carry out sec-
15 tion 534 of the Foreign Assistance Act of 1961—

16 (1) \$10,000,000 for each of fiscal years 1992
17 and 1993 may be made available to carry out this
18 section; and

19 (2) it is the sense of Congress that \$2,500,000
20 should be made available in each of fiscal years 1992
21 and 1993 to carry out this section with respect to
22 countries in the Caribbean.

23 (h) EXPIRATION.—The authority of this section shall
24 expire on September 30, 1993.

1 SEC. 677. STRENGTHENING CIVILIAN CONTROL OVER THE
2 MILITARY.

3 Chapter 1 of part III of the Foreign Assistance Act
4 of 1961 is amended by adding at the end the following:

5 "SEC. 620F. STRENGTHENING CIVILIAN CONTROL
6 OVER THE MILITARY IN LATIN AMERICA AND THE CARIB-
7 BEAN.—

8 "(a) REQUIREMENT FOR CIVILIAN APPROVAL OF
9 MILITARY ASSISTANCE AND SALES.—In order to
10 strengthen the control of democratically elected civilian
11 governments over the armed forces, military assistance
12 and sales may be delivered to the armed forces of any
13 country in Latin America and the Caribbean having such
14 a civilian government only with the prior approval of that
15 country's head of government.

16 "(b) DEFINITION OF MILITARY ASSISTANCE AND
17 SALES.—For purposes of this section, the term 'military
18 assistance and sales' means—

19 "(1) assistance under chapter 2 of part II of
20 this Act, including deliveries under the special
21 drawdown authority of section 506 of this Act and
22 deliveries of excess defense articles under section
23 517 of this Act;

24 "(2) international military education and train-
25 ing under chapter 5 of part II of this Act: and

1 (3) sales and guarantees under the Arms Ex-
2 port Control Act.”.

3 **Subchapter F—Miscellaneous Provisions**

4 **SEC. 678. INTER-AMERICAN FOUNDATION.**

5 (a) **AUTHORIZATION OF APPROPRIATIONS.**—The first
6 sentence of section 401(s)(2) of the Foreign Assistance
7 Act of 1969 is amended to read as follows: “There are
8 authorized to be appropriated \$28,800,000 for each of fis-
9 cal years 1992 and 1993 to carry out the purposes of this
10 section.”.

11 (b) **BOARD OF DIRECTORS.**—

12 (1) **QUALIFICATIONS.**—Section 401(g) of that
13 Act is amended by adding at the end the following:
14 “All individuals appointed to the Board shall possess
15 an understanding of and sensitivity to community
16 level development processes. No more than 5 mem-
17 bers of the Board may be members of any one politi-
18 cal party.”.

19 (2) **TRANSITION RULE.**—The requirements es-
20 tablished by the amendment made by paragraph (1)
21 do not affect appointments made to the Board of the
22 Inter-American Foundation before the date of enact-
23 ment of this Act.

24 (c) **PRINCIPAL OFFICE.**—Section 401(q) of that Act
25 is amended to read as follows:

1 “(q) The Foundation shall maintain its principal of-
2 fice in the metropolitan Washington, District of Columbia,
3 area. The Foundation may establish agencies, branch of-
4 fices, or other offices in any place or places outside the
5 United States in which the Foundation may carry on any
6 of its operations and business.”.

7 (d) EXPENSES FOR MEETINGS AND PRINTING.—Sec-
8 tion 401 of that Act is amended by adding at the end
9 the following:

10 “(v) Funds made available to the Foundation may
11 be used for the expenses described in section 1345 of title
12 31 of the United States Code (relating to travel, transpor-
13 tation, and subsistence expenses for meetings).

14 “(w) Funds made available to the Foundation may
15 be used for printing and binding.”.

16 **SEC. 679. HUMAN RIGHTS IN CUBA.**

17 (a) FINDINGS.—The Senate finds the following:

18 (1) On March 6, 1991, the United Nations
19 Human Rights Commission passed a resolution, 22
20 to 6 with 15 abstentions, to name a special repre-
21 sentative to monitor the human rights situation in
22 Cuba.

23 (2) The resolution mandates the special repre-
24 sentative to “maintain direct contact with the Gov-

1 ernment and citizens of Cuba” and to report the re-
2 sults to the Commission in 1992.

3 (3) The Cuban Ambassador to the United Na-
4 tions Human Rights Commission Raul Roa stated
5 that Cuba would not accept “a single letter or
6 comma” of the resolution.

7 (4) The continuation of widespread human
8 rights abuses by the Government of Cuba continues
9 to be of great concern to the people of the United
10 States.

11 (b) SENSE OF THE SENATE.—It is the sense of the
12 Senate that—

13 (1) the Senate applauds the actions of the Unit-
14 ed Nations Human Rights Commission of March 6,
15 1991; and

16 (2) the Senate calls on the Government of Cuba
17 to cooperate fully with the special representative of
18 the United Nations Human Rights Commission.

19 **SEC. 680. INCLUSION OF INDIGENOUS PEOPLES IN ANNUAL**
20 **HUMAN RIGHTS REPORT.**

21 Section 116(d) of the Foreign Assistance Act of 1961
22 is amended—

23 (1) by striking out “and” at the end of para-
24 graph (2);

1 (2) by redesignating paragraph (3) as para-
2 graph (4); and

3 (3) by inserting the following new paragraph:

4 “(3) the treatment and status of indigenous
5 peoples in Latin America and the Caribbean; and”.

6 **CHAPTER 6—AFRICA**

7 **SEC. 681. DEVELOPMENT FUND FOR AFRICA.**

8 Section 497 of the Foreign Assistance Act of 1961
9 is amended by striking “Funds” and inserting in lieu
10 thereof the following: “There are authorized to be appro-
11 priated to carry out this chapter \$800,000,000 for each
12 of fiscal years 1992 and 1993. Funds”.

13 **SEC. 682. SOUTHERN AFRICA DEVELOPMENT COORDINA-** 14 **TION CONFERENCE (SADCC).**

15 It is the sense of the Congress that of the funds au-
16 thorized to be appropriated under chapter 10 of part I,
17 \$75,000,000 for each fiscal year should be made available
18 to assist sector projects described in section 496(o) of the
19 Foreign Assistance Act of 1961 that are supported by the
20 Southern Africa Coordinating Conference (SADCC).

21 **SEC. 683. AFRICAN DEVELOPMENT FOUNDATION.**

22 Section 510 of title V of the International Security
23 and Development Cooperation Act of 1980 is amended by
24 striking “\$3,872,000 for fiscal year 1986, and \$3,872,000
25 for fiscal year 1987” in the first sentence and inserting

1 in lieu thereof \$14,950,000 for each of fiscal years 1992
2 and 1993”.

3 **SEC. 684. ASSISTANCE FOR SUDAN.**

4 (a) **STATEMENT OF POLICY.**—It shall be the policy
5 of the United States with respect to Sudan to—

6 (1) urge the Government of Sudan and the Su-
7 danese People’s Liberation Army to adopt at least a
8 temporary cessation of hostilities in order to assure
9 the delivery of emergency relief to civilians in affect-
10 ed areas;

11 (2) encourage active participation of the entire
12 international community to meet the emergency re-
13 lief needs of Sudan; and

14 (3) take steps to achieve a permanent peace.

15 (b) **PROHIBITION ON ASSISTANCE TO THE GOVERN-**
16 **MENT OF SUDAN.**—For fiscal years 1992 and 1993 assist-
17 ance may be provided to the Government of Sudan under
18 the Foreign Assistance Act of 1961 only if the President
19 determines and reports to Congress that the Government
20 of Sudan has—

21 (1) taken actions to begin the implementation
22 of a process of national reconciliation; and

23 (2) demonstrated a commitment to hold free
24 and fair elections that are monitored by internation-
25 al observers.

1 **SEC. 685. ASSISTANCE FOR KENYA.**

2 (a) **RESTRICTION ON ASSISTANCE TO THE GOVERN-**
3 **MENT.**—For fiscal years 1992 and 1993 assistance de-
4 scribed in subsection (b) may be provided to the Govern-
5 ment of Kenya only if the President determines and re-
6 ports to Congress that the Government of Kenya has
7 taken steps to—

8 (1) release political detainees and end the pros-
9 ecution of individuals for the expression of their po-
10 litical beliefs;

11 (2) cease any physical abuse or mistreatment of
12 political prisoners;

13 (3) restore judicial independence; and

14 (4) restore freedom of expression.

15 (b) **ASSISTANCE SUBJECT TO RESTRICTION.**—The
16 assistance subject to the restriction described in subsec-
17 tion (a) is assistance under the authority of the following
18 provisions of the Foreign Assistance Act of 1961:

19 (1) Chapter 2 of part II (relating to the fur-
20 nishing of military assistance); and

21 (2) Chapter 4 of part II (relating to the eco-
22 nomic support fund).

23 **SEC. 686. ASSISTANCE FOR ZAIRE.**

24 (a) **RESTRICTION ON ASSISTANCE TO THE GOVERN-**
25 **MENT.**—For fiscal years 1992 and 1993 assistance de-
26 scribed in subsection (b) may be provided to the Govern-

1 ment of Zaire only if the President determines and reports
2 to Congress that—

3 (1) a neutral, transitional government has been
4 formed to oversee the drafting of a new constitution
5 for Zaire;

6 (2) competitive free and fair elections are held
7 in Zaire; and

8 (3) the elected government demonstrates a com-
9 mitment to bring about freedom of expression for
10 the people of Zaire, a reformed and independent ju-
11 diciary, and reform of, and application of the rule of
12 law to, Zaire security forces.

13 (b) ASSISTANCE SUBJECT TO RESTRICTION.—The
14 assistance subject to the restriction described in subsec-
15 tion (a) is assistance under the authority of the following
16 provisions of the Foreign Assistance Act of 1961:

17 (1) Chapter 2 of part II (relating to the fur-
18 nishing of military assistance).

19 (2) Chapter 4 of part II (relating to the eco-
20 nomic support fund).

21 (3) Chapter 5 of part II (relating to the fur-
22 nishing of military education and training).

23 (c) RESTRICTION ON DEVELOPMENT ASSISTANCE
24 FOR ZAIRE.—(1) Subject to paragraph (2), no develop-

1 ment assistance may be provided to the Government of
2 Zaire during each of fiscal years 1992 and 1993.

3 (2) The prohibition referred to in paragraph (1) does
4 not apply to the provision of assistance to nongovernmen-
5 tal organizations that—

6 (A) receive assistance referred to in paragraph
7 (1); or

8 (B) provide such assistance to appropriate min-
9 istries and departments of the Government of Zaire.

10 **SEC. 687. ASSISTANCE FOR LIBERIA.**

11 (a) **STATEMENT OF POLICY REGARDING ASSISTANCE**
12 **FOR LIBERIA.**—It is the policy of the United States to
13 continue to commit increased diplomatic resources for the
14 purposes of resolving the fundamental political conflicts
15 that underlie the protracted humanitarian emergency in
16 Liberia.

17 (b) **SENSE OF THE SENATE REGARDING PEACE-**
18 **KEEPING ACTIVITIES.**—It is the sense of the Senate that
19 the President should continue to support the peacekeeping
20 efforts in Liberia being carried out by the Economic Com-
21 munity of West Africa Monitoring Group.

22 (c) **INTERNATIONAL DISASTER ASSISTANCE FOR LI-**
23 **BERIA.**—Chapter 9 of part I of the Foreign Assistance Act
24 of 1961 is amended by adding at the end the following
25 new section:

1 "SEC. 495L. LIBERIAN CIVIL STRIFE ASSIST-
2 ANCE.—

3 "(a) IN GENERAL.—The President is authorized to
4 provide assistance for civil strife relief, rehabilitation, and
5 general recovery in Liberia. In providing such assistance,
6 priority shall be given to activities that—

7 "(1) coordinate and enhance the efforts of
8 United States, Liberia, and international private vol-
9 untary organizations to provide relief, rehabilitation,
10 and recovery projects in Liberia;

11 "(2) assist in the restoration of services in Li-
12 beria that provide water and power;

13 "(3) encourage and facilitate the provision of
14 health care, including activities relating to the provi-
15 sion of primary health care;

16 "(4) encourage and facilitate the restoration of
17 educational services, including activities relating to
18 the provision of educational services to displaced
19 children; and

20 "(5) contribute to efforts by the international
21 community to respond to the relief and development
22 needs of the people of Liberia.

23 "(b) HUMANITARIAN PURPOSES.—Assistance provid-
24 ed under this section shall be for humanitarian purposes.

1 “(c) AVAILABILITY OF FUNDS.—Funds made avail-
2 able for the purposes of this chapter may be used to carry
3 out the purposes of this section.”.

4 (d) RESTRICTIONS ON ASSISTANCE TO LIBERIA.—
5 For fiscal years 1992 and 1993, assistance may be provid-
6 ed to the Government of Liberia only if the President de-
7 termines and reports to Congress that the Government of
8 Liberia has achieved substantial progress toward reconcili-
9 ation and toward free and fair elections that are monitored
10 by international observers. This subsection shall not be
11 construed to affect the provision of humanitarian assist-
12 ance.

13 **SEC. 688. STRENGTHENING JUDICIAL INSTITUTIONS IN AF-**
14 **RICA.**

15 Chapter 4 of part II of the Foreign Assistance Act
16 of 1961 is amended by inserting at the end thereof the
17 following new section:

18 **“SEC. 538. JUDICIAL INSTITUTIONS IN AFRICA.**

19 “(a) FINDINGS.—The Congress finds that—

20 “(1) most African countries lack strong, inde-
21 pendent, and stable judicial institutions; and

22 “(2) strengthening judicial institutions is a fun-
23 damental part of increasing political stability and
24 promoting sustainable, long-term economic develop-
25 ment in Africa.

1 “(b) POLICY.—It is the sense of the Congress that
2 the United States should strongly encourage and support
3 efforts to strengthen the independence, effectiveness, and
4 stability of judicial institutions in Africa.

5 “(c) AUTHORIZATION OF ASSISTANCE.—The Presi-
6 dent is authorized to furnish assistance under this chapter
7 and under chapter 10 of part I of this Act to countries
8 and organizations, including national and regional institu-
9 tions, in order to strengthen judicial institutions in coun-
10 tries in Africa.

11 “(d) SCOPE OF ASSISTANCE.—Assistance under this
12 section should include—

13 “(1) support for specialized professional train-
14 ing, scholarships, and exchanges for basic and con-
15 tinuing legal education;

16 “(2) programs to enhance the administration of
17 the courts and to develop judicial capabilities;

18 “(3) strengthening professional organizations in
19 order to promote services to members and the role
20 of the bar in judicial selections, enforcement of ethi-
21 cal standards, and legal reforms;

22 “(4) increasing the availability of legal material
23 and publications;

24 “(5) training and educational programs to im-
25 prove the administration of justice and to strengthen

1 respect for the rule of law and internationally recog-
 2 nized human rights; and

3 “(6) revision and modernization of legal codes
 4 and procedures.”

5 **SEC. 689. STUDY ON THE IMPACT OF ADJUSTMENT SUP-**
 6 **PORTED PROGRAMS ON THE DEVELOPMENT**
 7 **FUND FOR AFRICA.**

8 There is concern that programs related to Structural
 9 Adjustment Programs may have retarded progress toward
 10 the achievement of goals established by Congress in the
 11 Development Fund for Africa. It is the sense of the Senate
 12 that a detailed study should be undertaken by the Office
 13 of Technology Assessment (OTA), in a cross-section of
 14 sub-Saharan African countries, of the process of formula-
 15 tion and the economic, social, and environmental impact
 16 of the programs of adjustment supported or leveraged by
 17 the Agency for International Development through the
 18 Development Fund for Africa.

19 **TITLE VII—ENTERPRISE FOR**
 20 **THE AMERICAS INITIATIVE**

21 **SEC. 701. SHORT TITLE.**

22 This title may be cited as the “Enterprise for the
 23 Americas Act of 1991”.

1 **CHAPTER 1—STATEMENT OF FINDINGS**
2 **AND PURPOSE**

3 **SEC. 711. STATEMENT OF FINDINGS AND PURPOSE.**

4 (a) It is the policy of the United States to promote
5 economic integration and unification of nations of the
6 Western Hemisphere and the consolidation of democratic
7 institutions throughout the region.

8 (b) The Enterprise for the Americas Initiative, set
9 forth by President Bush on June 27, 1990, has as its prin-
10 ciple elements—

11 (1) the promotion of free and fair trade among
12 all the nations in the hemisphere with the ultimate
13 goal of achieving a common market for the Americas
14 in the 21st century;

15 (2) the fostering of increases in investment
16 flows through encouragement of and support for
17 fundamental investment reforms; and

18 (3) the amelioration of the external debt burden
19 confronting many of the countries throughout the
20 hemisphere.

21 (c) Such elements are clearly consistent with and sup-
22 portive of the long term United States policy objectives
23 with respect to the Hemisphere and, therefore, it shall be
24 the principal purpose of this Act to fully implement the
25 Enterprise for the Americas Initiative in a manner that

1 is consistent with the achievement of United States policy
2 goals.

3 **CHAPTER 2—PROGRAMS TO FACILITATE**
4 **INVESTMENT FLOWS**

5 **SEC. 721. FINDINGS.**

6 The Congress finds that—

7 (1) restrictive investment regimes in Latin
8 America and the Caribbean have hampered efforts to
9 attract capital and have served to discourage the re-
10 patriation of flight capital;

11 (2) external assistance, including policy guid-
12 ance, loans and technical assistance may be critical
13 to the success or failure of individual governments'
14 efforts to implement programs to liberalize domestic
15 investment regimes; and

16 (3) particular attention should be given to ame-
17 liorating any adverse effects that investment reform
18 programs may have on the poorest segments of soci-
19 ety, particularly women, children and indigenous
20 peoples.

1 **SEC. 722. ROLE OF INTER-AMERICAN DEVELOPMENT BANK**
2 **(HEREAFTER REFERRED TO AS THE "IDB")**
3 **AND OTHER PROGRAMS IN FOSTERING IN-**
4 **VESTMENT REFORM.**

5 (a) The Secretary of the Treasury, in consultation
6 with the Administrator for the Agency for International
7 Development, the Secretary of State and the United
8 States Trade Representative, shall work closely with the
9 management of the IDB to ensure the full implementation
10 of the Bank's proposed investment sector reform program
11 and the coordination of United States bilateral assistance
12 programs with such multilateral efforts to enhance the
13 likelihood of full implementation of liberalization efforts
14 by countries in the region.

15 (b) Within 6 months from the date of enactment of
16 this Act, the Secretary of the Treasury, after consultation
17 with the Administrator for the Agency for International
18 Development, the Secretary of State and the United
19 States Trade Representative shall transmit a written re-
20 port to the Speaker of the House of Representatives and
21 the Chairman of the Senate Foreign Relations Committee
22 describing the specifics of the investment sector reform
23 programs that are being carried out by the IDB. Such
24 report shall include—

25 (1) a detailed description of the elements of the
26 investment sector reform program;

1 (2) the percentage of the IDB's annual lending
2 program which will be utilized in conjunction with
3 any investment reform efforts;

4 (3) a list of the countries that have entered into
5 investment sector reform programs with the Bank,
6 or are in the process of negotiating such programs;

7 (4) an analysis of how United States bilateral
8 programs have complemented investment reform ef-
9 forts; and

10 (5) a description of measures taken by the
11 IDB, the United States, and the recipient country to
12 ensure that any negative effects of such reform ef-
13 forts are not borne disproportionately by the poorest
14 segments of such countries.

15 **SEC. 723. ENTERPRISE FOR THE AMERICAS INVESTMENT**
16 **FUND.**

17 (a) Chapter 4 of part II of the Foreign Assistance
18 Act of 1961 (relating to the Economic Support Fund) is
19 amended by adding the following new section:

20 "SEC. 539. ENTERPRISE FOR THE AMERICAS IN-
21 VESTMENT FUND.—

22 “(a) AUTHORIZATION OF APPROPRIATIONS.—There
23 are hereby authorized to be appropriated to the Secretary
24 of the Treasury \$100,000,000 for each of the fiscal years

1 1992 through 1996 solely to carry out the purposes of this
2 section. Such funds shall remain available until expended.

3 “(b) ESTABLISHMENT OF FUND.—The Secretary of
4 Treasury is hereby authorized to contribute and to make
5 payment of up to \$500,000,000 of funds authorized in
6 subsection (a), to the Enterprise for the Americas Fund
7 (hereinafter the “Fund”) which shall be administered by
8 the IDB, provided that the following conditions have been
9 met—

10 “(1) an agreement establishing the ‘Enterprise
11 for the Americas Fund’ has been negotiated and
12 signed between the United States Government and
13 the President of the IDB, specifying the terms and
14 conditions under which the United States shall pro-
15 vide monies to the Fund and the terms and condi-
16 tions under which the IDB will disburse monies
17 from the Fund;

18 “(2) at least two additional donors have also
19 entered into the agreement referred to in subpara-
20 graph (1) and have pledged contributions which in
21 the aggregate total not less than \$500,000,000 as
22 their donations to the Fund;

23 “(3) at least 15 days prior to the transfer of
24 monies to the Fund, the Secretary of Treasury has
25 transmitted the agreement establishing the Fund at

1 the IDB to the Speaker of the House and the Chair-
2 man of the Senate Committee on Foreign Relations,
3 which shall be subject to the reprogramming proce-
4 dures established pursuant to section 634A of the
5 Foreign Assistance Act of 1961; and

6 “(4) the agreement includes a provision which
7 would require the submission of a biannual report to
8 the appropriate congressional committees by the
9 IDB on any grants issued pursuant to this program.

10 “(c) PRINCIPAL ACTIVITIES OF FUND.—In negotiat-
11 ing the terms and conditions of the Fund agreement, the
12 Secretary of Treasury shall ensure that United States as-
13 sistance to the Fund shall be disbursed only for the follow-
14 ing purposes—

15 “(1) technical assistance to eligible countries
16 for the purpose of identifying and resolving domestic
17 constraints to investment;

18 “(2) assistance in building human capital po-
19 tential in eligible countries including programs relat-
20 ed to the relocation and retraining of workers dis-
21 placed by investment reform activities such as the
22 privatization or restructuring of public enterprises,
23 as well as for educational grants to develop expertise
24 in business related skills necessary for the conduct
25 of private sector activities; and

1 Development Association, and the Inter-American
2 Development Bank, as appropriate;

3 (3) otherwise qualify for assistance under provi-
4 sions of the Foreign Assistance Act of 1961, except
5 that for purposes of determining eligibility under
6 this section, section 620(q) (and any similar provi-
7 sion of law restricting assistance to countries in de-
8 fault on loans to the United States) and section
9 620(r) of such Act and section 321 of the Interna-
10 tional Development and Food Assistance Act of
11 1975 shall be deemed to be waived.

12 (b) RECOMMENDATIONS CONCERNING ELIGIBILITY
13 DETERMINATIONS.—Subject to the requirements of sub-
14 section (a), the Secretary of State and Secretary of Treas-
15 ury shall make recommendations to the President concern-
16 ing which countries should be designated as eligible to re-
17 ceive benefits under this Act.

18 (c) ELIGIBILITY DETERMINATIONS.—Consistent with
19 subsection (a) and mindful of recommendations made pur-
20 suant to subsection (b), the President shall determine
21 whether a country is eligible to receive benefits under this
22 Act and shall notify the Congress of his intention to desig-
23 nate a country as eligible (hereafter referred to as “eligible
24 country”) fifteen days in advance of any formal determi-
25 nation. Such designations shall be subject to

1 reprogramming provisions of section 634A of the Foreign
2 Assistance Act of 1961.

3 **CHAPTER 4—ENTERPRISE FOR THE**
4 **AMERICAS FACILITY**

5 **SEC. 741. ESTABLISHMENT.**

6 There is hereby established in the Department of the
7 Treasury the Enterprise for the Americas Facility (herein-
8 after in this Act referred to as the "Facility").

9 **SEC. 742. PURPOSE.**

10 The purpose of the Facility is to serve as the coordi-
11 nating mechanism within the United States Government
12 for purposes of carrying out provisions of this Act related
13 to the debt reductions, sales, cancellation of loans or as-
14 sets once an eligibility determination has been made pur-
15 suant to section 731(c), except that any interest payments
16 on the reduced debt designated to be paid in the local cur-
17 rency of the recipient country shall be administered by the
18 Agency for International Development pursuant to chap-
19 ter 6 of this title.

20 **CHAPTER 5—DEBT REDUCTION**

21 **SEC. 751. REDUCTION OF CERTAIN DEBT.**

22 (a) **AUTHORITY TO REDUCE DEBT.—**

23 (1) **IN GENERAL.—**The President may reduce
24 the amount owed to the United States (or any agen-
25 cy of the United States) that is outstanding as of

1 January 1, 1991, as a result of concessional loans
2 made by the United States (or any agency of the
3 United States) pursuant to the Foreign Assistance
4 Act of 1961 (or predecessor foreign economic assist-
5 ance legislation) to any country deemed eligible pur-
6 suant to chapter 3 of this title.

7 (2) LIMITATION.—The authority of this section
8 may be exercised beginning in fiscal year 1992 and
9 only in such amounts and to such extent as provided
10 for by specific appropriations Acts for fiscal year
11 1992 or thereafter.

12 (3) APPLICABILITY OF OTHER LAWS.—A reduc-
13 tion of debt pursuant to this section shall be deemed
14 to be assistance for purposes of provisions of law
15 limiting assistance to a country, except that the au-
16 thority of this section may be exercised notwith-
17 standing section 620(q) (and any similar provision
18 of law restricting assistance to countries in default
19 on loans to the United States) and section 620(r) of
20 the Foreign Assistance Act of 1961 and section 321
21 of the International Development and Food Assist-
22 ance Act of 1975.

23 (b) IMPLEMENTATION OF DEBT REDUCTION.—

24 (1) IN GENERAL.—Any debt reduction author-
25 ized pursuant to subsection (a) shall be accom-

1 plished at the direction of the Facility by the ex-
2 change of a new obligation for obligations outstand-
3 ing as of January 1, 1991.

4 (2) EXCHANGE OF OBLIGATIONS.—The Facility
5 shall notify the Agency for International Develop-
6 ment of any agreement entered into with an eligible
7 country to exchange a new obligation for outstand-
8 ing obligations pursuant to this section; and at the
9 direction of the Facility, the old obligations shall be
10 canceled and a new debt obligation for the country
11 shall be established, and the Agency for Internation-
12 al Development shall make an adjustment in its ac-
13 counts to reflect the debt reduction.

14 (3) LIQUIDATION OF DEBTS.—The President is
15 encouraged by the Congress to consider undertaking
16 the full liquidation of the outstanding obligations to
17 the United States as of January 1, 1991 of a coun-
18 try deemed eligible under section 731, if such full
19 liquidation will assist that country in making signifi-
20 cant progress toward full implementation of its eco-
21 nomic reform policies.

22 (4) CERTAIN ADDITIONAL LOANS PROHIBIT-
23 ED.—No government of a country for which the
24 United States has reduced any outstanding obliga-
25 tions under this section shall be eligible for any loan

1 authorized pursuant to the Foreign Assistance Act
2 of 1961 for a period of five years from the date that
3 the debt reduction has been initiated.

4 **SEC. 752. REPAYMENT OF PRINCIPAL.**

5 (a) CURRENCY OF PAYMENT.—In such cases where
6 the full obligation is not liquidated, the principal amount
7 of any new obligation issued pursuant to section 751(b)
8 shall be repaid in United States dollars.

9 (b) DEPOSIT OF PAYMENTS.—Principal repayments
10 of new obligations shall be deposited in the United States
11 Government account established for principal repayments
12 of the obligations for which the new obligations were ex-
13 changed.

14 **SEC. 753. INTEREST ON NEW OBLIGATIONS.**

15 (a) RATE OF INTEREST.—New obligations issued by
16 a country pursuant to section 751(b) shall bear interest
17 at a concessional rate.

18 (b) CURRENCY OF PAYMENT; DEPOSITS.—If the eli-
19 gible country has entered into an Enterprise for the Amer-
20 icas Agreement with the Agency for International Devel-
21 opment under chapter 6 of this title for utilizing interest
22 payments to carry out any of the activities set forth in
23 section 762 of this Act then interest shall be paid in the
24 local currency of the eligible country and deposited in an
25 account specifically established to receive such payments

1 and such funds shall then be disbursed from that account
2 only in accordance with the terms of such agreement. Such
3 interest shall be the property of the eligible country until
4 such time as it is disbursed pursuant to chapter 6 of this
5 title. Such local currencies shall only be used for purposes
6 as set forth in chapter 6 of this title.

7 (c) UNITED STATES DOLLARS.—If an eligible coun-
8 try has not entered into an Enterprise for the Americas
9 Agreement under chapter 6 of this title, interest shall be
10 paid in United States dollars and deposited in the United
11 States Government account established for interest pay-
12 ments of the obligations for which the new obligations
13 were exchanged.

14 (d) INTEREST ALREADY PAID.—If an eligible country
15 enters into an Enterprise for the Americas Agreement
16 subsequent to the date on which interest first became due
17 on the newly issued obligation, any interest already paid
18 on such new obligation shall not be redeposited into the
19 Enterprise for the Americas Account established pursuant
20 to such agreement.

1 **CHAPTER 6—ENTERPRISE FOR THE**
2 **AMERICAS ACCOUNTS**

3 **SEC. 761. ESTABLISHMENT OF, DEPOSITS INTO AND DIS-**
4 **BURSEMENTS FROM THE AMERICAS AC-**
5 **COUNTS.**

6 (a) **ESTABLISHMENT.**—Each eligible country that en-
7 ters into an Enterprise for the Americas Agreement with
8 the United States shall be required to establish an Enter-
9 prise for the Americas Account (referred to hereafter in
10 this Act as the “Americas Account”) to receive payments
11 in local currency pursuant to section 753(b).

12 (b) **DEPOSITS.**—Local currencies deposited in an
13 Americas Account shall be considered assistance for pur-
14 poses of any provision of law limiting assistance to a coun-
15 try, except for provisions specifically waived in section
16 731(a)(3).

17 (c) **INVESTMENT.**—Deposits made in an Americas
18 Account shall be invested until disbursed. Notwithstanding
19 section 3302(b) of title 31, United States Code, any return
20 on such investment may be retained by the Americas Ac-
21 count, without deposit in the Treasury of the United
22 States and without further appropriations by Congress.

23 (d) **DISBURSEMENTS.**—Funds in an Americas Ac-
24 count shall be disbursed only in a manner which is consist-
25 ent with the terms set forth in an Enterprise for the

1 Americas Agreement which has been negotiated pursuant
2 to the provisions of section 762.

3 **SEC. 762. ENTERPRISE FOR THE AMERICAS AGREEMENT.**

4 (a) **AUTHORITY.**—The President is authorized to
5 enter into an agreement (referred to hereafter in this Act
6 as an “Americas Agreement”) with any country designated
7 as eligible to receive benefits in accordance with section
8 731 of this Act concerning the establishment, operation
9 and use of an Americas Account in that country. The
10 Agency for International Development shall, in consulta-
11 tion with other United States agencies, as appropriate, at
12 the direction of the President, undertake to negotiate an
13 Americas Agreement with any eligible country who agrees
14 to enter into such negotiations, and shall ensure that the
15 provisions of each such agreement is implemented consist-
16 ent with its terms.

17 (b) **CONTENTS OF AGREEMENTS.**—An Americas
18 Agreement with an eligible country shall—

19 (1) require that country to establish an Ameri-
20 cas Account;

21 (2) require that country to make interest pay-
22 ments under section 753 into an Americas Account;

23 (3) require that an executive board be estab-
24 lished in accordance with the laws of the eligible
25 country as the responsible entity for making grants

1 from the Americas Account to eligible grant recipi-
2 ents, with the membership of such executive board
3 to be composed of individuals from the local commu-
4 nity, including individuals chosen from relevant gov-
5 ernment agencies, nongovernmental organizations,
6 academic institutions, with the majority of the
7 Board to be from nongovernmental organizations
8 and academic institutions, and a United States gov-
9 ernment employee designated by the Agency for
10 International Development who shall serve as the
11 United States representative on the Executive
12 Board;

13 (4) specify, consistent with subsection (c) of
14 this section, the purposes for which the Americas
15 Account may be used;

16 (5) contain provisions for the annual submis-
17 sion by the executive board to the Agency for Inter-
18 national Development, of—

19 (A) an action plan that such board intends
20 to undertake during the coming year for ap-
21 proval, and

22 (B) a detailed report of the activities that
23 have been undertaken with resources from the
24 Americas Account during the previous year; and

1 (6) contain provisions for the enforcement of
2 the agreement, including provisions for—

3 (A) annual fiscal audits of the Americas
4 Account by an independent auditor, and

5 (B) access to books and records associated
6 with operations of the Americas Account by the
7 United States General Accounting Office or the
8 Inspector General of the Agency for Interna-
9 tional Development, upon request.

10 (c) ELIGIBLE ACTIVITIES.—Grants from an Enter-
11 prise for the Americas Account shall be used only for the
12 purpose of funding activities—

13 (1) undertaken by local nongovernmental orga-
14 nizations in support of child health-related activities,
15 particularly programs to broaden the availability of
16 child immunization and rehydration services;

17 (2) that link the conservation and sustainable
18 use of natural resources with local community devel-
19 opment; including environmental health protection
20 initiatives and activities described in section 463 of
21 chapter 7 of part I of the Foreign Assistance Act of
22 1961, Public Law 87-195, as added by the Global
23 Environmental Protection Act of 1989, Public Law
24 101-240, title VII, section 711; 103 Stat. 2322;

1 (3) in support of community-based primary and
2 secondary education programs; and

3 (4) in support of alternative development pro-
4 grams that seek to reduce dependence upon the pro-
5 duction of crops from which narcotic and psycho-
6 tropic drugs are derived.

7 (d) GRANT RECIPIENTS.—Grants made from an
8 Americas Account shall be made only to the following enti-
9 ties proposing to undertake one or more of the activities
10 described in subsection (c)—

11 (1) nongovernmental organizations in the eligi-
12 ble country;

13 (2) other appropriate local or regional entities;
14 and

15 (3) in exceptional circumstances, the govern-
16 ment of the eligible country.

17 (e) REVIEW OF LARGER GRANTS.—Once an annual
18 action plan has been reviewed by the Agency for Interna-
19 tional Development, the Executive Board shall have the
20 authority to approve any grants without further review by
21 AID unless such grant exceeds \$100,000, in which case,
22 the government of the eligible country or the United
23 States Government may exercise veto authority if such
24 grant does not meet the terms and conditions set forth
25 in the Americas Agreement.

1 **SEC. 763. ENCOURAGING OTHER CREDITORS TO UNDER-**
2 **TAKE DEBT REDUCTIONS.**

3 (a) **ENCOURAGING DEBT REDUCTIONS FROM OFFI-**
4 **CIAL CREDITORS.**—The President should actively encour-
5 age other official creditors of an eligible country whose
6 debt is reduced under this Act to provide comparable debt
7 reduction to such country.

8 (b) **ENCOURAGING COMPARABLE ACTIONS BY PRI-**
9 **VATE CREDITORS.**—The Secretary of Treasury should en-
10 courage private creditors of eligible countries to explore
11 mechanisms for reducing official debts outstanding to pri-
12 vate creditors to levels that more accurately reflect the
13 market value of such debts.

14 **CHAPTER 7—SALES, REDUCTIONS, OR**
15 **CANCELLATIONS OF LOANS OR ASSETS**

16 **SEC. 771. LOANS OR ASSETS ELIGIBLE FOR SALE, REDUC-**
17 **TION, OR CANCELLATION.**

18 (a) The President is authorized, in accordance with
19 this chapter to—

20 (1) sell to any eligible purchaser any loan or
21 portion thereof of an eligible country (as determined
22 pursuant to section 731) or any agency thereof, that
23 was made pursuant to the Export-Import Bank Act
24 of 1945, as amended;

25 (2) sell to any eligible purchaser any asset or
26 portion thereof which is acquired by the Commodity

1 Credit Corporation as a result of its status as a
2 guarantor of credits in connection with export sales
3 to an eligible country (as determined pursuant to
4 section 731), in accordance with export credit guar-
5 antee programs authorized pursuant to the Com-
6 modity Credit Corporation Charter Act, as amended,
7 or section 4(b) of the Food for Peace Act of 1966,
8 as amended; and

9 (3) upon receipt of payment from an eligible
10 purchaser, reduce or cancel any loan or the amount
11 of any asset or portion thereof referenced in para-
12 graphs (1) or (2) of this section, provided that any
13 such loan or asset that is sold, reduced or cancelled
14 under this section was made or acquired prior to
15 January 1, 1991, and such sale, reduction, or can-
16 cellation would not contravene any term or condition
17 of any prior agreement relating to such loan or
18 asset.

19 (b) The President is hereby authorized to establish
20 the terms and conditions under which an eligible country's
21 loans and assets may be sold, reduced or canceled pursu-
22 ant to this title.

23 (c) Any sale made pursuant to this title by the Ex-
24 port-Import Bank of the United States or the Commodity
25 Credit Corporation of a loan or asset (including interest

1 therein) to an eligible purchaser under section 773 shall
2 be a transaction not required to be registered pursuant
3 to section 5 of the Securities Act of 1933. For purposes
4 of the Securities Act of 1933, neither the Export Import
5 Bank of the United States nor the Commodity Credit Cor-
6 poration shall be deemed to be an issuer or underwriter
7 with respect to subsequent sale or other disposition of such
8 loan or asset (including any interest therein) or any secu-
9 rity received by an eligible purchaser pursuant to any
10 debt-for-education swap, debt-for-equity swap, debt-for-
11 child survival swap, debt-for-nature swap, or debt-for-de-
12 velopment swap provided that such activities are deemed
13 by the Agency for International Development to be eligible
14 activities as described in section 762(c).

15 (d) The Facility shall notify the Export-Import Bank
16 of the United States or the Commodity Credit Corporation
17 of purchasers that the Agency for International Develop-
18 ment, or other relevant agency designated by the Presi-
19 dent, has determined to be eligible under section 773, and
20 shall direct the Export Import Bank of the United States
21 or the Commodity Credit Corporation to carry out the
22 sale, reduction or cancellation of a loan or asset pursuant
23 to this section. Such agency shall make an adjustment in
24 its accounts to reflect the sale, reduction, or cancellation.

1 (e) The authorities of this section may be exercised
2 beginning in fiscal year 1992 and only in such amounts
3 and to such extent as provided for by specific appropria-
4 tions Acts for fiscal year 1992 or thereafter.

5 **SEC. 772. DEPOSIT OF PROCEEDS.**

6 The proceeds from the sale, reduction, or cancellation
7 of any loan or asset sold, reduced, or cancelled pursuant
8 to this title shall be deposited in the United States Govern-
9 ment account(s) established for the repayment of such
10 loan or asset.

11 **SEC. 773. ELIGIBLE PURCHASER.**

12 A loan or asset may be sold pursuant to this title
13 only to a purchaser who presents plans satisfactory to the
14 Agency for International Development for using such loan
15 or asset for the purpose of engaging in debt-for-child sur-
16 vival swaps, debt-for-development swaps, debt-for-educat-
17 ion swaps, debt-for-equity swaps, or debt-for-nature
18 swaps. A loan or asset may be sold, reduced or cancelled
19 pursuant to this title only for the purpose of facilitating
20 such swaps.

21 **SEC. 774. DEBTOR CONSULTATION.**

22 Prior to the sale to any eligible purchaser, or any re-
23 duction or cancellation pursuant to this title of any loan
24 made to an eligible country, or asset acquired as the result
25 of a credit guarantee made in connection with export sales

1 to an eligible country, the Agency for International Devel-
2 opment or other relevant agency designated by the Presi-
3 dent, should consult with the eligible government concern-
4 ing, among other things, the amount of loans or assets
5 to be sold, reduced, or cancelled and their uses for debt-
6 for-development swaps, debt-for-child survival swaps,
7 debt-for-education swaps, debt-for-equity or debt-for-na-
8 ture swaps.

9 **CHAPTER 8—INTERNATIONAL**
10 **UNIVERSITY FOR THE AMERICAS**

11 **SEC. 781. PURPOSE.**

12 The purpose of this chapter is to promote economic
13 integration and the consolidation and strengthening of
14 democratic institutions in the Hemisphere, and to com-
15 memorate the 500th anniversary of the discovery of the
16 Americas by Christopher Columbus through the establish-
17 ment of an institution of higher education, which shall be
18 known as the “International University for the Americas”.

19 **SEC. 782. ESTABLISHMENT OF UNIVERSITY.**

20 The Secretary of State, in consultation with other
21 governments in the Hemisphere, shall determine the most
22 appropriate location for the International University for
23 the Americas. In making that determination the Secretary
24 shall ensure that the location chosen is—

25 (1) in the Americas;

1 (2) is easily accessible to all peoples in the re-
2 gion;

3 (3) has demonstrated a commitment to econom-
4 ic integration and democratic values through its poli-
5 cies and programs; and

6 (4) has expressed an interest in being chosen as
7 a site and has agreed to contribute some amount of
8 assistance, either in cash or kind, toward the costs
9 of developing the institution.

10 **SEC. 783. FACULTY, STUDENTS AND CURRICULUM.**

11 In developing the bylaws of the University, the Secre-
12 tary shall ensure that it contains provisions to ensure that
13 faculty and students are drawn from all the nations in
14 the hemisphere, and that the curriculum is designed to
15 develop expertise in fields that will promote the economic
16 integration of the Americas and the consolidation of de-
17 mocracy throughout the Hemisphere.

18 **SEC. 784. FUNDING.**

19 Of the funds authorized to be appropriated to carry
20 out the purposes of this title, \$500,000 may be made
21 available to carry out the site location and design phase
22 of this title. Such funds shall remain available until ex-
23 pended.

TITLE VIII—REPEAL OF OBSOLETE PROVISIONS

SEC. 801. REPEALS.

The following provisions of law are repealed:

(1) Sections 120, 127, 206, 209, 219, 241, 302(b), 302(i), 302(j), 303, 494, 495B, 495C, 495D, 495E, 495F, 495G, 495I, 505(b), 611, 637, and 663 and chapter 3 and chapter 7 of part II, of the Foreign Assistance Act of 1961.

(2) The Special Foreign Assistance Act of 1986 except for section 1, title I, and section 204.

(3) The International Security and Development Cooperation Act of 1985 except for section 1, section 131, section 132, section 202(c), section 203(b), section 305, section 502(a), section 504, section 505, part B of title V (other than section 558 and section 559), section 803, section 906, section 1205, section 1302, and section 1303.

(4) The Jordan Supplemental Economic Assistance Authorization Act of 1985.

(5) The African Famine Relief and Recovery Act of 1985.

(6) The International Security and Development Assistance Authorizations Act of 1983.

1 7) The Lebanon Emergency Assistance Act of
2 1983.

3 (8) The International Security and Develop-
4 ment Cooperation Act of 1981 except for section 1,
5 section 709; and section 714.

6 (9) The International Security and Develop-
7 ment Cooperation Act of 1980 except for section 1,
8 section 110, section 315, section 408, and title V.

9 (10) The International Development Coopera-
10 tion Act of 1979.

11 (11) The International Security Assistance Act
12 of 1979.

13 (12) The Special International Security Assist-
14 ance Act of 1979.

15 (13) The International Development and Food
16 Assistance Act of 1978, except for section 1, title
17 IV, and section 603(a)(2).

18 (14) The International Security Assistance Act
19 of 1978.

20 (15) The International Development and Food
21 Assistance Act of 1977 except for section 1, section
22 132(b), and section 133.

23 (16) The International Security Assistance Act
24 of 1977.

1 (17) The International Security Assistance and
2 Arms Export Control Act of 1976 except for section
3 1, section 201(b), section 212(b), section 601, and
4 section 608.

5 (18) The International Development and Food
6 Assistance Act of 1975.

7 (19) The Foreign Assistance Act of 1974.

8 (20) The Emergency Security Assistance Act of
9 1973.

10 (21) The Foreign Assistance Act of 1973.

11 (22) Section 13 of the Department of State Ap-
12 propriations Authorization Act of 1973.

13 (23) The Foreign Assistance Act of 1971.

14 (24) The Special Foreign Assistance Act of
15 1971.

16 (25) The Foreign Military Sales Act Amend-
17 ments, 1971 except for section 8(d), section 10, sec-
18 tion 11, section 12, and section 13.

1 **TITLE IX—MULTILATERAL**
2 **DEVELOPMENT BANKS**
3 **CHAPTER 1—INTERNATIONAL MONETARY**
4 **FUND**

5 **SEC. 901. UNITED STATES QUOTA INCREASE AND AMEND-**
6 **MENTS TO ARTICLES OF AGREEMENT.**

7 The Bretton Woods Agreements Act (22 U.S.C. 286
8 et seq.) is amended by adding at the end thereof the fol-
9 lowing new sections:

10 “SEC. 56. The United States Governor of the Fund
11 is authorized to consent to an increase in the quota of
12 the United States in the Fund equivalent to 8,608.5 mil-
13 lion Special Drawing Rights, limited to such amounts as
14 are appropriated in advance in appropriation Acts.

15 “SEC. 57. The United States Governor of the Fund
16 is authorized to consent to the amendments to the Articles
17 of Agreement of the Fund approved in resolution num-
18 bered 45-3 of the Board of Governors of the Fund.

19 “SEC. 58. The Secretary of the Treasury is author-
20 ized to instruct the United States Executive Director of
21 the Fund to vote to approve the Fund's pledge to sell,
22 if needed, up to three million ounces of the Fund's gold,
23 to restore the resources of the Reserve Account of the En-
24 hanced Structural Adjustment Facility Trust (hereinafter
25 the 'ESAF Trust') to a level that would be sufficient to

1 meet obligations payable to lenders which have made loans
2 to the Loan Account of the ESAF Trust that have been
3 used for the purpose of financing programs of Fund mem-
4 bers previously in arrears to the Fund.”

5 CHAPTER 2—AFRICAN DEVELOPMENT FUND

6 SEC. 911. UNITED STATES CONTRIBUTION.

7 The African Development Fund Act, 22 U.S.C. 290g
8 et seq., is amended by adding at the end thereof the fol-
9 lowing new section:

10 “SEC. 216. (a) CONTRIBUTION AUTHORIZED.—The
11 United States Governor of the Fund is authorized to con-
12 tribute \$405,000,000 to the sixth replenishment of the re-
13 sources of the Fund, except that such authority shall be
14 effective only to such extent or in such amounts as are
15 provided in advance in appropriations Acts.

16 “(b) AUTHORIZATION OF APPROPRIATIONS.—In
17 order to pay for the United States contribution provided
18 for in this section, there are authorized to be appropriated,
19 without fiscal year limitation, \$405,000,000 for payment
20 by the Secretary of the Treasury.”

1 CHAPTER 3—ASIAN DEVELOPMENT BANK**2 SEC. 921. UNITED STATES SUBSCRIPTION TO SPECIAL CAP-
3 ITAL INCREASE.**

4 The Asian Development Bank Act (22 U.S.C. 285 et
5 seq.) is amended by adding at the end thereof the follow-
6 ing new section:

7 “SEC. 30. (a)(1) The United States Governor of the
8 Bank is authorized to subscribe on behalf of the United
9 States to 35,230 additional shares of the capital stock of
10 the Bank.

11 “(2) Any subscription to the capital stock of the
12 Bank shall be effective only to such extent or in such
13 amounts as are provided in advance in appropriation Acts.

14 “(b) In order to pay for the increase in the United
15 States subscription to the Bank provided for in subsection
16 (a), there are authorized to be appropriated, without fiscal
17 year limitation, \$424,997,105 for payment by the Secre-
18 tary of the Treasury.”

**19 TITLE X—PRESIDENTIAL
20 CONTINGENCY FUND****21 SEC. 1001. AUTHORITY.**

22 There are authorized to be appropriated to the Presi-
23 dent, in order to meet unanticipated contingencies in pro-
24 grams within the International Affairs Budget Function,
25 \$10,000,000 for each of fiscal years 1992 and 1993 to
26 remain available until expended. Amounts appropriated

1 under this section are authorized to be made available not-
 2 withstanding any other provision of law, except that any
 3 provision of assistance pursuant to this section shall be
 4 subject to section 634A of the Foreign Assistance Act of
 5 1961.

6 TITLE XI—PEACE CORPS

7 SEC. 1101. AUTHORIZATION OF APPROPRIATIONS.

8 Section 3(b) of the Peace Corps Act (22 U.S.C.
 9 2502(b)) is amended—

10 (1) by striking out the first sentence and insert-
 11 ing in lieu thereof the following: “There are author-
 12 ized to be appropriated to carry out the purposes of
 13 this Act \$207,000,000 for fiscal year 1992, to re-
 14 main available until September 30, 1993”; and

15 (2) in the second sentence, by striking out
 16 “hereunder” and inserting in lieu thereof “for a fis-
 17 cal year prior to fiscal year 1992”.

18 SEC. 1102. PEACE CORPS FOREIGN CURRENCY FLUCTUA- 19 TIONS.

20 (a) ESTABLISHMENT OF FOREIGN CURRENCY FLUC-
 21 TUATIONS ACCOUNT.—The Peace Corps Act (22 U.S.C.
 22 2501 et seq.) is amended by inserting after section 15 the
 23 following new section:

24 ‘FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

25 SEC. 16. (a)(1) There is established in the Treasury
 26 of the United States an account to be known as the ‘For-

1 eign Currency Fluctuations, Peace Corps, Account'. The
2 account shall be used for the purpose of providing funds
3 to pay expenses for operations of the Peace Corps outside
4 the United States which, as a result of fluctuations in cur-
5 rency exchange rates, exceed the amount appropriated for
6 such expenses.

7 “(2) Funds in the account may be transferred, upon
8 the certification of the Director of the Peace Corps (or
9 the Director’s designee) that the transfer is necessary for
10 the purpose specified in paragraph (1), to the account con-
11 taining funds appropriated for the expenses of the Peace
12 Corps.

13 “(b) Funds transferred under subsection (a) shall be
14 merged with, and be available for the same time period,
15 as the appropriation to which they are applied. Notwith-
16 standing any provision of law limiting the amount of funds
17 the Peace Corps may obligate in any fiscal year, such
18 amount shall be increased to the extent necessary to re-
19 flect fluctuations in exchange rates from those used in pre-
20 paring the budget submission.

21 “(c) An obligation of the Peace Corps payable in the
22 currency of a foreign country may be recorded as an obli-
23 gation based upon exchange rates used in preparing a
24 budget submission. A change reflecting fluctuations in ex-
25 change rates may be recorded as a disbursement is made.

1 “(d) Funds transferred from the Foreign Currency
2 Fluctuations, Peace Corps, Account may be transferred
3 back to that account—

4 “(1) if the funds are not needed to pay obliga-
5 tions incurred because of fluctuations in currency ex-
6 change rates of foreign countries in the appropria-
7 tion to which the funds were originally transferred;
8 or

9 “(2) because of subsequent favorable fluctua-
10 tions in the rates or because other funds are, or be-
11 come, available to pay such obligations.

12 “(e) A transfer back to the account under subsection
13 (d) may not be made after the end of the two-fiscal-year
14 period immediately succeeding the fiscal year in which the
15 appropriation to which the funds were originally trans-
16 ferred is available for obligation.

17 “(f)(1) Not later than the end of the two-fiscal-year
18 period immediately succeeding the fiscal year for which
19 appropriations for the expenses of the Peace Corps have
20 been made available to the Peace Corps, unobligated bal-
21 ances of such appropriation provided for a fiscal year may
22 be transferred into the Foreign Currency Fluctuations,
23 Peace Corps, Account, to be merged with and available
24 for the same period and purposes as that account.

1. “(2) The authority of this subsection shall be exer-
2 cised only to the extent that specific amounts are provided
3 in advance in an appropriation Act.

4 (g) There are authorized to be appropriated to the
5 Foreign Currency Fluctuations, Peace Corps, Account for
6 each fiscal year such sums as may be necessary to main-
7 tain a balance of \$5,000,000 in such account at the begin-
8 ning of such fiscal year.

9 “(h) The Director of the Peace Corps shall submit
10 to the appropriate committees of the Congress each year
11 a report on funds transferred under this section.”

12 (b) **EFFECTIVE DATE.**—The amendment made by
13 subsection (a) applies with respect to each fiscal year after
14 fiscal year 1991.

15 **SEC. 1103. EVALUATION OF HEALTH-CARE SERVICES PRO-**
16 **VIDED TO PEACE CORPS VOLUNTEERS.**

17 (a) **IN GENERAL.**—Before January 1, 1997, the Di-
18 rector of the Peace Corps shall contract with an eligible
19 organization or organizations to conduct, at separate in-
20 tervals, a total of three evaluations of the health-care
21 needs of the Peace Corps volunteers and the adequacy of
22 the system through which the Peace Corps provides
23 health-care services in meeting those needs.

1 (b) REQUIREMENTS OF THE EVALUATIONS.—Each
2 evaluation shall include an assessment of the adequacy of
3 the Peace Corps health-care system—

4 (1) to provide diagnostic, treatment, and refer-
5 ral services to meet the health-care needs of Peace
6 Corps volunteers, and

7 (2) to conduct health examinations of appli-
8 cants for enrollment as Peace Corps volunteers and
9 to provide immunization and dental care preparatory
10 to service of applicants for enrollment who have ac-
11 cepted an invitation to begin a period of training for
12 service as a Peace Corps volunteer.

13 (c) REPORTS TO THE PEACE CORPS.—An organiza-
14 tion making an evaluation under this section shall submit
15 to the Director of the Peace Corps a report containing
16 its findings and recommendations not later than Decem-
17 ber 31, 1992, December 31, 1994, and December 31,
18 1996, as the case may be. Each report shall include recom-
19 mendations regarding appropriate standards and proce-
20 dures for ensuring the furnishing of quality medical care
21 and for measuring the quality of care provided to Peace
22 Corps volunteers.

23 (d) REPORT TO CONGRESS.—Not later than 90 days
24 after receipt of a report required by subsection (c), the
25 Director of the Peace Corps shall transmit the report, to-

1 gether with the Director's comments, to the appropriat
2 congressional committees.

3 (e) DEFINITIONS.—For purposes of this section—

4 (1) the term “appropriate congressional com
5 mittees” means the Committee on Foreign Relation
6 of the Senate and the Committee on Foreign Affair
7 of the House of Representatives; and

8 (2) the term “eligible organization” means an
9 independent health-care accreditation organization
10 or other independent organization with expertise in
11 evaluating health-care systems similar to that of the
12 Peace Corps.

13 **SEC. 1104. REPORTING REQUIREMENT ON EMPLOYMENT-**
14 **RELATED MATTERS.**

15 (a) IN GENERAL.—Not later than August 31, 1992,
16 the Director of the Peace Corps and the Secretary of
17 Labor, shall jointly submit to the appropriate congression-
18 al committees a report which describes—

19 (1) the information provided by the Peace
20 Corps to its volunteers and to applicants for volun-
21 teer service in the Peace Corps regarding the bene-
22 fits to and services to which Peace Corps volunteers
23 or trainees may be entitled or for which they may
24 be eligible in the event that they sustain injuries or

1 become disabled during their service, or their train-
2 ing for service, with the Peace Corps;

3 (2) the efforts by the Peace Corps and the De-
4 partment of Labor to coordinate the provision of
5 such information to Peace Corps volunteer-appli-
6 cants and volunteers and the processing of claims by
7 Peace Corps volunteers under the Federal Employ-
8 ees Compensation Act (FECA);

9 (3) the number of Peace Corps volunteers and
10 volunteer-applicants who have filed claims under the
11 Federal Employees Compensation Act (FECA) and
12 the percentage of the claims that have been ap-
13 proved; and

14 (4) the timeliness of approvals or denials of
15 claims of Peace Corps volunteers and volunteer-ap-
16 plicants under the Federal Employees Compensation
17 Act (FECA).

18 (b) RECOMMENDATIONS.—The report required by
19 subsection (a) shall also include such recommendations as
20 the Director of the Peace Corps and the Secretary of
21 Labor may determine necessary to facilitate the filing and
22 processing of claims by Peace Corps volunteers regarding
23 the benefits described in that subsection.

24 (c) DEFINITION.—For purposes of this section, the
25 term “appropriate congressional committees” means the

1 Committee on Foreign Relations of the Senate and the
2 Committee on Foreign Affairs of the House of Representa-
3 tives.

4 **SEC. 1105. PEACE CORPS ACT "THIRD GOAL" ACTIVITIES.**

5 (a) **IN GENERAL.**—The Congress encourages the Di-
6 rector of the Peace Corps, in carrying out the third goal
7 of the Peace Corps Act, to continue to develop, foster, as-
8 sist, and implement education-related programs, such as
9 the current Peace Corps programs known as "World Wise
10 Schools" and "Peace Corps Fellows/USA", which enable
11 current and former volunteers to share with primary and
12 secondary school students and communities in the United
13 States their volunteer experiences.

14 (b) **DEFINITION.**—For purposes of this section, the
15 term "third goal of the Peace Corps Act" means the goal
16 described in section 2(a) of the Peace Corps Act of in-
17 creasing the understanding of other peoples on the part
18 of the American people.

19 **TITLE XII—EFFECTIVE DATE**

20 **SEC. 1201. EFFECTIVE DATE.**

21 Except as otherwise provided in this Act or in any
22 amendment made by this Act, this Act and the amend-
23 ments made by this Act shall take effect on October 1,
24 1991.